



**ARIZONA STATE SENATE**  
*Fifty-Sixth Legislature, First Regular Session*

**VETOED**

**AMENDED**

FACT SHEET FOR S.B. 1026

state monies; drag shows; minors

Purpose

Prohibits the use of state monies and federal monies passing through the state treasury by any person or entity for a drag show targeting minors. Prohibits the use of private monies by a public body for a drag show targeting minors and prohibits a person in violation from receiving or spending any state monies for 36 months.

Background

The state General Fund (state GF) consists of all monies received into the state treasury except for money designated by law for other statutory funds. Expenses paid from the state GF must be authorized in an appropriation by the Legislature ([A.R.S. § 35-141](#)). The State Treasurer is responsible for the safekeeping of all securities for which the State Treasurer is the lawful custodian. The State Treasurer invests state monies and operates the Local Government Investment Pool for the benefit of participating units of local government ([A.R.S. § 35-314](#)). The Arizona Department of Administration prescribes the use of all budget units in an accounting system designed to ensure compliance with all legal and constitutional requirements, including those receiving, spending and accounting for public monies ([A.R.S. § 35-131](#)).

There is no anticipated fiscal impact to the state GF associated with this legislation.

Provisions

1. Prohibits the use of state monies and federal monies passing through the state treasury by any person or entity, including any state-funded institution or facility, for a drag show targeting minors.
2. Prohibits the state and a city, town, county, school district or other public body from receiving or expending private monies for a drag show targeting minors.
3. Prohibits a person or entity in violation of the prohibition from receiving or spending any state monies for 36 months after the conviction.
4. Defines *drag show targeting minors* as an in-person show or performance for entertainment in which a single adult performer or group of adult performers:
  - a) dress in clothing and makeup opposite of the performers' gender at birth to exaggerate gender signifiers and roles; and
  - b) engage in singing, dancing or a monologue or skit in order to entertain a target audience of persons under 18 years of age.

5. Becomes effective on the general effective date.

Amendments Adopted by Committee

- Prohibits the state and a city, town, county, school district or other public body from receiving or expending private monies for a drag show targeting minors.

Amendments Adopted by the House of Representatives

- Modifies the definition of *drag show targeting minors*.

Governor's Veto Message

The Governor indicates in her [veto message](#) that S.B. 1026 attempts to criminalize free expression and ostracize the LGBTQIA+ community and that she does not support any attempts to marginalize Arizonans.

Senate Action

GOV	2/8/23	DPA	5-3-0
3 <sup>rd</sup> Read	3/2/23		16-13-1
Final Read	6/13/23		16-12-2

House Action

GOV	3/22/23	DPA	5-4-0-0
3 <sup>rd</sup> Read	5/15/23		31-27-1-0-1

Vetoed by the Governor 6/16/23

Prepared by Senate Research

June 20, 2023

AN/slp