

COMMITTEE ON GOVERNMENT
SENATE AMENDMENTS TO H.B. 2383
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 28-737, Arizona Revised Statutes, is amended to
3 read:

4 28-737. High occupancy vehicle lanes; civil penalty; definition

5 A. Except as provided in sections 28-2416 and 28-2416.01 and
6 ~~subsections~~ SUBSECTION B,~~C and D~~ of this section, a person shall not drive
7 a vehicle carrying fewer than two persons, including the driver, in a high
8 occupancy vehicle lane at any time the use of the high occupancy vehicle
9 lane is restricted to vehicles carrying two or more persons, including the
10 driver.

11 B. SUBSECTION A DOES NOT APPLY TO ANY OF THE FOLLOWING:

12 1. During the performance of a tow truck operator's duties, a tow
13 truck operator ~~may drive~~ DRIVING a tow truck ~~in a high occupancy vehicle~~
14 ~~lane, regardless of occupancy level, without penalty.~~

15 E. 2. A person ~~may drive~~ DRIVING a motorcycle ~~in a high occupancy~~
16 ~~vehicle lane at any time regardless of the number of passengers, without~~
17 ~~penalty.~~

18 D. 3. A person ~~may drive~~ DRIVING a public transportation vehicle ~~in~~
19 ~~a high occupancy vehicle lane at any time regardless of the number of~~
20 ~~passengers, without penalty.~~

21 4. AN AUTHORIZED EMERGENCY VEHICLE AS DEFINED IN SECTION 28-101.

22 E. C. A person who violates subsection A of this section is subject
23 to a civil penalty of two hundred dollars.

1 ~~F.~~ D. Notwithstanding section 28-1554, one hundred dollars of each
2 civil penalty collected pursuant to subsection ~~E~~ C of this section shall
3 be deposited in the state general fund.

4 ~~G.~~ E. For the purposes of this section, "public transportation
5 vehicle" means any vehicle that provides a public entity's public
6 transportation service and either:

- 7 1. Is owned or operated by the public entity.
- 8 2. Is operated under a contract with the public entity."

9 Amend title to conform

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