House Engrossed Senate Bill

FILED
JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 248

SENATE BILL 1147

AN ACT

AMENDING SECTION 13-2915, ARIZONA REVISED STATUTES; RELATING TO EMERGENCY TELEPHONE USE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 13-2915, Arizona Revised Statutes, is amended to read:

13-2915. Preventing use of telephone in emergency; false representation of emergency; classification; definitions

~~A. In this section, unless the context otherwise requires:~~

~~1. "Emergency" means a situation in which property or human life are in jeopardy and the prompt summoning of aid is essential.~~

~~2. "Party line" means a subscriber's line telephone circuit, consisting of two or more main telephone stations connected therewith, each station with a distinctive ring or telephone number.~~

~~B.~~ A. ~~Any~~ IT IS UNLAWFUL FOR A person ~~who~~ TO DO ANY OF THE FOLLOWING:

1. Knowingly ~~refuses~~ REFUSE to yield or surrender the use of a party line to another person to report a fire or summon police~~,~~ OR medical or other aid in case of emergency~~, is guilty of a class 2 misdemeanor~~.

~~C.~~ 2. ~~Any person who asks~~ ASK for or ~~requests~~ REQUEST the use of a party line on the pretext that an emergency exists, knowing that no emergency in fact exists~~, is guilty of a class 2 misdemeanor~~.

3. INTENTIONALLY PREVENT OR INTERFERE WITH THE USE OF A TELEPHONE BY ANOTHER PERSON IN AN EMERGENCY SITUATION.

~~D.~~ B. Every telephone directory THAT IS compiled and distributed to subscribers shall contain a notice explaining this section~~, such~~. THE notice ~~to~~ SHALL be printed in type ~~which~~ THAT is no smaller than any other type on the same page, other than headings, and ~~to~~ SHALL be preceded by the word "warning". ~~The provisions of~~ This subsection ~~shall~~ DOES not apply to directories THAT ARE distributed solely for business advertising purposes, commonly known as classified directories.

C. THIS SECTION DOES NOT REQUIRE A PERSON TO ALLOW ANOTHER PERSON TO ENTER THE PERSON'S HOME OR PLACE OF RESIDENCE FOR THE PURPOSE OF USING A TELEPHONE IN AN EMERGENCY SITUATION.

D. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A CLASS 2 MISDEMEANOR.

E. FOR THE PURPOSES OF THIS SECTION:

1. "EMERGENCY" MEANS A SITUATION IN WHICH PROPERTY OR HUMAN LIFE IS IN JEOPARDY AND THE PROMPT SUMMONING OF AID IS ESSENTIAL.

2. "EMERGENCY SITUATION" MEANS A SITUATION IN WHICH BOTH OF THE FOLLOWING APPLY:

(a) HUMAN HEALTH, LIFE OR SAFETY IS IN JEOPARDY AND THE PROMPT SUMMONING OF AID IS ESSENTIAL.

(b) IT IS REASONABLE TO BELIEVE THAT A DOMESTIC VIOLENCE OFFENSE PURSUANT TO SECTION 13-3601 IS BEING, HAS BEEN OR IS ABOUT TO BE COMMITTED.

3. "PARTY LINE" MEANS A SUBSCRIBER'S LINE TELEPHONE CIRCUIT, CONSISTING OF TWO OR MORE MAIN TELEPHONE STATIONS CONNECTED THEREWITH, EACH STATION WITH A DISTINCTIVE RING OR TELEPHONE NUMBER.

APPROVED BY THE GOVERNOR MAY 1, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2006.