

COMMITTEE ON JUDICIARY AND ELECTIONS
SENATE AMENDMENTS TO H.B. 4117
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 13, chapter 29, Arizona Revised Statutes, is
3 amended by adding section 13-2925, to read:

4 13-2925. Interfering with a religious service or activity;
5 exception; classification; definitions

6 A. A PERSON COMMITS INTERFERING WITH A RELIGIOUS SERVICE OR
7 ACTIVITY IF, WITHOUT LEGAL AUTHORITY, THE PERSON INTENTIONALLY INTERFERES
8 WITH A RELIGIOUS SERVICE OR ACTIVITY BY INTENTIONALLY DOING EITHER OF THE
9 FOLLOWING:

10 1. OBSTRUCTING, BLOCKING OR IMPEDING ANOTHER PERSON'S ABILITY TO
11 ENTER OR EXIT A PLACE OF RELIGIOUS WORSHIP.

12 2. ENGAGING IN CONDUCT THAT CONSTITUTES DISORDERLY CONDUCT PURSUANT
13 TO SECTION 13-2904, SUBSECTION A, PARAGRAPH 1, 2, 3 OR 4 AND THAT CONDUCT
14 DISRUPTS A RELIGIOUS SERVICE OR ACTIVITY.

15 B. THIS SECTION DOES NOT APPLY TO EITHER OF THE FOLLOWING:

16 1. PEACEFUL PICKETING, PROTESTING OR OTHER EXPRESSIVE ACTIVITY.

17 2. A LAW ENFORCEMENT OFFICER, A FIRST RESPONDER OR ANY OTHER
18 AUTHORIZED PERSON WHO IS ACTING WITHIN THE SCOPE OF THE PERSON'S OFFICIAL
19 DUTIES.

20 C. A PERSON DOES NOT NEED TO BE CHARGED WITH OR CONVICTED OF A
21 VIOLATION OF SECTION 13-2904 TO VIOLATE SUBSECTION A, PARAGRAPH 2 OF THIS
22 SECTION.

23 D. INTERFERING WITH A RELIGIOUS SERVICE OR ACTIVITY IS A CLASS 1
24 MISDEMEANOR EXCEPT THAT IT IS A CLASS 6 FELONY IF EITHER OF THE FOLLOWING
25 APPLIES:

26 1. THE PERSON HAS BEEN PREVIOUSLY CONVICTED OF A VIOLATION OF THIS
27 SECTION.

28 2. THE PERSON DOES EITHER OF THE FOLLOWING IN THE COMMISSION OF THE
29 OFFENSE:

30 (a) ACTED IN CONCERT WITH ANOTHER PERSON.

31 (b) USED FORCE, THREATS OF FORCE OR PHYSICAL INTIMIDATION.

32 E. FOR THE PURPOSES OF THIS SECTION:

33 1. "IN CONCERT WITH ANOTHER PERSON" MEANS ACTING TOGETHER WITH ONE
34 OR MORE PERSONS PURSUANT TO A SHARED INTENT OR AGREEMENT, WHETHER EXPLICIT
35 OR IMPLICIT, THAT AT LEAST ONE OF THEM OR ANOTHER PERSON WILL ENGAGE IN
36 CONDUCT THAT CONSTITUTES AN OFFENSE.

37 2. "OBSTRUCT" MEANS TO RENDER PASSAGE UNREASONABLY DIFFICULT OR
38 HAZARDOUS BY DOING EITHER OF THE FOLLOWING:

39 (a) STANDING, SITTING, LYING DOWN OR PLACING AN OBJECT IN ORDER TO
40 PHYSICALLY BLOCK OR RESTRICT MOVEMENT.

Senate Amendments to H.B. 4117

- 1 (b) PREVENTING THE FREE PASSAGE OF A PERSON OR VEHICLE.
- 2 3. "PLACE OF RELIGIOUS WORSHIP" MEANS EITHER OF THE FOLLOWING:
- 3 (a) A BUILDING, STRUCTURE OR DESIGNATED LOCATION WHERE PEOPLE
- 4 REGULARLY ASSEMBLE FOR A RELIGIOUS SERVICE OR ACTIVITY.
- 5 (b) ANY LOCATION, WHETHER PUBLIC OR PRIVATE, WHEN AN ORGANIZED
- 6 RELIGIOUS SERVICE OR ACTIVITY IS OCCURRING OR IS ABOUT TO OCCUR."
- 7 Amend title to conform

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