

REFERENCE TITLE: random gunfire

State of Arizona
House of Representatives
Forty-fourth Legislature
Third Special Session
1999

HB 2001

Introduced by
Representative Gray

AN ACT

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

(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. ~~Discharge of~~ A PERSON WHO WITH CRIMINAL NEGLIGENCE DISCHARGES a
7 firearm within the limits of any municipality is GUILTY OF a class 2
8 misdemeanor ~~except:~~.

9 B. A PERSON WHO WITH CRIMINAL NEGLIGENCE RANDOMLY DISCHARGES A FIREARM
10 INTO THE AIR WITHIN THE LIMITS OF ANY MUNICIPALITY IS GUILTY OF A CLASS 6
11 FELONY.

12 C. THIS SECTION DOES NOT APPLY IF BLANKS ARE USED OR IF THE FIREARM IS
13 DISCHARGED:

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

15 2. On a properly supervised range.

16 3. In an area recommended as a hunting area by the Arizona game and
17 fish department, approved and posted as required by the chief of police, but
18 any such area may be closed when deemed unsafe by the chief of police or the
19 director of the game and fish department.

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

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

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

25 ~~B.~~ D. ~~A properly supervised range~~ For the purposes of this section:

26 1. "DISCHARGES A FIREARM INTO THE AIR" MEANS THE DIRECTION OF
27 DISCHARGE OF THE FIREARM IS ABOVE HORIZONTAL AND THE TRAJECTORY OF THE
28 GUNSHOT MAY RESULT IN THE PROJECTILE IMPACTING IN A POPULATED AREA OF THE
29 MUNICIPALITY WHERE IT COULD CAUSE A SUBSTANTIAL RISK OF DEATH OR INJURY TO A
30 PERSON.

31 2. "MUNICIPALITY" MEANS ANY CITY OR TOWN AND INCLUDES ANY PROPERTY
32 THAT IS FULLY ENCLOSED WITHIN THE CITY OR TOWN.

33 3. "PROPERLY SUPERVISED RANGE" means a range THAT IS operated by a
34 club affiliated with the national rifle association of America, the amateur
35 trapshooting association, the national skeet association, ~~or~~ any other
36 nationally recognized shooting organization, any agency of the federal
37 government, THIS state ~~of Arizona~~, A county or city within which the range is
38 located, ~~or~~ any public or private school, and, in the case of air or carbon
39 dioxide gas operated guns, or underground ranges on private or public
40 property, such ranges may be operated with adult supervision.

41 Sec. 2. Short title

42 This act shall be known and may be cited as "Shannon's Law".

43 Sec. 3. Emergency

44 This act is an emergency measure that is necessary to preserve the
45 public peace, health or safety and is operative immediately as provided by
46 law.