

House Engrossed

felony conviction; sentence completion; designation

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

# HOUSE BILL 2749

AN ACT

AMENDING TITLE 13, CHAPTER 6, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-604.01; RELATING TO CLASSIFICATIONS OF OFFENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 13, chapter 6, Arizona Revised Statutes, is  
3 amended by adding section 13-604.01, to read:

4 13-604.01. Class 4, 5 or 6 felony; misdemeanor designation;  
5 definition

6 A. NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, IF A PERSON  
7 IS CONVICTED OF A CLASS 4, 5 OR 6 FELONY NOT INVOLVING A DANGEROUS  
8 OFFENSE, THE COURT MAY ENTER JUDGMENT OF CONVICTION FOR A CLASS 1  
9 MISDEMEANOR IF THE COURT DETERMINES ALL OF THE FOLLOWING:

10 1. THE PERSON HAS NOT PREVIOUSLY BEEN CONVICTED OF ANY FELONY  
11 OFFENSE.

12 2. THE OFFENSE DID NOT INVOLVE A VICTIM.

13 3. THE PERSON HAS COMPLETED ALL OF THE TERMS AND CONDITIONS IMPOSED  
14 BY THE COURT FOR THE CONVICTION, INCLUDING FULL PAYMENT OF ALL MONETARY  
15 OBLIGATIONS.

16 4. AT LEAST FIVE YEARS HAVE PASSED SINCE THE PERSON WAS CONVICTED,  
17 AND THE PERSON HAS NOT BEEN CONVICTED OF A SUBSEQUENT MISDEMEANOR OFFENSE  
18 INVOLVING A VICTIM OR A SUBSEQUENT FELONY OFFENSE DURING THAT TIME.

19 5. ENTERING THE JUDGMENT OF CONVICTION FOR A CLASS 1 MISDEMEANOR IS  
20 IN THE INTEREST OF JUSTICE.

21 B. FOR THE PURPOSES OF THIS SECTION, "VICTIM" HAS THE SAME MEANING  
22 PRESCRIBED IN SECTION 13-4401.