
DIGEST

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HB 446 Reengrossed

2026 Regular Session

Boyer

Abstract: Provides that local tax, bond, parcel fee, and gaming elections may be held only during a regularly scheduled open primary election, except as otherwise provided by law enacted by two-thirds vote of the legislature.

Present constitution (Art. VI, §22) provides that when an election is required in a political subdivision under the provisions of the constitution which require submission to the electors of a proposition or question, the election shall be called, conducted, and the returns thereof canvassed, in accordance with the procedures established by the law then in effect pertaining to elections for incurring bonded indebtedness and special taxes relative to local finance, or as may be otherwise provided by law.

Proposed constitutional amendment retains present constitution.

Present constitution (Art. XI, §1) provides that the legislature shall adopt an election code which shall provide for the conduct of all elections.

Proposed constitutional amendment retains present constitution.

Proposed constitutional amendment provides that when an election is required in a political subdivision under the provisions of present constitution or other law regarding bonded indebtedness or special taxes relative to local finance, a parcel fee, or gaming, gambling, or wagering, the election may be held only during a regularly scheduled open primary election. Further provides that the legislature may provide by law enacted by two-thirds of the elected members of each house of the legislature for the calling of special elections in cases of emergency.

Present constitution (Art. VI, §30(B)) provides that no political subdivision shall submit the same tax proposition, or a new tax proposition that includes such a tax proposition, to the electorate more than once within a six month period except in the case of an emergency as determined by the governing authority of the political subdivision.

Proposed constitutional amendment repeals present constitution.

Provides for submission of the proposed amendment to the voters at the statewide election to be held on November 3, 2026.

Effective January 1, 2029.

(Amends Const. Art. VI, §22; Repeals Const. Art. VI, §30(B))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Apply proposed constitutional amendment to parcel fee and gaming elections.
2. Authorize the legislature to provide for the calling of special elections specifically in the case of emergency.
3. Provide for the repeal of present constitution provisions that prohibit a political subdivision from submitting the same tax proposition, or a new tax proposition that includes such a tax proposition, to the electorate more than once within a six month period.
4. Add an effective date.