

REFERENCE TITLE: Arizona professional soccer plates

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

SB 1045

Introduced by
Senator Shope: Representative Wilmeth

AN ACT

AMENDING TITLE 28, CHAPTER 7, ARTICLE 12, ARIZONA REVISED STATUTES, BY
ADDING SECTION 28-2470.18; 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. Title 28, chapter 7, article 12, Arizona Revised
3 Statutes, is amended by adding section 28-2470.18, to read:

4 28-2470.18. Arizona professional soccer club special plates;
5 fund

6 A. IF BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE DEPARTMENT
7 FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE ARIZONA
8 PROFESSIONAL SOCCER CLUB SPECIAL PLATES. THE DIRECTOR MAY ALLOW A REQUEST
9 FOR ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATES TO BE COMBINED WITH A
10 REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A
11 COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND
12 IS SUBJECT TO THE FEES FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO
13 THE FEES REQUIRED FOR THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATES.

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

17 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
18 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
19 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO
20 THIS SECTION IN THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATE FUND
21 ESTABLISHED BY THIS SECTION.

22 D. THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATE FUND IS
23 ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE
24 FIRST \$32,000 IN THE FUND SHALL BE REIMBURSED TO THE PERSON THAT PAID THE
25 IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO SUBSECTION A OF THIS
26 SECTION. NOT MORE THAN TEN PERCENT OF MONIES DEPOSITED IN THE FUND
27 ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND. MONIES IN
28 THE FUND ARE CONTINUOUSLY APPROPRIATED.

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

33 1. IS AN ARIZONA PROFESSIONAL SOCCER CLUB FOUNDATION.

34 2. HAS A MISSION TO SUPPORT THE DEVELOPMENT OF STUDENT ATHLETES IN
35 THE COMMUNITY BY FOCUSING ATTENTION ON THE WHOLE ATHLETE WITH EMPHASIS ON
36 CHARACTER, TEAMWORK, COMMITMENT AND SELF-CONFIDENCE.

37 3. PROVIDES FINANCIAL AWARDS TO FAMILIES WITH FINANCIAL BARRIERS TO
38 PARTICIPATION IN SOCCER PROGRAMS.

39 4. DEVELOPS YOUTH SOCCER PROGRAMS IN THIS STATE.

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

1 Sec. 2. Section 28-6501, Arizona Revised Statutes, is amended to
2 read:

3 28-6501. Definition of highway user revenues

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

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

9 (a) The special plate administration fees prescribed in sections
10 28-2404, 28-2407, 28-2412 through ~~28-2470.17~~ 28-2470.18 and 28-2514.

11 (b) The donations prescribed in sections 28-2404, 28-2407, 28-2412
12 through 28-2415, 28-2417 through ~~28-2470.17~~ 28-2470.18, 28-2473, 28-2474,
13 28-2475 and 28-2476.

14 2. Section 28-1177.

15 3. Chapters 10 and 11 of this title.

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

18 Sec. 3. Section 28-6991, Arizona Revised Statutes, is amended to
19 read:

20 28-6991. State highway fund; sources

21 The state highway fund is established that consists of:

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

24 2. Monies appropriated by the legislature.

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

29 4. Monies received from counties or cities under cooperative
30 agreements, including proceeds from bond issues. The state treasurer
31 shall deposit these monies to the credit of the fund in a special account
32 on delivery to the treasurer of a concise written agreement between the
33 department and the county or city stating the purposes for which the
34 monies are surrendered by the county or city, and these monies shall be
35 spent only as stated in the agreement.

36 5. Monies received from the United States under an act of Congress
37 to provide aid for the construction of rural post roads, but monies
38 received on projects for which the monies necessary to be provided by this
39 state are wholly derived from sources mentioned in paragraphs 2 and 3 of
40 this section shall be allotted by the department and deposited by the
41 state treasurer in the special account within the fund established for
42 each project. On completion of the project, on the satisfaction and
43 discharge in full of all obligations of any kind created and on request of
44 the department, the treasurer shall transfer the unexpended balance in the
45 special account for the project into the state highway fund, and the

1 unexpended balance and any further federal aid thereafter received on
2 account of the project may be spent under the general provisions of this
3 title.

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

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

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

11 9. Monies generated pursuant to section 28-410.

12 10. Monies distributed pursuant to section 28-5808, subsection B,
13 paragraph 2, subdivision (d).

14 11. Monies deposited pursuant to sections 28-1143, 28-2353 and
15 28-3003.

16 12. Except as provided in section 28-5101, the following monies:

17 (a) Monies deposited pursuant to section 28-2206 and section
18 28-5808, subsection B, paragraph 2, subdivision (e).

