

REFERENCE TITLE: animal abuser registration; penalties

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

## **SB 1072**

Introduced by  
Senators Borrelli: Carroll, Rogers; Representatives Biasiucci, Gillette

AN ACT

AMENDING TITLE 13, CHAPTER 29, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-2910.13; RELATING TO ANIMAL ABUSE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 13, chapter 29, Arizona Revised Statutes, is  
3 amended by adding section 13-2910.13, to read:

4 13-2910.13. Central animal abuser registration; central  
5 animal abuser registry; civil penalty;  
6 violation; classification; good cause  
7 exception; definitions

8 A. A PERSON WHO IS AT LEAST EIGHTEEN YEARS OF AGE AND WHO HAS BEEN  
9 CONVICTED OF OR FOUND GUILTY EXCEPT INSANE FOR A VIOLATION OR ATTEMPTED  
10 VIOLATION OF ANY OF THE FOLLOWING FELONY OFFENSES OR WHO HAS BEEN  
11 CONVICTED OF OR FOUND GUILTY EXCEPT INSANE FOR AN OFFENSE COMMITTED IN  
12 ANOTHER JURISDICTION THAT IF COMMITTED IN THIS STATE WOULD BE A VIOLATION  
13 OR ATTEMPTED VIOLATION OF ANY OF THE FOLLOWING FELONY OFFENSES OR WHO IS  
14 REQUIRED TO REGISTER BY THE CONVICTING JURISDICTION, WITHIN FIVE DAYS  
15 AFTER THE CONVICTION OR WITHIN TEN DAYS AFTER ENTERING AND REMAINING IN  
16 THIS STATE, SHALL REGISTER WITH THE DEPARTMENT OF PUBLIC SAFETY:

17 1. CRUELTY TO ANIMALS PURSUANT TO SECTION 13-2910, SUBSECTION A,  
18 PARAGRAPH 8, 9, 11, 14 OR 15.

19 2. ANIMAL FIGHTING PURSUANT TO SECTION 13-2910.01.

20 3. BESTIALITY PURSUANT TO SECTION 13-1411.

21 B. ON THE FIRST CONVICTION OF AN OFFENSE LISTED IN SUBSECTION A OF  
22 THIS SECTION, A PERSON SHALL REGISTER FOR FIVE YEARS. ON THE PERSON'S  
23 SECOND OR SUBSEQUENT CONVICTION OF AN OFFENSE LISTED IN SUBSECTION A OF  
24 THIS SECTION, THE PERSON SHALL REGISTER FOR TEN YEARS.

25 C. THE CLERK OF THE COURT IN THE COUNTY IN WHICH A PERSON IS  
26 CONVICTED OF OR FOUND GUILTY EXCEPT INSANE FOR AN OFFENSE LISTED IN  
27 SUBSECTION A OF THIS SECTION SHALL PROVIDE THE DEPARTMENT OF PUBLIC SAFETY  
28 WITH A COPY OF THE JUDGMENT AND THE CONVICTED PERSON'S DATE OF BIRTH  
29 WITHIN FIVE DAYS AFTER ENTRY OF THE JUDGMENT.

30 D. A PERSON WHO HAS BEEN CONVICTED OF OR FOUND GUILTY EXCEPT INSANE  
31 FOR AN OFFENSE COMMITTED IN ANOTHER JURISDICTION WHO IS REQUIRED TO  
32 REGISTER IN THE CONVICTING STATE FOR AN ACT THAT WOULD CONSTITUTE AN  
33 OFFENSE LISTED IN SUBSECTION A OF THIS SECTION AND WHO IS NOT A RESIDENT  
34 OF THIS STATE SHALL BE REQUIRED TO REGISTER PURSUANT TO THIS SECTION IF  
35 THE PERSON IS EITHER:

36 1. EMPLOYED FULL-TIME OR PART-TIME IN THIS STATE, WITH OR WITHOUT  
37 COMPENSATION, FOR MORE THAN FOURTEEN CONSECUTIVE DAYS OR FOR AN AGGREGATE  
38 PERIOD OF MORE THAN THIRTY DAYS IN A CALENDAR YEAR.

39 2. ENROLLED AS A FULL-TIME OR PART-TIME STUDENT IN ANY SCHOOL IN  
40 THIS STATE FOR MORE THAN FOURTEEN CONSECUTIVE DAYS OR FOR AN AGGREGATE  
41 PERIOD OF MORE THAN THIRTY DAYS IN A CALENDAR YEAR. FOR THE PURPOSES OF  
42 THIS PARAGRAPH, "SCHOOL" MEANS AN EDUCATIONAL INSTITUTION OF ANY  
43 DESCRIPTION, PUBLIC OR PRIVATE, WHEREVER LOCATED IN THIS STATE.

