



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature
First Regular Session

House: JUD DP 6-3-0-1 | 3rd Read 31-29-0-0

HB 2552: criminal damage; monuments; memorials; statues

Sponsor: Representative Kavanagh, LD 23

House Engrossed

Overview

Expands aggravated criminal damage to include intentionally or recklessly damaging a public or private monument, memorial or statue. Establishes this offense as either a class 4, 5 or 6 felony, depending on damages.

History

A person commits aggravated criminal damage by intentionally or recklessly, and without the owner's permission, damaging any building or place used as a school, educational facility, place of worship, cemetery, mortuary, utility, agricultural property or construction site.

Penalties for aggravated criminal damage range from a class 3 felony to a class 6 felony.

Class 3 felonies include:

- a) Damages of \$10,000 or more for an agricultural property, utility or construction site.

Class 4 felonies include:

- a) Damages of \$10,000 or more for a place of worship, school, educational facility, cemetery or mortuary; or
- b) Damages of \$1,500 or more but less than \$10,000 for agricultural property, utility or construction site.

Class 5 felonies include:

- a) Damages of \$1,500 or more but less than \$10,000 for a place of worship, school, educational facility, cemetery or mortuary; or
- b) Damages less than \$1,500 for agricultural property, utility or construction site.

Class 6 felonies include:

- a) Damages less than \$1,500 for a place of worship, school, educational facility, cemetery or mortuary ([A.R.S. § 13-1604](#)).

Provisions

1. States a person commits aggravated criminal damage by intentionally or recklessly damaging a public or private monument, memorial or statue. (Sec. 1)
2. Establishes the following penalties for aggravated criminal damage of a public or private monument, memorial or statue:
 - a) Class 4 felony if the damages are \$10,000 or more;
 - b) Class 5 felony if the damages are between \$1,500 and less than \$10,000; or
 - c) Class 6 felony if the damages are less than \$1,500. (Sec. 1)
3. Makes technical and conforming changes. (Sec. 1)

☐ Prop 105 (45 votes)

☐ Prop 108 (40 votes)

☐ Emergency (40 votes)

☐ Fiscal Note