

REFERENCE TITLE: riot; planning; participation; racketeering

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SB 1093

Introduced by
Senators Finchem: Payne

AN ACT

AMENDING SECTIONS 13-1003, 13-2301 AND 13-2903, ARIZONA REVISED STATUTES;
RELATING TO RIOTING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-1003, Arizona Revised Statutes, is amended to
3 read:

4 13-1003. Conspiracy; classification

5 A. A person commits conspiracy if, with the intent to promote or
6 aid the commission of an offense, such person agrees with one or more
7 persons that at least one of them or another person will engage in conduct
8 constituting the offense and one of the parties commits an overt act in
9 furtherance of the offense, except that an overt act shall not be required
10 if the object of the conspiracy was to commit any felony ~~upon~~ ON the
11 person of another, or to commit an offense under section 13-1508, ~~or~~
12 13-1704 OR 13-2903.

13 B. If a person guilty of conspiracy, as defined in subsection A of
14 this section, knows or has reason to know that a person with whom such
15 person conspires to commit an offense has conspired with another person or
16 persons to commit the same offense, such person is guilty of conspiring to
17 commit the offense with such other person or persons, whether or not such
18 person knows their identity.

19 C. A person who conspires to commit a number of offenses is guilty
20 of only one conspiracy if the multiple offenses are the object of the same
21 agreement or relationship and the degree of the conspiracy shall be
22 determined by the most serious offense conspired to.

23 D. Conspiracy to commit a class 1 felony is punishable by a
24 sentence of life imprisonment without possibility of release on any basis
25 until the service of twenty-five years, otherwise, conspiracy is an
26 offense of the same class as the most serious offense which is the object
27 of or result of the conspiracy.

28 Sec. 2. Section 13-2301, Arizona Revised Statutes, is amended to
29 read:

30 13-2301. Definitions

31 A. For the purposes of sections 13-2302, 13-2303 and 13-2304:

32 1. "Collect an extension of credit" means to induce in any way any
33 person to make repayment of that extension.

34 2. "Creditor" means any person making an extension of credit or any
35 person claiming by, under or through any person making an extension of
36 credit.

37 3. "Debtor" means any person to whom an extension of credit is made
38 or any person who guarantees the repayment of an extension of credit, or
39 in any manner undertakes to indemnify the creditor against loss resulting
40 from the failure of any person to whom an extension is made to repay the
41 extension.

42 4. "Extend credit" means to make or renew any loan or to enter into
43 any agreement, tacit or express, whereby the repayment or satisfaction of
44 any debt or claim, whether acknowledged or disputed, valid or invalid, and
45 however arising, may or shall be deferred.

1 5. "Extortionate extension of credit" means any extension of credit
2 with respect to which it is the understanding of the creditor and the
3 debtor when the extension is made that delay in making repayment or
4 failure to make repayment could result in the use of violence or other
5 criminal means to cause harm to the person or the reputation or property
6 of any person.

7 6. "Extortionate means" means the use, or an express or implicit
8 threat of use, of violence or other criminal means to cause harm to the
9 person or the reputation or property of any person.

10 7. "Repayment of any extension of credit" means the repayment,
11 satisfaction or discharge in whole or in part of any debt or claim,
12 acknowledged or disputed, valid or invalid, resulting from or in
13 connection with that extension of credit.

14 B. For the purposes of section 13-2305, 13-2306 or 13-2307:

15 1. "Dealer in property" means a person who buys and sells property
16 as a business.

17 2. "Stolen property" means property of another as defined in
18 section 13-1801 that has been the subject of any unlawful taking.

19 3. "Traffic" means to sell, transfer, distribute, dispense or
20 otherwise dispose of stolen property to another person, or to buy,
21 receive, possess or obtain control of stolen property, with the intent to
22 sell, transfer, distribute, dispense or otherwise dispose of the property
23 to another person.

24 C. For the purposes of this chapter:

25 1. "Animal activity" means a commercial enterprise that uses
26 animals for food, clothing or fiber production, agriculture or
27 biotechnology.

28 2. "Animal facility" means a building or premises where a
29 commercial activity in which the use of animals is essential takes place,
30 including a zoo, rodeo, circus, amusement park, hunting preserve and horse
31 and dog event.

