

House Engrossed

property; criminal damage

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2191

AN ACT

AMENDING SECTION 13-1602, ARIZONA REVISED STATUTES; RELATING TO CRIMINAL
DAMAGE TO PROPERTY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-1602, Arizona Revised Statutes, is amended to
3 read:
4 13-1602. Criminal damage; classification
5 A. A person commits criminal damage by:
6 1. Recklessly defacing or damaging property of another person.
7 2. Recklessly tampering with property of another person so as
8 substantially to impair its function or value.
9 3. Recklessly damaging property of a utility.
10 4. Recklessly ~~parking any vehicle~~ PHYSICALLY OBSTRUCTING A
11 PASSAGEWAY in such a manner as to deprive livestock of access to the only
12 reasonably available water.
13 5. Recklessly drawing or inscribing a message, slogan, sign or
14 symbol that is made on any public or private building, structure or
15 surface, except the ground, and that is made without permission of the
16 owner.
17 6. Intentionally tampering with utility property.
18 B. Criminal damage is punished as follows:
19 1. Criminal damage is a class 4 felony if the person recklessly
20 damages property of another in an amount of ~~ten thousand dollars~~ \$10,000
21 or more.
22 2. Criminal damage is a class 4 felony if the person recklessly
23 damages the property of a utility in an amount of ~~five thousand dollars~~
24 \$5,000 or more or if the person intentionally tampers with utility
25 property and the damage causes an imminent safety hazard to any person.
26 3. Criminal damage is a class 5 felony if the person recklessly
27 damages property of another in an amount of ~~two thousand dollars~~ \$2,000 or
28 more but less than ~~ten thousand dollars~~ \$10,000 or if the damage is
29 inflicted to promote, further or assist any criminal street gang or
30 criminal syndicate with the intent to intimidate and the person is not
31 subject to paragraph 1 or 2 of this subsection.
32 4. Criminal damage is a class 6 felony if the person recklessly
33 damages property of another in an amount of ~~one thousand dollars~~ \$1,000 or
34 more but less than ~~two thousand dollars~~ \$2,000.
35 5. Criminal damage is a class 1 misdemeanor if the person
36 recklessly damages property of another in an amount of more than ~~two~~
37 ~~hundred fifty dollars~~ \$250 but less than ~~one thousand dollars~~ \$1,000.
38 6. In all other cases criminal damage is a class 2 misdemeanor.
39 C. For a violation of subsection A, paragraph 5 of this section, in
40 determining the amount of damage to property, damages include reasonable
41 labor costs of any kind, reasonable material costs of any kind and any
42 reasonable costs that are attributed to equipment that is used to abate or
43 repair the damage to the property.