

Senate Engrossed

gift cards; theft; forgery

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

SENATE BILL 1351

AN ACT

AMENDING TITLE 13, CHAPTER 18, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-1813; AMENDING SECTION 13-2002, ARIZONA REVISED STATUTES; RELATING TO THEFT.

(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 18, Arizona Revised Statutes, is
3 amended by adding section 13-1813, to read:

4 13-1813. Gift card theft; classification; definition

5 A. A PERSON COMMITS GIFT CARD THEFT IF, WITH THE INTENT TO DEFRAUD,
6 THE PERSON KNOWINGLY DOES ANY OF THE FOLLOWING:

7 1. ACQUIRES POSSESSION OF A GIFT CARD OR GIFT CARD INFORMATION
8 WITHOUT THE CONSENT OF THE GIFT CARD HOLDER, ISSUER OR SELLER.

9 2. ACQUIRES POSSESSION OF A GIFT CARD OR GIFT CARD INFORMATION BY
10 EXPLOITING THE GIFT CARD HOLDER, ISSUER OR SELLER.

11 3. OBTAINS MONEY, GOODS, SERVICES OR ANYTHING ELSE OF VALUE WITH A
12 GIFT CARD OR GIFT CARD INFORMATION THAT WAS ACQUIRED IN VIOLATION OF
13 PARAGRAPH 1 OF THIS SUBSECTION.

14 B. GIFT CARD THEFT IS A CLASS 4 FELONY.

15 C. FOR THE PURPOSES OF THIS SECTION, "GIFT CARD" MEANS A PHYSICAL
16 OR DIGITAL CLOSED-LOOP OR OPEN-LOOP GIFT CARD THAT IS ACTIVATED OR
17 INACTIVATED.

18 Sec. 2. Section 13-2002, Arizona Revised Statutes, is amended to
19 read:

20 13-2002. Forgery; classification; definitions

21 A. A person commits forgery if, with intent to defraud, the person:

22 1. Falsely makes, completes or alters a written instrument; or

23 2. Knowingly possesses a forged instrument; or

24 3. Offers or presents, whether accepted or not, a forged instrument
25 or one that contains false information.

26 B. The possession of five or more forged instruments may give rise
27 to an inference that the instruments are possessed with an intent to
28 defraud.

29 C. Forgery is a class 4 felony, INCLUDING IF THE FORGED INSTRUMENT
30 IS A GIFT CARD, except that if the forged instrument is used in connection
31 with the purchase, lease or renting of a dwelling that is used as a drop
32 house, it is a class 3 felony.

33 D. For the purposes of this ~~subsection~~, SECTION:

34 1. "Drop house" means property that is used to facilitate smuggling
35 pursuant to section 13-2319.

36 2. "GIFT CARD" HAS THE SAME MEANING PRESCRIBED IN SECTION 13-1813.