

REFERENCE TITLE: **abating sentencing requirements; deceased defendants**

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

## **HB 2674**

Introduced by  
Representatives Hernandez C: Hernandez A, Hernandez L, Luna-Nájera, Volk

**AN ACT**

**AMENDING SECTION 13-106, ARIZONA REVISED STATUTES; RELATING TO CRIMINAL DEFENDANTS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-106, Arizona Revised Statutes, is amended to  
3 read:

4 13-106. Death of convicted defendant; dismissal of appellate  
5 and postconviction proceedings and defendant's  
6 sentence

7 A. On a convicted defendant's death, the court:

8 1. Shall dismiss any pending appeal or postconviction proceeding.

9 2. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, MAY DISMISS  
10 ALL REQUIREMENTS OF THE DEFENDANT'S SENTENCE.

11 B. A convicted defendant's death does not abate the defendant's  
12 criminal conviction or ~~sentence of imprisonment or~~ any restitution, fine  
13 or assessment imposed by the sentencing court.