

House Engrossed

Gila River Indian Community plates.

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HOUSE BILL 2062

AN ACT

AMENDING SECTIONS 28-2351 AND 28-2403, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 7, ARTICLE 12, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 28-2470.18, 28-2470.19 AND 28-2470.20; AMENDING SECTIONS 28-6501, 28-6991 AND 28-6993, ARIZONA REVISED STATUTES; RELATING TO SPECIAL PLATES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-2351, Arizona Revised Statutes, is amended to
3 read:

4 28-2351. License plate provided; design

5 A. Notwithstanding any other law, the department shall provide to
6 every owner one license plate for each vehicle registered. At the request
7 of the owner and on payment of a fee in an amount prescribed by the
8 director by rule, the department shall provide one additional license
9 plate for a vehicle for which a special plate is requested pursuant to
10 this chapter.

11 B. The license plate shall display the number assigned to the
12 vehicle and to the owner of the vehicle and the name of this state, which
13 may be abbreviated. The director shall coat the license plate with a
14 reflective material that is consistent with the determination of the
15 department regarding the color and design of license plates and special
16 plates. ~~The background color of the license plate shall contrast~~
17 ~~significantly with the color of the letters and numerals on the license~~
18 ~~plate and with the name of this state on the license plate. The name of~~
19 ~~this state shall appear on the license plate in capital letters in sans~~
20 ~~serif font and be three-fourths of an inch in height.~~ The director shall
21 design the license plate and the letters and numerals on the license plate
22 to be of sufficient size to be plainly readable during daylight from a
23 distance of one hundred feet. In addition to the standard license plate
24 issued for a trailer before August 12, 2005, the director shall issue a
25 license plate for trailers that has a design that is similar to the
26 standard size license plate for trailers but that is the same size as the
27 license plate for motorcycles. The trailer owner shall notify the
28 department which size license plate the owner wants for the trailer.

29 C. IN ADDITION TO THE REQUIREMENTS IN SUBSECTION B OF THIS SECTION,
30 FOR ALL LICENSE PLATES, INCLUDING ALL SPECIAL PLATES, THAT ARE DESIGNED OR
31 REDESIGNED ON OR AFTER SEPTEMBER 24, 2022:

32 1. THE BACKGROUND COLOR OF THE LICENSE PLATE SHALL CONTRAST
33 SIGNIFICANTLY WITH THE COLOR OF THE LETTERS AND NUMERALS ON THE LICENSE
34 PLATE AND WITH THE NAME OF THIS STATE ON THE LICENSE PLATE.

35 2. THE NAME OF THIS STATE SHALL APPEAR ON THE LICENSE PLATE IN
36 CAPITAL LETTERS IN SANS SERIF FONT AND BE THREE-FOURTHS OF AN INCH IN
37 HEIGHT.

38 ~~C.~~ D. Notwithstanding any other law, the department shall not
39 contract with a nongovernmental entity to purchase or secure reflective
40 material for the plates issued by the department unless the department has
41 made a reasonable effort to secure qualified bids or proposals from as
42 many individual responsible respondents as possible.

43 ~~D.~~ E. The department shall determine the color and design of the
44 license plate subject to the requirements prescribed by ~~subsection~~
45 ~~SUBSECTION~~ B AND C of this section. All plates issued by the department,

1 except the plates that are ~~designed or redesigned before September 24,~~
2 ~~2022 and that are~~ issued pursuant to sections 28-2404, 28-2412, 28-2413,
3 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2470.17~~ 28-2470.20,
4 28-2472, 28-2473, 28-2474, 28-2475, 28-2476 and 28-4533 and article 14 of
5 this chapter, shall be the same color as and similar in design to the
6 license plate as determined by the department.

7 ~~F.~~ F. A passenger motor vehicle that is rented without a driver
8 shall receive the same type of license plate as is issued for a private
9 passenger motor vehicle.

10 Sec. 2. Section 28-2403, Arizona Revised Statutes, is amended to
11 read:

12 28-2403. Special plates; transfers; violation; classification

13 A. Except as otherwise provided in this article, the department
14 shall issue or renew special plates in lieu of the regular license plates
15 pursuant to the following conditions and procedures and only if the
16 requirements prescribed by this article for the requested special plates
17 are met:

18 1. Except as provided in sections 28-2416 and 28-2416.01, a person
19 who is the registered owner of a vehicle registered with the department or
20 who applies for an original or renewal registration of a vehicle may
21 submit to the department a completed application form as prescribed by the
22 department with the fee prescribed by section 28-2402 for special plates
23 in addition to the registration fee prescribed by section 28-2003.

