



Office of the City Clerk - City of Tucson  
**INITIATIVE PETITION**  
 APPLICATION FOR SERIAL NUMBER

OFFICE OF THE  
 CITY CLERK

16 NOV 14 P4:1

CITY OF TUCSON  
 RECEIVED

Date: November 14, 2016

**PART I**

To be completed and filed by applicant prior to the printing and circulation of the petition

Attach a copy of the petition (title, text and signature sheets) as you intend to circulate.

**APPLICANT AND CONTACT PERSON**

|   |   |  |
|---|---|--|
| Applicant<br><i>Penelope Susan Jacks</i>                              | Signature of Applicant<br><i>Penelope Susan Jacks</i>                   | Email Address<br><i>penelope@strongstarttucson.org</i> |
| Home Address & Zip Code<br><i>2303 East Adams St. Tucson AZ 85719</i> | Mailing Address & Zip Code<br><i>2303 E. Adams St. Tucson, AZ 85719</i> | Phone<br><i>520-603-6911</i>                           |
| Contact Person<br><i>Kelly Griffith</i>                               | Signature of Contact Person<br><i>Kelly S. Griffith</i>                 | Email Address<br><i>manager@strongstarttucson.org</i>  |
| Home Address & Zip Code<br><i>1955 W Linda Rd 85623</i>               | Mailing Address & Zip Code<br><i>PO Box 160 Oracle 85623</i>            | Phone<br><i>(520) 250-4416</i>                         |

The names of the three (3) persons responsible for procuring the initiative petition are:

|  |   |  |
|--|---|--|
| Procurer # 1<br><i>Penelope Susan Jacks</i>                          | Signature of Procurer # 1<br><i>Penelope Susan Jacks</i>              | Email Address<br><i>penelope@strongstarttucson.org</i> |
| Home Address & Zip Code<br><i>2303 E. Adams St. Tucson, AZ 85719</i> | Mailing Address & Zip Code<br><i>2303 E. Adams St Tucson AZ 85719</i> | Phone<br><i>520-603-6911</i>                           |
| Procurer # 2<br><i>Kelly Griffith</i>                                | Signature of Procurer # 2<br><i>Kelly S. Griffith</i>                 | Email Address<br><i>manager@strongstarttucson.org</i>  |
| Home Address & Zip Code<br><i>1955 W Linda Rd 85623</i>              | Mailing Address & Zip Code<br><i>PO Box 160 Oracle AZ 85623</i>       | Phone<br><i>(520) 250-4416</i>                         |
| Procurer # 3<br><i>James Ratner</i>                                  | Signature of Procurer # 3<br><i>James R. Ratner</i>                   | Email Address<br><i>jamie@strongstarttucson.org</i>    |
| Home Address & Zip Code<br><i>3321 E. 4th St. 85716</i>              | Mailing Address & Zip Code<br><i>same</i>                             | Phone<br><i>520-990-9231</i>                           |

**NOTICE: A Political Committee Statement of Organization must be filed before valid signatures can be collected. Signatures obtained prior to the filing of a Statement of Organization are void and shall not be counted in determining the legal sufficiency of any referendum petition.**

**PART II**

The following serial number must be included in the lower right-hand corner of each and every page of the petition at the time of circulation. The City Clerk shall reject a petition, or any portion thereof, that fails to meet these requirements. Pursuant to provisions of Chapter XIX of the Tucson City Charter, and Chapter 12 of the Tucson Code, the petition bearing the serial number listed must be filed with the City Clerk during regular business hours in order to be considered for placement on the **November 7, 2017** ballot. In no event shall the City Clerk accept a petition which was issued for circulation more than twenty-four (24) months prior to the date of the election at which the measure is to be included on the ballot. **Petitions are due by 5:00 p.m. on Thursday, July 6, 2017.**

