

House Engrossed Senate Bill

~~Good Samaritan; drug overdose; extension~~
(now: identification; traffic violations)

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SENATE BILL 1088

AN ACT

AMENDING SECTION 28-1595, ARIZONA REVISED STATUTES; RELATING TO
TRANSPORTATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-1595, Arizona Revised Statutes, is amended to
3 read:

4 28-1595. Failure to stop or provide driver license or
5 evidence of identity; violation; classification

6 A. The operator of a motor vehicle who knowingly fails or refuses
7 to bring the operator's motor vehicle to a stop after being given a visual
8 or audible signal or instruction by a peace officer or duly authorized
9 agent of a traffic enforcement agency is guilty of a class 2 misdemeanor.

10 B. After stopping as required by subsection A of this section, the
11 operator of a motor vehicle who fails or refuses to exhibit the operator's
12 driver license as required by section 28-3169 or a driver who is not
13 licensed and who fails or refuses to provide evidence of the driver's
14 identity on request is guilty of a class 2 misdemeanor. The evidence of
15 identity that is presented shall contain all of the following information:

- 16 1. The driver's full name.
- 17 2. The driver's date of birth.
- 18 3. The driver's residence address.
- 19 4. A brief physical description of the driver, including the
20 driver's sex, weight, height and eye and hair color.
- 21 5. The driver's signature.

22 C. A person other than the driver of a motor vehicle who ~~fails or~~
23 refuses to provide ~~evidence of~~ the person's ~~identity~~ TRUE FULL NAME AND
24 DATE OF BIRTH, AFTER BEING ADVISED THAT THE PERSON'S REFUSAL TO ANSWER IS
25 UNLAWFUL, to a peace officer or a duly authorized agent of a traffic
26 enforcement agency on request, when such officer or agent has reasonable
27 cause to believe the person has committed a violation of this title, is
28 guilty of a class ~~2~~ 3 misdemeanor. THE PERSON SHALL NOT BE COMPELLED TO
29 ANSWER ANY OTHER INQUIRY OF A PEACE OFFICER OR DULY AUTHORIZED AGENT.

30 D. A peace officer or duly authorized agent of a traffic
31 enforcement agency may give the signal or instruction required by
32 subsection A of this section by hand, emergency light, voice, whistle or
33 siren.

34 E. A person shall not be convicted of a violation of subsection B
35 of this section if the person provided evidence of identity required by
36 subsection B, paragraphs 1 through 5 of this section and produces to the
37 court a legible driver license or an authorized duplicate of the license
38 that is issued to the person and that was valid at the time the violation
39 of subsection B of this section occurred.