

REFERENCE TITLE: driver licensees; traffic school

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

## **SB 1485**

Introduced by  
Senators Pesquiera: Aboud, Gray L, Johnson, Landrum Taylor

AN ACT

AMENDING SECTIONS 28-3320 AND 28-3322, ARIZONA REVISED STATUTES; RELATING TO  
DRIVER LICENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-3320, Arizona Revised Statutes, is amended to  
3 read:

4 28-3320. Suspension of license for persons under eighteen years  
5 of age; notice; definition

6 A. In addition to the grounds for mandatory suspension or revocation  
7 provided for in chapters 3, 4 and 5 of this title, the department shall  
8 immediately suspend the driver license or privilege to drive or refuse to  
9 issue a driver license or privilege to drive of a person who commits an  
10 offense while under eighteen years of age as follows:

11 1. For a period of two years on receiving the record of the person's  
12 conviction for a violation of section 4-244, paragraph 33, section 28-1381 or  
13 section 28-1382.

14 2. For a period of three years on receiving the record of the person's  
15 conviction for a violation of section 28-1383.

16 3. Until the person's eighteenth birthday on receiving the record of  
17 the person's conviction for a violation of section 13-1602, subsection A,  
18 paragraph 1 or section 13-1604, subsection A involving the damage or  
19 disfigurement of property by graffiti.

20 4. Until the person's eighteenth birthday on receiving the record of  
21 the person's conviction of criminal damage pursuant to section 13-1602,  
22 subsection A, paragraph 5 or a violation of a city or town ordinance that  
23 prohibits the type of criminal action prescribed in section 13-1602,  
24 subsection A, paragraph 5.

25 5. Until the person's eighteenth birthday on receiving the record of  
26 the person's conviction for a violation of any statute or ordinance involving  
27 the purchase or possession of materials used for graffiti.

28 6. Until the person's eighteenth birthday on receiving the record of  
29 the person's conviction for a violation of any provision of title 13,  
30 chapter 34.

31 7. Until the person's eighteenth birthday or for a period of two years  
32 on receiving the record of the person's conviction for a second or subsequent  
33 violation of section 4-244, paragraph 9, if ordered by the court.

34 8. Until the person's eighteenth birthday on receiving the record of  
35 the person's conviction of theft of a motor vehicle pursuant to section  
36 13-1802, unlawful use of means of transportation pursuant to section 13-1803  
37 or theft of means of transportation pursuant to section 13-1814.

38 B. If ordered by the court, the department shall restrict the person's  
39 privilege to drive between the person's home, school and place of employment  
40 during specified periods of time according to the person's school and  
41 employment schedule.

42 C. If a person commits an offense prescribed in subsection A,  
43 paragraph 1 of this section and the person's privilege to drive is restricted  
44 as prescribed in subsection B of this section, the department shall issue a

1 special ignition interlock restricted driver license to the person pursuant  
2 to section 28-1401.

3 D. IF A PERSON'S DRIVER LICENSE OR PRIVILEGE TO DRIVE IS SUSPENDED  
4 PURSUANT TO SUBSECTION A, PARAGRAPH 1 OF THIS SECTION, THE COURT SHALL ORDER  
5 THE PERSON TO ATTEND AND SUCCESSFULLY COMPLETE TRAFFIC SURVIVAL SCHOOL  
6 TRAINING AND EDUCATIONAL SESSIONS DURING THE TWO YEAR PERIOD PRESCRIBED IN  
7 SUBSECTION A, PARAGRAPH 1 OF THIS SECTION.

8 ~~D.~~ E. For the purposes of this section, "conviction" means a final  
9 conviction or judgment, including an order of the juvenile court finding that  
10 a juvenile violated any provision of this title or committed a delinquent act  
11 that if committed by an adult would constitute a criminal offense.

12 Sec. 2. Section 28-3322, Arizona Revised Statutes, is amended to read:  
13 28-3322. Suspension of license for persons eighteen, nineteen  
14 and twenty years of age; definition

15 A. In addition to the grounds for mandatory suspension or revocation  
16 provided for in chapters 3, 4 and 5 of this title, the department shall  
17 immediately suspend the driver license or privilege to drive or refuse to  
18 issue a driver license or privilege to drive of a person who commits a  
19 violation of section 4-244, paragraph 33 while the person is eighteen,  
20 nineteen or twenty years of age on receipt of the record of the person's  
21 conviction for a violation of section 4-244, paragraph 33 for a period of two  
22 years.

23 B. If ordered by the court, the department shall restrict the person's  
24 privilege to drive between the person's home, school and place of employment  
25 during specified periods of time according to the person's school and  
26 employment schedule.

27 C. If a person's privilege to drive is restricted as prescribed in  
28 subsection B of this section, the department shall issue a special ignition  
29 interlock restricted driver license to the person pursuant to section  
30 28-1401.

31 D. IF A PERSON'S DRIVER LICENSE OR PRIVILEGE TO DRIVE IS SUSPENDED  
32 PURSUANT TO SUBSECTION A OF THIS SECTION, THE COURT SHALL ORDER THE PERSON TO  
33 ATTEND AND SUCCESSFULLY COMPLETE TRAFFIC SURVIVAL SCHOOL TRAINING AND  
34 EDUCATIONAL SESSIONS DURING THE TWO YEAR PERIOD PRESCRIBED IN SUBSECTION A OF  
35 THIS SECTION.

36 ~~D.~~ E. For the purposes of this section, "conviction" means a final  
37 conviction or judgment, including an order of the juvenile court finding that  
38 a juvenile violated any provision of this title or committed a delinquent act  
39 that if committed by an adult would constitute a criminal offense.