

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.C.R. 1023

(Reference to Senate engrossed resolution)

1 Strike everything after the resolving clause and insert:

2 "1. Article XIII, section 2, Constitution of Arizona, is proposed to  
3 be amended as follows if approved by the voters and on proclamation of the  
4 Governor:

5 2. Charter; preparation and proposal by board of  
6 freeholders; ratification and approval; amendment

7 Section 2. Any city containing, now or hereafter, a population  
8 of ~~more~~ LESS than ~~three thousand five hundred~~ FIVE HUNDRED THOUSAND  
9 PERSONS may frame a charter for its own government consistent with,  
10 and subject to, the Constitution and the laws of ~~the~~ THIS state, in  
11 the following manner: A board of freeholders composed of fourteen  
12 qualified electors of said city may be elected at large by the  
13 qualified electors ~~thereof~~ OF THAT CITY, at a general or special  
14 election, whose duty it shall be, within ninety days after such  
15 election, to prepare and propose a charter for such city. Such  
16 proposed charter shall be signed in duplicate by the members of such  
17 board, or a majority of them, and filed, one copy of said proposed  
18 charter with the chief executive officer of such city and the other  
19 with the county recorder of the county in which said city shall be  
20 situated. Such proposed charter shall then be published in one or  
21 more newspapers published, and of general circulation, within said  
22 city for at least twenty-one days if in a daily paper, or in three

1 consecutive issues if in a weekly paper, and the first publication  
2 shall be made within twenty days after the completion of the proposed  
3 charter. Within thirty days, and not earlier than twenty days, after  
4 such publication, said proposed charter shall be submitted to the  
5 vote of the qualified electors of said city at a general or special  
6 election. If a majority of such qualified electors voting ~~thereon~~  
7 ~~shall ratify~~ ON THE CHARTER RATIFIES such proposed charter, it shall  
8 thereupon be submitted to the governor for ~~his~~ THE GOVERNOR'S  
9 approval, and the governor shall approve it if it ~~shall~~ IS not ~~be~~ in  
10 conflict with this Constitution or with the laws of ~~the~~ THIS state.  
11 ~~Upon~~ ON such approval said charter shall become the organic law of  
12 such city and supersede any charter then existing (and all amendments  
13 thereto), and all ordinances inconsistent with said new charter. A  
14 copy of such charter, ~~and~~ certified by the chief executive officer, ~~and~~  
15 authenticated by the seal, ~~of~~ such city, together with a statement  
16 similarly certified and authenticated setting forth the submission of  
17 such charter to the electors and its ratification by them, ~~shall,~~  
18 after the approval of such charter by the governor, SHALL be made in  
19 duplicate and filed, one copy in the office of the secretary of state  
20 and the other in the archives of the city after being recorded in the  
21 office of said county recorder. Thereafter all courts shall take  
22 judicial notice of said charter.

23 The charter so ratified may be amended by amendments proposed  
24 and submitted by the legislative authority of the city to the  
25 qualified electors ~~thereof~~ OF THE CITY (or by petition as hereinafter  
26 provided), at a general or special election, and ratified by a  
27 majority of the qualified electors voting ~~thereon~~ ON THE AMENDMENTS  
28 and approved by the governor as herein provided for the approval of  
29 the charter.

1           Notwithstanding any provision of this section to the contrary,  
2           no charter shall provide a city with any power to violate Article IX,  
3           section 25, which preempts such power.

4           2. The Secretary of State shall submit this proposition to the  
5           voters at the next general election as provided by article XXI,  
6           Constitution of Arizona."

7 Amend title to conform

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C: LAT