

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

HOUSE BILL 2523

AN ACT

AMENDING SECTIONS 28-675 AND 28-676, ARIZONA REVISED STATUTES; RELATING TO
MOTOR VEHICLE ACCIDENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 28-675, Arizona Revised Statutes, is amended to
3 read:
4 28-675. Causing death by use of a vehicle; classification
5 A. A person is guilty of causing death by use of a vehicle if all of
6 the following apply:
7 1. The person is not allowed to operate a motor vehicle pursuant to
8 subsection B of this section.
9 2. While operating a motor vehicle, the person causes the death of
10 another person.
11 3. The person commits a violation of any of the following:
12 (a) Section 28-645, subsection A, paragraph 3, subdivision (a).
13 (b) Section 28-729.
14 (c) Section 28-771.
15 (d) Section 28-772.
16 (e) Section 28-773.
17 (f) Section 28-792.
18 (g) Section 28-794.
19 (h) Section 28-797, subsection F, G, H or I.
20 (i) Section 28-855, subsection B.
21 (j) Section 28-857, subsection A.
22 B. For the purposes of this section, a person shall not operate a
23 motor vehicle if any of the following applies:
24 1. The person's driving privilege is revoked for any reason.
25 2. The person's driving privilege is suspended for any reason pursuant
26 to chapter 4, article 3 of this title.
27 ~~3. The person's driving privilege is suspended pursuant to section~~
28 ~~28-1321.~~
29 ~~4. The person's driving privilege is suspended pursuant to the~~
30 ~~department's action based on a previous conviction for a violation of section~~
31 ~~28-3473.~~
32 ~~5. The person's driving privilege is suspended pursuant to section~~
33 ~~28-3306, subsection A, paragraph 3.~~
34 ~~6.~~ 3. The person does one of the following to obtain a driver
35 license:
36 (a) Knowingly uses a false or fictitious name.
37 (b) Knowingly makes a false statement.
38 (c) Knowingly conceals a material fact.
39 (d) Commits fraud.
40 (e) Violates section 28-3479.
41 ~~7.~~ 4. The person does not have a valid driver license and a proper
42 endorsement, if required, as prescribed by chapter 8 of this title and the
43 person is not exempt pursuant to chapter 8 of this title.
44 C. Causing death by use of a vehicle is a class 4 felony.

1 Sec. 2. Section 28-676, Arizona Revised Statutes, is amended to read:
2 28-676. Causing serious physical injury by use of a vehicle:
3 classification
4 A. A person is guilty of causing serious physical injury by use of a
5 vehicle if all of the following apply:
6 1. The person is not allowed to operate a motor vehicle pursuant to
7 subsection B of this section.
8 2. While operating a motor vehicle, the person causes serious physical
9 injury as defined in section 13-105 to another person.
10 3. The person commits a violation of any of the following:
11 (a) Section 28-645, subsection A, paragraph 3, subdivision (a).
12 (b) Section 28-729.
13 (c) Section 28-771.
14 (d) Section 28-772.
15 (e) Section 28-773.
16 (f) Section 28-792.
17 (g) Section 28-794.
18 (h) Section 28-797, subsection F, G, H or I.
19 (i) Section 28-855, subsection B.
20 (j) Section 28-857, subsection A.
21 B. For the purposes of this section, a person shall not operate a
22 motor vehicle if any of the following applies:
23 1. The person's driving privilege is revoked for any reason.
24 2. The person's driving privilege is suspended for any reason pursuant
25 ~~to chapter 4, article 3 of this title.~~
26 3. ~~The person's driving privilege is suspended pursuant to section~~
27 ~~28-1321.~~
28 4. ~~The person's driving privilege is suspended pursuant to the~~
29 ~~department's action based on a previous conviction for a violation of section~~
30 ~~28-3473.~~
31 5. ~~The person's driving privilege is suspended pursuant to section~~
32 ~~28-3306, subsection A, paragraph 3.~~
33 6. 3. The person does one of the following to obtain a driver
34 license:
35 (a) Knowingly uses a false or fictitious name.
36 (b) Knowingly makes a false statement.
37 (c) Knowingly conceals a material fact.
38 (d) Commits fraud.
39 (e) Violates section 28-3479.
40 7. 4. The person does not have a valid driver license and a proper
41 endorsement, if required, as prescribed by chapter 8 of this title and the
42 person is not exempt pursuant to chapter 8 of this title.
43 C. Causing serious physical injury by use of a vehicle is a class 5
44 felony.