



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature
Second Regular Session

HB 2249: aggravated assault; biting; bodily fluid

Sponsor: Representative Finchem, LD 11

Committee on Judiciary

Overview

Modifies the classification of aggravated assault to include biting another person or projecting bodily fluids at another person.

History

Assault occurs when a person causes physical injury to another person, a person touches another with the intent to injure or a person places another in imminent danger of physical injury ([A.R.S. § 13-1203](#)). For sentencing and classification purposes, some crimes have mitigating or aggravating circumstances that either increase or decrease the severity of the crime.

Aggravated assault occurs when someone commits an assault involving specific factors and circumstances. Causing another person serious physical injury is an aggravating factor that constitutes a class 3 felony ([A.R.S. § 13-1204](#)).

Prisoner assault with bodily fluids is classified as a class 6 felony. *Prisoner assault with bodily fluids* is defined as an instance in which a prisoner throws or projects a bodily fluid at a correctional facility employee or private prison security officer. *Bodily fluids* means saliva, blood, seminal fluid, urine or feces ([A.R.S. § 13-1212](#)).

Provisions

1. Expands the classification of aggravated assault to include biting another person or projecting bodily fluids at another person. (Sec. 1)
2. Classifies aggravated assault by means of biting another person or projecting fluids at another person as a class 6 felony. (Sec. 1)
3. Defines the terms *bodily fluids* and *health professional*. (Sec. 1)
4. Makes technical and conforming changes. (Sec. 1)