

REFERENCE TITLE: state photo enforcement system

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

SB 1291

Introduced by
Senator Nelson

AN ACT

AMENDING SECTION 41-1722, ARIZONA REVISED STATUTES; RELATING TO PHOTO
ENFORCEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 41-1722, Arizona Revised Statutes, is amended to
3 read:

4 41-1722. State photo enforcement system; penalties; fund

5 A. Notwithstanding any other law, the department shall enter into a
6 contract or contracts with a private vendor or vendors pursuant to chapter 23
7 of this title to establish a state photo enforcement system consisting of
8 cameras placed throughout this state as determined by the director to enforce
9 the provisions of title 28, chapter 3, articles 3 and 6 relating to vehicle
10 traffic and speed.

11 B. Notwithstanding any other law, the civil penalty or fine for a
12 citation or a notice of violation issued pursuant to this section is one
13 hundred sixty-five dollars and is not subject to any surcharge except the
14 surcharge imposed by section 16-954. State photo enforcement citations shall
15 not be included in judicial productivity credit calculations for fiscal year
16 2008-2009.

17 C. The photo enforcement fund is established consisting of monies
18 received from citations or notices of violation issued pursuant to this
19 section. The director shall administer the fund. Monies in the fund are
20 subject to legislative appropriation and are appropriated to the department
21 for administrative and personnel costs of the state photo enforcement system.
22 Monies remaining in the fund in excess of two hundred fifty thousand dollars
23 at the end of each calendar quarter shall be deposited, pursuant to sections
24 35-146 and 35-147, in the state general fund.

25 ~~D. Notwithstanding any other law, if a person is found responsible for~~
26 ~~a civil traffic violation or a notice of violation pursuant to a citation~~
27 ~~issued pursuant to this section, the department of transportation shall not~~
28 ~~consider the violation for the purpose of determining whether the person's~~
29 ~~driver license should be suspended or revoked. A court shall not transmit~~
30 ~~abstracts of records of these violations to the department of transportation.~~