

House Engrossed Senate Bill

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

CHAPTER 159

SENATE BILL 1167

AN ACT

AMENDING TITLE 19, CHAPTER 1, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 5;
RELATING TO BALLOT PROPOSITIONS ORDERED BY THE LEGISLATURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 19, chapter 1, Arizona Revised Statutes, is amended
3 by adding article 5, to read:

4 ARTICLE 5. CHALLENGES

5 19-161. Challenges to legislative referenda

6 A. A CHALLENGE TO THE LEGAL SUFFICIENCY OF ANY REFERENDUM MEASURE OR
7 ANY PROPOSED AMENDMENT OR AMENDMENTS TO THE CONSTITUTION ORDERED BY THE
8 LEGISLATURE TO BE SUBMITTED TO THE PEOPLE AT THE POLLS MUST BE FILED WITHIN:

9 1. TWENTY DAYS AFTER THE REFERENDUM IS FILED WITH THE SECRETARY OF
10 STATE IF THE REFERENDUM IS FILED IN AN ODD NUMBERED YEAR.

11 2. TEN DAYS AFTER THE REFERENDUM IS FILED WITH THE SECRETARY OF STATE
12 IF THE REFERENDUM IS FILED IN AN EVEN NUMBERED YEAR.

13 B. AN ACTION FILED PURSUANT TO THIS SECTION SHALL BE ADVANCED ON THE
14 CALENDAR AND HEARD AND DECIDED BY THE COURT AS SOON AS POSSIBLE. EITHER
15 PARTY MAY APPEAL TO THE SUPREME COURT WITHIN FIVE DAYS AFTER JUDGMENT.

16 C. THE SUPERIOR COURT IN MARICOPA COUNTY SHALL HAVE JURISDICTION OVER
17 ACTIONS FILED PURSUANT TO THIS SECTION.

18 D. IN ANY ACTION FILED PURSUANT TO THIS SECTION THE PRESIDENT OF THE
19 SENATE OR THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL BE ENTITLED TO BE
20 HEARD AND MAY, IN THEIR DISCRETION, INTERVENE AS A PARTY, MAY FILE BRIEFS IN
21 THE MATTER OR MAY CHOOSE NOT TO PARTICIPATE.

22 Sec. 2. Emergency

23 This act is an emergency measure that is necessary to preserve the
24 public peace, health or safety and is operative immediately as provided by
25 law.

APPROVED BY THE GOVERNOR APRIL 18, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 18, 2011.

Passed the House April 12, 2011,

by the following vote: 38 Ayes,

21 Nays, 1 Not Voting
without emergency

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

Passed the Senate February 8, 2011,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

Chaimen Bellinger
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this
_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1167

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State
this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

Passed the House April 13, 2011

by the following vote: 41 Ayes,

17 Nays, 2 Not Voting
[Signature] with Emergency
Speaker of the House

[Signature]
Chief Clerk of the House

**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

ON RECONSIDERATION
S.B. 1167

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 14, 20 11

by the following vote: 21 Ayes,

8 Nays, 1 Not Voting
with Emergency

President of the Senate

Channing Bellinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

15 day of April, 20 11

at 8:50 o'clock A. M.

Michelle Bendle
Secretary to the Governor

Approved this 18th day of

April

at 2:40 o'clock P. M.

Janice K. Brewer
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 18th day of April, 20 11

S.B. 1167

at 5:04 o'clock P. M.

Ken Bennett
Secretary of State