

Senate Engrossed

~~elected officials; salary; prohibition~~
(now: military families; scholarship accounts)

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE CONCURRENT RESOLUTION 2048

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE XI, CONSTITUTION OF ARIZONA, BY ADDING SECTION 12; RELATING TO EDUCATION SCHOLARSHIPS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

6 12. Scholarship accounts; confiscation of monies
7 prohibited; voidability of future bills or
8 measures; definitions

9 SECTION 12. A. THIS STATE MAY NOT CONFISCATE MONIES FROM
10 ANY SCHOLARSHIP ACCOUNT OF ANY STUDENT WHO IS A CHILD OF A
11 MILITARY FAMILY IF BOTH OF THE FOLLOWING APPLY:

12 1. THE SCHOLARSHIP ACCOUNT IS ESTABLISHED AND MAINTAINED
13 BY THIS STATE PURSUANT TO A PROGRAM THAT DESIGNATES ANY STUDENT
14 WHO IS A CHILD OF A MILITARY FAMILY AND WHO SATISFIES ENROLLMENT
15 REQUIREMENTS AS ELIGIBLE TO RECEIVE SCHOLARSHIP MONIES. THIS
16 PARAGRAPH DOES NOT LIMIT THIS SUBSECTION TO SCHOLARSHIP ACCOUNT
17 PROGRAMS THAT ARE ESTABLISHED AND MAINTAINED BY THIS STATE FOR
18 ONLY CHILDREN OF MILITARY FAMILIES.

19 2. THE STUDENT MAY USE MONIES IN THE SCHOLARSHIP ACCOUNT
20 FOR TUITION OR FEES AT ELIGIBLE POSTSECONDARY EDUCATIONAL
21 INSTITUTIONS.

22 B. NOTWITHSTANDING ARTICLE IV, IF A BILL ENACTED INTO
23 LAW OR A MEASURE APPROVED BY THE VOTERS ON OR AFTER NOVEMBER 1,
24 2026 VIOLATES SUBSECTION A OF THIS SECTION, THE ENTIRE BILL OR
25 MEASURE IS VOID. A COURT MAY NOT SEVER ANY PORTION OF A BILL OR
26 MEASURE THAT VIOLATES SUBSECTION A OF THIS SECTION.

27 C. FOR THE PURPOSES OF THIS SECTION:

28 1. "CHILD OF A MILITARY FAMILY" MEANS A STUDENT WHO IS A
29 CHILD OF A PERSON WHO MEETS ANY OF THE FOLLOWING:

30 (a) IS SERVING ON ACTIVE DUTY AS A MEMBER OF THE ARMED
31 FORCES OF THE UNITED STATES.

32 (b) WAS SERVING ON ACTIVE DUTY AS A MEMBER OF THE ARMED
33 FORCES OF THE UNITED STATES WHEN THE STUDENT'S ELIGIBILITY WAS
34 INITIALLY DETERMINED.

35 (c) WAS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES
36 WHO WAS KILLED IN THE LINE OF DUTY.

37 2. "CONFISCATE":

38 (a) INCLUDES SEIZING, TRANSFERRING OR OTHERWISE TAKING
39 MONIES FROM A SCHOLARSHIP ACCOUNT.

40 (b) DOES NOT INCLUDE ACTS RELATED TO THE CLOSURE OF A
41 SCHOLARSHIP ACCOUNT IF ANY OF THE FOLLOWING APPLIES:

42 (i) THE STUDENT OR ACCOUNT HOLDER IS FOUND PERSONALLY
43 RESPONSIBLE FOR ILLEGAL ACTIVITY OR WRONGDOING IN A PROCEEDING
44 IN WHICH THE STUDENT OR ACCOUNT HOLDER RECEIVES INDIVIDUALIZED

1 DUE PROCESS OF LAW.

2 (ii) THE STUDENT OR ACCOUNT HOLDER VOLUNTARILY CLOSES OR
3 FAILS TO RENEW A SCHOLARSHIP ACCOUNT.

4 (iii) THE STUDENT GRADUATES FROM AN ELIGIBLE
5 POSTSECONDARY EDUCATIONAL INSTITUTION.

6 (iv) THE STUDENT IS INELIGIBLE TO MAINTAIN A SCHOLARSHIP
7 ACCOUNT UNDER A SCHOLARSHIP PROGRAM BECAUSE THE STUDENT DID NOT
8 ENROLL IN AN ELIGIBLE POSTSECONDARY EDUCATIONAL INSTITUTION FOR
9 A PERIOD OF AT LEAST FOUR CONSECUTIVE YEARS AFTER GRADUATING
10 FROM HIGH SCHOOL.

11 3. "ELIGIBLE POSTSECONDARY EDUCATIONAL INSTITUTION"
12 MEANS:

13 (a) A UNIVERSITY THAT IS ESTABLISHED PURSUANT TO SECTION
14 1 OF THIS ARTICLE.

15 (b) A COMMUNITY COLLEGE DISTRICT IN THIS STATE.

16 (c) AN ACCREDITED PRIVATE POSTSECONDARY EDUCATIONAL
17 INSTITUTION.

18 2. Short title

19 This act may be cited as the "Military Families College
20 Savings and Scholarship Protection Act".

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

PASSED BY THE HOUSE MARCH 2, 2026.

PASSED BY THE SENATE JUNE 13, 2026.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 15, 2026.