

REFERENCE TITLE: recall; requirements; petitions

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SB 1593

Introduced by
Senator Bennett

AN ACT

AMENDING SECTIONS 19-209 AND 19-212, ARIZONA REVISED STATUTES; RELATING TO
RECALL AND ADVISORY RECALL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 19-209, Arizona Revised Statutes, is amended to
3 read:

4 19-209. Order for special recall election; officer in charge
5 of election; definition

6 A. If the officer against whom a petition is filed does not resign
7 within five days, excluding Saturdays, Sundays and other legal holidays,
8 after the filing as determined pursuant to section 19-208.03, the order
9 calling a special recall election shall be issued within fifteen days and
10 shall be ordered to be held on the next following consolidated election
11 date pursuant to section 16-204 that is ~~ninety~~ ONE HUNDRED TWENTY days or
12 more after the order calling the election.

13 B. A recall election shall be called:

14 1. If for a state office, including a member of the legislature, by
15 the governor.

16 2. If for a county officer, special taxing district officer or
17 judge or other officer of the superior court in a county, by the board of
18 supervisors of that county.

19 3. If for a city or town officer, by the legislative body of the
20 city or town.

21 4. If for a member of a school district governing board, by the
22 county school superintendent of the county in which the school district is
23 located.

24 C. If a recall petition is against an officer who is directed by
25 this section to call the election it shall be called:

26 1. If for a state office, by the secretary of state.

27 2. If for a county office, by the clerk of the superior court.

28 3. If for a city or town office, by the city or town clerk.

29 D. The officer in charge of the election for any recall election
30 called pursuant to this chapter is as follows:

31 1. If for a state office, including a member of the legislature,
32 the secretary of state.

33 2. If for a county officer, special taxing district officer or
34 superior court judge, the county officer in charge of elections.

35 3. If for a city or town officer, the city or town clerk.

36 4. If for a member of a school district governing board, the county
37 school superintendent of the county in which the school district is
38 located.

39 E. For the purposes of this section, "special taxing district"
40 means a special taxing district that is established pursuant to title 48
41 and that is supported primarily by taxes.

1 D. If recall petitions have been filed against more than one member
2 of a multimember public body whose members serve at large, the nomination
3 petition and paper of the other candidates shall state which member they
4 oppose.

5 E. To each nomination petition shall be appended a certificate by a
6 person who is qualified to register to vote pursuant to section 16-101
7 stating that to the best of his knowledge and belief all the signers of
8 the nomination petition are qualified electors of the precinct which they
9 give as their residence.

10 F. ~~Such~~ THE nomination petition shall be filed not more than ~~ninety~~
11 ONE HUNDRED TWENTY days nor less than ~~sixty~~ NINETY days ~~prior to~~ BEFORE
12 the date of the recall election.