32 3. "Animal or ecological terrorism" means any felony in violation
33 of section 13-2312, subsection B that involves at least three persons
34 acting in concert, that involves the intentional or knowing infliction of
35 property damage in an amount of more than \$10,000 to the property that is
36 used by a person for the operation of a lawfully conducted animal activity
37 or to a commercial enterprise that is engaged in a lawfully operated
38 animal facility or research facility and that involves either:

39 (a) The use of a deadly weapon or dangerous instrument.

40 (b) The intentional or knowing infliction of serious physical
41 injury on a person engaged in a lawfully conducted animal activity or
42 participating in a lawfully conducted animal facility or research
43 facility.

1 4. "Biological agent" means any microorganism, virus, infectious
2 substance or biological product that may be engineered through
3 biotechnology or any naturally occurring or bioengineered component of any
4 microorganism, virus, infectious substance or biological product and that
5 is capable of causing any of the following:

6 (a) Death, disease or physical injury in a human, animal, plant or
7 other living organism.

8 (b) The deterioration or contamination of air, food, water,
9 equipment, supplies or material of any kind.

10 5. "Combination" means persons who collaborate in carrying on or
11 furthering the activities or purposes of a criminal syndicate even though
12 such persons may not know each other's identity, membership in the
13 combination changes from time to time or one or more members may stand in
14 a wholesaler-retailer or other arm's length relationship with others as to
15 activities or dealings between or among themselves in an illicit
16 operation.

17 6. "Communication service provider" has the same meaning prescribed
18 in section 13-3001.

19 7. "Criminal syndicate" means any combination of persons or
20 enterprises engaging, or having the purpose of engaging, on a continuing
21 basis in conduct that violates any one or more provisions of any felony
22 statute of this state.

23 8. "Explosive agent" means an explosive as defined in section
24 13-3101 and flammable fuels or fire accelerants in amounts over fifty
25 gallons but excludes:

26 (a) Fireworks as defined in section 36-1601.

27 (b) Firearms.

28 (c) A propellant actuated device or propellant actuated industrial
29 tool.

30 (d) A device that is commercially manufactured primarily for the
31 purpose of illumination.

32 (e) A rocket having a propellant charge of less than four ounces.

33 9. "Material support or resources" includes money or other
34 financial securities, financial services, lodging, sustenance, training,
35 safehouses, false documentation or identification, communications
36 equipment, facilities, weapons, lethal substances, explosives, personnel,
37 transportation, disguises and other physical assets but does not include
38 medical assistance, legal assistance or religious materials.

39 10. "Public establishment" means a structure, vehicle or craft that
40 is owned, leased or operated by any of the following:

41 (a) This state or a political subdivision as defined in section
42 38-502.

43 (b) A public agency as defined in section 38-502.

1 (c) The federal government.

2 (d) A health care institution as defined in section 36-401.

3 (e) A private educational institution.

4 11. "Research facility" means a laboratory, institution, medical
5 care facility, government facility, public or private educational
6 institution or nature preserve at which a scientific test, experiment or
7 investigation involving the use of animals is lawfully carried out,
8 conducted or attempted.

9 12. "Terrorism" means any felony, including any completed or
10 preparatory offense, that involves the use of a deadly weapon or a weapon
11 of mass destruction or the intentional or knowing infliction of serious
12 physical injury with the intent to do any of the following:

13 (a) Influence the policy or affect the conduct of this state or any
14 of the political subdivisions, agencies or instrumentalities of this
15 state.

16 (b) Cause substantial damage to or substantial interruption of
17 public communications, communication service providers, public
18 transportation, common carriers, public utilities, public establishments
19 or other public services.

20 (c) Intimidate or coerce a civilian population.

21 (d) Further the goals, desires, aims, public pronouncements,
22 manifestos or political objectives of any terrorist organization.

23 13. "Terrorist organization" means any organization that is
24 designated by the United States department of state as a foreign terrorist
25 organization under section 219 of the immigration and nationality act
26 (8 United States Code section 1189).

27 14. "Toxin" means the toxic material of plants, animals,
28 microorganisms, viruses, fungi or infectious substances or a recombinant
29 molecule, whatever its origin or method of reproduction, including:

30 (a) Any poisonous substance or biological product that may be
31 engineered through biotechnology and that is produced by a living
32 organism.

33 (b) Any poisonous isomer or biological product, homolog or
34 derivative of such a substance.

