

Senate Engrossed House Bill

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 134

HOUSE BILL 2333

AN ACT

AMENDING SECTION 28-627, ARIZONA REVISED STATUTES; RELATING TO TRAFFIC AND
VEHICLE REGULATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-627, Arizona Revised Statutes, is amended to
3 read:

4 28-627. Powers of local authorities; definition

5 A. This chapter and chapters 4 and 5 of this title do not prohibit a
6 local authority, with respect to streets and highways under its jurisdiction
7 and within the reasonable exercise of the police power, from:

8 1. Regulating the standing or parking of vehicles.

9 2. Regulating traffic by means of police officers, traffic control
10 signals or volunteer posse organization members authorized by the sheriff
11 under section 11-441 for the purpose of directing traffic only.

12 3. Regulating or prohibiting processions or assemblages on the
13 highways.

14 4. Designating particular highways as one-way highways and requiring
15 that all vehicles on one-way highways be moved in one specific direction.

16 5. Regulating the speed of vehicles in public parks.

17 6. Designating any highway as a through highway and requiring that all
18 vehicles stop before entering or crossing the highway or designating any
19 intersection as a stop intersection and requiring all vehicles to stop at one
20 or more entrances to the intersection.

21 7. Restricting the use of highways as authorized in section 28-1106.

22 8. Regulating the operation of bicycles and requiring the registration
23 and licensing of bicycles, including the requirement of a registration fee.

24 9. Regulating or prohibiting the turning of vehicles or specified
25 types of vehicles at intersections.

26 10. Altering the prima facie speed limits as authorized by this
27 chapter.

28 11. Designating routes over streets and highways for vehicles not
29 exceeding one hundred two inches in width, exclusive of safety equipment.

30 12. Adopting other traffic regulations that are specifically authorized
31 by this chapter or chapter 4 or 5 of this title.

32 B. A local authority shall not erect or maintain a stop sign or
33 traffic control signal at any location that requires the traffic on any state
34 highway to stop before entering or crossing any intersecting highway unless
35 approval in writing has first been obtained from the director.

36 C. An ordinance or regulation enacted under subsection A, paragraph
37 4, 5, 6, 7, 9 or 10 of this section is not effective until signs giving
38 notice of the local traffic regulations are posted on or at the entrances to
39 the highway or part of the highway affected as is most appropriate.

40 D. The definition of motor vehicle prescribed in section 28-101 does
41 not prevent a local authority from adopting ordinances that regulate or
42 prohibit the operation of motorized skateboards, except that a local
43 authority shall not adopt an ordinance that requires registration and
44 licensing of motorized skateboards. For the purposes of this subsection,
45 "motorized skateboard" means a self-propelled device that has a motor, a deck

1 on which a person may ride and at least two tandem wheels in contact with the
2 ground.

3 E. In addition to the appointment of peace officers, a local authority
4 may provide by ordinance for the appointment of:

5 1. Unarmed police aides who are employed by the police department and
6 who are empowered to commence an action or proceeding before a court or judge
7 for a violation of the local authority's ordinances regulating the standing
8 or parking of vehicles. The authority of the unarmed police aide as
9 authorized in this section is limited to the enforcement of the ordinances
10 of local authorities regulating the standing or parking of
11 vehicles. PURSUANT TO RULES ESTABLISHED BY THE SUPREME COURT, AN UNARMED
12 POLICE AIDE APPOINTED PURSUANT TO THIS PARAGRAPH MAY SERVE ANY PROCESS
13 ORIGINATING OUT OF A MUNICIPAL COURT IN THE MUNICIPALITY IN WHICH THE UNARMED
14 POLICE AIDE IS EMPLOYED. SERVICE OF PROCESS UNDER THIS PARAGRAPH SHALL ONLY
15 BE MADE DURING THE HOURS THE MUNICIPAL COURT IS OPEN FOR THE TRANSACTION OF
16 BUSINESS AND ONLY ON COURT PREMISES. This paragraph does not grant to
17 unarmed police aides other powers or benefits to which peace officers of this
18 state are entitled.

19 2. Traffic investigators who may:

20 (a) Investigate traffic accidents within the jurisdiction of the local
21 authority.

22 (b) Commence an action or proceeding before a court or judge for any
23 violation of a state statute or local ordinance relating to traffic, if the
24 violation is related to a traffic accident within the jurisdiction of the
25 local authority.

26 (c) PURSUANT TO RULES ESTABLISHED BY THE SUPREME COURT, SERVE ANY
27 PROCESS ORIGINATING OUT OF A MUNICIPAL COURT IN THE MUNICIPALITY IN WHICH THE
28 TRAFFIC INVESTIGATOR IS EMPLOYED. SERVICE OF PROCESS UNDER SUBSECTION E,
29 PARAGRAPH 1 OF THIS SECTION SHALL ONLY BE MADE DURING THE HOURS THE MUNICIPAL
30 COURT IS OPEN FOR THE TRANSACTION OF BUSINESS AND ONLY ON COURT PREMISES.

31 F. A traffic investigator appointed pursuant to this section shall:

32 1. Be unarmed at all times during the course of the traffic
33 investigator's duties.

34 2. Be an employee of the appointing local authority.

35 3. File written reports as required pursuant to section 28-667.

36 G. NOTWITHSTANDING SUBSECTION E OF THIS SECTION, AN UNARMED POLICE
37 AIDE OR A TRAFFIC INVESTIGATOR SHALL NOT SERVE ANY PROCESS RESULTING FROM A
38 CITATION ISSUED FOR A VIOLATION OF SECTION 28-701 OR 28-644 OR OF A CITY OR
39 TOWN ORDINANCE FOR EXCESSIVE SPEED OR FAILURE TO OBEY A TRAFFIC CONTROL
40 DEVICE THAT IS OBTAINED USING AUTOMATED ENFORCEMENT TECHNOLOGY.

1 G. H. This section does not grant other powers or benefits to traffic
2 investigators to which peace officers of this state are entitled.

3 H. I. Pursuant to section 28-1092, a local authority shall provide
4 reasonable access to and from terminals and service facilities on highways
5 under its jurisdiction.

6 J. FOR THE PURPOSES OF THIS SECTION, "AUTOMATED ENFORCEMENT
7 TECHNOLOGY" MEANS A CAMERA OR SIMILAR DEVICE USED TO DETECT A VEHICLE DRIVING
8 THROUGH AN INTERSECTION ON A RED LIGHT OR A DEVICE THAT DETECTS EXCESSIVE
9 VEHICLE SPEED THAT TRIGGERS A CAMERA TO TAKE A PHOTOGRAPH.

APPROVED BY THE GOVERNOR MAY 1, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 2, 2003.



Passed the House March 4, 2003

Passed the Senate April 15, 2003

by the following vote: 60 Ayes,

by the following vote: 29 Ayes,

0 Nays, 0 Not Voting

0 Nays, 1 Not Voting

Jake Flake
Speaker of the House

Ken Plummer
President of the Senate

Sorman L. Moore
Chief Clerk of the House

Norma Chastain
Asst. Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

H.B. 2333

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 28, 2003,

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

Jake Flake

Speaker of the House

Norman L. Moore

Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

28 day of April, 2003,

at 2:30 o'clock P. M.

Sandra Ramirez

Secretary to the Governor

Approved this 1 day of

May, 2003,

at 5⁰⁰ o'clock P. M.

Jan Nagel

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 2 day of May, 2003

at 3:32 o'clock P. M.

Janice K. Brewer

Secretary of State

H.B. 2333