

TOBIN FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2224

(Reference to the BANKING AND INSURANCE Committee amendment)

1 Page 1, strike lines 2 through 28

2 Page 2, strike lines 1 through 13

3 Renumber to conform

4 Page 3, line 15, strike "~~Except as provided in section 28-4137,~~" insert "Except as
5 provided in section 28-4137,"

6 Line 18, strike "and shall direct" insert ". ON RECEIPT OF THE ABSTRACT OF THE
7 RECORD OF JUDGMENT,"; strike "to" insert "SHALL"

8 Line 23, strike "and shall direct" insert ". ON RECEIPT OF THE ABSTRACT OF THE
9 RECORD OF JUDGMENT,"; strike "to" insert "SHALL"

10 Line 28, strike the comma insert a period; strike "shall direct" insert "ON
11 RECEIPT OF THE ABSTRACT OF THE RECORD OF JUDGMENT,"; strike "to" insert
12 "SHALL"

13 Line 30, strike "AND SHALL DIRECT" insert a period; strike "TO" insert "SHALL"

14 Page 4, strike lines 3 and 4, insert:

15 "Sec. 2. Section 28-4137, Arizona Revised Statutes, is amended to
16 read:

17 28-4137. Reduction or waiver of penalty; rules

18 A. ~~If a person subject to the civil penalty under section 28-4135:~~

19 ~~1. Presents proof to the court that the person has purchased a six~~
20 ~~month policy of insurance that meets the requirements of section 28-4009, or~~
21 ~~that the vehicle was covered by an insurance policy pursuant to section~~
22 ~~28-4033, subsection A, paragraph 2, subdivision (c) at the time the citation~~
23 ~~was issued,~~ The court may reduce or waive the ~~amount of the~~ penalty IMPOSED
24 FOR A VIOLATION OF SECTION 28-4135 IF THE PERSON SUBJECT TO THE PENALTY
25 PRESENTS TO THE COURT PROOF OF BOTH OF THE FOLLOWING:

1 1. THE PERSON HAS NOT BEEN FOUND RESPONSIBLE FOR A VIOLATION OF
2 SECTION 28-4135 WITHIN THE PAST THIRTY-SIX MONTHS AS EVIDENCED BY THE
3 PERSON'S DRIVING RECORD.

4 ~~2. Has not purchased insurance at the time of the person's scheduled~~
5 ~~court appearance but is willing to do so, the court may suspend the~~
6 ~~imposition of the civil penalty for up to thirty days to allow the person the~~
7 ~~opportunity to purchase the insurance.~~

8 2. THE PERSON HAS PURCHASED AND PAID IN FULL FOR A SIX MONTH POLICY OF
9 INSURANCE THAT MEETS THE REQUIREMENTS OF SECTION 28-4009.

10 B. The supreme court may adopt rules for the court as necessary to
11 implement this section."

12 Amend title to conform

ANDREW M. TOBIN

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04/9/2009
10:15 AM
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