

Senate Engrossed

~~sexual conduct; minor; capital punishment.~~
(now: sexual conduct; minor; punishment)

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

SENATE BILL 1232

AN ACT

AMENDING SECTION 13-1405, ARIZONA REVISED STATUTES; RELATING TO
SENTENCING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-1405, Arizona Revised Statutes, is amended to
3 read:

4 13-1405. Sexual conduct with a minor; classification

5 A. A person commits sexual conduct with a minor by intentionally or
6 knowingly engaging in sexual intercourse or oral sexual contact with any
7 person who is under eighteen years of age.

8 B. SEXUAL CONDUCT WITH A MINOR WHO IS TWELVE YEARS OF AGE OR UNDER
9 AND WHO SUFFERS SERIOUS PHYSICAL INJURY IS A CLASS 1 FELONY AND IS
10 PUNISHABLE BY IMPRISONMENT IN THE CUSTODY OF THE STATE DEPARTMENT OF
11 CORRECTIONS FOR NATURAL LIFE AS DETERMINED AND IN ACCORDANCE WITH THE
12 PROCEDURES PROVIDED IN SECTION 13-752. A DEFENDANT WHO IS SENTENCED TO
13 NATURAL LIFE IS NOT ELIGIBLE FOR COMMUTATION, PAROLE, WORK FURLOUGH, WORK
14 RELEASE OR RELEASE FROM CONFINEMENT ON ANY BASIS. Sexual conduct with a
15 minor who is under fifteen years of age is a class 2 felony and is
16 punishable pursuant to section 13-705. Sexual conduct with a minor who is
17 at least fifteen years of age is a class 6 felony. Sexual conduct with a
18 minor who is at least fifteen years of age is a class 2 felony if the
19 person is or was in a position of trust and the convicted person is not
20 eligible for suspension of sentence, probation, pardon or release from
21 confinement on any basis except as specifically authorized by section
22 31-233, subsection A or B until the sentence imposed has been served or
23 commuted.