

COMMITTEE ON TRANSPORTATION

Representative Vic Williams, Chairman
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* Strike-Everything Amendment
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 [LIV] Line Item Veto

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HB 2003 - Chapter 82 – emergency response services fees; prohibition

Stipulates that the regulation of emergency response service fees for motor vehicle accidents is a matter of statewide concern and not subject to regulation by a county, city, or town of this state. Prohibits charging a fee or seeking reimbursement from a person for any costs or expenses from emergency response personnel.

HB 2209 – Chapter 88 – safety standards; light rail systems

Adds street car systems to the currently implemented light rail safety standards and lowers the county population requirement for light rail or street car system construction from 1,500,000 to 500,000 people.

HB 2246– Chapter 280 - *ADOT; emergency vehicle access plan

Adds an emergency vehicle access plan as an integral part of the overall management by ADOT for highway construction. Requires a clearly identifiable vehicle access point with at least one path for emergency responders in state highway work zones throughout each phase of construction.

HB 2318 – Chapter 259 – regional and public transportation authorities

Expands the list of possible members of a public transportation authority and additionally updates and clarifies existing statute.

HB 2319 – Chapter 127 – primitive roads; county maintenance

Allows a county BOS to spend public funds on the maintenance of roads and streets designated as primitive roads.

HB 2359 – Chapter 54 – transportation contracts; indemnity agreements; void

Prohibits indemnity agreements between motor carriers and promisees with exceptions for railroads, public utility companies, any state agencies or subdivisions of the state and the Uniform Intermodal Interchange and Facilities Access Agreement.

HB 2450 – Chapter 265 - *escort vehicle operation; exemption

Allows ADOT to establish rules regarding escort vehicle certifications from other states.

HB 2523 – Chapter 286 - *violations; motor vehicles; license suspensions

Prohibits a person from operating a motor vehicle if they fail to appear for a scheduled court appearance more than once. Expands circumstances under which a person's license may be suspended, such as whether a person is medically or physically able to drive a car or if the driver was involved in an accident that caused a death.

HB 2575 – Chapter 288 - vehicle; sale; disclosure of lien

Requires disclosure of a lien when selling an automobile. Prohibits a person from knowingly transferring or selling a motor vehicle without disclosing any restitution or lien and makes a violation of this provision a class 1 misdemeanor.

HB 2608 – Chapter 289 – public consignment auction dealers; definition

- Adds public consignment auction dealer under the definition of *motor vehicle dealer*.
- Defines *public consignment auction dealer* as a person who at a public consignment auctions dealer's place of business, or an authorized off-premises location, that can perform live auctions with a licensed auctioneer by verbal bids.

- Allows the public consignment auction dealer to also provide live auction services on a consignment contract basis.
- Exempts public consignment auction dealers from the implied warranty of merchantability and emissions inspection, and also requires a public consignment auction dealer to post a sign indicating the exemptions.
- Prescribes specific requirements for public consignment auction dealers to follow.

HB 2622 – Chapter 95 – recreational off-highway vehicles

Adds recreational off-highway vehicles to the definition of all-terrain vehicles, increases the weight of an all-terrain vehicle to 1,200 pounds or less and requires all-terrain vehicles to travel on three or more non-highway tires.

HB 2656 – Chapter 81 – women veteran special plate

Requires ADOT to produce and make available personalized license plates for women veterans and to establish a fund with a portion of the proceeds to help women veterans through DVS.

HB 2659 – Chapter 290 – rental motor vehicles; surcharge

Requires the surcharge amount on a rental vehicle, regardless of which state or jurisdiction the vehicle was rented in, to be used as reimbursement of the amount of the vehicle's license tax imposed on the vehicle. This amount is to be paid by the rental vehicle owner or person renting it at the time of vehicle registration.

SB 1053 – Chapter 320 – character education special plate fund

Allows ADE to use up to 10% of the monies in the character education special plate fund for administrative costs, specifies that a nonprofit corporation that is incorporated in this state must provide the implementation fee for the *In God We Trust* Special Plates and also establishes the following new special plates along with their respective funds:

- Law Enforcement Special Plate.
- Youth Development Organization Special Plate.
- Multiple Sclerosis Awareness Special Plate.
- Childhood Cancer Research Special Plate.
- Litter Prevention and Cleanup Special Plate.
- Arizona Professional Hockey Club Special Plate.
- Arizona Public Broadcast Television Special Plate.
- Global Graduate Management School Special Plate.

