

COMMITTEE ON RETIREMENT AND RURAL DEVELOPMENT

SENATE AMENDMENTS TO S.B. 1352

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 28, chapter 3, article 6, Arizona Revised Statutes,  
3 is amended by adding section 28-711, to read:

4 28-711. Photo enforcement system; prohibition; highways

5 A PHOTO ENFORCEMENT SYSTEM, INCLUDING A STATE PHOTO ENFORCEMENT SYSTEM,  
6 SHALL NOT BE USED ON STATE HIGHWAYS TO DETECT VIOLATORS OF THIS ARTICLE.

7 Sec. 2. Section 28-1593, Arizona Revised Statutes, is amended to read:

8 28-1593. Service of uniform traffic complaint

9 A. A traffic complaint may be served by delivering a copy of the  
10 uniform traffic complaint citation to the person charged with the violation  
11 or by any means authorized by the rules of civil procedure. At the  
12 discretion of the issuing authority, a complaint for a violation issued after  
13 an investigation in conjunction with a traffic accident may be sent by  
14 certified mail, return receipt requested and delivered to addressee only, to  
15 the address provided by the person charged with the violation. Service of  
16 the complaint is complete on filing the receipt in the court having  
17 jurisdiction of the violation.

18 B. The original complaint shall be filed in a court having  
19 jurisdiction of the violation within ten court days of the time the complaint  
20 was issued. A peace officer, or duly authorized agent or someone paid to act  
21 on behalf of a traffic enforcement agency, may issue the traffic complaint.

22 C. Notwithstanding subsection B of this section, a civil traffic  
violation issued pursuant to section 41-1722 may be issued pursuant to a  
notice of violation before a citation is filed in court.

23 D. If a person fails to respond to the notice of violation or contests  
responsibility, a uniform traffic complaint citation shall be served and  
filed as otherwise provided in this section.

1           E. The supreme court shall establish rules governing the issuance,  
2           service and processing of the notice of violation, including rules allowing a  
3           person to admit responsibility before a citation is filed in court.

4           Sec. 3. Delayed repeal

5           Section 41-1722, Arizona Revised Statutes, is repealed from and after  
6           September 30, 2010.

7           Sec. 4. Effective date

8           Section 28-711, Arizona Revised Statutes, as added by this act and  
9           section 28-1593, Arizona Revised Statutes, as amended by this act, are  
10          effective from and after September 30, 2010.”

11          Amend title to conform

06/25/2009

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