

REFERENCE TITLE: adult cabaret performances; prohibited locations

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SB 1028

Introduced by
Senator Kern

AN ACT

AMENDING TITLE 13, CHAPTER 14, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-1422.01; RELATING TO SEXUAL OFFENSES.

(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 14, Arizona Revised Statutes, is
3 amended by adding section 13-1422.01, to read:

4 13-1422.01. Adult cabaret performances; location;
5 classification; definitions

6 A. A PERSON MAY NOT ENGAGE IN AN ADULT CABARET PERFORMANCE IN
7 EITHER OF THE FOLLOWING LOCATIONS:

8 1. ON PUBLIC PROPERTY.

9 2. IN A LOCATION WHERE THE ADULT CABARET PERFORMANCE COULD BE
10 VIEWED BY A MINOR.

11 B. THIS SECTION DOES NOT PROHIBIT A COUNTY OR MUNICIPALITY FROM
12 ENACTING AND ENFORCING ORDINANCES THAT REGULATE THE LOCATION OF ADULT
13 CABARET PERFORMANCES IN A MANNER THAT IS AT LEAST AS RESTRICTIVE AS THIS
14 SECTION.

15 C. A VIOLATION OF THIS SECTION IS A CLASS 1 MISDEMEANOR, EXCEPT
16 THAT A SECOND OR SUBSEQUENT VIOLATION IS A CLASS 6 FELONY.

17 D. FOR THE PURPOSES OF THIS SECTION:

18 1. "ADULT CABARET" HAS THE SAME MEANING PRESCRIBED IN SECTION
19 13-1422.

20 2. "ADULT CABARET PERFORMANCE" MEANS A PERFORMANCE IN A LOCATION
21 OTHER THAN AN ADULT CABARET THAT FEATURES TOPLESS DANCERS, GO-GO DANCERS,
22 EXOTIC DANCERS, STRIPPERS, DRAG PERFORMERS, DRAG SHOWS, MALE OR FEMALE
23 IMPERSONATORS WHO PROVIDE ENTERTAINMENT THAT APPEALS TO A PRURIENT
24 INTEREST OR OTHER SIMILAR ENTERTAINERS, REGARDLESS OF WHETHER OR NOT THE
25 PERFORMANCE IS FOR CONSIDERATION.