

REFERENCE TITLE: **distracted driving prohibition**

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

HB 2312

Introduced by
Representatives Farley, Tovar; Arredondo, Hobbs, Senators Melvin, Nelson

AN ACT

AMENDING SECTION 28-669, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 3, ARTICLE 15, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-913; RELATING TO DISTRACTED DRIVING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-669, Arizona Revised Statutes, is amended to
3 read:

4 28-669. Accident report forms

5 A. The department shall prepare and on request supply to police
6 departments, sheriffs and other suitable agencies forms for accident reports
7 required under this article that are appropriate with respect to the persons
8 required to make the reports and the purposes to be served. The written
9 reports **REQUIRED** to be made by investigating officers shall call for
10 sufficiently detailed information to disclose with reference to a traffic
11 accident the cause, the conditions then existing, ~~and~~ the persons and
12 vehicles involved **AND WHETHER THE PERSONS INVOLVED WERE ENGAGED IN DISTRACTED**
13 **DRIVING IN VIOLATION OF SECTION 28-913 AT THE TIME OF THE TRAFFIC ACCIDENT.**

14 B. An accident report required to be made in writing shall be made on
15 the appropriate form approved by the department and shall contain all of the
16 information required in the form unless it is not available.

17 C. The department shall modify the written accident report form in
18 conjunction with state and local law enforcement agencies, engineering
19 agencies and emergency medical service organizations.

20 Sec. 2. Title 28, chapter 3, article 15, Arizona Revised Statutes, is
21 amended by adding section 28-913, to read:

22 28-913. Distracted driving

23 A. **A PERSON SHALL NOT OPERATE A MOTOR VEHICLE ON A HIGHWAY WHILE THE**
24 **PERSON IS DISTRACTED IN ANY MANNER.**

25 B. **A LAW ENFORCEMENT OFFICER MAY ISSUE A CITATION TO A PERSON FOR A**
26 **VIOLATION OF THIS SECTION IF THE OFFICER BELIEVES THE DISTRACTED DRIVING IS**
27 **HAZARDOUS TO PUBLIC SAFETY.**