House Engrossed Senate Bill

FILED

JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 154

SENATE BILL 1118

AN ACT

AMENDING SECTIONS 28-661 AND 28-662, ARIZONA REVISED STATUTES; RELATING TO MOTOR VEHICLE ACCIDENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 28-661, Arizona Revised Statutes, is amended to read:

28-661. Accidents involving death or personal injuries; failure to stop; classification; driver license revocation

A. The driver of a vehicle involved in an accident resulting in injury to or death of a person shall:

1. Immediately stop the vehicle at the scene of the accident or as close to the accident scene as possible but shall immediately return to the accident scene.

2. Remain at the scene of the accident until the driver has fulfilled the requirements of section 28-663.

B. A driver who is involved in an accident resulting in death or serious physical injury as defined in section 13-105 and who fails to stop or to comply with the requirements of section 28-663 is guilty of a class ~~4~~ 3 felony, except that if a driver caused the accident the driver is guilty of a class ~~3~~ 2 felony.

C. A driver who is involved in an accident resulting in an injury other than death or serious physical injury as defined in section 13-105 and who fails to stop or to comply with the requirements of section 28-663 is guilty of a class ~~6~~ 5 felony.

D. The sentence imposed on a person for a conviction under this section shall run consecutively to any sentence imposed on the person for other convictions on any other charge related to the accident.

E. The department shall revoke the license or permit to drive and any nonresident operating privilege of a person convicted pursuant to subsection B of this section for five years.

F. The department shall revoke the license or permit to drive and any nonresident operating privilege of a person convicted pursuant to subsection C of this section for three years.

Sec. 2. Section 28-662, Arizona Revised Statutes, is amended to read:

28-662. Accidents involving damage to vehicle; failure to stop; classification; driver license suspension

A. The driver of a vehicle involved in an accident resulting only in damage to a vehicle that is driven or attended by a person shall:

1. Immediately stop the vehicle at the scene of the accident or as close to the accident scene as possible but shall immediately return to the accident scene.

2. Remain at the scene of the accident until the driver has fulfilled the requirements of section 28-663.

3. Make the stop without obstructing traffic more than is necessary.

B. A person failing to stop or comply with this section is guilty of a class ~~3~~ 2 misdemeanor.

C. A court may order the department to suspend the license or permit to drive and any nonresident operating privilege of a person convicted under this section for one year.

APPROVED BY THE GOVERNOR MAY 1, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2007.

Passed the House April 9, 20 07,

by the following vote: 56 Ayes,

0 Nays, 4 Not Voting

Speaker of the House

Norman L. Moore

Chief Clerk of the House

Passed the Senate February 19, 20 07,

by the following vote: 24 Ayes,

5 Nays, 1 Not Voting

Timothy S Bee

President of the Senate

Charmion Billington

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

S.B. 1118

SENATE CONCURS IN HOUSE AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 25, **20** 07

by the following vote: 28 **Ayes,**

0 **Nays,** 2 **Not Voting**

Timothy S. Bee
President of the Senate

Chairman Billington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

25th **day of** April, **20** 07

at 11:57 **o'clock** a. **M.**

Jennifer Ybarra
Secretary to the Governor

Approved this 1 **day of**

May 2007

at 1:30 **o'clock** P. **M.**

[signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 1st **day of** MAY, **20** 07

at 4:30 **o'clock** P. **M.**

Janice K. Brewer
Secretary of State

S.B. 1118