

REFERENCE TITLE: drive by shooting; weapon discharge

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

## **SB 1687**

Introduced by  
Senator Gowan

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 EITHER:

9 1. A MOTOR VEHICLE.

10 2. THE IMMEDIATE AREA OF A MOTOR VEHICLE THAT WAS USED TO TRANSPORT  
11 THE SHOOTER OR THE FIREARM, OR BOTH, TO THE SCENE OF THE DISCHARGE.

12 B. Motor vehicles that are used in violation of this section are  
13 subject to seizure for forfeiture in the manner provided for in chapter 39  
14 of this title.

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

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

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

26 1. "Motor vehicle" has the same meaning prescribed in section  
27 28-101.

28 2. "Occupied structure" has the same meaning prescribed in section  
29 13-3101.