

REFERENCE TITLE: **sorority and fraternity special plates**

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

SB 1594

Introduced by
Senator Miranda

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. Sorority and fraternity special plates; fund

5 A. IF BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE DEPARTMENT
6 FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE
7 SORORITY AND FRATERNITY SPECIAL PLATES. THE DEPARTMENT SHALL DESIGN A
8 DIFFERENT SORORITY AND FRATERNITY LOGO TO BE PLACED ON EACH PLATE FOR EACH
9 INDIVIDUAL SORORITY AND FRATERNITY IN EXISTENCE ON THE EFFECTIVE DATE OF
10 THIS SECTION. THE DIRECTOR MAY ALLOW A REQUEST FOR SORORITY AND
11 FRATERNITY SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED
12 SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST
13 SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES
14 FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR
15 THE SORORITY AND FRATERNITY SPECIAL PLATES.

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

19 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
20 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
21 ESTABLISHED BY SECTION 28-6991 AND SHALL TRANSMIT ALL DONATIONS COLLECTED
22 PURSUANT TO THIS SECTION TO THE SORORITY AND FRATERNITY SPECIAL PLATE FUND
23 ESTABLISHED BY THIS SECTION.

24 D. THE SORORITY AND FRATERNITY SPECIAL PLATE FUND IS ESTABLISHED
25 CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE DIRECTOR
26 SHALL ADMINISTER THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY
27 APPROPRIATED.

28 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND TO THE
29 ENTITY THAT PAID THE IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO
30 SUBSECTION A OF THIS SECTION. THE ENTITY MUST HAVE BEEN FOUNDED IN 2018
31 AND HAVE A MISSION TO:

32 1. FOSTER COOPERATIVE ACTIONS OF ITS MEMBERS IN DEALING WITH
33 MATTERS OF MUTUAL CONCERN.

34 2. PROMOTE THE WELL-BEING OF ITS AFFILIATE SORORITIES AND
35 FRATERNITIES, FACILITATE THE ESTABLISHMENT AND DEVELOPMENT OF LOCAL
36 COUNCILS AND PROVIDE LEADERSHIP TRAINING FOR ITS CONSTITUENTS.

37 3. EDUCATE CITIZENS AND COMMUNITIES IN THIS STATE IN THE INTEREST
38 OF THE GENERAL PUBLIC THROUGH COMMUNITY EDUCATION, LITERATURE AND
39 BROADCAST INFORMATION WITH RESPECT TO GOVERNMENT ISSUES ABOUT
40 METHODOLOGIES AND STRATEGIES TO IMPROVE, MAINTAIN AND PROMOTE THE NEEDS
41 AND KNOWLEDGE OF THE RESIDENTS OF THIS STATE, WITH RESPECT TO ECONOMIC
42 DEVELOPMENT, PUBLIC SAFETY AND ACCESS TO EDUCATIONAL OPPORTUNITIES SO THAT
43 THE RESIDENTS OF THIS STATE CAN SERVE FOR THE PROTECTION, CONSERVATION AND
44 PRESERVATION OF THEIR HUMAN AND NATURAL ENVIRONMENT IN AND AROUND THIS
45 STATE.

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

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

6 28-6501. Definition of highway user revenues

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

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

12 (a) The special plate administration fees prescribed in sections
13 28-2404, 28-2407, 28-2412 through ~~28-2470.17~~ 28-2470.18 and 28-2514.

14 (b) The donations prescribed in sections 28-2404, 28-2407, 28-2412
15 through 28-2415, 28-2417 through ~~28-2470.17~~ 28-2470.18, 28-2473, 28-2474,
16 28-2475 and 28-2476.

17 2. Section 28-1177.

18 3. Chapters 10 and 11 of this title.

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

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

23 28-6991. State highway fund; sources

24 The state highway fund is established that consists of:

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

27 2. Monies appropriated by the legislature.

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

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

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

1 discharge in full of all obligations of any kind created and on request of
2 the department, the treasurer shall transfer the unexpended balance in the
3 special account for the project into the state highway fund, and the
4 unexpended balance and any further federal aid thereafter received on
5 account of the project may be spent under the general provisions of this
6 title.

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

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

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

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

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

17 11. Monies deposited pursuant to sections 28-1143, 28-2353 and
18 28-3003.