SB 1133 – Chapter 131 – approaching stationary vehicles; yield right-of-way

Requires a driver, when approaching a stationary vehicle displaying alternately flashing lights or warning lights, to move into a lane not adjacent to the stationary vehicle. Requires the driver, if changing lanes would be unsafe, to proceed with due caution and reduce vehicle speed.

SB 1147 – Chapter 64 – motor vehicle safety monitoring equipment

Exempts safety monitoring and driver feedback equipment from window and windshield restrictions if it is mounted immediately behind, slightly above or slightly below the rearview mirror or where the rearview mirror would commonly be positioned if the motor vehicle is without a windshield mounted rearview mirror.

SB 1200 – Chapter 341– *driving under the influence; interlock

- Allows ADOT to reduce the time period for an ignition interlock device (IID) for first time non-extreme DUI offenders from one year to six months from the date the IID was installed or the completion of the following requirements:
 - The person is convicted of a violation for a first time non-extreme DUI.
 - The person was not involved in an accident that resulted in physical injury or property damage at the time of their offense.
 - The person successfully completes an alcohol education program consisting of at least 16 hours.
 - The person has not attempted to operate a vehicle with a blood alcohol content (BAC) of .08 or above two or more times during the period of restriction.
 - The person has maintained a functioning IID and met all requirements for at least six months.
 - All necessary compliance information was provided to ADOT by the IID provider, the alcohol screening program and the alcohol education program.
- Allows a city council, county sheriff, and county BOS to create a continuous alcohol monitoring program for offenders sentenced to jail for DUI, place the persons under continuous monitoring, and require the offenders to pay all the costs plus \$30 per month, unless the court assesses a lesser amount or the presiding judge decides the offender is ineligible to participate in the program.

SB 1261 – Chapter 101 [E] – vehicle liens; titles

Stipulates that failure to complete the necessary paperwork to record a lien and other encumbrances on a vehicle's title within 30 *business* days will not result in the loss of the vehicle for either the lien holder or the person who purchased the vehicle. Applies retroactively to December 31, 2010.

SB 1262 – Chapter 323 – Arizona centennial special plates

Requires ADOT to issue the Arizona Centennial Special Plate, and establishes the Arizona Centennial Special Plate Fund. Requires the implementation fee of \$32,000 to be provided by, and reimbursed to, the SHF.

SB 1270 – Chapter 190 – *Arizona department of transportation; omnibus

Authorizes ADOT to conduct financial and criminal background checks on new and transferred employees under specific conditions, coordinates motor vehicle dealer licensure between ADOT and the DFI, modifies statutes pertaining to public-private partnership agreements in transportation, and makes other statutory changes applicable to ADOT.

SB 1402 – Chapter 324 – special license plates

- Establishes the following special license plates along with their respective funds:
 - Hunger Relief Special Plate.
 - Law Enforcement Special Plate.
 - Youth Development Organization Special Plate.
 - Multiple Sclerosis Awareness Special Plate.
 - Childhood Cancer Research Special Plate.
 - Litter Prevention and Cleanup Special Plate.
 - Arizona Professional Hockey Club Special Plate.
 - Arizona Public Broadcast Television Special Plate.
 - Global Graduate Management School Special Plate.
 - Don't Tread on Me Special Plates.

- Establishes the 13-member Arizona Tea Party Committee.

SB 1589 – Chapter 275 – authorized third parties; ADOT

Allows the Director of ADOT to authorize third party vendors to perform duties that would normally be performed by the MVD and requires ADOT to submit an annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives and the Secretary of State on or before Dec 31, 2011. Requires the report to review third party vendor services, identify and recommend opportunities for new services or expansion of services through third party vendors, to make suggestions that might augment efficiency and to identify any other recommendations that would allow privatization and allow further efficiency of services.