

State of Arizona
House of Representatives
Fifty-second Legislature
Second Regular Session
2016

HOUSE BILL 2593

AN ACT

AMENDING SECTION 28-601, ARIZONA REVISED STATUTES; RELATING TO TRAFFIC
REGULATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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.

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

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

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

36 8. "Intersection":

37 (a) Means the area embraced within the prolongation or connection of
38 the lateral curb lines, or if none, the lateral boundary lines of the
39 roadways of two highways that join one another at, or approximately at, right
40 angles, or the area within which vehicles traveling on different highways
41 joining at any other angle may come in conflict. If a highway includes two
42 roadways thirty or more feet apart, each crossing of each roadway of the
43 divided highway by an intersecting highway is a separate intersection. **IF**
44 **BOTH INTERSECTING HIGHWAYS INCLUDE TWO ROADWAYS THAT ARE THIRTY OR MORE FEET**

1 APART, EVERY CROSSING OF ANY TWO ROADWAYS OF SUCH HIGHWAYS IS A SEPARATE
2 INTERSECTION. AT A LOCATION CONTROLLED BY A TRAFFIC CONTROL SIGNAL,
3 REGARDLESS OF THE DISTANCE BETWEEN THE SEPARATE INTERSECTIONS AS DESCRIBED IN
4 THIS SUBDIVISION:

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

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

11 (iii) IF A CROSSWALK IS DESIGNATED ON A ROADWAY ON THE DEPARTURE FROM
12 THE INTERSECTION, THE INTERSECTION INCLUDES THE AREA EXTENDING TO THE FAR
13 SIDE OF THE CROSSWALK.

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

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

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

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

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

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

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

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

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

41 (a) Without motive power.

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

- 1 (c) Used ordinarily for transporting long or irregularly shaped loads
2 such as poles, pipes or structural members capable generally of sustaining
3 themselves as beams between the supporting connections.
- 4 17. "Police officer" means an officer authorized to direct or regulate
5 traffic or make arrests for violations of traffic rules or other offenses.
- 6 18. "Private road or driveway" means a way or place that is in private
7 ownership and that is used for vehicular travel by the owner and those
8 persons who have express or implied permission from the owner but not by
9 other persons.
- 10 19. "Railroad" means a carrier of persons or property on cars operated
11 on stationary rails.
- 12 20. "Railroad sign or signal" means a sign, signal or device erected by
13 authority of a public body or official or by a railroad and intended to give
14 notice of the presence of railroad tracks or the approach of a railroad
15 train.
- 16 21. "Railroad train" means a steam engine or any electric or other
17 motor that is with or without cars coupled to the steam engine or electric or
18 other motor and that is operated on rails.
- 19 22. "Roadway" means that portion of a highway that is improved,
20 designed or ordinarily used for vehicular travel, exclusive of the berm or
21 shoulder. If a highway includes two or more separate roadways, roadway
22 refers to any such roadway separately but not to all such roadways
23 collectively.
- 24 23. "Safety zone" means the area or space that is both:
- 25 (a) Officially set apart within a roadway for the exclusive use of
26 pedestrians.
- 27 (b) Protected or either marked or indicated by adequate signs as to be
28 plainly visible at all times while set apart as a safety zone.
- 29 24. "Sidewalk" means that portion of a street that is between the curb
30 lines or the lateral lines of a roadway and the adjacent property lines and
31 that is intended for the use of pedestrians.
- 32 25. "Stop", if required, means complete cessation from movement.
- 33 26. "Stop, stopping or standing", if prohibited, means any stopping or
34 standing of an occupied or unoccupied vehicle, except when necessary to avoid
35 conflict with other traffic or in compliance with directions of a police
36 officer or traffic control sign or signal.
- 37 27. "Through highway" means a highway or portion of a highway at the
38 entrances to which vehicular traffic from intersecting highways is required
39 by law to stop before entering or crossing and when stop signs are erected as
40 provided in this chapter.
- 41 28. "Traffic" means pedestrians, ridden or herded animals, vehicles and
42 other conveyances either singly or together while using a highway for
43 purposes of travel.

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

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

6 Sec. 2. Effective date

7 Section 28-601, Arizona Revised Statutes, as amended by this act, is
8 effective from and after December 31, 2017.