

PROPOSED AMENDMENT

SENATE AMENDMENTS TO H.B. 2557

(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 28-601, Arizona Revised Statutes, is amended to
3 read:

4 28-601. Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Commercial motor vehicle" means a motor vehicle or combination of
7 vehicles that is designed, used or maintained to transport passengers or
8 property in the furtherance of a commercial enterprise, that is a commercial
9 motor vehicle as defined in section 28-5201 and that is not exempt from gross
10 weight fees as prescribed in section 28-5432, subsection B.

11 2. "Controlled access highway" means a highway, street or roadway to
12 or from which owners or occupants of abutting lands and other persons have no
13 legal right of access except at such points only and in the manner determined
14 by the public authority that has jurisdiction over the highway, street or
15 roadway.

16 3. "Crosswalk" means:

17 (a) That part of a roadway at an intersection included within the
18 prolongations or connections of the lateral lines of the sidewalks on
19 opposite sides of the highway measured from the curbs or, in absence of
20 curbs, from the edges of the traversable roadway.

21 (b) Any portion of a roadway at an intersection or elsewhere that is
22 distinctly indicated for pedestrian crossing by lines or other markings on
23 the surface.

24 4. "Escort vehicle" means a vehicle that is required pursuant to rules
25 adopted by the department to escort motor vehicles or combinations of
26 vehicles that require issuance of a permit pursuant to article 18 or 19 of
27 this chapter for operation on the highways of this state.

1 5. "Explosives" means any chemical compound, mixture or device that is
2 commonly used or intended for the purpose of producing an explosion and that
3 is defined in 49 Code of Federal Regulations part 173.

4 6. "Flammable liquid" means any liquid that has a flash point of less
5 than one hundred degrees Fahrenheit and that is defined in 49 Code of Federal
6 Regulations section 173.120.

7 7. "Gross weight" means the weight of a vehicle without a load plus
8 the weight of any load on the vehicle.

9 8. "Intersection" means the area embraced within the prolongation or
10 connection of the lateral curb lines, or if none, the lateral boundary lines
11 of the roadways of two highways that join one another at, or approximately
12 at, right angles, or the area within which vehicles traveling on different
13 highways joining at any other angle may come in conflict. If a highway
14 includes two roadways thirty or more feet apart, each crossing of each
15 roadway of the divided highway by an intersecting highway is a separate
16 intersection. AT A LOCATION CONTROLLED BY A TRAFFIC CONTROL SIGNAL,
17 REGARDLESS OF THE DISTANCE BETWEEN THE SEPARATE INTERSECTIONS AS DESCRIBED IN
18 THIS SUBDIVISION:

19 (i) IF A STOP LINE, YIELD LINE OR CROSSWALK IS NOT DESIGNATED ON THE
20 ROADWAY BETWEEN THE SEPARATE INTERSECTIONS, THE TWO INTERSECTIONS AND THE
21 ROADWAY BETWEEN THEM ARE ONE INTERSECTION.

22 (ii) IF A STOP LINE, YIELD LINE OR CROSSWALK IS DESIGNATED ON THE
23 ROADWAY ON THE INTERSECTION APPROACH, THE AREA WITHIN THE CROSSWALK OR BEYOND
24 THE DESIGNATED STOP LINE OR YIELD LINE, OR BOTH, IS PART OF THE INTERSECTION.

25 (iii) IF A CROSSWALK IS DESIGNATED ON A ROADWAY ON THE DEPARTURE FROM
26 THE INTERSECTION, THE INTERSECTION INCLUDES THE AREA EXTENDING TO THE FAR
27 SIDE OF THE CROSSWALK.

28 (b) DOES NOT INCLUDE THE JUNCTION OF AN ALLEY OR DRIVEWAY WITH A
29 ROADWAY OR HIGHWAY UNLESS THE ROADWAY OR HIGHWAY AT THE JUNCTION IS
30 CONTROLLED BY A TRAFFIC CONTROL DEVICE.

1 9. "License" means any license, temporary instruction permit or
2 temporary license issued under the laws of this state or any other state that
3 pertain to the licensing of persons to operate motor vehicles.

