

REFERENCE TITLE: **strict liability offenses; expressly prescribed**

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

HB 2669

Introduced by
Representatives Kolodin: Carter N, Chaplik, Hendrix, Keshel, Marshall,
Powell

AN ACT

**AMENDING SECTION 13-202, ARIZONA REVISED STATUTES; RELATING TO CRIMINAL
LIABILITY.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-202, Arizona Revised Statutes, is amended to
3 read:

4 13-202. Construction of statutes with respect to culpability

5 A. If a statute defining an offense prescribes a culpable mental
6 state that is sufficient for commission of the offense without
7 distinguishing among the elements of such offense, the prescribed mental
8 state shall apply to each such element unless a contrary legislative
9 purpose plainly appears.

10 B. If a statute defining an offense does not expressly prescribe a
11 culpable mental state that is sufficient for commission of the offense, ~~no~~
12 ~~culpable~~ A KNOWINGLY mental state is required for the commission of such
13 offense. ~~; and the~~ AN offense is one of strict liability ~~unless the~~
14 ~~proscribed conduct necessarily involves a culpable mental state~~ ONLY IF
15 THE STATUTE EXPRESSLY PRESCRIBES IT AS ONE OF STRICT LIABILITY OR
16 EXPRESSLY PRESCRIBES IT AS AN OFFENSE FOR WHICH NO CULPABLE MENTAL STATE
17 IS REQUIRED. If the offense is one of strict liability, proof of a
18 culpable mental state will also suffice to establish criminal
19 responsibility.

20 C. If a statute provides that criminal negligence suffices to
21 establish an element of an offense, that element also is established if a
22 person acts intentionally, knowingly or recklessly. If acting recklessly
23 suffices to establish an element, that element also is established if a
24 person acts intentionally or knowingly. If acting knowingly suffices to
25 establish an element, that element is also established if a person acts
26 intentionally.