Conference Engrossed

FILED

JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 241

HOUSE BILL 2392

AN ACT

PROVIDING FOR MUNICIPAL EXPENDITURE LIMITATION ELECTIONS IN 2007 AND 2008.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Election for municipal expenditure limitation; 2007 and 2008

A. Notwithstanding section 16-204, subsection B, Arizona Revised Statutes, if a city or town with a population of three hundred fifty thousand or more persons must hold an election in 2007 or 2008 for the adoption or extension of its expenditure limitation pursuant to article IX, section 20, subsection (6) or (9), Constitution of Arizona:

1. It may hold the election, together with its election for the nomination and election of members of its governing body, on any of the following dates in 2007 or 2008:

(a) The second Tuesday in March.

(b) The third Tuesday in May.

(c) The eighth Tuesday before the first Tuesday after the first Monday in November.

(d) The first Tuesday after the first Monday in November.

2. The city or town must hold all subsequent elections as prescribed by section 16-204, Arizona Revised Statutes.

3. If the city or town fails to hold its expenditure limitation election as provided by paragraph 1 of this section, it must hold its next election to adopt, renew or extend an expenditure limitation or a base limit adjustment at the next regularly scheduled election for the nomination or election of members of its governing board.

B. If the city or town fails to comply with the provisions of subsection A of this section, the auditor general shall notify the state treasurer by January 1, 2012 to withhold from allocation of state income tax revenue sharing pursuant to section 43-206, Arizona Revised Statutes, an amount equal to two times the difference between the city's or town's expenditure limitation for fiscal year 2011-2012 and the expenditure limitation computed and prescribed pursuant to article IX, section 20, Constitution of Arizona. The state treasurer shall withhold the penalty under this subsection in twelve equal monthly installments beginning January, 2012 through December, 2012.

APPROVED BY THE GOVERNOR JUNE 4, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 4, 2007.

Passed the House February 12, 2007

by the following vote: 56 Ayes,

2 Nays, 2 Not Voting

Speaker of the House

Chief Clerk of the House

Passed the Senate April 12, 2007

by the following vote: 17 Ayes,

10 Nays, 3 Not Voting

President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20_____

at _____ o'clock _____M.

Secretary to the Governor

Approved this _____day of

at _____o'clock _____M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20_____

at _____ o'clock _____M.

Secretary of State

H.B. 2392

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House May 29, 2007

by the following vote: 51 Ayes,

0 Nays, 9 Not Voting

Speaker of the House

Pro Tempore

Herman L. Moore

Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 31, 2007

by the following vote: 21 Ayes,

0 Nays, 9 Not Voting

Timothy S. Bee

President of the Senate

Charmin Billington

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

31st day of May, 2007

at 3:09 o'clock P. M.

Jennifer Ybarra

Secretary to the Governor

Approved this 4 day of

June

at 3:35 o'clock P. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 4 day of June, 2007

at 4:36 o'clock P. M.

Janice K. Brewer

Secretary of State

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