

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2652

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Special election

3 Under the authority of and in accordance with article XXI, section 1,
4 Constitution of Arizona, a special election is called to be held November 3,
5 2009 and to be conducted by the officers conducting regular elections.

6 Sec. 2. Purpose of election

7 The purpose of the special election called pursuant to section 1 of
8 this act is to submit to a vote of the people certain amendments to the
9 Constitution of Arizona that are proposed by the forty-ninth legislature,
10 first regular session, that are approved by a majority of the members of each
11 house of the legislature and that amend the Constitution of Arizona to
12 provide for a temporary state transaction privilege tax rate increment.

13 Sec. 3. Publicity; secretary of state

14 A. The secretary of state shall cause to be printed in pamphlet form a
15 sample ballot and a true copy of the official title and text of each proposed
16 amendment, with the number and form in which the descriptive title will be
17 printed on the official ballot as prescribed by section 19-125, Arizona
18 Revised Statutes. In addition, the publicity pamphlet shall contain a
19 legislative council analysis, a joint legislative budget committee staff
20 fiscal impact summary and any arguments submitted in support of or opposition
21 to the proposed amendments as prescribed by section 19-124, Arizona Revised
22 Statutes. The legislative council analysis, joint legislative budget
23 committee fiscal impact summary and any arguments shall be submitted to the
24 secretary of state no later than sixty days before the date of the election.
25 A person submitting an argument in support of or opposition to the proposed
26 amendments shall pay the fee prescribed pursuant to section 19-124, Arizona
27 Revised Statutes.

1 B. The secretary of state is not required to conduct public meetings
2 on the proposed amendments.

3 C. Not less than ten days before the special election called pursuant
4 to this act, the secretary of state shall cause each proposed amendment to be
5 published for a period of at least three days in a daily newspaper or, if
6 there is not such newspaper, at least one time in a weekly newspaper in every
7 county in the state in which a newspaper is published.

8 D. Not less than thirty-five days before the special election called
9 pursuant to this act, the secretary of state shall mail one copy of the
10 publicity pamphlet to every household that contains a registered voter. The
11 mailings may be made over a period of days but shall be mailed in order to be
12 delivered to households before the earliest date for the receipt of early
13 ballots that may have been requested by a voter.

14 E. The secretary of state shall distribute the publicity pamphlet in
15 other forms and methods deemed advisable by the secretary of state.

16 Sec. 4. Form of ballot

17 A. The officer in charge of elections shall comply with section
18 19-125, subsections E and F, Arizona Revised Statutes, with respect to
19 printing the full text of each measure on the ballot.

20 B. If a political subdivision contracts with a county for election
21 services and that political subdivision chooses to hold a local election on
22 November 3, 2009, the political subdivision shall only utilize the ballot and
23 format of the election where the question presented pursuant to article XXI,
24 section 1, Constitution of Arizona, appears and the constitutional amendment
25 shall appear first.

26 Sec. 5. Applicability of general election laws; exceptions

27 A. The secretary of state and county officers in charge of elections
28 are exempt from compliance with competitive bidding processes to the extent
29 that those processes will conflict with the timely printing and distribution
30 of publicity pamphlets, ballots and other election materials or the timely
31 conduct of the special election required by this act.

1 B. The special election called pursuant to this act shall be governed
2 and administered under the general laws of this state regarding elections to
3 the greatest extent practicable.

4 Sec. 6. Reimbursement of county expenses

5 A. The secretary of state shall reimburse counties for the cost of
6 printing ballots and other election materials for the special election and
7 shall reimburse counties for compensation paid to election board and tally
8 board officers serving during the special election, as well as other costs of
9 administering the election.

10 B. The clerk of the board of supervisors of each county shall submit
11 to the secretary of state for approval an itemized claim, together with
12 documentation, verified by the clerk for expenses incurred or to be incurred
13 by the county as prescribed by subsection A of this section. On approval of
14 the claim by the secretary of state, the claim shall be submitted to the
15 department of administration for payment to the county from the monies
16 appropriated by this section.

17 Sec. 7. Emergency

18 This act is an emergency measure that is necessary to preserve the
19 public peace, health or safety and is operative immediately as provided by
20 law.

21 Sec. 8. Conditional enactment:

22 This act does not become effective unless the following bills of the
23 forty-ninth legislature, first regular session, are enacted into law:

- 24 1. Senate Bill 1027.
- 25 2. Senate Bill 1028.
- 26 3. Senate Bill 1029.
- 27 4. Senate Bill 1031.
- 28 5. Senate Bill 1035.
- 29 6. Senate Bill 1036.
- 30 7. Senate Bill 1145.
- 31 8. Senate Bill 1187.

1 9. Senate Bill 1188, without regard to whether one or more items of
2 this enactment have been subject to objection by the Governor in a line item
3 veto as provided in article V, section 7, Constitution of Arizona.

4 10. Senate Bill 1258."

5 Amend title to conform

JOHN KAVANAGH

2652trailer.doc
06/26/2009
3:52 PM
C: meb