

COPPERSMITH  
BROCKELMAN  
LAWYERS

CITY OF TUCSON  
RECEIVED  
17 APR -6 PM 2:07  
OFFICE OF THE  
CITY CLERK

Roopali H. Desai  
rdesal@cblawyers.com  
PH. (602) 381-5478  
FAX (602) 772-3778

2800 North Central Avenue, Suite 1200  
Phoenix, AZ 85004  
CBLAWYERS.COM

April 5, 2017

**Via Email & U.S. Mail**

Tucson City Clerk's Office  
P.O. Box 27210  
Tucson, AZ 850701  
[cityclerk@tucsonaz.gov](mailto:cityclerk@tucsonaz.gov)

**Re: Notice Pursuant to Tucson City Code § 12-104**

To Whom It May Concern:

This firm represents Future of Your Zoo In Support of 2017-1001 and 2017-1002, Sponsored by Reid Park Zoological Society (the "Committee"). We write today on behalf of the Committee to provide notice of certain contributions out of an abundance of caution (and in the spirit of transparency), without conceding that such notice is required due to recent changes in relevant state laws that are the basis for nearly-identical provisions of the Tucson City Code.

As you know, SB1516 – the bulk of which went into effect in November 2016 – achieved a dramatic overhaul of Arizona's campaign finance system. Among many other things, SB1516 eliminated entirely the "trigger" notification provisions of former A.R.S. § 16-914.01(B), which required as follows:

In addition to the requirements of A.R.S. § 16-913, a committee acting in support of or opposition to the qualification, passage or defeat of an initiative or referendum or any other ballot measure, question or proposition shall give notice to the secretary of state for statewide measures **and the local filing officer who is responsible for receiving campaign finance reports for filing for nonstatewide measures** the first time each of the following occurs:

1. The Committee has received contributions totaling ten thousand dollars or more.
2. The committee has made expenditures totaling ten thousand dollars or more.
3. The committee has received contributions totaling ten thousand dollars or more from a single source.
4. The committee has received contributions totaling ten thousand dollars or more from different additional single sources.

(Emphasis added). Section 12-104(b) of the Tucson City Code is nearly identical, and we understand that it is set to be repealed as part of the upcoming rewrite of the Tucson elections code to harmonize it with the new provisions of state law. This makes perfect sense, because as you know, many provisions (Section 12-104(b) included) of the elections code simply repeat verbatim the relevant provisions of state law. In short, there is currently a disconnect between state law and the Tucson City Code when the Committee believes that the two are intended to work

harmoniously, which means that the Committee finds itself uncertain as to its current notification obligations.

With that context, the Committee provides the following information to the City Clerk regarding contributions and expenditures (all of which will be captured on its First Quarter April 15, 2017 campaign finance report):

Date	Type	Amount	Contributor/Vendor	Purpose
3/23/2017	C	\$25,000.00	Reid Park Zoological Society	N/A
3/27/2017	E	\$10,000.00	AZ Petition Partners LLC	Petition gathering
3/27/2017	E	\$14,535.45	Coppersmith Brockelman PLC	Legal fees

If there are any questions or concerns relating to this letter or the information contained herein, please do not hesitate to contact me.

Sincerely,



Roopali H. Desai

RHD:slm