

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HOUSE BILL 2589

AN ACT

AMENDING SECTION 13-1504, ARIZONA REVISED STATUTES; RELATING TO CRIMINAL TRESPASS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 13-1504, Arizona Revised Statutes, is amended to  
3 read:  
4 13-1504. Criminal trespass in the first degree; classification  
5 A. A person commits criminal trespass in the first degree by  
6 knowingly:  
7 1. Entering or remaining unlawfully in or on a residential structure.  
8 2. Entering or remaining unlawfully in a fenced residential yard.  
9 3. Entering any residential yard and, without lawful authority,  
10 looking into the residential structure thereon in reckless disregard of  
11 infringing on the inhabitant's right of privacy.  
12 4. Entering unlawfully on real property that is subject to a valid  
13 mineral claim or lease with the intent to hold, work, take or explore for  
14 minerals on the claim or lease.  
15 5. Entering or remaining unlawfully on the property of another and  
16 burning, defacing, mutilating or otherwise desecrating a religious symbol or  
17 other religious property of another without the express permission of the  
18 owner of the property.  
19 6. Entering or remaining unlawfully in or on a critical public service  
20 facility.  
21 7. STANDING OR REMAINING UNLAWFULLY ON ANY PUBLIC HIGHWAY, PUBLIC  
22 STREET OR ADJACENT PUBLIC PROPERTY AND DISRUPTING VEHICLE OR PEDESTRIAN  
23 TRAFFIC FOR THE PURPOSE OF SOLICITING PERSONAL EMPLOYMENT OR EMPLOYMENT OF  
24 ANOTHER BY OFFERING TO PROVIDE LABOR OR SERVICE IN EXCHANGE FOR MONEY OR  
25 OTHER THINGS OF VALUE OR FOR THE PURPOSE OF SOLICITING LABOR OR SERVICE FROM  
26 ANOTHER PERSON BY OFFERING THE PAYMENT OF MONEY OR OTHER THINGS OF VALUE.  
27 8. STANDING OR REMAINING UNLAWFULLY ON ANY PRIVATE PROPERTY AFTER A  
28 REASONABLE REQUEST TO LEAVE BY THE OWNER OR ANY OTHER PERSON HAVING LAWFUL  
29 CONTROL OVER SUCH PROPERTY, OR REASONABLE NOTICE PROHIBITING ENTRY, FOR THE  
30 PURPOSE OF SOLICITING PERSONAL EMPLOYMENT OR THE EMPLOYMENT OF OTHERS BY  
31 OFFERING TO PROVIDE LABOR OR SERVICE IN EXCHANGE FOR MONEY OR OTHER THINGS OF  
32 VALUE OR FOR THE PURPOSE OF SOLICITING LABOR OR SERVICE FROM ANOTHER PERSON  
33 BY OFFERING THE PAYMENT OF MONEY OR OTHER THINGS OF VALUE.  
34 B. SUBSECTION A, PARAGRAPHS 7 AND 8 OF THIS SECTION DO NOT APPLY TO A  
35 PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE.  
36 ~~B.~~ C. Criminal trespass in the first degree under subsection A,  
37 paragraph 1, 5 or 6 is a class 6 felony. Criminal trespass in the first  
38 degree under subsection A, paragraph 2, 3, ~~or~~ 4, 7 OR 8 is a class 1  
39 misdemeanor.  
40 D. "SOLICITING" AS USED IN THIS SECTION MEANS VERBAL OR NONVERBAL  
41 COMMUNICATION BY A GESTURE OR NOD THAT WOULD INDICATE TO A REASONABLE PERSON  
42 THAT PERSON IS WILLING TO BE EMPLOYED.