Senate Engrossed

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

SENATE CONCURRENT RESOLUTION 1020

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE II, SECTION 31 AND ARTICLE XVIII, SECTION 6, CONSTITUTION OF ARIZONA; RELATING TO CRIME VICTIM PROTECTION FROM LIABILITY FOR DAMAGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

1. Article II, section 31, Constitution of Arizona, is proposed to be amended as follows if approved by the voters and on proclamation of the Governor:

31. Damages for death or personal injuries

Section 31. No law shall be enacted in this state limiting the amount of damages to be recovered for causing the death or injury of any person, EXCEPT THAT A CRIME VICTIM IS NOT SUBJECT TO A CLAIM FOR DAMAGES BY A PERSON WHO IS HARMED WHILE THE PERSON IS ATTEMPTING TO ENGAGE IN, ENGAGING IN OR FLEEING AFTER HAVING ENGAGED IN OR ATTEMPTED TO ENGAGE IN CONDUCT THAT IS CLASSIFIED AS A FELONY OFFENSE.

2. Article XVIII, section 6, Constitution of Arizona, is proposed to be amended as follows if approved by the voters and on proclamation of the Governor:

6. Recovery of damages for injuries

Section 6. The right of action to recover damages for injuries shall never be abrogated, and the amount recovered shall not be subject to any statutory limitation, EXCEPT THAT A CRIME VICTIM IS NOT SUBJECT TO A CLAIM FOR DAMAGES BY A PERSON WHO IS HARMED WHILE THE PERSON IS ATTEMPTING TO ENGAGE IN, ENGAGING IN OR FLEEING AFTER HAVING ENGAGED IN OR ATTEMPTED TO ENGAGE IN CONDUCT THAT IS CLASSIFIED AS A FELONY OFFENSE.

3. Short title

This measure may be cited as the "Crime Victims Protection Act of 2012".

4. The Secretary of State shall submit this proposition to the voters at the next general election as provided by article XXI, Constitution of Arizona.