24 2. Except for plates issued pursuant to sections 28-2404, 28-2412,
25 28-2413, 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2470.17~~
26 28-2470.20, 28-2472, 28-2473, 28-2474, 28-2475 and 28-2476 and article 14
27 of this chapter, the special plates shall be the same color as and similar
28 to the design of the regular license plates that is determined by the
29 department.

30 3. Except as provided in section 28-2416, the department shall
31 issue special plates only to the owner or lessee of a vehicle that is
32 currently registered, including any vehicle that has a declared gross
33 weight, as defined in section 28-5431, of twenty-six thousand pounds or
34 less.

35 4. Except as provided in sections 28-2416 and 28-2416.01, the
36 department shall charge the fee prescribed by section 28-2402 for each
37 annual renewal of special plates in addition to the registration fee
38 prescribed by section 28-2003.

39 B. Except as provided in sections 28-2416 and 28-2416.01, on
40 notification to the department and on payment of the transfer fee
41 prescribed by section 28-2402, a person who is issued special plates may
42 transfer the special plates to another vehicle the person owns or leases.
43 Persons who are issued special plates for hearing impaired persons
44 pursuant to section 28-2408 and international symbol of access special
45 plates pursuant to section 28-2409 are exempt from the transfer fee. If a

1 person who is issued special plates sells, trades or otherwise releases
2 ownership of the vehicle on which the plates have been displayed, the
3 person shall immediately report the transfer of the plates to the
4 department or the person shall surrender the plates to the department as
5 prescribed by the director. It is unlawful for a person to whom the
6 plates have been issued to knowingly allow them to be displayed on a
7 vehicle except the vehicle authorized by the department.

8 C. The special plates shall be affixed to the vehicle for which
9 registration is sought in lieu of the regular license plates.

10 D. A person is guilty of a class 3 misdemeanor who:

11 1. Violates subsection B of this section.

12 2. Fraudulently gives false or fictitious information in the
13 application for or renewal of special plates or placards issued pursuant
14 to this article.

15 3. Conceals a material fact or otherwise commits fraud in the
16 application for or renewal of special plates or placards issued pursuant
17 to this article.

18 Sec. 3. Title 28, chapter 7, article 12, Arizona Revised Statutes,
19 is amended by adding sections 28-2470.18, 28-2470.19 and 28-2470.20, to
20 read:

21 28-2470.18. Gila River Indian Community special plates

22 A. IF BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE DEPARTMENT
23 FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE GILA
24 RIVER INDIAN COMMUNITY SPECIAL PLATES. THE PERSON THAT PROVIDES THE
25 \$32,000 SHALL DESIGN THE GILA RIVER INDIAN COMMUNITY SPECIAL PLATES. THE
26 DESIGN AND COLOR OF THE GILA RIVER INDIAN COMMUNITY SPECIAL PLATES ARE
27 SUBJECT TO THE APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY ALLOW A
28 REQUEST FOR GILA RIVER INDIAN COMMUNITY SPECIAL PLATES TO BE COMBINED WITH
29 A REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A
30 COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND
31 IS SUBJECT TO THE FEES FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO
32 THE FEES REQUIRED FOR THE GILA RIVER INDIAN COMMUNITY SPECIAL PLATES.

33 B. OF THE \$25 FEE REQUIRED BY SECTION 28-2402 FOR THE ORIGINAL
34 SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, \$8 IS A SPECIAL PLATE
35 ADMINISTRATION FEE AND \$17 IS AN ANNUAL DONATION.

36 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
37 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
38 ESTABLISHED BY SECTION 28-6991 AND SHALL TRANSMIT ALL DONATIONS COLLECTED
39 PURSUANT TO THIS SECTION TO THE GILA RIVER INDIAN COMMUNITY TRANSPORTATION
40 COMMITTEE. THE GILA RIVER INDIAN COMMUNITY TRANSPORTATION COMMITTEE SHALL
41 USE THESE MONIES ONLY FOR TRAFFIC CONTROL DEVICES THAT CONFORM TO THE
42 MANUAL AND SPECIFICATIONS PRESCRIBED IN SECTION 28-641 ON HIGHWAYS ON THE
43 GILA RIVER INDIAN RESERVATION THAT ARE LOCATED IN THIS STATE AND THAT ARE
44 NOT STATE HIGHWAYS.

