

House Engrossed

State of Arizona
House of Representatives
Fifty-second Legislature
First Regular Session
2015

HOUSE BILL 2662

AN ACT

AMENDING SECTION 28-702.01, ARIZONA REVISED STATUTES; RELATING TO SPEED
RESTRICTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-702.01, Arizona Revised Statutes, is amended to
3 read:

4 28-702.01. Maximum speed limit: waste of a finite resource:
5 civil penalties: exceptions

6 A. ~~If the maximum speed limit on a public highway in this state is~~
7 ~~fifty five miles per hour,~~ A person shall not drive a motor vehicle at a
8 speed in excess of ~~fifty five miles per hour on that highway~~ THE MAXIMUM
9 SPEED LIMIT ON A STREET OR HIGHWAY. If the speed at which the person is
10 alleged to have driven as provided in section 28-707, subsection A or the
11 speed at which the court finds the person drove is ~~sixty five:~~

12 1. TEN miles per hour or less OVER THE MAXIMUM SPEED LIMIT, the
13 offense is designated as the waste of a finite resource and is a civil
14 traffic violation subject to subsection B of this section.

15 2. ELEVEN MILES PER HOUR OR MORE OVER THE MAXIMUM SPEED LIMIT, THE
16 OFFENSE IS DESIGNATED AS A CIVIL TRAFFIC VIOLATION AND THE PERSON IS SUBJECT
17 TO A CIVIL PENALTY OF NOT MORE THAN THE AMOUNT PROVIDED IN SECTION 28-1598.

18 B. If a person is found responsible for a civil traffic violation
19 pursuant to subsection A, PARAGRAPH 1 of this section:

20 1. A department or agency of this state shall not consider the
21 violation for the purpose of determining whether the person's driver license
22 should be suspended or revoked and a court shall not transmit abstracts of
23 records of judgment for the violation to the department.

24 2. An insurer shall not consider the violation as a moving traffic
25 violation against the person for the purpose of establishing rates of motor
26 vehicle insurance charged by the insurer and shall not cancel or refuse to
27 renew a policy of insurance because of the violation.

28 3. The civil penalty shall not exceed fifteen dollars plus the
29 surcharges imposed pursuant to sections 12-116.01 and 12-116.02.

30 4. A report shall not be made under section 28-1559, subsection B.

31 ~~C. If the maximum speed limit on a public highway in this state is~~
32 ~~fifty five miles per hour, a person shall not drive a motor vehicle at a~~
33 ~~speed in excess of fifty five miles per hour on that highway. If the speed~~
34 ~~at which the person is alleged to have driven as provided in section 28-707,~~
35 ~~subsection A or the speed at which the court finds the person drove is more~~
36 ~~than sixty five miles per hour, the offense is designated as a civil traffic~~
37 ~~violation and the person is subject to a civil penalty of not more than the~~
38 ~~amount provided in section 28-1598.~~

39 ~~D. C. This section does not apply to an interstate system highway~~
40 ~~located outside of an urbanized area, as defined in section 28-702.04, with a~~
41 ~~population of fifty thousand or more persons:~~

42 1. A SCHOOL CROSSING.

43 2. A STATE HIGHWAY WORK ZONE.

44 3. A SPEED ZONE.

45 4. A BUSINESS OR RESIDENTIAL DISTRICT.