

State of Arizona
Senate
Fifty-first Legislature
First Regular Session
2013

SENATE CONCURRENT RESOLUTION 1016

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE II, SECTION 3, CONSTITUTION OF ARIZONA; RELATING TO THE REJECTION OF UNCONSTITUTIONAL FEDERAL ACTIONS.

(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 3, Constitution of Arizona, is proposed to be
4 amended as follows if approved by the voters and on proclamation of the
5 Governor:

6 3. Supreme law of the land; authority to exercise
7 sovereign authority against federal action; use
8 of government personnel and financial resources

9 Section 3. A. The Constitution of the United States is
10 the supreme law of the land TO WHICH ALL GOVERNMENT, STATE AND
11 FEDERAL, IS SUBJECT.

12 B. TO PROTECT THE PEOPLE'S FREEDOM AND TO PRESERVE THE
13 CHECKS AND BALANCES OF THE UNITED STATES CONSTITUTION, THIS
14 STATE MAY EXERCISE ITS SOVEREIGN AUTHORITY TO RESTRICT THE
15 ACTIONS OF ITS PERSONNEL AND THE USE OF ITS FINANCIAL RESOURCES
16 TO PURPOSES THAT ARE CONSISTENT WITH THE CONSTITUTION BY DOING
17 ANY OF THE FOLLOWING:

18 1. PASSING AN INITIATIVE OR REFERENDUM PURSUANT TO
19 ARTICLE IV, PART 1, SECTION 1.

20 2. PASSING A BILL PURSUANT TO ARTICLE IV, PART 2 AND
21 ARTICLE V, SECTION 7.

22 3. PURSUING ANY OTHER AVAILABLE LEGAL REMEDY.

23 C. IF THE PEOPLE OR THEIR REPRESENTATIVES EXERCISE THEIR
24 AUTHORITY PURSUANT TO THIS SECTION, THIS STATE AND ALL POLITICAL
25 SUBDIVISIONS OF THIS STATE ARE PROHIBITED FROM USING ANY
26 PERSONNEL OR FINANCIAL RESOURCES TO ENFORCE, ADMINISTER OR
27 COOPERATE WITH THE DESIGNATED FEDERAL ACTION OR PROGRAM.

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