1 28-2470.19. Ak-Chin Indian Community special plates

2 A. IF, BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE
3 DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL
4 ISSUE AK-CHIN INDIAN COMMUNITY SPECIAL PLATES. THE PERSON THAT PROVIDES
5 THE \$32,000 SHALL DESIGN THE AK-CHIN INDIAN COMMUNITY SPECIAL PLATES. THE
6 DESIGN AND COLOR OF THE AK-CHIN INDIAN COMMUNITY SPECIAL PLATES ARE
7 SUBJECT TO THE APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY ALLOW A
8 REQUEST FOR AK-CHIN INDIAN COMMUNITY SPECIAL PLATES TO BE COMBINED WITH A
9 REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A
10 COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND
11 IS SUBJECT TO THE FEES FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO
12 THE FEES REQUIRED FOR THE AK-CHIN INDIAN COMMUNITY SPECIAL PLATES.

13 B. OF THE \$25 FEE REQUIRED BY SECTION 28-2402 FOR THE ORIGINAL
14 SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, \$8 IS A SPECIAL PLATE
15 ADMINISTRATION FEE AND \$17 IS AN ANNUAL DONATION.

16 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
17 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
18 ESTABLISHED BY SECTION 28-6991 AND SHALL TRANSMIT ALL DONATIONS COLLECTED
19 PURSUANT TO THIS SECTION TO THE AK-CHIN INDIAN COMMUNITY DEPARTMENT OF
20 PUBLIC SAFETY. THE AK-CHIN INDIAN COMMUNITY DEPARTMENT OF PUBLIC SAFETY
21 SHALL USE THESE MONIES ONLY FOR TRAFFIC CONTROL DEVICES THAT CONFORM TO
22 THE MANUAL AND SPECIFICATIONS PRESCRIBED IN SECTION 28-641 ON HIGHWAYS ON
23 THE AK-CHIN INDIAN RESERVATION THAT ARE LOCATED IN THIS STATE AND THAT ARE
24 NOT STATE HIGHWAYS.

25 28-2470.20. Humanitarian service organization special plates;
26 fund

27 A. IF BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE DEPARTMENT
28 FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE
29 HUMANITARIAN SERVICE ORGANIZATION SPECIAL PLATES. THE PERSON THAT
30 PROVIDES THE \$32,000 SHALL DESIGN THE HUMANITARIAN SERVICE ORGANIZATION
31 SPECIAL PLATES. THE DESIGN AND COLOR OF THE HUMANITARIAN SERVICE
32 ORGANIZATION SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF THE DEPARTMENT.
33 THE DIRECTOR MAY ALLOW A REQUEST FOR HUMANITARIAN SERVICE ORGANIZATION
34 SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL
35 PLATES. IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE
36 IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE
37 PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR THE
38 HUMANITARIAN SERVICE ORGANIZATION SPECIAL PLATES.

39 B. OF THE \$25 FEE REQUIRED BY SECTION 28-2402 FOR THE ORIGINAL
40 SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, \$8 IS A SPECIAL PLATE
41 ADMINISTRATION FEE AND \$17 IS AN ANNUAL DONATION.

42 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
43 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
44 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO

1 THIS SECTION IN THE HUMANITARIAN SERVICE ORGANIZATION SPECIAL PLATE FUND
2 ESTABLISHED BY THIS SECTION.

3 D. THE HUMANITARIAN SERVICE ORGANIZATION SPECIAL PLATE FUND IS
4 ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE
5 FIRST \$32,000 IN THE FUND SHALL BE REIMBURSED TO THE PERSON THAT PAID THE
6 IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO SUBSECTION A OF THIS
7 SECTION. NOT MORE THAN TEN PERCENT OF MONIES DEPOSITED IN THE FUND
8 ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND. MONIES IN
9 THE FUND ARE CONTINUOUSLY APPROPRIATED.

10 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND,
11 EXCLUDING ADMINISTRATIVE FEES, TO A CHARITABLE ORGANIZATION THAT IS
12 QUALIFIED UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE
13 CODE FOR FEDERAL INCOME TAX PURPOSES AND THAT MEETS ALL OF THE FOLLOWING:

14 1. HAS A GLOBAL NETWORK OF AT LEAST ONE MILLION TWO HUNDRED
15 THOUSAND PERSONS WHO MAKE A POSITIVE AND LASTING CHANGE IN COMMUNITIES IN
16 THE UNITED STATES AND OUTSIDE OF THE UNITED STATES.

