



ARIZONA STATE SENATE
Fifty-Sixth Legislature, Second Regular Session

AMENDED
FACT SHEET FOR S.B. 1613

theft; classification; private arrest

Purpose

Allows a private person to make an arrest when the person to be arrested has, in the private person's presence, committed a theft of property from a retail store.

Background

A private person is allowed to make an arrest when: 1) the person to be arrested has in the private person's presence committed a misdemeanor amounting to a breach of the peace, or a felony; or 2) when a felony has been in fact committed and the private person has reasonable ground to believe that the person to be arrested has committed it ([A.R.S. § 13-3884](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Allows a private person to make an arrest when the person to be arrested has, in the private person's presence, committed a theft of property from a retail store.
2. Makes technical changes.
3. Becomes effective on the general effective date.

Amendments Adopted by Committee of the Whole

- Removes the modification to the *theft* statute that makes *theft* of any property or services valued at less than \$2,000 a class 6 felony.

Senate Action

JUD 2/15/24 DP 4-3-0

Prepared by Senate Research
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ZD/SB/cs