

REFERENCE TITLE: initiatives; referendum measures; periodic reauthorization

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

SCR 1003

Introduced by

Senators Crandell, Ward; Representatives Kwasman, Mesnard, Petersen,
Pierce J, Seel; Senators Biggs, Burges, Driggs, Farnsworth D, Griffin,
McComish, Melvin, Shooter, Worsley, Yarbrough; Representatives Smith,
Townsend

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 FUND FOR PUBLIC MONIES, DEDICATES PUBLIC
10 MONIES TO A SPECIFIC PURPOSE OR OTHERWISE AFFECTS STATE GENERAL
11 FUND REVENUES OR EXPENDITURES, THAT INITIATIVE OR REFERENDUM
12 MEASURE IS VALID ONLY FOR THE REMAINING PORTION OF THE FISCAL
13 YEAR IN WHICH THE MEASURE WAS ENACTED AND THE EIGHT FOLLOWING
14 FISCAL YEARS. AFTER SEVEN FULL FISCAL YEARS, A REAUTHORIZATION
15 MEASURE SHALL BE REFERRED TO A VOTE OF THE QUALIFIED ELECTORS AT
16 THE NEXT GENERAL ELECTION FOR REAUTHORIZATION FOR ANOTHER EIGHT
17 YEARS IF APPROVED BY A MAJORITY OF THE VOTES CAST ON THE
18 MEASURE.

19 B. THIS SECTION APPLIES RETROACTIVELY TO ALL BALLOT
20 MEASURES FROM STATEWIDE INITIATIVE AND REFERENDUM MEASURES
21 APPROVED ON OR AFTER NOVEMBER 3, 1998 THAT CREATE FUNDS FOR
22 PUBLIC MONIES, DEDICATE PUBLIC MONIES TO A SPECIFIC PURPOSE OR
23 OTHERWISE AFFECT STATE GENERAL FUND REVENUES OR EXPENDITURES.
24 ALL STATEWIDE INITIATIVE AND REFERENDUM MEASURES THAT ARE
25 AFFECTED RETROACTIVELY BY THIS SUBSECTION MUST BE REFERRED TO A
26 VOTE OF THE QUALIFIED ELECTORS FOR INITIAL REAUTHORIZATION
27 ACCORDING TO THE FOLLOWING SCHEDULE:

28 1. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
29 1998 THROUGH 2008 MUST BE REFERRED FOR INITIAL REAUTHORIZATION
30 AT THE GENERAL ELECTION HELD IN 2016.

31 2. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
32 2010 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
33 ELECTION HELD IN 2018.

34 3. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
35 2012 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
36 ELECTION HELD IN 2020.

37 4. INITIATIVE AND REFERENDUM MEASURES ENACTED INTO LAW IN
38 2014 MUST BE REFERRED FOR INITIAL REAUTHORIZATION AT THE GENERAL
39 ELECTION HELD IN 2022.

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

1 MEASURE. THESE MATERIALS AND RECOMMENDATIONS SHALL BE MADE
2 AVAILABLE AT LEAST SIXTY DAYS BEFORE THE DATE OF THE ELECTION TO
3 EACH HOUSEHOLD IN WHICH A QUALIFIED ELECTOR RESIDES.

4 D. THIS SECTION APPLIES TO ALL AFFECTED INITIATIVE AND
5 REFERENDUM MEASURES REGARDLESS OF WHETHER THE INITIATIVE OR
6 REFERENDUM INCLUDED 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.