

REFERENCE TITLE: defense of premises; definition

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HB 2843

Introduced by
Representatives Heap: Carter, Diaz, Griffin, Peña

AN ACT

AMENDING SECTION 13-407, ARIZONA REVISED STATUTES; RELATING TO
JUSTIFICATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-407, Arizona Revised Statutes, is amended to
3 read:

4 13-407. Justification; use of physical force in defense of
5 premises; definition

6 A. A person or his agent in lawful possession or control of
7 premises is justified in threatening to use deadly physical force or in
8 threatening or using physical force against another when and to the extent
9 that a reasonable person would believe it immediately necessary to prevent
10 or terminate the commission or attempted commission of a criminal trespass
11 by the other person in or ~~upon~~ ON the premises.

12 B. A person may use deadly physical force under subsection A only
13 in the defense of himself or third persons as described in sections 13-405
14 and 13-406.

15 C. ~~in~~ FOR THE PURPOSES OF this section, "premises" means any real
16 property ~~and~~ OR any structure, movable or immovable, permanent or
17 temporary, adapted for ~~both~~-EITHER human residence ~~and~~ OR lodging whether
18 occupied or not.