

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 280

HOUSE BILL 2246

AN ACT

AMENDING SECTIONS 28-332, 28-501 AND 28-652, ARIZONA REVISED STATUTES;
RELATING TO THE DEPARTMENT OF TRANSPORTATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-332, Arizona Revised Statutes, is amended to
3 read:

4 28-332. Department of transportation jurisdiction; duties;
5 divisions

6 A. The exclusive control and jurisdiction over state highways, state
7 routes, state owned airports and all state owned transportation systems or
8 modes are vested in the department of transportation.

9 B. The department shall:

10 1. Register motor vehicles and aircraft, license drivers, collect
11 revenues, enforce motor vehicle and aviation statutes and perform related
12 functions.

13 2. Do multimodal state transportation planning, cooperate and
14 coordinate transportation planning with local governments and establish an
15 annually updated priority program of capital improvements for all
16 transportation modes.

17 3. Design and construct transportation facilities in accordance with a
18 priority plan and maintain and operate state highways, state owned airports
19 and state public transportation systems.

20 4. Investigate new transportation systems and cooperate with and
21 advise local governments concerning the development and operation of public
22 transit systems.

23 5. Have administrative jurisdiction of transportation safety programs
24 and implement them in accordance with applicable law.

25 C. THE DIRECTOR SHALL ADOPT STANDARDS AND SPECIFICATIONS FOR WORK ZONE
26 SAFETY AND MOBILITY IN STATE HIGHWAY WORK ZONES PURSUANT TO SECTION 28-652.

27 ~~E~~. D. In order to carry out the responsibilities enumerated in
28 subsection B OF THIS SECTION, the department is organized into the following
29 divisions:

- 30 1. Motor vehicle.
- 31 2. Transportation planning.
- 32 3. Highways.
- 33 4. Aeronautics.
- 34 5. Public transit.
- 35 6. Administrative services.

36 ~~D~~. E. The director may do any of the following:

37 1. Establish divisions in addition to those prescribed in
38 subsection ~~E~~ D OF THIS SECTION.

39 2. Reorganize the department.

40 3. Consolidate the department.

41 ~~E~~. F. The department shall provide general administrative support,
42 equipment and office and meeting space to the Arizona international
43 development authority established by title 41, chapter 45.

1 Sec. 2. Section 28-501, Arizona Revised Statutes, is amended to read:

2 28-501. Definition of division

3 In this article, unless the context otherwise requires, "division"
4 means the transportation planning division established by section 28-332,
5 subsection ~~C~~ D.

6 Sec. 3. Section 28-652, Arizona Revised Statutes, is amended to read:

7 28-652. State highway work zones; definition

8 A. The director shall adopt standards and specifications for the use
9 of traffic control devices AND FOR WORK ZONE SAFETY AND MOBILITY in state
10 highway work zones.

11 B. The standards and specifications FOR THE USE OF TRAFFIC CONTROL
12 DEVICES adopted pursuant to subsection A shall include the following:

13 1. The use of traffic control devices that indicate that the driver is
14 approaching a state highway work zone and that are required to be posted at
15 least one thousand feet before entering a state highway work zone.

16 2. The use of traffic control devices when workers are present in a
17 state highway work zone that indicate that double civil penalties will be
18 imposed for exceeding the speed limit in a state highway work zone when
19 workers are present and that are required to be posted at least every
20 twenty-five hundred feet within a state highway work zone.

21 3. The use of traffic control devices that indicate the beginning and
22 end of a state highway work zone.

23 4. A requirement that the traffic control devices be removed when the
24 preliminary engineering work or construction, repair or maintenance work is
25 completed.

26 C. THE STANDARDS AND SPECIFICATIONS FOR WORK ZONE SAFETY AND MOBILITY
27 ADOPTED PURSUANT TO SUBSECTION A SHALL PROVIDE FOR CONSULTATION WITH
28 STAKEHOLDERS, INCLUDING AREA LAW ENFORCEMENT AND EMERGENCY RESPONDERS, ON
29 PROJECTS REQUIRING A TRAFFIC MANAGEMENT PLAN.

30 ~~C~~ D. For the purposes of this section, "state highway work zone"
31 means an area that is within a state highway right-of-way and that is subject
32 to preliminary engineering work or construction, repair or maintenance work.

APPROVED BY THE GOVERNOR APRIL 27, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 27, 2011.

Passed the House March 7, 2011

Passed the Senate April 7, 2011

by the following vote: 57 Ayes,

by the following vote: 28 Ayes,

2 Nays, 1 Not Voting

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

Cheryl Laube
Chief Clerk of the House

Chermin Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

 day of , 20

at o'clock M.

Secretary to the Governor

Approved this day of

at o'clock M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this day of , 20

at o'clock M.

Secretary of State

H.B. 2246

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 19, 2011,

by the following vote: 60 Ayes,

0 Nays, 0 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this
20 day of April, 2011,

at 8:30 o'clock A-M.

[Signature]
Secretary to the Governor

Approved this 27th day of

April, 2011,

at 3:00 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2246

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 27th day of April, 2011,

at 4:45 o'clock P. M.

[Signature]
Secretary of State