

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 192

SENATE BILL 1026

AN ACT

AMENDING SECTION 28-2010, ARIZONA REVISED STATUTES; MAKING AN APPROPRIATION TO THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR MOTORCYCLE SAFETY PROGRAMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-2010, Arizona Revised Statutes, is amended to
3 read:

4 28-2010. Motorcycle safety fund; administration; advisory
5 council

6 A. A motorcycle safety fund is established consisting of monies
7 deposited pursuant to subsection B of this section and monies from gifts,
8 grants and other donations. The director OF THE GOVERNOR'S OFFICE OF HIGHWAY
9 SAFETY shall administer the fund. On notice from the director OF THE
10 GOVERNOR'S OFFICE OF HIGHWAY SAFETY, the state treasurer shall invest and
11 divest monies in the fund as provided in section 35-313, and monies earned
12 from investment shall be credited to the fund. UP TO TEN PER CENT OF THE
13 MONIES IN THE FUND MAY BE USED FOR ADMINISTRATIVE COSTS. Monies in the fund
14 are subject to legislative appropriation and are exempt from the provisions
15 of section 35-190 relating to lapsing of appropriations, except that all
16 monies in the fund that are deposited pursuant to subsection B of this
17 section and that exceed one hundred fifty thousand dollars revert to the
18 state highway fund.

19 B. Notwithstanding section 28-2004, through June 30, 2005, the
20 director OF THE DEPARTMENT OF TRANSPORTATION shall deposit, pursuant to
21 sections 35-146 and 35-147, one dollar of each motorcycle registration fee
22 collected pursuant to section 28-2003 in the motorcycle safety fund.

23 C. Subject to legislative appropriation, the director OF THE
24 GOVERNOR'S OFFICE OF HIGHWAY SAFETY shall use monies deposited in the
25 motorcycle safety fund pursuant to this section, AFTER CONSULTATION WITH THE
26 STATE MOTORCYCLE SAFETY ADVISORY COUNCIL, to implement and support voluntary
27 motorcycle education, awareness and other programs, including covering the
28 cost of materials for motorcycle safety, education and awareness programs.

29 D. THROUGH JUNE 30, 2005, THE STATE MOTORCYCLE SAFETY ADVISORY COUNCIL
30 IS ESTABLISHED CONSISTING OF FIVE MEMBERS WHO HAVE EXPERIENCE IN MOTORCYCLE
31 SAFETY AND WHO ARE APPOINTED BY THE GOVERNOR FOR THREE YEAR TERMS. MEMBERS
32 MAY BE REMOVED FOR CAUSE AND MAY BE REAPPOINTED. THE COUNCIL SHALL MEET AT
33 LEAST QUARTERLY AND ON THE CALL OF THE DIRECTOR OF THE GOVERNOR'S OFFICE OF
34 HIGHWAY SAFETY FOR ADVICE ON THE EXPENDITURE OF MONIES IN THE MOTORCYCLE
35 SAFETY FUND.

36 Sec. 2. Appropriation; purpose

37 A. The sum of \$80,000 is appropriated from the motorcycle safety fund
38 established by section 28-2010, Arizona Revised Statutes, in fiscal year
39 2002-2003 to the director of the governor's office of highway safety for
40 voluntary motorcycle education, awareness and other programs established
41 pursuant to section 28-2010, Arizona Revised Statutes.

42 B. It is the intent of the legislature that the total funding in
43 subsection A of this section for the programs replace the existing funding
44 from the state highway fund for the programs beginning July 1, 2002.

1 Sec. 3. Initial terms of members of the state motorcycle safety
2 advisory council

3 A. Notwithstanding section 28-2010, Arizona Revised Statutes, as
4 amended by this act, the initial terms of members of the state motorcycle
5 safety advisory council are:

- 6 1. Two terms ending January 15, 2004.
7 2. Three terms ending January 15, 2005.

8 B. The governor shall make all subsequent appointments as prescribed
9 by law.

APPROVED BY THE GOVERNOR MAY 9, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 9, 2002.

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate May 7, 2002,

by the following vote: 27 Ayes,

1 Nays, 2 Not Voting

Manuel Antonio
President of the Senate

Charmine Bellenton
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

7 day of May, 2002

at 4:30 o'clock P M.

Sandra Ramsey
Secretary to the Governor

Approved this 9th day of

May, 2002,

at 12:29 o'clock P M.

Jan LaTull
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 9 day of May, 2002

at 3:27 o'clock P M.

Betsy Boyles
Secretary of State