35 15. "Vector" means a living organism or molecule, including a
36 recombinant molecule or biological product that may be engineered through
37 biotechnology, that is capable of carrying a biological agent or toxin to
38 a host.

39 16. "Weapon of mass destruction" means:

40 (a) Any device or object that is designed or that the person
41 intends to use to cause multiple deaths or serious physical injuries
42 through the use of an explosive agent or the release, dissemination or
43 impact of a toxin, biological agent or poisonous chemical, or its
44 precursor, or any vector.

(b) Except as authorized and used in accordance with a license, registration or exemption by the department of health services pursuant to section 30-672, any device or object that is designed or that the person intends to use to release radiation or radioactivity at a level that is dangerous to human life.

D. For the purposes of sections 13-2312, 13-2313, 13-2314 and 13-2315, unless the context otherwise requires:

1. "Control", in relation to an enterprise, means the possession of sufficient means to allow substantial direction over the affairs of an enterprise and, in relation to property, means to acquire or possess.

2. "Enterprise" means any corporation, partnership, association, labor union or other legal entity or any group of persons associated in fact although not a legal entity.

3. "Financial institution" means a banking or securities regulatory agency of the United States, a business coming within the definition of a bank, financial agency or financial institution as prescribed by 31 United States Code section 5312 or 31 Code of Federal Regulations section 1010.100 or a business under the jurisdiction of the securities division of the corporation commission, the state real estate department or the department of insurance and financial institutions.

4. "Racketeering" means any act, including any preparatory or completed offense, that is chargeable or indictable under the laws of the state or country in which the act occurred and, if the act occurred in a state or country other than this state, that would be chargeable or indictable under the laws of this state if the act had occurred in this state, and that would be punishable by imprisonment for more than one year under the laws of this state and, if the act occurred in a state or country other than this state, under the laws of the state or country in which the act occurred, regardless of whether the act is charged or indicted, and the act involves ~~either~~ ANY OF THE FOLLOWING:

(a) Terrorism, animal terrorism or ecological terrorism that results or is intended to result in a risk of serious physical injury or death.

(b) RIOT.

~~(b)~~ (c) Any of the following acts if committed for financial gain:

(i) Homicide.

(ii) Robbery.

(iii) Kidnapping.

(iv) Forgery.

(v) Theft.

(vi) Bribery.

(vii) Gambling.

(viii) Usury.

(ix) Extortion.

(x) Extortionate extensions of credit.

- 1 (xi) Prohibited drugs, marijuana or other prohibited chemicals or
- 2 substances.
- 3 (xii) Trafficking in explosives, weapons or stolen property.
- 4 (xiii) Participating in a criminal syndicate.
- 5 (xiv) Obstructing or hindering criminal investigations or
- 6 prosecutions.
- 7 (xv) Asserting false claims, including false claims asserted
- 8 through fraud or arson.
- 9 (xvi) Intentional or reckless false statements or publications
- 10 concerning land for sale or lease or sale of subdivided lands or sale and
- 11 mortgaging of unsubdivided lands.
- 12 (xvii) Resale of realty with intent to defraud.
- 13 (xviii) Intentional or reckless fraud in the purchase or sale of
- 14 securities.
- 15 (xix) Intentional or reckless sale of unregistered securities or
- 16 real property securities.
- 17 (xx) A scheme or artifice to defraud.
- 18 (xxi) Obscenity.
- 19 (xxii) Sexual exploitation of a minor.
- 20 (xxiii) Prostitution.
- 21 (xxiv) Restraint of trade or commerce in violation of section
- 22 34-252.
- 23 (xxv) Terrorism.
- 24 (xxvi) Money laundering.
- 25 (xxvii) Obscene or indecent telephone communications to minors for
- 26 commercial purposes.
- 27 (xxviii) Counterfeiting marks as proscribed in section 44-1453.
- 28 (xxix) Animal terrorism or ecological terrorism.
- 29 (xxx) Smuggling of human beings.
- 30 (xxxi) Child sex trafficking.
- 31 (xxxii) Sex trafficking.
- 32 (xxxiii) Trafficking of persons for forced labor or services.
- 33 (xxxiv) Manufacturing, selling or distributing misbranded drugs in
- 34 violation of section 13-3406, subsection A, paragraph 9.
- 35 (xxxv) Holding an unauthorized racing meeting as proscribed in
- 36 section 5-107.01.

