

REFERENCE TITLE: constitutional right to vote

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HCR 2028

Introduced by
Representatives Stahl Hamilton: De Los Santos, Garcia, Gutierrez

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE VII, SECTION 2, CONSTITUTION OF ARIZONA; RELATING TO VOTING RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

2. Qualifications of voters; fundamental right

Section 2. A. ~~No EVERY~~ person ~~shall be~~ IS entitled to vote at any general election, or for any office that now is, or hereafter may be, elective by the people, or ~~upon~~ ON any question ~~which~~ THAT may be submitted to a vote of the people, ~~unless such~~ IF THAT person ~~be~~ IS a citizen of the United States of the age of eighteen years or over, and ~~shall have~~ HAS resided in ~~the~~ THIS state for the period of time preceding ~~such~~ THE election as prescribed by law, ~~provided that qualifications for voters at a general election for the purpose of electing presidential electors shall be as prescribed by law.~~ The word "citizen" ~~shall include~~ INCLUDES persons of the male and female sex.

B. THE RIGHT TO VOTE IS A FUNDAMENTAL RIGHT. ANY LAW OR REGULATION THAT BURDENS A CITIZEN'S FUNDAMENTAL RIGHT TO VOTE MUST BE NARROWLY TAILORED TO FURTHER A COMPELLING GOVERNMENTAL INTEREST. THIS SECTION PROVIDES ROBUST PROTECTION FOR THE RIGHT TO VOTE BEYOND THE GUARANTEES OF THE EQUAL PROTECTION CLAUSE OF THE FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION.

~~B.~~ C. The rights of citizens of the United States to vote and hold office shall not be denied or abridged by ~~the~~ THIS state, or any political division or municipality ~~thereof,~~ OF THIS STATE on account of sex, and the right to register, to vote and to hold office under any law now in effect, or ~~which~~ THAT may hereafter be enacted, is hereby extended to, and conferred ~~upon~~ ON males and females alike.

C. ~~No~~ A person who is adjudicated an incapacitated person OR A PERSON WHO IS CONVICTED OF TREASON shall NOT be qualified to vote at any election, ~~nor shall any person convicted of treason or felony, be qualified to vote at any election unless restored to civil rights.~~

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