

REFERENCE TITLE: mescaline; possession; sale; commercial use

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

## **SB 1752**

Introduced by  
Senators Hatathlie: Bravo, Fernandez, Kuby, Sundareshan

AN ACT

AMENDING TITLE 13, CHAPTER 34, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-3402.01; RELATING TO DRUG 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 34, Arizona Revised Statutes, is  
3 amended by adding section 13-3402.01, to read:

4 13-3402.01. Possession and sale of mescaline for commercial  
5 use or research; classification; definitions

6 A. A PERSON SHALL NOT KNOWINGLY HARVEST, PROCESS OR MAKE AVAILABLE  
7 Mescaline FOR COMMERCIAL USE OR RESEARCH, REGARDLESS OF THE INDUSTRY.

8 B. IN A PROSECUTION FOR A VIOLATION OF THIS SECTION, IT IS A  
9 DEFENSE THAT THE Mescaline IS BEING USED OR IS INTENDED FOR USE IN  
10 CONNECTION WITH THE BONA FIDE PRACTICE OF A RELIGIOUS BELIEF, AS AN  
11 INTEGRAL PART OF A RELIGIOUS EXERCISE AND IN A MANNER NOT DANGEROUS TO  
12 PUBLIC HEALTH, SAFETY OR MORALS.

13 C. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A CLASS 4  
14 FELONY.

15 D. FOR THE PURPOSES OF THIS SECTION:

16 1. "COMMERCIAL USE" MEANS ANY USE OF OR TRANSACTION INVOLVING  
17 INTELLECTUAL PROPERTY, GOODS, SERVICES OR PROPERTY AND THE USE OR  
18 TRANSACTION IS INTENDED FOR FINANCIAL GAIN, PROFIT OR BUSINESS-RELATED  
19 PURPOSES.

20 2. "Mescaline" MEANS THE DRUG THAT IS LISTED IN SECTION 13-3401,  
21 PARAGRAPH 6, SUBDIVISION (a), ITEM (xxi)

22 3. "RESEARCH" INCLUDES INVESTIGATING, STUDYING AND EXPERIMENTING  
23 FOR MEDICAL AND PHARMACEUTICAL APPLICATIONS OR USES.