**To Be Completed By The City Clerk**

|  |                                |                     |
|--|--------------------------------|---------------------|
| ISSUED BY:<br><i>Yolanda Lizaro</i>    | INITIATIVE SERIAL NUMBER:      | <i>2016-I002</i>    |
| RECEIVED BY:<br><i>James R. Ratner</i> | DATE OF FILING APPLICATION:    | <i>11/15/16</i>     |
|  | DEADLINE FOR FILING PETITIONS: | <b>July 6, 2017</b> |
|  | NUMBER OF SIGNATURES REQUIRED  | <b>9,241</b>        |

*log # 190188*

CITY OF TUCSON, ARIZONA - INITIATIVE PETITION

TO THE HONORABLE MAYOR AND COUNCIL, AND THE CITY CLERK OF THE CITY OF TUCSON:

The undersigned, residents and duly qualified electors of the City of Tucson, Arizona, submit to you for adoption the following Charter Amendment and Ordinance. We request that you take action concerning the adoption or rejection of the proposed Charter Amendment and Ordinance as soon as possible and that the proposal be submitted to a vote of the people.

OFFICIAL TITLE

THE STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION FINANCIAL AID PROGRAM  
AN INITIATIVE MEASURE

- I. AMEND TUCSON CITY CODE CHAPTER 10A, RELATING TO COMMUNITY AFFAIRS, AND CHAPTER 19, ARTICLE II RELATING TO PRIVILEGE TAXES, TO PROVIDE FOR A FINANCIAL AID PROGRAM ENSURING THAT TUCSON CHILDREN HAVE ACCESS TO HIGH-QUALITY EARLY-CHILDHOOD EDUCATION; AND PROVIDE FOR SEVERABILITY.

TEXT OF PROPOSED CODE AMENDMENT

Be it enacted by the people of the City of Tucson:

The following amendments to the Tucson City Code to provide for a financial aid program to ensure that every Tucson child has access to high-quality early-childhood education, including a business privilege tax to fund that program, valid when approved by a majority of the qualified electors voting thereon:

Section 1. Declaration of policy

- A. The people of the City of Tucson believe it is in the best interest of the city to ensure that Tucson children have access to high-quality early-childhood education.
- B. Expenditures of funds on early-childhood education for the children of Tucson provided for in this measure are pursuant the mayor's and the council's charter-granted authority to provide for the general welfare of Tucson's inhabitants.
- C. It is the intention and desire of the people of Tucson in enacting this measure by initiative that the funds provided are in addition to and separate from any other funds that are now and shall be annually appropriated by the Mayor and City Council for education-related services and expenditures.

Section 2: Chapter 10A of the Tucson City Code is amended to read:

Chapter 10A ("Community Affairs") is hereby amended to add a new Article XXV, Strong Start Tucson Commission, to read as follows:

Sec. 10A-256. Statement of Policy:

The citizens of Tucson recognize the value of early-childhood education and believe that it is in the best interest of the city for children to have access to high-quality early-childhood education.

Sec. 10A-257. Creation.

The Strong Start Tucson Commission (SSTC) is established.

Sec. 10A-258. Membership composition; qualifications; terms and reappointment.

- a. SSTC shall consist of 7 members; all members shall serve without compensation.
- b. Appointment. Mayor and Council shall appoint the members of SSTC. In the case of the first seven members, four members shall be appointed to a 2 year term. The remaining 3 members and all future members of SSTC shall be appointed to 4 year terms.
- c. Composition. The SSTC membership shall include early childhood education providers, education advocates and experts, parents of school-age children and members of the business and non-profit communities, provided that at least two (2) commissioners shall be early-education experts and no more than two (2) commissioners shall be early-childhood education providers.
- d. Terms: Notwithstanding Article XIII, Section 10A-134 of the Tucson City Code, SSTC Members (other than the first 4) shall serve 4 year terms and may be reappointed to additional terms not to exceed eight consecutive years.

Sec. 10A-259. Purpose.

SSTC will create and administer, subject to approval of Mayor and Council, a financial aid program known as "Strong Start Tucson" ("SST") for children in the City of Tucson who are not yet eligible for Kindergarten, to ensure that Tucson children have access to high-quality early-childhood education.

