A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE V, SECTION 1, CONSTITUTION OF ARIZONA, AS AMENDED BY A 1992 INITIATIVE MEASURE DESIGNATED AS BALLOT PROPOSITION 107; REPEALING ARTICLE V, SECTION 1, CONSTITUTION OF ARIZONA, AS AMENDED BY 1991 HOUSE CONCURRENT RESOLUTION 2001 DESIGNATED AS BALLOT PROPOSITION 100; AMENDING ARTICLE V, SECTIONS 6 AND 9, CONSTITUTION OF ARIZONA; RELATING TO THE EXECUTIVE DEPARTMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)
Be it resolved by the House of Representatives of the State of Arizona, the Senate concurring:

1. Article V, section 1, Constitution of Arizona, as amended by a 1992 initiative measure designated as ballot proposition 107, is proposed to be amended as follows if approved by the voters and on proclamation of the Governor:

   1. **Term limits on executive department and state officers; term lengths; election; residence and office at seat of government; duties**

      Section 1. A. The executive department shall consist of the governor, LIEUTENANT GOVERNOR, secretary of state, state treasurer, attorney general, and superintendent of public instruction, each of whom shall hold office for a term of four years beginning on the first Monday of January, 1971 next after the regular general election in 1970. No member of the executive department shall hold that office for more than two consecutive terms. This limitation on the number of terms of consecutive service shall apply to terms of office beginning on or after January 1, 1993. No member of the executive department after serving the maximum number of terms, which shall include any part of a term served, may serve in the same office until out of office for no less than one full term.

      B. The person having a majority THE HIGHEST NUMBER of the votes cast for the office voted for shall be elected. If no person receives a majority of the votes cast for the office, a second election shall be held as prescribed by law between the persons receiving the highest and second highest number of votes cast for the office. The person receiving the highest number of votes at the second election for the office is elected, but if the two OR MORE persons have an equal number of votes for the office AND THE HIGHEST NUMBER OF VOTES FOR THE OFFICE, the two houses of the legislature at its next regular session shall elect forthwith, by joint ballot, one of such persons for said office.

      C. NOT LATER THAN ONE HUNDRED DAYS BEFORE THE GENERAL ELECTION UNLESS THE LEGISLATURE PRESCRIBES OTHERWISE BY STATUTE, EACH NOMINEE FOR THE OFFICE OF GOVERNOR SHALL NAME A LIEUTENANT GOVERNOR NOMINEE AND SHALL RUN ON A TICKET AS A JOINT CANDIDATE IN THE GENERAL ELECTION WITH THAT NOMINEE FOR THE OFFICE OF LIEUTENANT GOVERNOR. THE NAME OF THE NOMINEE FOR LIEUTENANT GOVERNOR SHALL APPEAR ON THE BALLOT WITH OR BELOW THE NAME OF THE JOINT NOMINEE FOR GOVERNOR IN A MANNER THAT INDICATES THEY ARE RUNNING ON A TICKET AS JOINT CANDIDATES. AT THE GENERAL ELECTION, A SINGLE VOTE FOR A
NOMINEE FOR GOVERNOR SHALL CONSTITUTE A VOTE FOR THAT
NOMINEE’S TICKET, INCLUDING THE NOMINEE FOR LIEUTENANT
GOVERNOR. FOR ANY WINNING CANDIDATE FOR GOVERNOR AT THE
GENERAL ELECTION, THAT WINNING CANDIDATE’S JOINT CANDIDATE FOR
LIEUTENANT GOVERNOR IS THE WINNING CANDIDATE FOR LIEUTENANT
GOVERNOR.

C. D. The officers of the executive department during
their terms of office shall reside at the seat of government
where they shall keep their offices and the public records,
books and papers. They shall perform such duties as are
prescribed by the constitution and as may be provided by law.

2. Article V, section 1, Constitution of Arizona, as amended by
1991 house concurrent resolution 2001 designated as ballot proposition
100, is proposed to be repealed as follows if approved by the voters and
on proclamation of the Governor:

   Article V, section 1, Constitution of Arizona, as
   amended by 1991 house concurrent resolution 2001 designated as
   ballot proposition 100, relating to the executive department,
   is repealed.

3. Article V, section 6, Constitution of Arizona, is proposed to be
amended as follows if approved by the voters and on proclamation of the
Governor:

   6. Death, resignation, removal or incapacity of
governor; succession to office; impeachment;
absence from state or temporary incapacity
   Section 6. A. In the event of the death of the
governor, or his THE GOVERNOR’S resignation, removal from
office, or permanent disability INCAPACITY to discharge the
duties of the office, the secretary of state, if holding by
election, LIEUTENANT GOVERNOR shall succeed to the office of
governor until his THE GOVERNOR’S successor shall be elected
and shall qualify, AND ON SUCCEEDING TO THE OFFICE OF
GOVERNOR, THAT NEW GOVERNOR SHALL APPOINT A PERSON TO SERVE AS
LIEUTENANT GOVERNOR, SUBJECT TO APPROVAL BY A MAJORITY VOTE OF
THE MEMBERS OF THE STATE SENATE, UNLESS BOTH THE GOVERNOR AND
LIEUTENANT GOVERNOR DIE, RESIGN, ARE REMOVED FROM OFFICE OR
ARE PERMANENTLY INCAPACITATED FROM DISCHARGING THE DUTIES OF
OFFICE WITHIN SEVEN DAYS OF ONE ANOTHER. IN THAT EVENT, IF
THE SECRETARY OF STATE BE HOLDING BY ELECTION, THE SECRETARY
OF STATE SHALL SUCCEED TO THE OFFICE OF GOVERNOR, AND if the
secretary of state be holding otherwise than by election, or
shall fail to qualify as governor, the attorney general, the
state treasurer, or the superintendent of public instruction,
if holding by election, shall, in the order named, succeed to
the office of governor. FOR ANY OTHER VACANCY IN THE OFFICE
OF LIEUTENANT GOVERNOR, THE GOVERNOR SHALL APPOINT A PERSON TO
SERVE AS LIEUTENANT GOVERNOR, SUBJECT TO APPROVAL BY A
MAJORITY VOTE OF THE MEMBERS OF THE STATE SENATE.

B. The taking of the oath of office as governor by any
person specified in this section shall constitute resignation
from the office by virtue of the holding of which he THE
PERSON qualifies as governor. Any successor to the office
shall become governor in fact and entitled to all of the
emoluments, powers and duties of governor upon taking the oath
of office.

C. In the event of the impeachment of the governor, his
THE GOVERNOR'S absence from the state— or other temporary
disability INCAPACITY to discharge the duties of the office,
the powers and duties of the office of governor shall devolve
upon ON the same person as in case of vacancy, but only until
the disability INCAPACITY ceases.

4. Article V, section 9, Constitution of Arizona, is proposed to be
amended as follows if approved by the voters and on proclamation of the
Governor:

9. Powers and duties of state officers
   Section 9. The powers and duties of THE LIEUTENANT
   GOVERNOR SHALL BE TO SUPERVISE AND DIRECT THE DEPARTMENT OF
   ADMINISTRATION OR ITS SUCCESSOR AGENCY AND THE POWERS AND
   DUTIES OF THE secretary of state, state treasurer,
   attorney general, ATTORNEY GENERAL and superintendent of
   public instruction shall be as prescribed by law.

5. Applicability
   This proposition applies beginning with elections for the term of
   office that starts in 2023.

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