

House Engrossed

State of Arizona
House of Representatives
Fifty-second Legislature
First Regular Session
2015

HOUSE BILL 2368

AN ACT

AMENDING TITLE 1, CHAPTER 2, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 4;
RELATING TO SOVEREIGN AUTHORITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 1, chapter 2, Arizona Revised Statutes, is amended by
3 adding article 4, to read:

4 ARTICLE 4. SOVEREIGN AUTHORITY

5 1-271. Sovereign authority; presidential executive orders

6 PURSUANT TO THE SOVEREIGN AUTHORITY OF THIS STATE AND ARTICLE II,
7 SECTION 3, CONSTITUTION OF ARIZONA, THIS STATE AND ALL POLITICAL SUBDIVISIONS
8 OF THIS STATE ARE PROHIBITED FROM USING ANY PERSONNEL OR FINANCIAL RESOURCES
9 TO ENFORCE, ADMINISTER OR COOPERATE WITH AN EXECUTIVE ORDER ISSUED BY THE
10 PRESIDENT OF THE UNITED STATES THAT HAS NOT BEEN AFFIRMED BY A VOTE OF THE
11 CONGRESS OF THE UNITED STATES AND SIGNED INTO LAW AS PRESCRIBED BY THE
12 CONSTITUTION OF THE UNITED STATES AND WHICH WERE MADE IN PURSUANCE THEREOF,
13 THIS PROHIBITION MAY BE WAIVED ON A CASE-BY-CASE BASIS BY EITHER A VOTE OF
14 THE LEGISLATURE WHILE IN SESSION OR BY THE GOVERNOR AND THE PRESIDENT OF THE
15 SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES WHILE THE LEGISLATURE
16 IS NOT IN SESSION.

17 1-272. Sovereign authority; United States justice department
18 policies; law enforcement

19 PURSUANT TO THE SOVEREIGN AUTHORITY OF THIS STATE AND ARTICLE II,
20 SECTION 3, CONSTITUTION OF ARIZONA, THIS STATE AND ALL POLITICAL SUBDIVISIONS
21 OF THIS STATE ARE PROHIBITED FROM USING ANY PERSONNEL OR FINANCIAL RESOURCES
22 TO ENFORCE, ADMINISTER OR COOPERATE WITH A POLICY DIRECTIVE ISSUED BY THE
23 UNITED STATES DEPARTMENT OF JUSTICE TO LAW ENFORCEMENT AGENCIES IN THIS STATE
24 THAT HAS NOT BEEN AFFIRMED BY A VOTE OF THE CONGRESS OF THE UNITED STATES AND
25 SIGNED INTO LAW AS PRESCRIBED BY THE CONSTITUTION OF THE UNITED STATES AND
26 WHICH WERE MADE IN PURSUANCE THEREOF, THIS PROHIBITION MAY BE WAIVED ON A
27 CASE-BY-CASE BASIS BY EITHER A VOTE OF THE LEGISLATURE WHILE IN SESSION OR BY
28 THE GOVERNOR AND THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
29 REPRESENTATIVES WHILE THE LEGISLATURE IS NOT IN SESSION.