Sec. 10A-260. Commission organization.

- a. SSTC shall select a chair and a vice-chair from among its members. The vice-chair shall act as chair in the absence or disability of the chair, or in the event of a vacancy in that office.
- b. SSTC shall adopt bylaws for its operations that are consistent with this chapter and other legal authority, and shall meet at such times and places as determined by SSTC.
- c. The bylaws shall be subject to the approval of Mayor and Council.
- d. Upon the approval of Mayor and Council, the bylaws shall be filed with the city clerk.
- e. All minutes of the SSTC meetings shall be filed with the city clerk.

Serial Number \_\_\_\_\_

Sec. 10A-261. Functions and Duties.

- a. SSTC shall adopt rules, subject to the approval of Mayor and Council, that:
  1. Establish the high-quality standards that must be met in order for an early-childhood education provider to be eligible to receive financial assistance from and otherwise participate in SST;
  2. Develop eligibility requirements for participation in SST by children and families;
  3. Determine financial aid reimbursement rates for high-quality early-childhood education.
  4. Determine a sliding scale for family contributions based on family income.
  5. Provide for selection and oversight of a non-profit organization to administer SST.
  6. Provide for oversight and accountability concerning the distribution of the Strong Start Early Childhood Education Fund.
- b. Upon the approval of Mayor and Council, the Rules adopted by SSTC shall be filed with the city clerk.

**Section 3: Chapter 19, Article II, Section 19-460 of the Tucson City Code is amended to add Subsection h as follows:**

(H) NOTWITHSTANDING RATE LIMITS AND AMOUNTS IDENTIFIED ELSEWHERE IN THIS SECTION, A TAX IN AN AMOUNT EQUAL TO ONE HALF (0.5) PERCENT OF THE GROSS INCOME FROM THE BUSINESS ACTIVITY SHALL BE IMPOSED UPON EVERY PERSON ENGAGING OR CONTINUING IN THE BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT RETAIL (REGS. 460.2, 460.3, 460.6), IMPOSED FOR EARLY-CHILDHOOD EDUCATION FINANCIAL AID ("THE STRONG START TUCSON TAX") AS SET FORTH IN SECTION 2 OF CHAPTER IV OF THE CHARTER OF THE CITY OF TUCSON, AND SHALL BE APPROPRIATED ONLY IN ACCORDANCE WITH THE PROVISIONS OF THAT SECTION AND ANY ORDINANCES ENACTED PURSUANT TO IT.

**Section 4: Severability clause**

If any provision of this measure is declared invalid by a court of competent jurisdiction, such invalidity does not affect other provisions that can be given effect without the invalid provision.

**II. AMEND THE TUCSON CITY CHARTER TO AUTHORIZE AN INCREASE IN THE BUSINESS PRIVILEGE TAX SOLELY TO FUND EARLY-CHILDHOOD EDUCATION.**

**TEXT OF PROPOSED CHARTER AMENDMENT**

Be it enacted by the people of the City of Tucson:

The following amendment to the Tucson City Charter to authorize an increase in the business privilege tax for the sole express purpose of funding early childhood education, to become valid when approved in an election by a majority of the qualified electors voting thereon.

**Sec. 1. Amendment to Chapter IV of the Charter of the City of Tucson:**

Chapter IV of the Tucson City Charter is amended to add Section 3 to read as follows:

