

March 29, 1937

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Board of Supervisors
Santa Cruz County
P. O. Box 156
Nogales, Arizona

Gentlemen:

Your letter of March 26, 1937 came to my desk for attention. In it you ask as to the status of patients and inmates of the United States Transient Camp and Hospital at Nogales who are being cared for by public funds. This question primarily with relation to their right to register and vote.

Under Article VII of the Constitution of the State of Arizona is set forth the qualifications of voters and the method of gaining residence. Section 3 of that Article reads as follows:

" For the purpose of voting, no person shall be deemed to have gained or lost a residence by reason of his presence or absence while employed in the service of the United States, or while a student at any institution of learning, or while kept at any almshouse or other asylum at public expense, or while confined in any public jail or prison."

Under this paragraph all of those patients or inmates of the Transient Camp and Hospital who were brought in to the State of Arizona for care and placed in the camp or hospital by or at the expense of the United States Government, and have since then been and are now being supported at public expense, can gain no residence in the State of Arizona under the Constitution, and hence they are not eligible to register and vote.

Very truly yours,

JOE CONWAY
Attorney General

E. G. FRAZIER
Special Assistant
Attorney General