

Senate Engrossed House Bill

~~municipalities; counties; law enforcement budgets~~
(now: executive orders; review; attorney general)

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 261

HOUSE BILL 2310

AN ACT

AMENDING TITLE 41, CHAPTER 8, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1304.07; RELATING TO LEGISLATIVE COUNCIL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 8, article 1, Arizona Revised
3 Statutes, is amended by adding section 41-1304.07, to read:

4 41-1304.07. Presidential executive orders; review; attorney
5 general

6 A. AT THE REQUEST OF ONE OR MORE MEMBERS OF THE LEGISLATURE, THE
7 EXECUTIVE DIRECTOR OF THE LEGISLATIVE COUNCIL SHALL REVIEW ANY EXECUTIVE
8 ORDER ISSUED BY THE PRESIDENT OF THE UNITED STATES THAT HAS NOT BEEN
9 AFFIRMED BY A VOTE OF CONGRESS AND SIGNED INTO LAW AS PRESCRIBED BY THE
10 CONSTITUTION OF THE UNITED STATES.

11 B. ON REVIEW, A MEMBER OF THE LEGISLATURE MAY RECOMMEND TO THE
12 ATTORNEY GENERAL THAT THE ORDER BE FURTHER EXAMINED BY THE ATTORNEY
13 GENERAL TO DETERMINE THE LEGALITY OF THE ORDER. IF THE ATTORNEY GENERAL
14 DETERMINES THE ORDER IS ILLEGAL, THE ATTORNEY GENERAL MAY FILE A
15 DECLARATORY JUDGMENT ACTION IN FEDERAL DISTRICT COURT.

16 Sec. 2. Applicability

17 This act applies only to executive orders that are issued from and
18 after the effective date of this act.

APPROVED BY THE GOVERNOR APRIL 20, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 20, 2021.