



Bill Number: S.B. 1030

Pearce R Floor Amendment

Reference to: APPROP amendment

Amendment drafted by: Leg Council - Marcia Unell

FLOOR AMENDMENT EXPLANATION

S.B. 1030 pertains to the section of law that requires the extension of driving suspensions for those who are convicted of driving with a suspended license. Upon conviction, the Arizona Department of Transportation (ADOT) is required to suspend the driver license for a like period, up to one year. S.B. 1030, as amended by the Appropriations Committee, removes the provisions under current law that require the automatic extension. The bill also allows ADOT to issue a *restricted* driving privilege in lieu of an automatic extension of suspension, provided that the person meets specified requirements. The driving restriction provision are effective January 1, 2011

S.B. 1030 also removes the requirements in current law that specify a person must obtain an SR-22 vehicle liability policy for the reinstatement of a suspended driver license, vehicle registration or license plates *if* the suspension occurred because of lack of insurance reasons. An SR-22 is a high-risk automobile insurance policy.

The Pearce Floor Amendment makes the following changes:

1) SR-22 Provisions:

Restores current law with regard to instances when an SR-22 is required for reinstatement purposes, except in the case where vehicle registration and plates have been suspended due to an ADOT request for proof of insurance. Rather than an SR-22, the person must provide proof of financial responsibility in the form of either a passenger liability policy or a commercial insurance policy.

2) Driving While Suspended Provisions:

a) Specifies that a restricted driving privilege is valid for one year.

b) Removes the following provisions in current law regarding statutory penalties for driving with a suspended license:

Amendment explanation prepared by Fareed Bailey

3/23/2010

- The mandatory 48-hour minimum jail sentence for a conviction of driving with a suspended or revoked license due to an initial DUI conviction.
- The mandatory \$300 minimum fine for a first-time violation for failure to appear in court or failure to pay court fines, and the \$500 minimum fine for a second or subsequent violations.
- The mandatory extension of disqualification for a commercial driver license (CDL) holder who is convicted of driving while disqualified.

PEARCE R FLOOR AMENDMENT
SENATE AMENDMENTS TO S.B. 1030
(Reference to APPROP amendment)

- 1 Page 1, before line 1, insert:
 - 2 *Page 1, line 5, strike "Except as provided in subsection B or C of this section,"*
 - 3 *Strike lines 9 through 33*
 - 4 *Reletter to conform*
 - 5 Line 8, strike "Page 2, strike lines 1 through 10" insert "Strike page 2"
 - 6 Line 20, strike "E." insert "C."
 - 7 Line 21, strike "D" insert "B"
 - 8 Line 22, after "SECTION" insert "**AND THAT IS VALID FOR ONE YEAR**"
 - 9 Page 2, line 2, strike the quotation marks
 - 10 Strike lines 3 through 30
 - 11 Strike pages 3 through 6
 - 12 Page 7, strike lines 1 through 9
 - 13 Renumber to conform
 - 14 Page 8, line 2, strike "3" insert "**1 OR 2**"
 - 15 Line 3, after the period strike remainder of line
 - 16 Strike lines 4 through 27
 - 17 Renumber to conform
 - 18 Line 32, strike "D" insert "B"
 - 19 Page 9, strike line 2, insert "This act is"
 - 20 Amend title to conform

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