

STATE OF ARIZONA  
100th LEGISLATURE  
1st REGULAR SESSION

SENATE

S.B. 229

INTRODUCED

February 16, 1971

Author	Reported by
Senators O'Connor, Stinson, Goetze, Holsclaw	Senators O'Connor, Stinson, Goetze, Holsclaw

Approved by the Senate on \_\_\_\_\_  
Approved by the House on \_\_\_\_\_  
Effective date \_\_\_\_\_

Introduced by Senators O'Connor, Stinson, Goetze, Holsclaw

AN ACT

RELATING TO CRIMES; PROHIBITING RESISTING OF ARREST BY FORCE OR WITH A WEAPON, AND AMENDING SECTION 13-1401, ARIZONA REVISED STATUTES.

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

2 Section 1. Section 13-1401, Arizona Revised Statutes,  
3 is amended to read:

4 13-1401. Arrest; how made; force  
5 and restraint; resisting

6 A. An arrest is made by an actual restraint of the per-  
7 son to be arrested, or by his submission to the custody of the  
8 person making the arrest.

9 B. No unnecessary or unreasonable force shall be used  
10 in making an arrest, and the person arrested shall not be  
11 subjected to any greater restraint than necessary for his  
12 detention.

13 C. IF A PERSON HAS REASONABLE GROUNDS TO BELIEVE THAT  
14 HE IS BEING ARRESTED BY A PEACE OFFICER, HE SHALL NOT USE  
15 FORCE OR ANY WEAPON IN RESISTING ARREST IRRESPECTIVE OF  
16 WHETHER THERE IS A LEGAL BASIS FOR THE ARREST.