4 10. "Low emission and energy efficient vehicle" means a vehicle that
5 has been certified by the United States environmental protection agency
6 administrator in accordance with 23 United States Code section 166 or that is
7 part of a federally approved pilot program.

8 11. "Motorized wheelchair" means any self-propelled wheelchair that is
9 used by a person for mobility.

10 12. "Official traffic control device" means any sign, signal, marking
11 or device that is not inconsistent with this chapter and that is placed or
12 erected by authority of a public body or official having jurisdiction for the
13 purpose of regulating, warning or guiding traffic.

14 13. "Park", if prohibited, means the standing of a vehicle, whether
15 occupied or not, otherwise than temporarily for the purpose of and while
16 actually engaged in loading or unloading.

17 14. "Photo enforcement system" means a device substantially consisting
18 of a radar unit or sensor linked to a camera or other recording device that
19 produces one or more photographs, microphotographs, videotapes or digital or
20 other recorded images of a vehicle's license plate for the purpose of
21 identifying violators of articles 3 and 6 of this chapter.

22 15. "Pneumatic tire" means a tire in which compressed air is designed
23 to support the load.

24 16. "Pole trailer" means a vehicle that is all of the following:

25 (a) Without motive power.

26 (b) Designed to be drawn by another vehicle and attached to the towing
27 vehicle by means of a reach or pole or by being boomed or otherwise secured
28 to the towing vehicle.

29 (c) Used ordinarily for transporting long or irregularly shaped loads
30 such as poles, pipes or structural members capable generally of sustaining
31 themselves as beams between the supporting connections.

1 17. "Police officer" means an officer authorized to direct or regulate
2 traffic or make arrests for violations of traffic rules or other offenses.

3 18. "Private road or driveway" means a way or place that is in private
4 ownership and that is used for vehicular travel by the owner and those
5 persons who have express or implied permission from the owner but not by
6 other persons.

7 19. "Railroad" means a carrier of persons or property on cars operated
8 on stationary rails.

9 20. "Railroad sign or signal" means a sign, signal or device erected by
10 authority of a public body or official or by a railroad and intended to give
11 notice of the presence of railroad tracks or the approach of a railroad
12 train.

13 21. "Railroad train" means a steam engine or any electric or other
14 motor that is with or without cars coupled to the steam engine or electric or
15 other motor and that is operated on rails.

16 22. "Roadway" means that portion of a highway that is improved,
17 designed or ordinarily used for vehicular travel, exclusive of the berm or
18 shoulder. If a highway includes two or more separate roadways, roadway
19 refers to any such roadway separately but not to all such roadways
20 collectively.

21 23. "Safety zone" means the area or space that is both:

22 (a) Officially set apart within a roadway for the exclusive use of
23 pedestrians.

24 (b) Protected or either marked or indicated by adequate signs as to be
25 plainly visible at all times while set apart as a safety zone.

26 24. "Sidewalk" means that portion of a street that is between the curb
27 lines or the lateral lines of a roadway and the adjacent property lines and
28 that is intended for the use of pedestrians.

29 25. "Stop", if required, means complete cessation from movement.

30 26. "Stop, stopping or standing", if prohibited, means any stopping or
31 standing of an occupied or unoccupied vehicle, except when necessary to avoid

1 conflict with other traffic or in compliance with directions of a police
2 officer or traffic control sign or signal.

3 27. "Through highway" means a highway or portion of a highway at the
4 entrances to which vehicular traffic from intersecting highways is required
5 by law to stop before entering or crossing and when stop signs are erected as
6 provided in this chapter.

7 28. "Traffic" means pedestrians, ridden or herded animals, vehicles and
8 other conveyances either singly or together while using a highway for
9 purposes of travel.

10 29. "Traffic control signal" means a device, whether manually,
11 electrically or mechanically operated, by which traffic is alternately
12 directed to stop and to proceed.

13 30. "Truck" means a motor vehicle that is designed, used or maintained
14 primarily for the transportation of property."

15 Amend title to conform

DON SHOOTER

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12:26 PM
S: KY/tf