

State of Arizona
Senate
Fifty-first Legislature
Second Regular Session
2014

SENATE CONCURRENT RESOLUTION 1003

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE IV, PART 1, CONSTITUTION OF ARIZONA, BY ADDING SECTION 3; RELATING TO STATEWIDE INITIATIVE AND REFERENDUM MEASURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of
2 Representatives concurring:

3 1. Article IV, part 1, Constitution of Arizona, is proposed to be
4 amended by adding section 3 as follows if approved by the voters and on
5 proclamation of the Governor:

6 3. Initiative and referendum measures: reauthorization
7 requirement

8 SECTION 3. A. IF A STATEWIDE INITIATIVE OR REFERENDUM
9 MEASURE CREATES A NEW STATE AGENCY, BOARD OR COMMISSION,
10 PERMANENTLY LEVIES A TAX OR PERMANENTLY AND SPECIFICALLY
11 ALLOCATES THE MONIES FROM THAT TAX, OR BOTH, OR PERMANENTLY
12 ALLOCATES STATE MONIES RECEIVED FROM SETTLEMENT OF A LAWSUIT OR
13 REQUIRES A STATE AGENCY TO ADMINISTER AND ENFORCE A NEW MEDICAL
14 REGISTRATION SYSTEM, THAT INITIATIVE OR REFERENDUM MEASURE IS
15 VALID ONLY FOR THE REMAINING PORTION OF THE FISCAL YEAR IN WHICH
16 THE MEASURE WAS ENACTED AND THE EIGHT FOLLOWING FISCAL YEARS.
17 AFTER SEVEN FULL FISCAL YEARS, A REAUTHORIZATION MEASURE SHALL
18 BE REFERRED TO A VOTE OF THE QUALIFIED ELECTORS AT THE NEXT
19 GENERAL ELECTION FOR REAUTHORIZATION FOR ANOTHER EIGHT YEARS IF
20 APPROVED BY A MAJORITY OF THE VOTES CAST ON THE MEASURE.

21 B. THIS SECTION APPLIES RETROACTIVELY TO THE BALLOT
22 MEASURES PRESCRIBED BY SUBSECTION A OF THIS SECTION AND THAT
23 WERE APPROVED ON OR AFTER NOVEMBER 3, 1998, AND THOSE MEASURES
24 MUST BE REFERRED TO A VOTE OF THE QUALIFIED ELECTORS FOR INITIAL
25 REAUTHORIZATION ACCORDING TO THE FOLLOWING SCHEDULE:

26 1. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
27 1998 THROUGH 2008 MUST BE REFERRED FOR INITIAL REAUTHORIZATION
28 AT THE GENERAL ELECTION HELD IN 2016.

29 2. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
30 2010 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
31 ELECTION HELD IN 2018.

32 3. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
33 2012 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
34 ELECTION HELD IN 2020.

35 4. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
36 2014 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
37 ELECTION HELD IN 2022.

38 C. THE LEGISLATURE SHALL PROVIDE FOR A FINANCIAL AND
39 PERFORMANCE AUDIT AND ANALYSIS AND POLICY EVALUATION OF EACH
40 INITIATIVE AND REFERENDUM MEASURE IN THE YEAR BEFORE A
41 REAUTHORIZATION VOTE TAKES PLACE UNDER THIS SECTION. THE POLICY
42 EVALUATION SHALL INCLUDE A RECOMMENDATION BY THE AUDITOR GENERAL
43 ON WHETHER THE QUALIFIED ELECTORS SHOULD REAUTHORIZE THE
44 MEASURE. THESE MATERIALS AND RECOMMENDATIONS SHALL BE MADE

1 AVAILABLE AT LEAST SIXTY DAYS BEFORE THE DATE OF THE ELECTION TO
2 EACH HOUSEHOLD IN WHICH A QUALIFIED ELECTOR RESIDES.

3 D. THIS SECTION APPLIES TO ALL AFFECTED INITIATIVE AND
4 REFERENDUM MEASURES PRESCRIBED BY SUBSECTION A OF THIS SECTION
5 REGARDLESS OF WHETHER THE INITIATIVE OR REFERENDUM INCLUDED
6 PROVISIONS IN THE CONSTITUTION OR STATUTES.

7 2. The Secretary of State shall submit this proposition to the voters
8 at the next general election as provided by article XXI, Constitution of
9 Arizona.