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Majority Research Staff

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Chapter: 261

HB2941: motorcycles; reckless driving

Sponsor: Representative Contreras L, LD 22

Signed by the Governor

Overview

Makes a person operating a motorcycle, who violates rules on overpassing in the same lane or driving between the lanes, guilty of reckless driving.

History

A person who drives a vehicle in reckless disregard for the safety of persons or property is guilty of reckless driving. A person convicted of reckless driving is guilty of a class 2 misdemeanor. The judge may require the surrender to a police officer of any driver license of the convicted person, must report the conviction to the Arizona Department of Transportation (ADOT) and may order the driving privileges of the person to be suspended for a period of not more than 90 days. On receipt of conviction and order, ADOT must suspend the driving privilege of the person for the period ordered by the judge.

If a person convicted of a violation has been previously convicted within a period of 24 months, the person: 1) is guilty of a class 1 misdemeanor; 2) is not eligible for probation, pardon, suspension of sentence or release on any basis until the person has served not less than 20 days in jail; and 3) will have their driving privilege suspended for one year ([A.R.S. § 28-693](#)).

All motorcycles are entitled to the full use of a lane. A person must not drive a motor vehicle in such a manner as to deprive any motorcycle of the full use of a lane.

A motorcycle operator must not overtake and pass in the same lane occupied by the vehicle being overtaken and must not operate between the lanes of traffic or between adjacent rows of vehicles. A person must not operate a motorcycle more than two abreast in a single lane ([A.R.S. § 28-903](#)).

Provisions

1. Stipulates that a person operating a motorcycle, who overtakes and passes in the same lane occupied by the vehicle overtaken or who operates between the lanes of traffic or between adjacent rows of vehicles, is guilty of reckless driving. (Sec. 1)
2. Makes conforming changes. (Sec. 1)

☐ Prop 105 (45 votes)

☐ Prop 108 (40 votes)

☐ Emergency (40 votes)

☐ Fiscal Note