37 5. "Records" means any book, paper, writing, computer program,

38 data, image or information that is collected, recorded, preserved or

39 maintained in any form of storage medium.

40 6. "Remedy racketeering" means to enter a civil judgment pursuant

41 to this chapter or chapter 39 of this title against property or a person

42 who is subject to liability, including liability for injury to the state

43 that is caused by racketeering or by actions in concert with racketeering.

- 1 E. For the purposes of sections 13-2316, 13-2316.01 and 13-2316.02:
- 2 1. "Access" means to instruct, communicate with, store data in,
3 retrieve data from or otherwise make use of any resources of a computer,
4 computer system or network.
- 5 2. "Access device" means any card, token, code, account number,
6 electronic serial number, mobile or personal identification number,
7 password, encryption key, biometric identifier or other means of account
8 access, including a canceled or revoked access device, that can be used
9 alone or in conjunction with another access device to obtain money, goods,
10 services, computer or network access or any other thing of value or that
11 can be used to initiate a transfer of any thing of value.
- 12 3. "Computer" means an electronic device that performs logic,
13 arithmetic or memory functions by the manipulations of electronic or
14 magnetic impulses and includes all input, output, processing, storage,
15 software or communication facilities that are connected or related to such
16 a device in a system or network.
- 17 4. "Computer contaminant" means any set of computer instructions
18 that is designed to modify, damage, destroy, record or transmit
19 information within a computer, computer system or network without the
20 intent or permission of the owner of the information, computer system or
21 network. Computer contaminant includes a group of computer instructions,
22 such as viruses or worms, that is self-replicating or self-propagating and
23 that is designed to contaminate other computer programs or computer data,
24 to consume computer resources, to modify, destroy, record or transmit data
25 or in some other fashion to usurp the normal operation of the computer,
26 computer system or network.
- 27 5. "Computer program" means a series of instructions or statements,
28 in a form acceptable to a computer, that allow the functioning of a
29 computer system in a manner designed to provide appropriate products from
30 the computer system.
- 31 6. "Computer software" means a set of computer programs, procedures
32 and associated documentation concerned with the operation of a computer
33 system.
- 34 7. "Computer system" means a set of related, connected or
35 unconnected computer equipment, devices and software, including storage,
36 media and peripheral devices.
- 37 8. "Critical infrastructure resource" means any computer or
38 communications system or network that is involved in providing services
39 necessary to ensure or protect the public health, safety or welfare,
40 including services that are provided by any of the following:
- 41 (a) Medical personnel and institutions.
- 42 (b) Emergency services agencies.
- 43 (c) Public and private utilities, including water, power,
44 communications and transportation services.
- 45 (d) Fire departments, districts or volunteer organizations.

- 1 (e) Law enforcement agencies.
- 2 (f) Financial institutions.
- 3 (g) Public educational institutions.
- 4 (h) Government agencies.

5 9. "False or fraudulent pretense" means the unauthorized use of an
6 access device or the use of an access device to exceed authorized access.

7 10. "Financial instrument" means any check, draft, money order,
8 certificate of deposit, letter of credit, bill of exchange, credit card or
9 marketable security or any other written instrument as defined in section
10 13-2001 that is transferable for value.

11 11. "Network" includes a complex of interconnected computer or
12 communication systems of any type.

13 12. "Property" means financial instruments, information, including
14 electronically produced data, computer software and programs in either
15 machine or human readable form, and anything of value, tangible or
16 intangible.

17 13. "Proprietary or confidential computer security information"
18 means information about a particular computer, computer system or network
19 that relates to its access devices, security practices, methods and
20 systems, architecture, communications facilities, encryption methods and
21 system vulnerabilities and that is not made available to the public by its
22 owner or operator.

23 14. "Services" includes computer time, data processing, storage
24 functions and all types of communication functions.

25 Sec. 3. Section 13-2903, Arizona Revised Statutes, is amended to
26 read:

27 13-2903. Riot; classification

28 A. A person commits riot if, with two or more other persons acting
29 together, such person recklessly uses force or violence or threatens to
30 use force or violence, if such threat is accompanied by immediate power of
31 execution, which EITHER disturbs the public peace OR RESULTS IN DAMAGE TO
32 THE PROPERTY OF ANOTHER PERSON.

33 B. Riot is a class 5 felony.