

TRAFFIC CITATION INFORMATION
KEARNY MAGISTRATE COURT
 355 ALDEN RD. P.O. BOX 83
 KEARNY, AZ 85137
 (520) 363-7752

You have just received a traffic citation and may be wondering what to do now. The information enclosed on this sheet will help you.

Be sure to read both sides of your traffic citation. It is important for you to know that you must respond to the court on or before the "Notice to Appear" date shown on the front of the citation.

Failure to respond may result in a warrant for your arrest and/or suspension of your driver license and/or other penalties.

1. The following persons **must** appear on the "Notice to Appear" date shown on the citation:

- Persons under the age of 18 (juveniles) who received a moving violation must appear with a parent or guardian;
- Persons who were cited for a criminal or criminal traffic offense;
- Regardless of charges listed on page 3, persons who receive a citation in connection with a traffic accident involving a serious injury or death;
- Persons who receive a citation for a violation with a statute number which is not listed on the Fine/Sanction Schedule on page 3. See the "Section" or "Violation" box on your copy of the citation to determine the statute number of your violation;

2. If none of the conditions in paragraph 1 apply to you, choose one of the following options in responding to your citation:

OPTION 1: You may admit responsibility to the charge(s) on your citation and pay the Sanction Schedule amount in person, by mail, or by phone with credit/debit card.

OPTION 2: You may request a hearing be scheduled.

OPTION 3: If you are eligible, you may attend Defensive Driving School.

WARNING

To all persons under the age of 18:
 If one or more of your charges is a moving violation, you must appear in court with a parent or legal guardian. If you fail to appear for any court appearance or fail to comply with any court order, the court will direct MVD to suspend your driver license or driving privilege until you have satisfied the court order or until your 18th birthday.

RED LIGHT VIOLATIONS

A.R.S. §§ 28-645 OR 28-647

If you are cited for either of these offenses and you are eligible, you may attend a Defensive Driving School. If you are not eligible to attend Defensive Driving School, or if you choose not to attend Defensive Driving School, and you are convicted of or enter a plea of responsible, the Motor Vehicle Division will send you a notice ordering you to attend and successfully complete Traffic Survival School.

INSURANCE VIOLATIONS

A.R.S. §§ 28-4135 (A), (B), (C)

- ◆ If you had a valid policy on the date of violation, you may mail a photocopy of the insurance card for a dismissal of the charge(s).
- ◆ If you did not have a valid policy on the date of violation the court **MAY** waive or reduce the penalty if you can show proof of **BOTH**:
 - A. A current **6-MONTH POLICY**
 - B. A **36-MONTH DRIVING RECORD** from the Motor Vehicle Division showing no previous violations of ARS 28-4135 within the last 24 months or one violation of ARS 28-4135 within the last 36 months
- ◆ If you do not have a current **6-MONTH POLICY** or if you have one or more violations of ARS 28-4135 within the last 24 months or more than one violation within the last 36 months the fine is \$990.00 for a first violation and your driver license, registration and license plate of the motor vehicle involved will be suspended for at least 3 months.

FINE / SANCTION SCHEDULE

Statute	Violation	Fine/Sanction Amt.
*28-644	Traffic Sign Violation	\$217.00
*28-645	Red Light Violation	\$217.00
		See Info Pg. 6
*28-701A	Failure to Control Speed	\$275.00
*28-701A	Speeding	
	*1-10 MPH over	\$199.00
	*11-15 MPH over	\$219.00
	*16-20 MPH over	\$240.00
	*21-25 MPH over	\$257.00
	*26-30 MPH over	\$275.00
	*31-35 MPH over	\$293.00
	Over 36 MPH over	Call Court
28-702.01A	Waste of a Finite Resource	\$97.00
*28-702.01C	Max. Speed on Hwy (55 MPH)	
	*66-70 MPH	\$199.00
	*71-75 MPH	\$216.00
	*76-80 MPH	\$257.00
	*81-85 MPH	\$308.00
	*86-90 MPH	\$323.00
	Over 90 MPH	Call Court
*28-702.04B	Max Speed on Hwy (75 MPH)	
	*76-80 MPH	\$233.00
	*81-85 MPH	\$273.00
	*86-90 MPH	\$283.00
	*91-95 MPH	\$290.00
	Over 95 MPH	Call Court
*28-721 through 28-736		\$217.00
*28-751 through 28-755		\$217.00
*28-771 through 28-776A		\$217.00
*28-797	School Zone Violation	\$217.00
	<i>If signs were posted</i>	\$297.00
*28-851	Railroad Crossing Violation	\$217.00
*28-855	Stop Sign Violation	\$217.00
28-907	No Child Restraint	\$162.00
28-909	Seat/Lap Belt Violation	\$89.00
28-921 through 28-965		\$171.00
28-2153 A or B	Registration Violations	\$171.00
28-2158	Fail to Carry Registration Card	\$171.00
28-2532A	No Current Registration	\$622.00
28-2533A	Resident w/Out-of-State Plates	\$622.00
28-3151A	No Driver License	\$171.00
28-4135	Insurance Violations	See Info Pg. 6
28-4139A	Displaying M/I Suspended Plate	\$530.00
		* Defensive Driving School Eligible



OPTION 1



Pay Fine by Mail or by Phone

If the charge(s) on your ticket do not appear on the Fine/Sanction Schedule you can find all civil traffic offenses and bond amounts on the Pinal County Justice Court website at:

<http://pinalcountvaz.gov/Departments/JudicialBranch/JusticeCourts/Pages/Home.aspx>

If there are any criminal or criminal traffic charges listed on the complaint you must appear in court.

