

House Engrossed Senate Bill

drive by shooting; weapon discharge

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

SENATE BILL 1687

AN ACT

AMENDING SECTION 13-1209, ARIZONA REVISED STATUTES; RELATING TO ASSAULT
AND RELATED OFFENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-1209, Arizona Revised Statutes, is amended to
3 read:

4 13-1209. Drive by shooting; forfeiture; driver license
5 revocation; classification; definitions

6 A. A person commits drive by shooting by intentionally discharging
7 a weapon ~~from a motor vehicle~~ at a person, another occupied motor vehicle
8 or an occupied structure FROM WITHIN OR IMMEDIATELY AFTER EXITING A MOTOR
9 VEHICLE.

10 B. ~~Motor vehicles that are used in violation of this section are A~~
11 MOTOR VEHICLE FROM WHICH A PERSON COMMITS A DRIVE BY SHOOTING IS subject
12 to seizure for forfeiture in the manner provided for in chapter 39 of this
13 title.

14 C. Notwithstanding title 28, chapter 8, the judge shall order the
15 surrender to the judge of any driver license of the convicted person and,
16 on surrender of the license, shall invalidate or destroy the license and
17 forward the abstract of conviction to the department of transportation
18 with an order of the court revoking the driving privilege of the person
19 for a period of at least one year but not more than five years. On
20 receipt of the abstract of conviction and order, the department of
21 transportation shall revoke the driving privilege of the person for the
22 period of time ordered by the judge.

23 D. Drive by shooting is a class 2 felony.

24 E. ~~As used in~~ FOR THE PURPOSES OF this section:

25 1. "Motor vehicle" has the same meaning prescribed in section
26 28-101.

27 2. "Occupied structure" has the same meaning prescribed in section
28 13-3101.