44 E. AT THE TIME OF REGISTERING, THE PERSON SHALL SIGN OR AFFIX AN  
45 ELECTRONIC FINGERPRINT TO A STATEMENT GIVING SUCH INFORMATION AS REQUIRED

1 BY THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, INCLUDING ALL NAMES BY  
2 WHICH THE PERSON IS KNOWN, A CURRENT PHOTOGRAPH AND THE PHYSICAL LOCATION  
3 OF THE PERSON'S RESIDENCE AND THE PERSON'S ADDRESS. IF THE PERSON HAS A  
4 PLACE OF RESIDENCE THAT IS DIFFERENT FROM THE PERSON'S ADDRESS, THE PERSON  
5 SHALL PROVIDE THE PERSON'S ADDRESS, THE PHYSICAL LOCATION OF THE PERSON'S  
6 RESIDENCE AND THE NAME OF THE OWNER OF THE RESIDENCE IF THE RESIDENCE IS  
7 PRIVATELY OWNED AND NOT OFFERED FOR RENT OR LEASE. IF THE PERSON RECEIVES  
8 MAIL AT A POST OFFICE BOX, THE PERSON SHALL PROVIDE THE LOCATION AND  
9 NUMBER OF THE POST OFFICE BOX. IF THE PERSON MOVES TO A NEW RESIDENCE,  
10 THE PERSON SHALL PROVIDE THE DEPARTMENT OF PUBLIC SAFETY WITH THE PERSON'S  
11 NEW RESIDENCE ADDRESS WITHIN THIRTY DAYS AFTER MOVING. A PERSON WHO IS  
12 REQUIRED TO REGISTER FOR MORE THAN FIVE YEARS MUST PROVIDE THE DEPARTMENT  
13 OF PUBLIC SAFETY WITH A CURRENT PHOTOGRAPH OF THE PERSON AT LEAST ONCE  
14 EVERY FIVE YEARS.

15 F. BEGINNING FROM AND AFTER DECEMBER 31, 2024, THE DEPARTMENT OF  
16 PUBLIC SAFETY SHALL ESTABLISH AND MAINTAIN A CENTRAL ANIMAL ABUSER  
17 REGISTRY TO PROVIDE ANIMAL ABUSER INFORMATION TO THE PUBLIC. THE REGISTRY  
18 SHALL INCLUDE THE NAMES AND REGISTRATION INFORMATION OF EVERY PERSON WHO  
19 IS REQUIRED TO REGISTER PURSUANT TO THIS SECTION. THE DEPARTMENT OF  
20 PUBLIC SAFETY SHALL MAKE THE CENTRAL ANIMAL ABUSER REGISTRY AVAILABLE ON  
21 ITS WEBSITE. THE REGISTRY SHALL BE SEARCHABLE BY NAME. THE ANIMAL  
22 ABUSER'S INFORMATION SHALL REMAIN IN THE REGISTRY FOR AS LONG AS THE  
23 PERSON IS REQUIRED TO REGISTER, UNLESS THE ABUSER'S CONVICTION IS SET  
24 ASIDE PURSUANT TO SECTION 13-905. THE DEPARTMENT OF PUBLIC SAFETY SHALL  
25 REMOVE THE PERSON'S NAME AND ALL OTHER INFORMATION AFTER THE PERIOD OF  
26 TIME PRESCRIBED BY SUBSECTION B OF THIS SECTION UNLESS THE PERSON IS  
27 SUBSEQUENTLY CONVICTED OF AN OFFENSE THAT REQUIRES REGISTRATION.

28 G. THE CENTRAL ANIMAL ABUSER REGISTRY SHALL INCLUDE ALL OF THE  
29 FOLLOWING INFORMATION:

- 30 1. THE CURRENT PHOTOGRAPH OF THE CONVICTED PERSON.
- 31 2. THE CONVICTED PERSON'S FULL LEGAL NAME AND CURRENT ADDRESS.
- 32 3. ANY OTHER INFORMATION THAT IS NECESSARY TO PROPERLY IDENTIFY THE  
33 PERSON AS DETERMINED BY THE DEPARTMENT OF PUBLIC SAFETY.

34 H. THE CENTRAL ANIMAL ABUSER REGISTRY MAY NOT CONTAIN THE PERSON'S  
35 SOCIAL SECURITY NUMBER, NONOPERATING IDENTIFICATION OR DRIVER LICENSE  
36 NUMBER OR ANY OTHER STATE OR FEDERAL IDENTIFICATION NUMBER.

37 I. FROM AND AFTER DECEMBER 31, 2024, A PERSON OR AN EMPLOYEE,  
38 VOLUNTEER OR AUTHORIZED AGENT OF AN ORGANIZATION THAT SELLS, GIVES OR  
39 ADOPTS OUT TO ANOTHER OR THAT TRANSFERS OR EXCHANGES FOR COMPENSATION  
40 ANIMALS SHALL CONDUCT A SEARCH OF THE CENTRAL ANIMAL ABUSER REGISTRY,  
41 CHECKING FOR THE NAME OF EVERY PERSON WHO IS REQUESTING TO ADOPT, BUY OR  
42 OWN A COMPANION ANIMAL.

