

Senate Engrossed

ballot measures; 200-word description

State of Arizona
Senate
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 345

SENATE BILL 1105

AN ACT

AMENDING SECTIONS 19-101, 19-102 AND 19-111, ARIZONA REVISED STATUTES;
RELATING TO INITIATIVE AND REFERENDUM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 19-101, Arizona Revised Statutes, is amended to
3 read:

4 19-101. Referendum petition; circulators; violation;
5 classification

6 A. The following shall be the form for referring to the people by
7 referendum petition a measure or item, section or part of a measure
8 enacted by the legislature, or by the legislative body of an incorporated
9 city, town or county:

10 Referendum Description

11 (Insert a description of ~~no~~ NOT more than ~~one~~ TWO hundred words of the
12 principal provisions of the measure sought to be referred.)

13 Notice: This is only a description of the measure sought to be
14 referred prepared by the sponsor of the measure. It may not include every
15 provision contained in the measure. Before signing, make sure the title
16 and text of the measure are attached. You have the right to read or
17 examine the title and text before signing.

18 Petition for Referendum

19 To the secretary of state (or to the corresponding
20 officer for or on local, county, city or town measures):

21 We, the undersigned citizens and qualified electors of the
22 state of Arizona, respectfully order that the senate (or
23 house) bill No. _____ (or other local, county, city or town
24 measure) entitled (title of act or ordinance, and if the
25 petition is against less than the whole act or ordinance then
26 set forth here the item, section, or part, of any measure on
27 which the referendum is used), passed by the _____
28 session of the legislature of the state of Arizona, at the
29 general (or special, as the case may be) session of said
30 legislature, (or by a county, city or town legislative body)
31 shall be referred to a vote of the qualified electors of the
32 state, (county, city or town) for their approval or rejection
33 at the next regular general election (or county, city or town
34 election) and each for himself says:

35 I have personally signed this petition with my first and
36 last names. I have not signed any other petition for the same
37 measure. I am a qualified elector of the state of Arizona,
38 county of (or city or town and county of, as the case may be)
39 _____.

40 "Warning

41 It is a class 1 misdemeanor for any person to knowingly
42 sign an initiative or referendum petition with a name other
43 than his own, except in a circumstance where he signs for a
44 person, in the presence of and at the specific request of such

1 person, who is incapable of signing his own name because of
2 physical infirmity, or to knowingly sign his name more than
3 once for the same measure, or to knowingly sign such petition
4 when he is not a qualified elector."

5	Signature	Name	Actual	Arizona	City or	Date
6		(first and	address	post office	town	signed
7		last name	(street &	address	(if any)	
8		printed)	no. and if	& zip		
9			no street	code		
10			address,			
11			describe			
12			residence			
13			location)			

14 (Fifteen lines for signatures which shall be numbered)
15 The validity of signatures on this sheet must be sworn
16 to by the circulator before a notary public on the form
17 appearing on the back of the sheet.

18 Number _____
19 B. Each petition sheet shall have printed on the top of each sheet
20 the following:

21 "It is unlawful to sign this petition before it has a
22 serial number."

23 C. Each petition sheet shall have printed in capital letters in ~~no~~
24 NOT less than twelve point bold-faced type in the upper right-hand corner
25 of the face of the petition sheet and below the statement prescribed in
26 subsection B of this section the following:

27 "_____ paid circulator" "_____ volunteer".

28 D. A circulator of a referendum petition shall state whether ~~he~~ THE
29 CIRCULATOR is a paid circulator or volunteer by checking the appropriate
30 line on the petition form before circulating the petition for signatures.

31 E. Signatures obtained on referendum petitions in violation of
32 subsection D of this section are void and shall not be counted in
33 determining the legal sufficiency of the petition. The presence of
34 signatures that are invalidated under this subsection on a petition does
35 not invalidate other signatures on the petition that were obtained as
36 prescribed by this section.

37 Sec. 2. Section 19-102, Arizona Revised Statutes, is amended to
38 read:

39 19-102. Initiative petition; circulators

40 A. The form of petition for a law or amendment to the constitution
41 of this state or county legislative measure, or city or town ordinance, or
42 amendment to a city or town charter proposed by the initiative to be
43 submitted directly to the electors, shall be substantially in the form

1 prescribed in section 19-101, except that the title and body of such
2 petition shall read:

3 Initiative description

4 (Insert a description of ~~no~~ NOT more than ~~one~~ TWO
5 hundred words of the principal provisions of the proposed
6 measure or constitutional amendment.)

7 Notice: This is only a description of the proposed measure (or
8 constitutional amendment) prepared by the sponsor of the measure. It may
9 not include every provision contained in the measure. Before signing,
10 make sure the title and text of the measure are attached. You have the
11 right to read or examine the title and text before signing.

