

Senate Engrossed House Bill

parked vehicles blocking sidewalk; prohibition

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 365

HOUSE BILL 2395

AN ACT

AMENDING SECTION 28-873, ARIZONA REVISED STATUTES; RELATING TO VEHICLE STOPPING, STANDING OR PARKING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-873, Arizona Revised Statutes, is amended to
3 read:

4 28-873. Stopping, standing or parking prohibitions;
5 exceptions; definition

6 A. Except if necessary to avoid conflict with other traffic or if
7 in compliance with law or the directions of a police officer or traffic
8 control device, a person shall not stop, stand or park a vehicle in any of
9 the following places:

10 1. On a sidewalk.

11 2. ~~IN A PRIVATE DRIVEWAY IF ANY PART OF THE VEHICLE OR AN~~
12 ~~ATTACHMENT TO THE VEHICLE, INCLUDING A HITCH OR TRAILER, BLOCKS AN AREA OF~~
13 ~~A SIDEWALK AND IMPEDES CONTINUOUS PEDESTRIAN USE OF THE SIDEWALK IN A~~
14 ~~MANNER THAT IS NOT CONSISTENT WITH THE AMERICANS WITH DISABILITIES ACT AS~~
15 ~~DEFINED IN SECTION 41-1492. THIS PARAGRAPH DOES NOT APPLY IF THE VEHICLE~~
16 ~~IS TEMPORARILY PARKED FOR THE PURPOSES OF LOADING OR UNLOADING THE~~
17 ~~VEHICLE.~~

18 ~~3.~~ 3. In front of a public or private driveway, except that this
19 paragraph does not apply to a vehicle or the driver of a vehicle engaged
20 in the official delivery of the United States mail if both of the
21 following apply:

22 (a) The driver does not leave the vehicle.

23 (b) The vehicle is stopped only momentarily.

24 ~~4.~~ 4. Within an intersection.

25 ~~5.~~ 5. Within fifteen feet of a fire hydrant.

26 ~~6.~~ 6. On a crosswalk.

27 ~~7.~~ 7. Within twenty feet of a crosswalk at an intersection.

28 ~~8.~~ 8. Within thirty feet on the approach to any flashing beacon,
29 stop sign, yield sign or traffic control signal located at the side of a
30 roadway.

31 ~~9.~~ 9. Between a safety zone and the adjacent curb or within thirty
32 feet of points on the curb immediately opposite the ends of a safety zone,
33 unless the director or a local authority indicates a different length by
34 signs or markings.

35 ~~10.~~ 10. Within fifty feet of the nearest rail or a railroad
36 crossing or within eight feet six inches of the center of any railroad
37 track, except while a motor vehicle with motive power attached is loading
38 or unloading railroad cars.

39 ~~11.~~ 11. Within twenty feet of the driveway entrance to a fire
40 station and on the side of a street opposite the entrance to any fire
41 station within seventy-five feet of the entrance when properly posted.

42 ~~12.~~ 12. Alongside or opposite a street excavation or obstruction
43 when stopping, standing or parking would obstruct traffic.

44 ~~13.~~ 13. On the roadway side of a vehicle stopped or parked at the
45 edge or curb of a street.

- 1 ~~13.~~ 14. On a bridge or other elevated structure on a highway or
2 within a highway tunnel.
- 3 ~~14.~~ 15. At any place where official signs prohibit standing or
4 stopping.
- 5 ~~15.~~ 16. On a controlled access highway except:
6 (a) For emergency reasons.
7 (b) In areas specifically designated for parking such as rest
8 areas.
- 9 B. A local authority may allow motor vehicles providing a public
10 entity's public transportation service to stop on a state highway or state
11 route for the purpose of allowing passengers to enter or exit if all of
12 the following apply:
- 13 1. The local authority that has jurisdiction over the location of
14 the proposed stopping point conducts a traffic and engineering
15 investigation to determine whether passengers are able to safely enter or
16 exit public transportation vehicles at the proposed stopping point.
- 17 2. The local authority that conducts the traffic and engineering
18 investigation pursuant to paragraph 1 of this subsection submits the
19 results of the investigation to the director for review and approval of
20 the proposed stopping point.
- 21 3. The driver does not leave the vehicle.
- 22 4. The vehicle is stopped only long enough to load and unload
23 passengers.
- 24 5. The vehicle engages four-way hazard flashers.
- 25 6. The roadway has a posted speed limit that does not exceed
26 fifty-five miles per hour.
- 27 7. The roadway has signed or signalized intersection controls
28 within a jurisdictionally confined boundary.
- 29 8. The vehicle is clearly marked as a public transportation
30 vehicle.
- 31 9. As determined by the director in conjunction with the local
32 authority, the driver drives the vehicle into a pullout or uses any other
33 available method that limits the vehicle from interfering with traffic on
34 the roadway.
- 35 C. For the purposes of this section, "public transportation
36 vehicle" means any vehicle that either:
37 1. Is owned or operated by a public entity.
38 2. Is operated under a contract with a public entity.

APPROVED BY THE GOVERNOR MAY 19, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 19, 2021.