

House Engrossed

State of Arizona  
House of Representatives  
Fifty-third Legislature  
First Regular Session  
2017

# HOUSE BILL 2287

AN ACT

AMENDING SECTION 13-3107, ARIZONA REVISED STATUTES; RELATING TO FIREARMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-3107, Arizona Revised Statutes, is amended to  
3 read:

4 13-3107. Unlawful discharge of firearms; exceptions;  
5 classification; definitions

6 A. A person who ~~with criminal negligence~~ INTENTIONALLY, KNOWINGLY  
7 OR RECKLESSLY discharges a firearm within or into the limits of any  
8 municipality is guilty of a class 6 felony.

9 B. Notwithstanding the fact that the offense involves the discharge  
10 of a deadly weapon, unless a dangerous offense is alleged and proven  
11 pursuant to section 13-704, subsection L, section 13-604 applies to this  
12 offense.

13 C. This section does not apply if the firearm is discharged:

14 1. As allowed pursuant to chapter 4 of this title.

15 2. On a properly supervised range.

16 3. To lawfully take wildlife during an open season established by  
17 the Arizona game and fish commission and subject to the limitations  
18 prescribed by title 17 and Arizona game and fish commission rules and  
19 orders. This paragraph does not prevent a city, town or county from  
20 adopting an ordinance or rule restricting the discharge of a firearm  
21 within one-fourth mile of an occupied structure without the consent of the  
22 owner or occupant of the structure. For the purposes of this paragraph:

23 (a) "Occupied structure" means any building in which, at the time  
24 of the firearm's discharge, a reasonable person from the location where a  
25 firearm is discharged would expect a person to be present.

26 (b) "Take" has the same meaning prescribed in section 17-101.

27 4. For the control of nuisance wildlife by permit from the Arizona  
28 game and fish department or the United States fish and wildlife service.

29 5. By special permit of the chief of police of the municipality.

30 6. As required by an animal control officer in the performance of  
31 duties as specified in section 9-499.04.

32 7. Using blanks.

33 8. More than one mile from any occupied structure as defined in  
34 section 13-3101.

35 9. In self-defense or defense of another person against an animal  
36 attack if a reasonable person would believe that deadly physical force  
37 against the animal is immediately necessary and reasonable under the  
38 circumstances to protect oneself or the other person.

39 D. For the purposes of this section:

40 1. "Municipality" means any city or town and includes any property  
41 that is fully enclosed within the city or town.

42 2. "Properly supervised range" means a range that is any of the  
43 following:

44 (a) Operated by a club affiliated with the national rifle  
45 association of America, the amateur trapshooting association, the national

1 skeet association or any other nationally recognized shooting  
2 organization, or by any public or private school.

3 (b) Approved by any agency of the federal government, this state or  
4 a county or city within which the range is located.

5 (c) Operated with adult supervision for shooting air or carbon  
6 dioxide gas operated guns, or for shooting in underground ranges on  
7 private or public property.