

REFERENCE TITLE: public monies; prohibited expenditures

State of Arizona

House of Representatives

Fifty-sixth Legislature

Second Regular Session

2024

## HCR 2040

Introduced by

Representatives Smith: Biasiucci, Carbone, Carter, Chaplik, Diaz, Dunn, Gillette, Griffin,  
Heap, Hendrix, Jones, Marshall, Martinez, McGarr, Montenegro, Parker B, Parker J,  
Payne; Senators Hoffman, Wadsack

A Concurrent Resolution

enacting and ordering the submission to the people of a measure relating to public monies.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it resolved by the House of Representatives of the State of Arizona, the Senate concurring:

1. Under the power of the referendum, as vested in the Legislature, the following measure, relating to public monies, is enacted to become valid as a law if approved by the voters and on proclamation of the Governor:

#### AN ACT

AMENDING TITLE 35, CHAPTER 2, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 4; RELATING TO PUBLIC MONIES.

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

Section 1. Title 35, chapter 2, Arizona Revised Statutes, is amended by adding article 4, to read:

#### ARTICLE 4. PUBLIC MONIES; PROHIBITED EXPENDITURES

##### 35-351. Prohibited expenditures of public monies; standing; definition

A. A public entity may not spend public monies to promote, advocate or plan for, or become a member of an association or organization that promotes, advocates or plans for, any of the following:

1. Reducing the consumption or production of meat or dairy products or replacing animal-based protein with insect or synthetic protein.
2. Reducing or replacing motor vehicle travel with walking, biking, or public transit.
3. Reducing or limiting travel by airplane.
4. Limiting the number of articles of clothing an individual may purchase or own.
5. Reusing water that has touched human feces as a source of municipal drinking water.
6. Reducing greenhouse gas emissions or tracking and collecting of any information or data for determining consumption-based emissions.
7. Limiting the increase of the average global temperature or producing or adopting a climate action plan.
8. Replacing private ownership with shared or rented goods and services to promote a circular economy.
9. Furthering Marxist ideologies, including stakeholder capitalism.
10. Implementing mass surveillance systems to monitor motor vehicle travel.

B. Any person who is a qualified elector of this state has standing in any court of record to bring suit against any public entity to remedy any violation of this section. The person filing an action pursuant to this section may request either a jury or bench trial. If the trier of fact finds by a preponderance of the evidence that a public entity has violated this section, the court shall permanently enjoin the actions found to violate this section and shall award reasonable attorney fees and costs to the party who brought the action.

C. For the purposes of this section, "Public entity":

1. MEANS THIS STATE, A POLITICAL SUBDIVISION OF THIS STATE OR AN AGENCY, BOARD, COMMISSION OR DEPARTMENT OF THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE.

2. INCLUDES THE UNIVERSITIES UNDER THE JURISDICTION OF THE ARIZONA BOARD OF REGENTS AND COMMUNITY COLLEGE DISTRICTS AS DEFINED IN SECTION 15-1401.

2. The Secretary of State shall submit this proposition to the voters at the next general election as provided by article IV, part 1, section 1, Constitution of Arizona.