19 (b) \$1 of each registration fee and \$1 of each title fee collected
20 pursuant to section 28-2003.

21 (c) \$2 of each late registration penalty collected by the director
22 pursuant to section 28-2162.

23 (d) The air quality compliance fee collected pursuant to section
24 49-542.

25 (e) The special plate administration fees collected pursuant to
26 sections 28-2404, 28-2407, 28-2412 through 28-2416, 28-2416.01, 28-2417
27 through ~~28-2470.17~~ 28-2470.18 and 28-2514.

28 (f) Monies collected pursuant to sections 28-372, 28-2155 and
29 28-2156 if the director is the registering officer.

30 13. Monies deposited pursuant to chapter 5, article 5 of this
31 title.

32 14. Donations received pursuant to section 28-2269.

33 15. Dealer and registration monies collected pursuant to section
34 28-4304.

35 16. Abandoned vehicle administration monies deposited pursuant to
36 section 28-4804.

37 17. Monies deposited pursuant to section 28-710, subsection D,
38 paragraph 2.

39 18. Monies deposited pursuant to section 28-2065.

40 19. Monies deposited pursuant to section 28-7311.

41 20. Monies deposited pursuant to section 28-7059.

42 21. Monies deposited pursuant to section 28-1105.

43 22. Monies deposited pursuant to section 28-2448, subsection D.

44 23. Monies deposited pursuant to section 28-3415.

1 24. Monies deposited pursuant to section 28-3002, subsection A,
2 paragraph 14.

3 25. Monies deposited pursuant to section 28-7316.

4 26. Monies deposited pursuant to section 28-4302.

5 27. Monies deposited pursuant to section 28-3416.

6 28. Monies deposited pursuant to section 28-4504.

7 29. Monies deposited pursuant to section 28-2098.

8 30. Monies deposited pursuant to sections 28-2321, 28-2324,
9 28-2325, 28-5474, 28-5739, 28-5863 and 28-5864.

10 Sec. 4. Section 28-6993, Arizona Revised Statutes, is amended to
11 read:

12 28-6993. State highway fund; authorized uses

13 A. Except as provided in subsection B of this section and section
14 28-6538, the state highway fund shall be used for any of the following
15 purposes in strict conformity with and subject to the budget as provided
16 by this section and by sections 28-6997 through 28-7003:

17 1. To pay salaries, wages, necessary travel expenses and other
18 expenses of officers and employees of the department and the incidental
19 office expenses, including telegraph, telephone, postal and express
20 charges and printing, stationery and advertising expenses.

21 2. To pay for both:

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

24 (b) The construction and repair of buildings or yards of the
25 department.

26 3. To pay the cost of both:

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

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

32 4. To pay land damages incurred by reason of establishing, opening,
33 altering, relocating, widening or abandoning portions of a state route or
34 state highway.

35 5. To reimburse the department revolving account.

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

38 7. To defray lawful expenses and costs required to administer and
39 carry out the intent, purposes and provisions of this title, including
40 repayment of obligations entered into pursuant to this title, payment of
41 interest on obligations entered into pursuant to this title, repayment of
42 loans and other financial assistance, including repayment of advances and
43 interest on advances made to the department pursuant to section 28-7677,
44 and payment of all other obligations and expenses of the board and
45 department pursuant to chapter 21 of this title.

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

2 9. To acquire, construct or improve entry roads to state parks or
3 roads within state parks.

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

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

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

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

11 14. To pay for all of the following:

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

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

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

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

26 (e) Activities of the department that include collecting
27 transportation and trade data in the United States and Mexico for the
28 purposes of constructing transportation facilities, improving public
29 safety, improving truck processing time and relieving congestion at ports
30 of entry on the border between this state and Mexico. The department may
31 enter into an agreement with the Arizona-Mexico commission and provide
32 funding to the commission for the purposes of this subdivision.

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

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

41 C. Subject to legislative appropriation, the department may use the
42 monies in the state highway fund as prescribed in section 28-6991,
43 paragraph 12 to carry out the duties imposed by this title for
44 registration or titling of vehicles, to operate joint title, registration
45 and driver licensing offices, to cover the administrative costs of issuing

1 the air quality compliance sticker, modifying the year validating tab and
2 issuing the windshield sticker and to cover expenses and costs in issuing
3 special plates pursuant to sections 28-2404, 28-2407, 28-2412 through
4 ~~28-2470.17~~ 28-2470.18 and 28-2514.

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

8 E. Monies deposited in the state highway fund pursuant to section
9 28-2269 shall be used only as prescribed by that section.

10 F. Monies deposited in the state highway fund pursuant to section
11 28-710, subsection D, paragraph 2 shall only be used for state highway
12 work zone traffic control devices.

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

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