3. NOTWITHSTANDING ANY LIMITATIONS OR CAPS SET FORTH IN SECTION 2, CHAPTER IV OF THE CHARTER OF THE CITY OF TUCSON, THE CITY IS AUTHORIZED TO IMPOSE, LEVY, AND ASSESS, OVER AND ABOVE ANY EXISTING TAX, A TRANSACTION PRIVILEGE TAX OF UP TO ONE-HALF (0.5) PERCENT EXCLUSIVELY DEDICATED TO HIGH-QUALITY EARLY-CHILDHOOD EDUCATION ("THE STRONG START TUCSON TAX").
  - A. A STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION FUND, WHICH SHALL CONSIST OF ALL REVENUES COLLECTED FROM THE STRONG START TUCSON TAX AS WELL AS ANY OTHER REVENUES EXPRESSLY DESIGNATED BY ORDINANCE FOR EARLY-CHILDHOOD EDUCATION (HEREINAFTER COLLECTIVELY "DESIGNATED STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION REVENUES") AND INTEREST EARNED ON THOSE MONIES, SHALL BE ESTABLISHED. THE DIRECTOR OF FINANCE SHALL DEPOSIT ALL MONIES RECEIVED FROM DESIGNATED STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION REVENUES INTO THIS FUND. THE DIRECTOR OF FINANCE SHALL INVEST MONIES IN THE FUND AND ALL ACCOUNTS THEREIN AS PROVIDED BY CHAPTER XXIX OF THIS CHARTER. THE FINANCE DIRECTOR SHALL CREDIT MONIES EARNED FROM THESE INVESTMENTS TO THE FUND.
  - B. THE STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION FUND SHALL BE ADMINISTERED FOR THE FOLLOWING PURPOSES:
    1. AT LEAST NINETY TWO (92) PERCENT OF THE TOTAL ANNUAL FUND SHALL BE USED FOR STRONG START TUCSON ("SST"), A FINANCIAL AID PROGRAM APPROVED BY VOTERS TO UNDERWRITE THE COST OF HIGH-QUALITY EARLY-CHILDHOOD EDUCATION; OF THAT NINETY TWO (92) PERCENT, NO MORE THAN TEN (10) PERCENT OF THE TOTAL ANNUAL FUND SHALL BE USED TO SUPPORT AND IMPROVE THE QUALITY OF TUCSON-BASED EARLY-CHILDHOOD PROGRAMS ELIGIBLE TO PARTICIPATE IN STRONG START TUCSON.
    2. NO MORE THAN EIGHT (8) PERCENT OF THE TOTAL ANNUAL FUND SHALL BE USED FOR ADMINISTRATIVE EXPENSES OF STRONG START TUCSON.
  - C. MONIES FROM THE HIGH-QUALITY EARLY-CHILDHOOD EDUCATION FUND SHALL BE APPROPRIATED BY THE MAYOR AND COUNCIL ONLY FOR THE PURPOSES SET FORTH IN SUBSECTION B ABOVE AND IN ACCORDANCE WITH THE STRONG START TUCSON HIGH-QUALITY EARLY-EDUCATION FINANCIAL AID PROGRAM ORDINANCE APPROVED BY VOTERS IN NOVEMBER 2017, AS WELL AS ANY VOTER-APPROVED AMENDMENT THERETO.

**CITY OF TUCSON**

**INITIATIVE DESCRIPTION**

It is unlawful to sign this petition before it has a serial number. " PAID CIRCULATOR" " VOLUNTEER"

Tucson, Arizona November 15, 2016  
(Date of Issuance)

This initiative provides the opportunity for Tucson's children to attend high-quality preschool. It amends the City Code to establish a program enabling every Tucson child to attend high-quality preschool, and creates an oversight commission responsible for administration of financial aid on a sliding scale. The financial aid fund will be generated by a 1/2 cent city sales tax to be used solely for this program. The initiative authorizes the sales tax increase, for this purpose only, by amending the City Charter. Notice: This is only a description of the proposed measure (or charter amendment) prepared by the sponsor of the measure. It may not include every provision contained in the measure. Before signing, make sure the title and text of the measure are attached. You have the right to read or examine the title and text before signing.

