



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature
First Regular Session

Senate: COM 8-1-0-0 | 3rd Read 20-9-1-0
House: JUD DP 10-0-0-0 | 3rd Read 56-3-1-0

SB 1167: unlawful food or drink contamination. (Substituted for HB 2335)

Sponsor: Senator Shope, LD 8

House Engrossed

Overview

Establishes penalties for the intentional introduction of any bodily fluid or foreign object not intended for human consumption into food or drink that may be consumed by another person.

History

Current statute considers the following as public nuisances dangerous to public health: 1) any spoiled or contaminated food or drink intended for human consumption; 2) any place inconsistently maintained in a sanitary condition where food is present; and 3) any water meant for the public that is unwholesome, poisonous, contains deleterious or foreign substances or filth or disease-causing substances or organisms ([A.R.S. § 36-601](#)).

The offense of knowingly adding poison or another harmful substance to water, food, drink or medicine, if the intent is to harm another person, is a class 6 felony ([A.R.S. § 13-3704](#)).

Provisions

1. Establishes penalties for the intentional mixing of bodily fluid or foreign object not intended for human consumption with food or drink that may be consumed by another person. (Sec. 1)
2. Allows any sanitizing costs and monetary compensation to be included in the calculation of damages. (Sec. 1)
3. Classifies this offense as a class 1 misdemeanor if a person consumes the contaminated food or drink and the damages are greater than \$1,000. (Sec. 1)
4. Classifies this offense as a class 2 misdemeanor if a person does not consume the contaminated food or drink and the damages are less than \$1,000. (Sec. 1)

<input type="checkbox"/> Prop 105 (45 votes)	<input type="checkbox"/> Prop 108 (40 votes)	<input type="checkbox"/> Emergency (40 votes)	<input type="checkbox"/> Fiscal Note
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