43 J. A PERSON MAY NOT INTENTIONALLY OR KNOWINGLY SELL, GIFT, ADOPT  
44 OUT OR TRANSFER A COMPANION ANIMAL TO A PERSON WHO IS LISTED IN THE  
45 CENTRAL ANIMAL ABUSER REGISTRY.

1 K. A PERSON WHO FAILS TO REGISTER PURSUANT TO SUBSECTION A OF THIS  
2 SECTION OR WHO FAILS TO UPDATE THE PERSON'S RESIDENCE ADDRESS OR  
3 PHOTOGRAPH WITH THE DEPARTMENT OF PUBLIC SAFETY IS GUILTY OF A CLASS 1  
4 MISDEMEANOR.

5 L. A PERSON WHO INTENTIONALLY OR KNOWINGLY SELLS, GIFTS, ADOPTS OUT  
6 OR TRANSFERS A COMPANION ANIMAL TO A PERSON WHO IS LISTED IN THE CENTRAL  
7 ANIMAL ABUSER REGISTRY IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1,000.

8 M. ANY REQUIREMENT TO REGISTER IS TOLLED DURING THE TIME THAT A  
9 PERSON WHO IS REQUIRED TO REGISTER PURSUANT TO THIS SECTION IS  
10 INCARCERATED IN THE STATE DEPARTMENT OF CORRECTIONS.

11 N. A PERSON WHO IS REQUIRED TO REGISTER PURSUANT TO THIS SECTION  
12 MAY APPLY TO THE COURT FOR A GOOD CAUSE EXCEPTION THAT ALLOWS THE PERSON  
13 TO PURCHASE, OWN, POSSESS OR ADOPT A SERVICE ANIMAL. A GOOD CAUSE  
14 EXCEPTION IS VALID FOR ONE YEAR. A PERSON WHO IS REQUIRED TO REGISTER MAY  
15 REQUEST THE COURT TO RENEW A GOOD CAUSE EXCEPTION SIXTY DAYS BEFORE THE  
16 GOOD CAUSE EXCEPTION EXPIRES. THE COURT MAY GRANT A GOOD CAUSE EXCEPTION  
17 OR RENEW A GOOD CAUSE EXCEPTION IF ALL OF THE FOLLOWING APPLY:

18 1. THE PERSON IS ON SUPERVISED OR UNSUPERVISED PROBATION, COMMUNITY  
19 SUPERVISION OR PAROLE OR AGREES TO BE SUBJECT TO THE COURT'S JURISDICTION  
20 AND SUPERVISION WHILE OWNING OR POSSESSING THE SERVICE ANIMAL.

21 2. THE COURT DETERMINES THAT IT IS IN THE BEST INTERESTS OF THE  
22 SERVICE ANIMAL AND THAT THE PERSON'S NEED FOR A SERVICE ANIMAL OUTWEIGHS  
23 ANY RISK TO THE SERVICE ANIMAL.

24 3. THE PERSON AGREES TO NOT PURCHASE, OWN, POSSESS OR ADOPT AN  
25 ANIMAL THAT IS NOT A SERVICE ANIMAL.

26 O. SUBSECTIONS I, J AND L OF THIS SECTION DO NOT APPLY TO A PERSON  
27 OR AN EMPLOYEE, VOLUNTEER OR AUTHORIZED AGENT OF AN ORGANIZATION THAT  
28 SELLS, GIVES OR ADOPTS OUT TO ANOTHER OR THAT TRANSFERS OR EXCHANGES FOR  
29 COMPENSATION A SERVICE ANIMAL TO A PERSON WHO RECEIVES A GOOD CAUSE  
30 EXCEPTION.

31 P. FOR THE PURPOSES OF THIS SECTION:

32 1. "ADDRESS" MEANS THE LOCATION WHERE THE PERSON RECEIVES MAIL.

33 2. "ANIMAL":

34 (a) MEANS A COMPANION ANIMAL.

35 (b) DOES NOT INCLUDE LIVESTOCK AS DEFINED IN SECTION 3-1201 OR  
36 WILDLIFE AS DEFINED IN SECTION 17-101.

37 3. "COMPANION ANIMAL" MEANS ANY DOMESTICATED ANIMAL THAT IS KEPT AS  
38 A HOUSEHOLD PET OR COMPANION OR IS BRED TO BE A HOUSEHOLD PET OR  
39 COMPANION.

40 4. "SERVICE ANIMAL" HAS THE SAME MEANING PRESCRIBED IN SECTION  
41 13-2910.

42 Sec. 2. Conditional enactment

43 This act does not become effective unless on or before July 1, 2024  
44 the legislature appropriates monies to establish and maintain a central  
45 animal abuser registry.