12 Initiative Measure to be Submitted Directly to Electors

13 We, the undersigned, citizens and qualified electors of
14 the state of Arizona, respectfully demand that the following
15 proposed law (or amendment to the constitution, or other
16 initiative measure), shall be submitted to the qualified
17 electors of the state of Arizona (county, city or town of
18 _____) for their approval or rejection at the next
19 regular general election (or county, city or town election)
20 and each for himself says: (terminate form same as a
21 referendum petition.)

22 B. Each petition sheet shall have printed on the top of each sheet
23 the following:

24 "It is unlawful to sign this petition before it has a
25 serial number."

26 C. Each petition sheet shall have printed in capital letters in ~~no~~
27 NOT less than twelve point bold-faced type in the upper right-hand corner
28 of the face of the petition sheet and below the statement prescribed in
29 subsection B of this section the following:

30 "_____ paid circulator" "_____ volunteer".

31 D. A circulator of an initiative petition shall state whether ~~he~~
32 THE CIRCULATOR is a paid circulator or volunteer by checking the
33 appropriate line on the petition form before circulating the petition for
34 signatures.

35 E. Signatures obtained on initiative petitions in violation of
36 subsection D of this section are void and shall not be counted in
37 determining the legal sufficiency of the petition. The presence of
38 signatures that are invalidated under this subsection on a petition does
39 not invalidate other signatures on the petition that were obtained as
40 prescribed by this section.

1 Sec. 3. Section 19-111, Arizona Revised Statutes, is amended to
2 read:

3 19-111. Number for petition; training materials

4 A. A person or organization intending to propose a law or
5 constitutional amendment by initiative petition or to file a referendum
6 petition against a measure, item, section or part of a measure, before
7 causing the petition to be printed and circulated, shall file with the
8 secretary of state an application, on a form to be provided by the
9 secretary of state, setting forth the person's name or, if an
10 organization, its name and the names and titles of its officers, the
11 person's or organization's address, the person's or organization's
12 intention to circulate and file a petition, a description of ~~no~~ NOT more
13 than ~~one~~ TWO hundred words of the principal provisions of the proposed
14 law, constitutional amendment or measure and the text of the proposed law,
15 constitutional amendment or measure to be initiated or referred in ~~no~~ NOT
16 less than eight point type, and applying for issuance of an official
17 serial number. At the same time as the person or organization files its
18 application, the person or organization shall file with the secretary of
19 state its statement of organization. The secretary of state shall not
20 accept an application for initiative or referendum without an accompanying
21 statement of organization as prescribed by this subsection.

22 B. On receipt of the application, the secretary of state shall
23 assign an official serial number to the petition, which number shall
24 appear in the lower right-hand corner of each side of each copy thereof,
25 and issue that number to the applicant. The secretary of state shall
26 assign numbers to petitions in numerical sequence, and a record shall be
27 maintained in the secretary of state's office of each application received
28 and of the numbers assigned and issued to the applicant.

29 C. The secretary of state shall make available to each applicant by
30 electronic means a copy of the text of this article governing the
31 initiative and referendum and all rules adopted by the secretary of state
32 pursuant to this title. The secretary of state shall make available by
33 electronic means a copy of the text of this article governing the
34 initiative and referendum and all rules adopted by the secretary of state
35 pursuant to this title to the county, city and town clerks who shall
36 similarly furnish a copy to each applicant by electronic means. If a
37 member of the public so requests, the secretary of state and the county,
38 city and town clerks shall provide a copy in pamphlet form.

39 D. The secretary of state shall make available to each person or
40 organization circulating a statewide initiative, referendum or recall
41 petition a copy of circulator training materials created by the secretary
42 of state. Circulator training materials may be provided on paper or in
43 electronic format and shall also be available on the secretary of state's
44 website. A person or organization circulating a statewide petition shall

1 provide each circulator with the secretary of state's circulator training
2 materials and shall collect and submit to the secretary of state each of
3 its circulators' training materials receipts before the filing of
4 completed petitions. Each person who is a statewide circulator shall
5 acknowledge in writing receipt of the training materials before
6 circulating a petition for signatures. Failure to provide circulator
7 training materials or failure to submit circulators' training materials
8 receipts is not grounds for removal of signatures or signature sheets.
9 Notwithstanding section 19-141, this subsection does not apply to
10 initiative, referendum or recall petitions for cities, towns and counties.
11 E. The eight point type required by subsection A of this section
12 shall not apply to maps, charts or other graphics.

APPROVED BY THE GOVERNOR MAY 7, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2021.