

House Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-ninth Legislature  
First Regular Session  
2009

CHAPTER 134

# **HOUSE BILL 2101**

AN ACT

AMENDING SECTION 11-211, ARIZONA REVISED STATUTES; RELATING TO COUNTY SUPERVISOR ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 11-211, Arizona Revised Statutes, is amended to  
3 read:

4 11-211. Membership; qualifications; term; definition

5 A. There shall be in each county having a population of ~~two-hundred~~  
6 ONE HUNDRED SEVENTY-FIVE thousand or more persons a board of supervisors  
7 consisting of five members who shall be qualified electors of their  
8 supervisorial district, and who shall be elected at a general election at  
9 which the president of the United States is elected. In each county having a  
10 population of less than ~~two-hundred~~ ONE HUNDRED SEVENTY-FIVE thousand  
11 persons, a board of supervisors shall consist of three members, except as  
12 prescribed by subsection B OF THIS SECTION, who shall be qualified electors  
13 of their supervisorial district and who shall be elected at a general  
14 election at which the president of the United States is elected. They shall  
15 enter upon their duties on January 1 subsequent to their election, and shall  
16 hold office for four years. No person holding any other county or precinct  
17 office is eligible to the office of supervisor.

18 B. Any county having a population of less than ~~two-hundred~~ ONE HUNDRED  
19 SEVENTY-FIVE thousand persons but more than one hundred thousand persons  
20 shall call an election to change from a three-member to a five-member board  
21 of supervisors, or from a five-member to a three-member board of supervisors,  
22 upon receipt by the board of supervisors of a petition ~~signed by not less~~  
23 ~~than~~ CONTAINING SIGNATURES OF QUALIFIED ELECTORS EQUAL TO AT LEAST ten per  
24 cent of the ~~qualified voters who voted~~ VOTES CAST IN THE COUNTY at the  
25 preceding general election at which a president of the United States was  
26 elected. The board shall submit to the electors in such county, at a special  
27 election called for such purpose, the question whether or not such county  
28 shall elect five members or three members to the board of supervisors. The  
29 election shall be held before the first Monday in January preceding the next  
30 general election. The ballots shall contain the words: "Five supervisors,  
31 yes. Five supervisors, no." or "Three supervisors, yes. Three supervisors,  
32 no." If the majority of the qualified electors voting on the question ~~vote~~  
33 VOTES in the affirmative, the board of supervisors shall redistrict the  
34 county in accordance with ~~the provisions of~~ section 11-212. The county shall  
35 thereafter elect the prescribed number of members to the board of supervisors  
36 who shall have the same qualifications as provided in subsection A OF THIS  
37 SECTION for a board of supervisors with a population of ~~two-hundred~~ ONE  
38 HUNDRED SEVENTY-FIVE thousand or more persons, and shall hold office for a  
39 term of four years to commence on January 1.

40 Sec. 2. Applicability

41 Notwithstanding any other provision of law, on the effective date of this  
42 act, a county, with any existing board of supervisors consisting of three  
43 members, that exceeded a population of one hundred seventy-five thousand  
44 persons according to the 2000 United States decennial census shall begin the  
45 process of electing two additional supervisors at the next general election

1 after the effective date of this act. The board of supervisors of these  
2 counties shall form five supervisorial districts within the county by  
3 adopting the boundaries of the five precinct boundaries for the election of  
4 community college district governing board members pursuant to section  
5 15-1441, Arizona Revised Statutes. The three existing board of supervisors  
6 shall represent the newly formed supervisorial districts based on their  
7 residency. The remaining supervisorial districts shall be filled at the next  
8 general election after the effective date of this act. The terms of the two  
9 newly elected board of supervisors begin on January 1 following the general  
10 election and are for a term of two years. Thereafter, the five supervisorial  
11 districts shall be divided as provided by section 11-212, Arizona Revised  
12 Statutes.

APPROVED BY THE GOVERNOR JULY 13, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 13, 2009.

Passed the House May 28, 20 09

Passed the Senate June 25, 20 09

by the following vote: 33 Ayes,

by the following vote: 17 Ayes,

23 Nays, 4 Not Voting

9 Nays, 4 Not Voting

[Signature]  
Speaker of the House

[Signature]  
President of the Senate

[Signature]  
Asst. Chief Clerk of the House

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

15<sup>th</sup> day of July, 20 09

at 8:25 o'clock A. M.

[Signature]  
Secretary to the Governor

Approved this 13<sup>th</sup> day of

July 2009

at 8:36 o'clock A. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 13 day of July, 20 09

at 3:20 o'clock P. M.

[Signature]  
Secretary of State