

REFERENCE TITLE: private school tuition programs

State of Arizona
Senate
Forty-ninth Legislature
Second Special Session
2009

SCR 1001

Introduced by
Senators Harper: Huppenthal

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE II, SECTION 12, CONSTITUTION OF ARIZONA; AMENDING ARTICLE IX, SECTION 10, CONSTITUTION OF ARIZONA; RELATING TO EDUCATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

3 1. Article II, section 12, Constitution of Arizona, is proposed to be
4 amended as follows if approved by the voters and on proclamation of the
5 Governor:

6 12. Liberty of conscience; appropriations for
7 religious purposes prohibited; religious
8 freedom

9 Section 12. The liberty of conscience secured by the
10 provisions of this constitution shall not be so construed as to
11 excuse acts of licentiousness, or justify practices inconsistent
12 with the peace and safety of the state. EXCEPT FOR PROGRAMS
13 PROVIDED BY LAW THAT PROVIDE MONIES FOR PRIVATE SCHOOL TUITION
14 TO PUPILS WITH DISABILITIES AND PUPILS WHO HAVE BEEN IN FOSTER
15 CARE, no public money or property shall be appropriated for or
16 applied to any religious worship, exercise, or instruction, or
17 to the support of any religious establishment. No religious
18 qualification shall be required for any public office or
19 employment, nor shall any person be incompetent as a witness or
20 juror in consequence of his opinion on matters of religion, nor
21 be questioned touching his religious belief in any court of
22 justice to affect the weight of his testimony.

23 2. Article IX, section 10, Constitution of Arizona, is proposed to be
24 amended as follows if approved by the voters and on proclamation of the
25 Governor:

26 10. Aid of church, private or sectarian school or
27 public service corporation

28 Section 10. EXCEPT FOR PROGRAMS PROVIDED BY LAW THAT
29 PROVIDE MONIES FOR PRIVATE SCHOOL TUITION TO PUPILS WITH
30 DISABILITIES AND PUPILS WHO HAVE BEEN IN FOSTER CARE, no tax
31 shall be laid or appropriation of public money made in aid of
32 any church, ~~or~~ ANY private or sectarian school, ~~or~~ or any public
33 service corporation.

34 3. The Secretary of State shall submit this proposition to the voters
35 at a special election called for this purpose on November 3, 2009 as provided
36 by article XXI, Constitution of Arizona.