1. **READ AND SIGN** the following statement:

I hereby waive my right to a hearing and enter a plea of responsible and consent to judgment imposing the prescribed fine.

Signature

2. Write the complaint number from the Arizona Traffic Ticket and Complaint located in the upper left-hand corner.

3. Match each violation code on your complaint to the codes listed on the Fine/Sanction Schedule on page 3. Pay the amount under the "Fine Amount" column if you are paying the ticket **BEFORE** the court date written above your signature on the complaint.

Enter the amount for each charge you are paying, add fines, then total.

A=\$
B=\$
C=\$
D=\$

TOTAL = \$ _____

4. Mail this pamphlet, a copy of the ticket, and a money order or cashier's check in the amount listed above, payable to the court listed on your ticket.

OR

Pay by Debit/Credit by calling **1-877-717-7674**

Enter complaint number then press #

(You will be charged additional fees when using this payment option)

◆ **DO NOT SEND CASH OR A PERSONAL CHECK.**

◆ **If you are paying AFTER the date written on the ticket, DO NOT PAY. You MUST appear in court as a warrant may have been issued for your arrest and/or your driver license may have been suspended with additional penalties being imposed.**

OPTION 2



Request a Hearing / Trial

You must request a hearing to contest the charges.

You cannot have a hearing on your initial appearance date.

1. **READ AND SIGN** the following statement:

I hereby request a trial or hearing to contest the charges indicated below. I hereby enter my plea of not responsible. I understand that I am giving up the option of attending a Defensive Driving Class for those charges for which I have requested this hearing.

Signature

2. Write the complaint number from the Arizona Traffic Ticket and Complaint located in the upper left-hand corner.

3. Circle the charge letter for each charge for which you are requesting a hearing. The letters run vertically down the left side of the ticket.

A B C D

4. Print the following information:

Name: _____

Mailing Address: _____

City: _____ State: _____

Zip Code: _____ Phone: _____

5. Check if applicable

I will be represented by an attorney.

I will not be represented by an attorney

I will need an interpreter: _____
Language

◆ You should be prepared to pay any fine imposed on the day of your hearing if you are found responsible. Failure to appear may result in additional monetary penalties and/or a suspended driver license.

◆ You will be notified by mail of your assigned hearing date. You must appear on that date and be ready to present evidence and examine witnesses in front of a Judge / Hearing Officer.

PLEASE DO NOT BRING CHILDREN TO COURT

PLEASE DRESS APPROPRIATELY

OPTION 3



Defensive Driving School

You may have received more than one charge on your Arizona Traffic Ticket and Complaint form. If you qualify for the defensive driving option, it may be applied to only **ONE** eligible traffic offense. However, you must appear in court or pay the fines for any additional charges you may have received by the appearance date on your ticket.

YOU MAY BE ELIGIBLE IF:

1. You have not attended a Defensive Driving Class in the State of Arizona within the last two years (violation date to violation date);

2. Your traffic offense did not result in serious injury or death;

3. Your traffic case has not already been set for hearing;

4. You have a valid driver license; and

5. The violation code on your citation is listed as eligible on the Fine/Sanction Schedule on page 3.

NOTE: CDL License holders are NOT eligible for DDS.

HOW TO REGISTER:

1. Select a school by logging onto the Supreme Court website <http://www.azdrive.com>

OR

Call **1-888-334-5565**

2. Call the school to register.

YOU MUST COMPLETE DDS AT LEAST SEVEN (7) DAYS BEFORE THE APPEARANCE DATE WRITTEN ON THE TICKET.

3. Have a copy of the ticket and a pen or pencil with you when you call to schedule a class. You will need to write down instructions for the class.

4. Complete the class at least seven (7) days before the appearance date written on your ticket.

5. You **MUST** bring the following with you to class:

◆ Valid Driver License

◆ Copy of the ticket

◆ Money Order or Cashier's Check made out to the school you chose and their fee amount.

IF YOU DID NOT COMPLETE DDS AT LEAST SEVEN (7) DAYS BEFORE THE APPEARANCE DATE WRITTEN ON YOUR TICKET, YOU MUST APPEAR INCOURT ON THAT APPEARANCE DATE.