

House Engrossed

transnational repression; foreign adversaries

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

CHAPTER 224

HOUSE BILL 2374

AN ACT

AMENDING TITLE 13, CHAPTER 7, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-721; AMENDING TITLE 13, CHAPTER 38, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 15; AMENDING TITLE 41, CHAPTER 12, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1735; RELATING TO CRIMINAL INVESTIGATION.

(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 7, Arizona Revised Statutes, is
3 amended by adding section 13-721, to read:

4 13-721. Sentencing enhancement for transnational repression;
5 definitions

6 A. A PERSON WHO IS CONVICTED OF STALKING, THREATENING OR
7 INTIMIDATING, HARASSMENT, ASSAULT OR AGGRAVATED ASSAULT SHALL BE SENTENCED
8 FOR THE NEXT HIGHER CLASS OF OFFENSE THAN THAT FOR WHICH THE PERSON
9 CURRENTLY IS CONVICTED IF THE PERSON IS A FOREIGN GOVERNMENT AGENT OR
10 FOREIGN TERRORIST ORGANIZATION AGENT, INTENTIONALLY ACTS AT THE DIRECTION
11 OF OR ON BEHALF OF THE FOREIGN GOVERNMENT OR FOREIGN TERRORIST
12 ORGANIZATION IN THE COMMISSION OF THE OFFENSE AND DOES ANY OF THE
13 FOLLOWING AT THE DIRECTION OF OR ON BEHALF OF THE FOREIGN GOVERNMENT OR
14 FOREIGN TERRORIST ORGANIZATION DURING THE COMMISSION OF THE OFFENSE:

15 1. COERCES ANOTHER PERSON TO ACT ON BEHALF OF THE FOREIGN
16 GOVERNMENT OR FOREIGN TERRORIST ORGANIZATION.

17 2. COERCES ANOTHER PERSON TO LEAVE THE UNITED STATES.

18 3. COERCES A PERSON TO CAUSE ANOTHER PERSON TO LEAVE THE UNITED
19 STATES.

20 4. RESTRICTS ANOTHER PERSON FROM ENGAGING IN PROTECTED CONDUCT.

21 5. RETALIATES AGAINST ANOTHER PERSON FOR ENGAGING IN PROTECTED
22 CONDUCT.

23 B. FOR THE PURPOSES OF THIS SECTION:

24 1. "FOREIGN GOVERNMENT AGENT" MEANS AN AGENT WHO IS DIRECTED OR
25 CONTROLLED BY A FOREIGN GOVERNMENT OR THE PROXIES OF THAT FOREIGN
26 GOVERNMENT.

27 2. "FOREIGN TERRORIST ORGANIZATION AGENT" MEANS AN AGENT WHO IS
28 DIRECTED OR CONTROLLED BY A FOREIGN TERRORIST ORGANIZATION OR THE PROXIES
29 OF THAT FOREIGN TERRORIST ORGANIZATION.

30 3. "PROTECTED CONDUCT" MEANS CONDUCT THAT IS LAWFUL UNDER FEDERAL
31 OR STATE LAW, INCLUDING ANY OF THE FOLLOWING:

32 (a) FREE EXERCISE OF RELIGION.

33 (b) FREE SPEECH, WHETHER ORAL OR WRITTEN OR IN PRINT OR DIGITAL
34 FORM, ON A MATTER OF PUBLIC INTEREST OR CONCERN.

35 (c) PETITIONING ANY FEDERAL OR STATE GOVERNMENT ENTITY FOR REDRESS
36 OF GRIEVANCES.

37 (d) PEACEFUL ASSEMBLY.

38 Sec. 2. Title 13, chapter 38, Arizona Revised Statutes, is amended
39 by adding article 15, to read:

40 ARTICLE 15. FOREIGN LAW ENFORCEMENT

41 13-4006. Unlawful foreign law enforcement activity;
42 classification; definitions

43 A. IT IS UNLAWFUL FOR A PERSON, WHEN INTENTIONALLY ACTING AS A
44 FOREIGN GOVERNMENT AGENT OR FOREIGN TERRORIST ORGANIZATION AGENT, AT THE

1 DIRECTION OF OR ON BEHALF OF THE FOREIGN GOVERNMENT OR FOREIGN TERRORIST
2 ORGANIZATION, TO INTENTIONALLY ENGAGE IN LAW ENFORCEMENT ACTIVITY WITHOUT
3 THE KNOWLEDGE AND APPROVAL OF A FEDERAL OR STATE LAW ENFORCEMENT AGENCY.

