

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 146

HOUSE BILL 2569

AN ACT

AMENDING SECTION 13-2319, ARIZONA REVISED STATUTES; RELATING TO HUMAN
SMUGGLING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-2319, Arizona Revised Statutes, is amended to
3 read:

4 13-2319. Smuggling; classification; definitions

5 A. It is unlawful for a person to intentionally engage in the
6 smuggling of human beings for profit or commercial purpose.

7 B. A violation of this section is a class 4 felony.

8 C. Notwithstanding subsection B, a violation of this section is a
9 class 2 felony if the human being smuggled is under eighteen years of age and
10 not accompanied by a family member over ~~the age of~~ eighteen YEARS OF AGE OR
11 THE OFFENSE INVOLVED THE USE OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT.
12 Chapter 10 of this title does not apply to a violation of this subsection.

13 D. For the purposes of this section:

14 1. "Family member" means the person's parent, grandparent, sibling or
15 any other person related to the person by consanguinity or affinity to the
16 second degree.

17 2. "Smuggling of human beings" means the transportation, procurement
18 of transportation or use of property or real property by a person or an
19 entity that knows or has reason to know that the person or persons
20 transported or to be transported are not United States citizens, permanent
21 resident aliens or persons otherwise lawfully in this state.

APPROVED BY THE GOVERNOR JULY 13, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 13, 2009.

Passed the House June 16, 20 09

Passed the Senate June 26, 20 09
22

by the following vote: 49 Ayes,

by the following vote: _____ Ayes,

2 Nays, 9 Not Voting

1 Nays, 7 Not Voting

[Signature]
Speaker of the House
Pro Tempore

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

1st day of July, 20 09

at 8:25 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 13th day of

July 2009

at 9:19 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 13 day of July, 20 09

at 3:20 o'clock P. M.

H.B. 2569

Secretary of State