

REFERENCE TITLE: **property; criminal damage**

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

# **HB 2191**

Introduced by  
Representatives Cook: Bliss, Diaz, Gillette, Gress

**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~~ OBSTRUCTING A PASSAGEWAY in such  
11 a manner as to deprive livestock of access to the only reasonably  
12 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.