To the Honorable Mayor and Council, and the Clerk of the City of Tucson: We, the undersigned, residents of the City of Tucson, Arizona, and duly qualified electors therein, do hereby submit and propose to you, for adoption, the following ordinance, and request that action be taken by you relative to the adoption or rejection of such proposed ordinance at the earliest possible moment, and that the same be forthwith submitted to a vote of the people, to-wit: THE STRONG START TUCSON HIGH-QUALITY EARLY-CHILDHOOD EDUCATION FINANCIAL AID PROGRAM as described in the attached Title and Text. Each signer says: I have personally signed this petition with my first and last names. I have not signed any other petition for the same measure. I am a qualified elector of the City of Tucson, State of Arizona.

"Warning: It is a class 1 misdemeanor for any person to knowingly sign an initiative or referendum petition with a name other than his own, except in a circumstance where he signs for a person, in the presence of and at the specific request of such person, who is incapable of signing his own name because of physical infirmity, or to knowingly sign his name more than once for the same measure, or to knowingly sign such petition when he is not a qualified elector."

| Signature | Name (first and last name printed) | Actual address (street & no. and if no street address, describe residence location) | Ward No. | Date signed |
|-----------|------------------------------------|---|----------|-------------|
| 1.        |                                    |   |          |             |
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| 14.       |                                    |   |          |             |
| 15.       |                                    |   |          |             |

CITY OF TUCSON  
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CITY CLERK

The validity of signatures on this sheet must be sworn to by the circulator before a notary public on the back of this sheet.

SERIAL NUMBER \_\_\_\_\_

STATE OF ARIZONA )  
County of Pima )

**INITIATIVE  
AFFIDAVIT OF CIRCULATOR**

Tucson, Arizona; November 14, 2016  
(Date of Issuance)

I, \_\_\_\_\_, a person who is not required to be a resident of this state but who is otherwise qualified to register to vote in the County of \_\_\_\_\_, in the State of Arizona at all times during my circulation of this petition sheet, and under the penalty of a class 1 misdemeanor, depose and say that subject to section 19-115, Arizona Revised Statutes, each individual printed the individual's own name and address and signed this sheet of the foregoing petition in my presence on the date indicated and I believe that each signer's name and residence address or post office address are correctly stated and that each signer is a qualified elector of the City of Tucson and that at all times during circulation of this signature sheet a copy of the title and text was attached to the signature sheet (Ariz. Const. Art. IV, Pt. 1, § 1, ¶ 9, A.R.S. §§ 19-112 (B), (C), (D), 19-114(A) Tucson Charter, Chapter XIX, § 2). The signatures appearing on this petition sheet are the genuine signatures of the persons whose names they bear (Tucson Charter, Chapter XIX, § 2). I retained direct custody and control of this signature sheet, and personally observed each signer of this signature sheet actually sign it (Tucson Code §§ 12-54 (e), (f)). I crossed out and initialed blank signature lines on this signature sheet prior to or at the time my signature on this affidavit was notarized (Tucson Code § 12-54(g)).

The names of the petitioners who should be notified of all proceedings and action taken in reference to this petition are:

- | NAME   | ADDRESS  |
|--|--|
| 1. Penelope Jacks                                      | 2303 East Adams Street, Tucson, AZ 85719   |
| 2. Kelly Griffith                                      | P.O. Box 160 Oracle AZ 85623 (Street address: 1955 W. Linda Vista Road, Oracle AZ 85623) |
| 3. James Ratner<br>(Tucson Charter, Chapter XIX, § 2). | 3321 E. 4 <sup>th</sup> St. Tucson, AZ 85716   |

Signature of Circulator: \_\_\_\_\_

Typed or Printed Name of Circulator: \_\_\_\_\_

Residence address, street and number of Circulator \_\_\_\_\_  
(If no street address, describe residence location)

Subscribed and sworn to before me on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Notary Public Signature \_\_\_\_\_

Printed name of Notary Public \_\_\_\_\_

My Commission expires:

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Warning: A person commits perjury by making a false sworn statement in regard to a material issue believing it to be false. Perjury is a class 4 felony (A.R.S. Sec. 13-2702)

SERIAL NUMBER \_\_\_\_\_