

Senate Engrossed

death sentence; choice; firing squad

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SENATE CONCURRENT RESOLUTION 1049

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE XXII, SECTION 22, CONSTITUTION OF ARIZONA; RELATING TO CAPITAL PUNISHMENT.

(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 XXII, section 22, Constitution of Arizona, is proposed
4 to be amended as follows if approved by the voters and on proclamation of
5 the Governor:

6 22. Judgments of death

7 Section 22. A. The judgment of death shall be
8 inflicted by THE DEFENDANT'S CHOICE OF ONE OF THE FOLLOWING:

9 1. FIRING SQUAD.

10 2. Administering an intravenous injection of a
11 substance or substances in a lethal quantity sufficient to
12 cause death. ~~except that defendants sentenced to death for~~
13 ~~offenses committed prior to the effective date of the~~
14 ~~amendment to this section shall have the choice of either~~
15 ~~lethal injection or~~

16 3. Lethal gas.

17 B. IF A DEFENDANT DOES NOT CHOOSE A METHOD OF DEATH,
18 THE DEFAULT METHOD OF DEATH IS LETHAL INJECTION.

19 C. IF ANY OPTION IS INVALIDATED BY AN UNAPPEALABLE
20 COURT ORDER OR IS UNAVAILABLE IN THE STATE AT THE TIME THE
21 DEFENDANT CHOOSES A METHOD OF DEATH, THE DEFENDANT MAY CHOOSE
22 FROM OTHER OPTIONS LISTED IN THIS SECTION, AND JUDGMENT OF
23 DEATH SHALL BE INFLICTED BY ANY LAWFUL MEANS AVAILABLE IF THE
24 FINAL CHOICE IS UNAVAILABLE.

25 D. The lethal injection or lethal gas shall be
26 administered under such procedures and supervision as
27 prescribed by law. DEATH BY FIRING SQUAD SHALL BE CONDUCTED
28 BY A MINIMUM OF THREE VOLUNTEER SHOOTERS AND WITH THE USE OF
29 ONE BLANK ROUND. The execution shall take place within the
30 limits of the state prison.

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