

REFERENCE TITLE: unlawful flight; reckless endangerment; violation

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

HB 2108

Introduced by
Representative Martinez

AN ACT

AMENDING SECTION 28-622.01, ARIZONA REVISED STATUTES; RELATING TO UNLAWFUL FLIGHT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-622.01, Arizona Revised Statutes, is amended
3 to read:

4 28-622.01. Unlawful flight from pursuing law enforcement
5 vehicle; violation; classification; marked and
6 unmarked vehicles; reckless endangerment

7 A. A driver of a motor vehicle who wilfully flees or attempts to
8 elude a pursuing official law enforcement vehicle is guilty of a class 5
9 felony if the law enforcement vehicle is either:

10 1. Being operated in the manner described in section 28-624,
11 subsection C and is appropriately marked to show that it is an official
12 law enforcement vehicle.

13 2. Unmarked and either of the following applies:

14 (a) The driver admits to knowing that the vehicle was an official
15 law enforcement vehicle.

16 (b) Evidence shows that the driver knew that the vehicle was an
17 official law enforcement vehicle.

18 B. A DRIVER OF A MOTOR VEHICLE IS GUILTY OF A CLASS 4 FELONY IF THE
19 DRIVER VIOLATES SUBSECTION A OF THIS SECTION AND THE DRIVER OPERATES THE
20 MOTOR VEHICLE IN A MANNER THAT RECKLESSLY ENDANGERS THE LIFE OF ANOTHER
21 PERSON WHILE FLEEING OR ATTEMPTING TO ELUDE A PURSUING OFFICIAL LAW
22 ENFORCEMENT VEHICLE.

23 C. A DRIVER OF A MOTOR VEHICLE IS GUILTY OF A CLASS 2 FELONY IF THE
24 DRIVER VIOLATES SUBSECTION A OF THIS SECTION AND ANY OF THE FOLLOWING
25 APPLIES:

26 1. THE DRIVER CAUSED SERIOUS PHYSICAL INJURY AS DEFINED IN SECTION
27 13-105 TO ANOTHER PERSON.

28 2. THE MOTOR VEHICLE WAS TRANSPORTING A MINOR WHO IS UNDER FIFTEEN
29 YEARS OF AGE.

30 3. THE DRIVER OF THE MOTOR VEHICLE IS FOUND GUILTY OF A VIOLATION
31 OF SECTION 28-1381 OR 28-1382.