17 2. TAKES ACTION ON SUSTAINABLE PROJECTS.

18 3. WORKS TO BETTER THE WORLD AND COMMUNITIES THROUGH PROJECTS
19 RELATING TO LITERACY, PEACE, WATER AND HEALTH.

20 4. HAS BEEN IN THIS STATE SINCE 1914.

21 5. HAS AT LEAST ONE HUNDRED FOURTEEN CLUBS IN THIS STATE AND HAS A
22 MEMBERSHIP OF MORE THAN FIVE THOUSAND MEMBERS IN THIS STATE.

23 6. HAS RAISED MONIES IN THIS STATE TO SUPPORT SERVICE PROJECTS IN
24 THE FOLLOWING AREAS:

25 (a) PROMOTING PEACE.

26 (b) FIGHTING DISEASE.

27 (c) PROVIDING CLEAN WATER, SANITATION AND HYGIENE.

28 (d) SAVING MOTHERS AND CHILDREN.

29 (e) SUPPORTING EDUCATION.

30 (f) GROWING LOCAL ECONOMIES.

31 (g) PROTECTING THE ENVIRONMENT.

32 F. ON NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST
33 AND DIVEST MONIES IN THE FUND AS PROVIDED IN SECTION 35-313, AND MONIES
34 EARNED FROM INVESTMENT SHALL BE CREDITED TO THE FUND.

35 Sec. 4. Section 28-6501, Arizona Revised Statutes, is amended to
36 read:

37 28-6501. Definition of highway user revenues

38 In this article, unless the context otherwise requires or except as
39 otherwise provided by statute, "highway user revenues" means all monies
40 received in this state from licenses, taxes, penalties, interest and fees
41 authorized by the following:

42 1. Chapters 2, 7, 8 and 15 of this title, except for:

43 (a) The special plate administration fees prescribed in sections
44 28-2404, 28-2407, 28-2412 through ~~28-2470.17~~ 28-2470.20 and 28-2514.

1 (b) The donations prescribed in sections 28-2404, 28-2407, 28-2412
2 through 28-2415, 28-2417 through ~~28-2470.17~~ 28-2470.20, 28-2473, 28-2474,
3 28-2475 and 28-2476.

4 2. Section 28-1177.

5 3. Chapters 10 and 11 of this title.

6 4. Chapter 16, articles 1, 2 and 4 of this title, except as
7 provided in sections 28-5926 and 28-5927.

8 Sec. 5. Section 28-6991, Arizona Revised Statutes, is amended to
9 read:

10 28-6991. State highway fund: sources

11 The state highway fund is established that consists of:

12 1. Monies distributed from the Arizona highway user revenue fund
13 pursuant to chapter 18 of this title.

14 2. Monies appropriated by the legislature.

15 3. Monies received from donations for the construction, improvement
16 or maintenance of state highways or bridges. These monies shall be
17 credited to a special account and shall be spent only for the purpose
18 indicated by the donor.

19 4. Monies received from counties or cities under cooperative
20 agreements, including proceeds from bond issues. The state treasurer
21 shall deposit these monies to the credit of the fund in a special account
22 on delivery to the treasurer of a concise written agreement between the
23 department and the county or city stating the purposes for which the
24 monies are surrendered by the county or city, and these monies shall be
25 spent only as stated in the agreement.

26 5. Monies received from the United States under an act of Congress
27 to provide aid for the construction of rural post roads, but monies
28 received on projects for which the monies necessary to be provided by this
29 state are wholly derived from sources mentioned in paragraphs 2 and 3 of
30 this section shall be allotted by the department and deposited by the
31 state treasurer in the special account within the fund established for
32 each project. On completion of the project, on the satisfaction and
33 discharge in full of all obligations of any kind created and on request of
34 the department, the treasurer shall transfer the unexpended balance in the
35 special account for the project into the state highway fund, and the
36 unexpended balance and any further federal aid thereafter received on
37 account of the project may be spent under the general provisions of this
38 title.

39 6. Monies in the custody of an officer or agent of this state from
40 any source that is to be used for the construction, improvement or
41 maintenance of state highways or bridges.

