

REFERENCE TITLE: **elected officials; salary; prohibition**

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HCR 2048

Introduced by
Representative Way

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE V, SECTION 12, CONSTITUTION OF ARIZONA; RELATING TO COMPENSATION OF ELECTIVE STATE OFFICERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the House of Representatives of the State of Arizona,
2 the Senate concurring:

3 1. Article V, section 12, Constitution of Arizona, is proposed to
4 be amended as follows if approved by the voters and on proclamation of the
5 Governor:

6 12. Compensation of elective state officers; commission
7 on salaries for elective state officers;
8 legislative salaries; salary deferral or
9 withholding; resumption

10 Section 12. A. The salaries of those holding elective
11 state offices shall be as established by law from time to
12 time, subject to the limitations of article ~~6~~ VI, section 33
13 OF THIS CONSTITUTION and to the limitations of article ~~4~~ IV,
14 part 2, section 17 OF THIS CONSTITUTION. Such salaries as are
15 presently established may be altered from time to time by
16 the procedure established in this section or as otherwise
17 provided by law, ~~except that legislative salaries may be~~
18 ~~altered only by the procedures established in this section.~~

19 B. A commission to be known as the commission on
20 salaries for elective state officers is authorized to be
21 established by the legislature. The commission shall be
22 composed of five members WHO ARE appointed from private life,
23 two of whom shall be appointed by the governor and one each by
24 the president of the senate, the speaker of the house of
25 representatives, and the chief justice. At such times as may
26 be directed by the legislature, the commission shall report to
27 the governor with recommendations concerning the rates of pay
28 of elected state officers. The governor, ~~shall upon~~ ON the
29 receipt of such A report, SHALL make recommendations to the
30 legislature with respect to the exact rates of pay ~~which he~~
31 THAT THE GOVERNOR deems advisable for those offices and
32 positions other than for the rates of pay of members of the
33 legislature. ~~Such recommendations shall become effective at a~~
34 ~~time established by the legislature after the transmission of~~
35 ~~the recommendation of the governor without aid of further~~
36 ~~legislative action unless, within such period of time, there~~
37 ~~has been enacted into law a statute which establishes rates of~~
38 ~~pay other than those proposed by the governor, or unless~~
39 ~~either house of the legislature specifically disapproves all~~
40 ~~or part of the governor's recommendation. The recommendations~~
41 ~~of the governor, unless disapproved or altered within the time~~
42 ~~provided by law, shall be effective; and any 1971~~
43 ~~recommendations shall be effective as to all offices on the~~
44 ~~first Monday in January of 1973. In case of either a~~
45 ~~legislative enactment or disapproval by either house, the~~

1 ~~recommendations shall be effective only insofar as not altered~~
2 ~~or disapproved.~~

3 C. The recommendations of the commission as to
4 legislative salaries shall be certified by ~~tt~~ THE COMMISSION
5 to the secretary of state, and the secretary of state shall
6 submit to the qualified electors at the next regular general
7 election the question, "Shall the recommendations of the
8 commission on salaries for elective state officers concerning
9 legislative salaries be accepted? [] Yes [] No." Such
10 recommendations if approved by the electors shall become
11 effective at the beginning of the next regular legislative
12 session without any other authorizing legislation. ~~Att~~
13 ~~recommendations which become effective under this section~~
14 ~~shall supersede all laws enacted prior to their effective date~~
15 ~~relating to such salaries.~~

16 D. THE SALARIES OF THOSE HOLDING ELECTIVE STATE OFFICE
17 SHALL BE ESTABLISHED BY LAW, AND CHANGES IN SALARY MAY NOT
18 APPLY DURING THE TERM OF ANY INCUMBENT, EXCEPT THAT SALARIES
19 OR SUBSISTENCE PAYMENTS MAY BE TEMPORARILY WITHHELD OR
20 DEFERRED PURSUANT TO SUBSECTION E OF THIS SECTION IF THE
21 GENERAL APPROPRIATION BILL HAS NOT BEEN SIGNED INTO LAW FOR
22 THE NEXT FISCAL YEAR ON OR BEFORE APRIL 30.

23 E. IF THE GENERAL APPROPRIATION BILL HAS NOT BEEN
24 SIGNED INTO LAW FOR THE NEXT FISCAL YEAR ON OR BEFORE APRIL
25 30, THE FOLLOWING INDIVIDUALS MAY NOT RECEIVE THEIR REGULAR
26 SALARIES OR SUBSISTENCE PAYMENTS FOR ANY PAY PERIOD THAT
27 BEGINS AFTER APRIL 30:

- 28 1. THE GOVERNOR.
- 29 2. THE SECRETARY OF STATE.
- 30 3. THE ATTORNEY GENERAL.
- 31 4. THE STATE TREASURER.
- 32 5. THE SUPERINTENDENT OF PUBLIC INSTRUCTION.
- 33 6. THE LIEUTENANT GOVERNOR.
- 34 7. MEMBERS OF THE LEGISLATURE.

35 F. ALL COMPENSATION THAT IS WITHHELD PURSUANT TO
36 SUBSECTION E OF THIS SECTION SHALL RESUME BEGINNING THE FIRST
37 FULL PAY PERIOD FOLLOWING THE ENACTMENT OF THE GENERAL
38 APPROPRIATION BILL FOR THE NEXT FISCAL YEAR. ANY COMPENSATION
39 WITHHELD PURSUANT TO THIS SECTION SHALL NOT BE PAID
40 RETROACTIVELY.

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