4 B. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A CLASS 2
5 FELONY.

6 C. FOR THE PURPOSES OF THIS SECTION:

7 1. "FOREIGN GOVERNMENT AGENT" MEANS AN AGENT WHO IS DIRECTED OR
8 CONTROLLED BY A FOREIGN GOVERNMENT OR THE PROXIES OF THAT FOREIGN
9 GOVERNMENT.

10 2. "FOREIGN TERRORIST ORGANIZATION AGENT" MEANS AN AGENT WHO IS
11 DIRECTED OR CONTROLLED BY A FOREIGN TERRORIST ORGANIZATION OR THE PROXIES
12 OF THAT FOREIGN TERRORIST ORGANIZATION.

13 3. "LAW ENFORCEMENT ACTIVITY" MEANS UNDERTAKING A CRIMINAL
14 INVESTIGATION AT THE DIRECTION OF THE PROSECUTOR OR A POLICE OFFICER OF A
15 FOREIGN GOVERNMENT.

16 Sec. 3. Title 41, chapter 12, article 2, Arizona Revised Statutes,
17 is amended by adding section 41-1735, to read:

18 41-1735. Transnational repression recognition and response
19 training program

20 A. THE DEPARTMENT SHALL ESTABLISH A TRANSNATIONAL REPRESSION
21 RECOGNITION AND RESPONSE TRAINING PROGRAM TO OFFER PEACE OFFICERS AND
22 OTHER LAW ENFORCEMENT OFFICERS SPECIALIZED TRAINING. THE DEPARTMENT SHALL
23 CONTRACT WITH AN ORGANIZATION THAT HAS EXPERIENCE IN DEVELOPING AND
24 IMPLEMENTING TRANSNATIONAL REPRESSION RECOGNITION AND RESPONSE TRAINING TO
25 DEVELOP THE TRAINING CURRICULUM. THE DEPARTMENT SHALL ESTABLISH AND
26 OVERSEE THE PROCESS FOR SELECTING PROGRAM PARTICIPANTS AND CERTIFYING
27 PROGRAM PARTICIPANTS WHO SUCCESSFULLY COMPLETE TRANSNATIONAL REPRESSION
28 RECOGNITION AND RESPONSE TRAINING. THE TRAINING PROGRAM SHALL BE UPDATED
29 EVERY YEAR TO ADDRESS EMERGING THREATS AND SPECIFIC INFORMATION ON TACTICS
30 THAT ARE USED BY SPECIFIC FOREIGN GOVERNMENTS.

31 B. THE TRAINING PROGRAM SHALL INCLUDE ALL OF THE FOLLOWING:

32 1. HOW TO IDENTIFY DIFFERENT TACTICS OF TRANSNATIONAL REPRESSION IN
33 PHYSICAL AND NONPHYSICAL FORMS.

34 2. INFORMATION ON THE GOVERNMENTS THAT ARE KNOWN TO EMPLOY
35 TRANSNATIONAL REPRESSION, INCLUDING THOSE GOVERNMENTS THAT USE
36 TRANSNATIONAL REPRESSION MOST FREQUENTLY AND THOSE GOVERNMENTS THAT USE
37 TRANSNATIONAL REPRESSION MOST EGREGIOUSLY. THE TRAINING SHALL INCLUDE
38 INFORMATION ON TOOLS OF DIGITAL SURVEILLANCE AND OTHER CYBER TOOLS THAT
39 ARE FREQUENTLY USED TO CARRY OUT TRANSNATIONAL REPRESSION ACTIVITIES.

40 3. BEST PRACTICES FOR APPROPRIATE LOCAL AND STATE LAW ENFORCEMENT
41 PREVENTION, REPORTING AND RESPONSE TACTICS.

42 4. INFORMATION ABOUT COMMUNITIES THAT MAY BE TARGETED BY
43 TRANSNATIONAL REPRESSION AND MISINFORMATION THAT MAY BE PERPETUATED BY
44 FOREIGN GOVERNMENTS AND FOREIGN TERRORIST ORGANIZATIONS.

1 C. THE TRAINING PROGRAM MAY NOT INCLUDE ANY TRAINING ON
2 MISINFORMATION OR PROMOTE THE TARGETING OF ANY PERSON BASED ON POLITICAL
3 OR RELIGIOUS BELIEFS.

4 Sec. 4. Severability

5 If a provision of this act or its application to any person or
6 circumstance is held invalid, the invalidity does not affect other
7 provisions or applications of the act that can be given effect without the
8 invalid provision or application, and to this end the provisions of this
9 act are severable.

APPROVED BY THE GOVERNOR JUNE 25, 2025.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 25, 2025.