

ORDINANCE NO. 5159

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE CODE OF THE CITY OF CHANDLER, CHAPTER 11 CURFEW, GRAFFITI, SMOKING AND MISCELLANEOUS OFFENSES, BY ADDING SECTION 11-20, DRINK OR FOOD TAMPERING; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES.

WHEREAS, the Chandler City Council recognizes that the surreptitious addition of intoxicating liquors, narcotic drugs, or other impairing substances to another person’s drink or food without their consent threatens the health, safety, and well-being of its residents and visitors; and

WHEREAS, such drink or food tampering endangers individuals by impairing judgment, increasing vulnerability to harm, and undermining public confidence in safe social environments; and

WHEREAS, Arizona Revised Statutes § 13-1205 prohibits unlawfully administering intoxicating substances without consent, creating a framework for criminal prosecution; and

WHEREAS, the Council finds that adopting a complementing local ordinance will deter harmful conduct, facilitate early police intervention, and promote safe social environments consistent with the City’s duty to protect the health, safety, and welfare of its residents.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. Adding Section 11-20 – Drink or Food Tampering to the Chandler City Code, Chapter 11 Curfew, Smoking and Miscellaneous Offenses, as follows (additions in ALL CAPS):

11-20. DRINK OR FOOD TAMPERING

11-20.1 DEFINITIONS. FOR PURPOSES OF THIS SECTION:

- A. *DRINK* MEANS ANY BEVERAGE INTENDED FOR HUMAN CONSUMPTION, WHETHER ALCOHOLIC OR NONALCOHOLIC.
- B. *INTOXICATING LIQUORS* OR *DRUGS* INCLUDE ALCOHOL, NARCOTIC DRUGS, DANGEROUS DRUGS, PRESCRIPTION MEDICATION, OR OTHER CHEMICAL AGENTS CAPABLE OF IMPAIRING A PERSON’S MENTAL OR PHYSICAL FACULTIES.
- C. *WITHOUT CONSENT* MEANS THE INDIVIDUAL HAS NOT KNOWINGLY AND VOLUNTARILY AGREED TO INGEST THE SUBSTANCE.

11-20.2 OFFENSE.

IT SHALL BE UNLAWFUL FOR ANY PERSON TO KNOWINGLY, FOR A PURPOSE OTHER THAN LAWFUL MEDICAL OR THERAPEUTIC TREATMENT, PLACE, POUR, MIX, OR OTHERWISE INTRODUCE OR ATTEMPT TO INTRODUCE INTO THE DRINK OR FOOD OF ANOTHER PERSON ANY INTOXICATING LIQUOR OR DRUG WITHOUT THE KNOWLEDGE OR CONSENT OF THAT OTHER PERSON.

Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance, or any parts hereof, are hereby repealed.

Section 3. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 4. Providing for Penalties.

A violation of this Ordinance shall be a Class 1 misdemeanor subject to the enforcement and penalty provisions set forth in Section 1-8.3 of the Chandler City Code.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona this ____ day of April, 2026.

ATTEST:

CITY CLERK

MAYOR

PASSED AND APPROVED by the City Council of the City of Chandler, Arizona this ____ day of April, 2026.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 5159 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the ____ day of April, 2026, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY 

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