

Senate Engrossed

**FILED**  
**KEN BENNETT**  
**SECRETARY OF STATE**

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.

PASSED BY THE HOUSE MAY 14, 2013.

PASSED BY THE SENATE MARCH 4, 2013.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 21, 2013.

Passed the House May 14, 2013,

by the following vote: 36 Ayes,

23 Nays, 1 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate March 4, 2013,

by the following vote: 16 Ayes,

12 Nays, 2 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 21<sup>st</sup> day of May, 2013,

at 2:11 o'clock P M.

[Signature]  
Secretary of State

S.C.R. 1016