

PROPOSED  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2191  
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 44, Arizona Revised Statutes, is amended by adding  
3 chapter 37, to read:

4 CHAPTER 37

5 MUGSHOT WEBSITE OPERATORS

6 ARTICLE 1. GENERAL PROVISIONS

7 44-7901. Definitions

8 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

9 1. "BOOKING PHOTOGRAPH" MEANS A PHOTOGRAPH OF A SUBJECT INDIVIDUAL  
10 THAT IS TAKEN PURSUANT TO AN ARREST OR OTHER INVOLVEMENT IN THE CRIMINAL  
11 JUSTICE SYSTEM.

12 2. "COMMERCIAL PURPOSE" HAS THE SAME MEANING PRESCRIBED IN SECTION  
13 39-121.03.

14 3. "CRIMINAL JUSTICE RECORD" INCLUDES A BOOKING PHOTOGRAPH AND THE  
15 NAME, ADDRESS AND DESCRIPTION OF AND THE CHARGES FILED AGAINST A SUBJECT  
16 INDIVIDUAL.

17 4. "MUGSHOT WEBSITE OPERATOR" MEANS A PERSON THAT PUBLISHES A  
18 CRIMINAL JUSTICE RECORD ON A PUBLICLY AVAILABLE INTERNET WEBSITE FOR A  
19 COMMERCIAL PURPOSE.

20 5. "PERSON" MEANS A NATURAL PERSON, PARTNERSHIP, ASSOCIATION, JOINT  
21 VENTURE, CORPORATION, LIMITED LIABILITY COMPANY, NONPROFIT ORGANIZATION OR  
22 TRUST OR ANY SIMILAR ENTITY OR ORGANIZED GROUP OF PERSONS.

23 6. "SUBJECT INDIVIDUAL" MEANS AN INDIVIDUAL WHO HAS BEEN ARRESTED.



1 F. THIS ARTICLE DOES NOT APPLY TO ACTIVITIES BY A LICENSED ATTORNEY,  
2 PRIVATE INVESTIGATOR OR REGISTERED PROCESS SERVER THAT ARE ASSOCIATED WITH  
3 PURPOSES RELATING TO A CURRENT OR ANTICIPATED CRIMINAL OR CIVIL  
4 PROCEEDING. THIS SECTION DOES NOT AFFECT THE CONDUCT OF TRIALS OR THE  
5 DISCOVERY PROCESS IN ANY PROCEEDING AS OTHERWISE PROVIDED BY LAW OR COURT  
6 RULE."

7 Amend title to conform

KEVIN PAYNE

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02/07/2019  
03:19 PM  
C: at