42 7. Monies deposited in the state general fund and arising from the
43 disposal of state personal property belonging to the department.

44 8. Receipts from the sale or disposal of any or all other property
45 held by the department and purchased with state highway monies.

- 1 9. Monies generated pursuant to section 28-410.
- 2 10. Monies distributed pursuant to section 28-5808, subsection B,
- 3 paragraph 2, subdivision (d).
- 4 11. Monies deposited pursuant to sections 28-1143, 28-2353 and
- 5 28-3003.
- 6 12. Except as provided in section 28-5101, the following monies:
- 7 (a) Monies deposited pursuant to section 28-2206 and section
- 8 28-5808, subsection B, paragraph 2, subdivision (e).
- 9 (b) \$1 of each registration fee and \$1 of each title fee collected
- 10 pursuant to section 28-2003.
- 11 (c) \$2 of each late registration penalty collected by the director
- 12 pursuant to section 28-2162.
- 13 (d) The air quality compliance fee collected pursuant to section
- 14 49-542.
- 15 (e) The special plate administration fees collected pursuant to
- 16 sections 28-2404, 28-2407, 28-2412 through 28-2416, 28-2416.01, 28-2417
- 17 through ~~28-2470-17~~ 28-2470.20 and 28-2514.
- 18 (f) Monies collected pursuant to sections 28-372, 28-2155 and
- 19 28-2156 if the director is the registering officer.
- 20 13. Monies deposited pursuant to chapter 5, article 5 of this
- 21 title.
- 22 14. Donations received pursuant to section 28-2269.
- 23 15. Dealer and registration monies collected pursuant to section
- 24 28-4304.
- 25 16. Abandoned vehicle administration monies deposited pursuant to
- 26 section 28-4804.
- 27 17. Monies deposited pursuant to section 28-710, subsection D,
- 28 paragraph 2.
- 29 18. Monies deposited pursuant to section 28-2065.
- 30 19. Monies deposited pursuant to section 28-7311.
- 31 20. Monies deposited pursuant to section 28-7059.
- 32 21. Monies deposited pursuant to section 28-1105.
- 33 22. Monies deposited pursuant to section 28-2448, subsection D.
- 34 23. Monies deposited pursuant to section 28-3415.
- 35 24. Monies deposited pursuant to section 28-3002, subsection A,
- 36 paragraph 14.
- 37 25. Monies deposited pursuant to section 28-7316.
- 38 26. Monies deposited pursuant to section 28-4302.
- 39 27. Monies deposited pursuant to section 28-3416.
- 40 28. Monies deposited pursuant to section 28-4504.
- 41 29. Monies deposited pursuant to section 28-2098.
- 42 30. Monies deposited pursuant to sections 28-2321, 28-2324,
- 43 28-2325, 28-5474, 28-5739, 28-5863 and 28-5864.

1 Sec. 6. Section 28-6993, Arizona Revised Statutes, is amended to
2 read:

3 28-6993. State highway fund; authorized uses

4 A. Except as provided in subsection B of this section and section
5 28-6538, the state highway fund shall be used for any of the following
6 purposes in strict conformity with and subject to the budget as provided
7 by this section and by sections 28-6997 through 28-7003:

8 1. To pay salaries, wages, necessary travel expenses and other
9 expenses of officers and employees of the department and the incidental
10 office expenses, including telegraph, telephone, postal and express
11 charges and printing, stationery and advertising expenses.

12 2. To pay for both:

13 (a) Equipment, supplies, machines, tools, department offices and
14 laboratories established by the department.

15 (b) The construction and repair of buildings or yards of the
16 department.

17 3. To pay the cost of both:

18 (a) Engineering, construction, improvement and maintenance of state
19 highways and parts of highways forming state routes.

20 (b) Highways under cooperative agreements with the United States
21 that are entered into pursuant to this chapter and an act of Congress
22 providing for the construction of rural post roads.

23 4. To pay land damages incurred by reason of establishing, opening,
24 altering, relocating, widening or abandoning portions of a state route or
25 state highway.

26 5. To reimburse the department revolving account.

27 6. To pay premiums on authorized indemnity bonds and on
28 compensation insurance under the workers' compensation act.

29 7. To defray lawful expenses and costs required to administer and
30 carry out the intent, purposes and provisions of this title, including
31 repayment of obligations entered into pursuant to this title, payment of
32 interest on obligations entered into pursuant to this title, repayment of
33 loans and other financial assistance, including repayment of advances and
34 interest on advances made to the department pursuant to section 28-7677,
35 and payment of all other obligations and expenses of the board and
36 department pursuant to chapter 21 of this title.

