

House Engrossed

drive by shooting; immediate area

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2045

AN ACT

AMENDING SECTION 13-1209, ARIZONA REVISED STATUTES; RELATING TO DRIVE BY SHOOTINGS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-1209, Arizona Revised Statutes, is amended to
3 read:

4 13-1209. Drive by shooting; forfeiture; driver license
5 revocation; classification; definitions

6 A. A person commits drive by shooting by intentionally discharging
7 a weapon from a motor vehicle at a person, another occupied motor vehicle
8 or an occupied structure.

9 ~~B. Motor vehicles that are used in violation of this section are A~~
10 ~~MOTOR VEHICLE FROM WHICH A PERSON COMMITS A DRIVE BY SHOOTING IS~~ subject
11 to seizure for forfeiture in the manner provided for in chapter 39 of this
12 title.

13 C. Notwithstanding title 28, chapter 8, the judge shall order the
14 surrender to the judge of any driver license of the convicted person and,
15 on surrender of the license, shall invalidate or destroy the license and
16 forward the abstract of conviction to the department of transportation
17 with an order of the court revoking the driving privilege of the person
18 for a period of at least one year but not more than five years. On
19 receipt of the abstract of conviction and order, the department of
20 transportation shall revoke the driving privilege of the person for the
21 period of time ordered by the judge.

22 D. Drive by shooting is a class 2 felony.

23 E. ~~As used in~~ FOR THE PURPOSES OF this section:

24 1. "DISCHARGING A WEAPON FROM A MOTOR VEHICLE" INCLUDES DISCHARGING
25 A WEAPON FROM THE IMMEDIATE AREA OF A MOTOR VEHICLE THAT WAS USED TO
26 TRANSPORT THE PERSON TO THE SCENE OF THE DISCHARGE OR THE WEAPON THAT WAS
27 DISCHARGED.

28 ~~1.~~ 2. "Motor vehicle" has the same meaning prescribed in section
29 28-101.

30 ~~2.~~ 3. "Occupied structure" has the same meaning prescribed in
31 section 13-3101.