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

20 (a) Monies deposited pursuant to section 28-2206 and section
21 28-5808, subsection B, paragraph 2, subdivision (e).

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

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

26 (d) The air quality compliance fee collected pursuant to section
27 49-542.

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

31 (f) Monies collected pursuant to sections 28-372, 28-2155 and
32 28-2156 if the director is the registering officer.

33 13. Monies deposited pursuant to chapter 5, article 5 of this
34 title.

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

36 15. Dealer and registration monies collected pursuant to section
37 28-4304.

38 16. Abandoned vehicle administration monies deposited pursuant to
39 section 28-4804.

40 17. Monies deposited pursuant to section 28-710, subsection D,
41 paragraph 2.

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

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

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

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

- 1 22. Monies deposited pursuant to section 28-2448, subsection D.
2 23. Monies deposited pursuant to section 28-3415.
3 24. Monies deposited pursuant to section 28-3002, subsection A,
4 paragraph 14.
5 25. Monies deposited pursuant to section 28-7316.
6 26. Monies deposited pursuant to section 28-4302.
7 27. Monies deposited pursuant to section 28-3416.
8 28. Monies deposited pursuant to section 28-4504.
9 29. Monies deposited pursuant to section 28-2098.
10 30. Monies deposited pursuant to sections 28-2321, 28-2324,
11 28-2325, 28-5474, 28-5739, 28-5863 and 28-5864.
12 Sec. 4. Section 28-6993, Arizona Revised Statutes, is amended to
13 read:
14 28-6993. State highway fund; authorized uses
15 A. Except as provided in subsection B of this section and section
16 28-6538, the state highway fund shall be used for any of the following
17 purposes in strict conformity with and subject to the budget as provided
18 by this section and by sections 28-6997 through 28-7003:
19 1. To pay salaries, wages, necessary travel expenses and other
20 expenses of officers and employees of the department and the incidental
21 office expenses, including telegraph, telephone, postal and express
22 charges and printing, stationery and advertising expenses.
23 2. To pay for both:
24 (a) Equipment, supplies, machines, tools, department offices and
25 laboratories established by the department.
26 (b) The construction and repair of buildings or yards of the
27 department.
28 3. To pay the cost of both:
29 (a) Engineering, construction, improvement and maintenance of state
30 highways and parts of highways forming state routes.
31 (b) Highways under cooperative agreements with the United States
32 that are entered into pursuant to this chapter and an act of Congress
33 providing for the construction of rural post roads.
34 4. To pay land damages incurred by reason of establishing, opening,
35 altering, relocating, widening or abandoning portions of a state route or
36 state highway.
37 5. To reimburse the department revolving account.
38 6. To pay premiums on authorized indemnity bonds and on
39 compensation insurance under the workers' compensation act.
40 7. To defray lawful expenses and costs required to administer and
41 carry out the intent, purposes and provisions of this title, including
42 repayment of obligations entered into pursuant to this title, payment of
43 interest on obligations entered into pursuant to this title, repayment of
44 loans and other financial assistance, including repayment of advances and
45 interest on advances made to the department pursuant to section 28-7677,

1 and payment of all other obligations and expenses of the board and
2 department pursuant to chapter 21 of this title.

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

4 9. To acquire, construct or improve entry roads to state parks or
5 roads within state parks.

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

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

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

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

13 14. To pay for all of the following:

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

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

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

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

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

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

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

43 C. Subject to legislative appropriation, the department may use the
44 monies in the state highway fund as prescribed in section 28-6991,
45 paragraph 12 to carry out the duties imposed by this title for

1 registration or titling of vehicles, to operate joint title, registration
2 and driver licensing offices, to cover the administrative costs of issuing
3 the air quality compliance sticker, modifying the year validating tab and
4 issuing the windshield sticker and to cover expenses and costs in issuing
5 special plates pursuant to sections 28-2404, 28-2407, 28-2412 through
6 ~~28-2470.17~~ 28-2470.18 and 28-2514.

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

10 E. Monies deposited in the state highway fund pursuant to section
11 28-2269 shall be used only as prescribed by that section.

12 F. Monies deposited in the state highway fund pursuant to section
13 28-710, subsection D, paragraph 2 shall only be used for state highway
14 work zone traffic control devices.

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

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