37 8. To pay lawful bills and charges incurred by the state engineer.

38 9. To acquire, construct or improve entry roads to state parks or
39 roads within state parks.

40 10. To acquire, construct or improve entry roads to state prisons.

41 11. To pay the cost of relocating a utility facility pursuant to
42 section 28-7156.

43 12. For the purposes provided in subsections C, D and E of this
44 section and sections 28-1143, 28-2353 and 28-3003.

1 13. To pay the cost of issuing an Arizona centennial special plate
2 pursuant to section 28-2448.

3 14. To pay for all of the following:

4 (a) The enforcement by the department of public safety and the
5 department of transportation of vehicle safety requirements within
6 twenty-five miles of the border between this state and Mexico.

7 (b) Costs related to procuring electronic equipment, automated
8 systems or improvements to existing electronic equipment or automated
9 systems for relieving vehicle congestion at ports of entry on the border
10 between this state and Mexico.

11 (c) Constructing, maintaining and upgrading transportation
12 facilities, including roads, streets and highways, approved by the board
13 within twenty-five miles of the border between this state and Mexico.

14 (d) As approved by the board, constructing and maintaining
15 transportation facilities in the CANAMEX high priority corridor as defined
16 in section 332 of the national highway system designation act of 1995
17 (P.L. 104-59; 109 Stat. 568).

18 (e) Activities of the department that include collecting
19 transportation and trade data in the United States and Mexico for the
20 purposes of constructing transportation facilities, improving public
21 safety, improving truck processing time and relieving congestion at ports
22 of entry on the border between this state and Mexico. The department may
23 enter into an agreement with the Arizona-Mexico commission and provide
24 funding to the commission for the purposes of this subdivision.

25 (f) A commitment or investment necessary for the department or
26 another agency of this state to obtain federal monies that are designated
27 for expenditure pursuant to this section.

28 B. For each fiscal year, the department of transportation shall
29 allocate and transfer monies in the state highway fund to the department
30 of public safety for funding a portion of highway patrol costs in eight
31 installments in each of the first eight months of a fiscal year that do
32 not exceed \$10,000,000.

33 C. Subject to legislative appropriation, the department may use the
34 monies in the state highway fund as prescribed in section 28-6991,
35 paragraph 12 to carry out the duties imposed by this title for
36 registration or titling of vehicles, to operate joint title, registration
37 and driver licensing offices, to cover the administrative costs of issuing
38 the air quality compliance sticker, modifying the year validating tab and
39 issuing the windshield sticker and to cover expenses and costs in issuing
40 special plates pursuant to sections 28-2404, 28-2407, 28-2412 through
41 ~~28-2470.17~~ 28-2470.20 and 28-2514.

42 D. The department shall use monies deposited in the state highway
43 fund pursuant to chapter 5, article 5 of this title only as prescribed by
44 that article.

1 E. Monies deposited in the state highway fund pursuant to section
2 28-2269 shall be used only as prescribed by that section.

3 F. Monies deposited in the state highway fund pursuant to section
4 28-710, subsection D, paragraph 2 shall only be used for state highway
5 work zone traffic control devices.

6 G. The department may exchange monies distributed to the state
7 highway fund pursuant to section 28-6538, subsection A, paragraph 1 for
8 local government surface transportation program federal monies
9 suballocated to councils of government and metropolitan planning
10 organizations if the local government scheduled to receive the federal
11 monies concurs. An exchange of state highway fund monies pursuant to this
12 subsection shall be in an amount that is at least equal to ninety percent
13 of the federal obligation authority that exists in the project for which
14 the exchange is proposed.

15 H. The department shall use monies deposited in the state highway
16 fund pursuant to section 28-1105, subsection A, paragraph 2, subdivision
17 (a) only for a transportation facility that is located within twenty
18 drivable miles of the international port of entry and shall spend the
19 monies proportionally based on the amount of total monies collected
20 pursuant to section 28-1105, subsection A, paragraph 2, subdivision (a).
21 For the purposes of this subsection, "transportation facility" means a
22 highway or a state route or a county, city or town road that is used by a
23 commercial vehicle or a commercial vehicle combination for which an axle
24 fee is paid pursuant to section 28-5474.