

REFERENCE TITLE: **districts; initiatives; litigation; prohibition**

State of Arizona
House of Representatives
Fifty-fourth Legislature
Second Regular Session
2020

HB 2125

Introduced by
Representative Thorpe

AN ACT

**AMENDING TITLE 1, CHAPTER 2, ARTICLE 4, ARIZONA REVISED STATUTES, BY
ADDING SECTION 1-272; RELATING TO INITIATIVE AND REFERENDUM MEASURES.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 1, chapter 2, article 4, Arizona Revised Statutes,
3 is amended by adding section 1-272, to read:
4 1-272. School districts; special taxing districts; initiative
5 and referendum measures; prohibition; personal
6 liability
7 A. A SCHOOL DISTRICT OR OTHER DISTRICT CREATED BY LAW WITH
8 AUTHORITY TO IMPOSE ANY TAX, FEE, STAMP OR OTHER ASSESSMENT SHALL NOT
9 MAINTAIN AN ACTION TO PREVENT THE ENACTMENT OF ANY INITIATIVE OR
10 REFERENDUM MEASURE ALLOWED BY LAW.
11 B. THE MEMBERS OF THE GOVERNING BODY OF A SCHOOL DISTRICT OR OTHER
12 DISTRICT CREATED BY LAW WITH AUTHORITY TO IMPOSE ANY TAX, FEE, STAMP OR
13 OTHER ASSESSMENT WHO VOTE TO MAINTAIN AN ACTION TO PREVENT THE ENACTMENT
14 OF ANY INITIATIVE OR REFERENDUM MEASURE ALLOWED BY LAW ARE PERSONALLY
15 LIABLE FOR THE REASONABLE ATTORNEY FEES AND OTHER COSTS OF LITIGATION
16 INCURRED BY PERSONS WHO ATTEMPT TO ENACT THE INITIATIVE OR REFERENDUM
17 MEASURE.
18 Sec. 2. Retroactivity
19 This act applies retroactively to from and after December 31, 2015.