

Senate Engrossed

death sentence; choice; firing squad.

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

# SENATE BILL 1751

AN ACT

AMENDING SECTION 13-757, ARIZONA REVISED STATUTES; RELATING TO CAPITAL PUNISHMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-757, Arizona Revised Statutes, is amended to  
3 read:

4 13-757. Method of infliction of sentence of death; identity  
5 of executioners; license suspension

6 A. The penalty of death shall be inflicted by FIRING SQUAD, LETHAL  
7 GAS OR an intravenous injection of a substance or substances in a lethal  
8 quantity sufficient to cause death, under the supervision of the state  
9 department of corrections.

10 B. A defendant who is sentenced to death ~~for an offense committed~~  
11 ~~before November 23, 1992~~ shall choose ~~either~~ FIRING SQUAD, lethal  
12 injection or lethal gas at least twenty days before the execution date. ~~if~~  
13 ~~the defendant fails to choose either lethal injection or lethal gas,~~ The  
14 penalty of death shall be inflicted by lethal injection IF THE DEFENDANT  
15 FAILS TO CHOOSE A MANNER OF DEATH.

16 C. The identity of executioners and other persons who participate  
17 or perform ancillary functions in an execution and any information  
18 contained in records that would identify those persons is confidential and  
19 is not subject to disclosure pursuant to title 39, chapter 1, article 2.

20 D. If a person who participates or performs ancillary functions in  
21 an execution is licensed by a board, the licensing board shall not suspend  
22 or revoke the person's license as a result of the person's participation  
23 in an execution.

24 Sec. 2. Conditional enactment

25 This act does not become effective unless the Constitution of  
26 Arizona is amended by the vote of the people at the next general election  
27 by the passage of Senate Concurrent Resolution 1049, fifty-seventh  
28 legislature, second regular session, relating to capital punishment.