



# ARIZONA HOUSE OF REPRESENTATIVES FLOOR AMENDMENT EXPLANATION

*57th Legislature, 2nd Regular Session  
Majority Research Staff*

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## **HB 2666: sexual extortion; classification**

### **CARTER P FLOOR AMENDMENT**

1. Narrows the class 2 felony classification to only apply to offenders over 18 years of age, and who knew or should have known the victim was below 18 years of age.

CARTER P FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2666  
(Reference to printed bill)

Amendment instruction key:  
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.  
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.  
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.  
[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.  
<<Green carets>> indicate a section added to the bill.  
<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Section 13-1428, Arizona Revised Statutes, is amended to  
3 read:

4 13-1428. Sexual extortion; classification; definition

5 A. A person commits sexual extortion by knowingly communicating a  
6 threat with the intent to coerce another person to do any of the  
7 following:

8 1. Engage in sexual contact or sexual intercourse.

9 2. Allow the other person's genitals, anus or female breast to be  
10 photographed, filmed, videotaped or digitally recorded.

11 3. Exhibit the other person's genitals, anus or female breast.

12 B. Sexual extortion is a class 3 felony and the person is not  
13 eligible for suspension of sentence, probation, pardon or release from  
14 confinement on any basis except as specifically authorized by section  
15 31-233, subsection A or B until the sentence imposed by the court has been  
16 served or commuted. IF [THE PERSON IS EIGHTEEN YEARS OF AGE OR OLDER,  
17 KNOWS OR SHOULD HAVE KNOWN] THE VICTIM IS FIFTEEN, SIXTEEN OR SEVENTEEN  
18 YEARS OF AGE, SEXUAL EXTORTION IS A CLASS 2 FELONY, THE CONVICTED PERSON'S  
19 SENTENCE SHALL BE CONSECUTIVE TO ANY OTHER SENTENCE IMPOSED ON THE  
20 CONVICTED PERSON FOR SEXUAL EXTORTION AND THE CONVICTED PERSON IS NOT  
21 ELIGIBLE FOR SUSPENSION OF SENTENCE, PROBATION, PARDON OR RELEASE FROM  
22 CONFINEMENT ON ANY BASIS EXCEPT AS SPECIFICALLY AUTHORIZED BY SECTION  
23 31-233, SUBSECTION A OR B UNTIL THE SENTENCE IMPOSED BY THE COURT HAS BEEN  
24 SERVED OR COMMUTED. If the victim is under fifteen years of age, sexual  
25 extortion is a class 2 felony and is punishable pursuant to section  
26 13-705.

27 C. For the purposes of this section, "communicating a threat" means  
28 a threat to do any of the following:

House Amendments to H.B. 2666

- 1           1. Damage the property of the other person.
- 2           2. Harm the reputation of the other person.
- 3           3. Produce or distribute a photograph, film, videotape or digital
- 4 recording that depicts the other person engaging in sexual contact or
- 5 sexual intercourse or the exhibition of the other person's genitals, anus
- 6 or female breast.
  
- 7 Enroll and engross to conform
- 8 Amend title to conform

PAMELA CARTER

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