



STATE OF ARIZONA

JANICE K. BREWER
GOVERNOR

EXECUTIVE OFFICE

April 13, 2011

The Honorable Kirk Adams
Speaker of the House
Arizona House of Representatives
1700 W. Washington
Phoenix, Arizona 85007

Dear Speaker Adams,

Today, I signed House Bill 2003 "emergency response services fees; prohibition". Cities worked with the insurance industry to develop amendments related to certain aspects of cost recovery for emergency services.

Fire Chiefs have asked that further clarity be brought to these provisions. I have signed this bill with the understanding that the parties will work together to make these clarifications.

Sincerely,

A handwritten signature in cursive script that reads "Janice K. Brewer".

Janice K. Brewer
Governor

CC: The Honorable Russell Pearce
The Honorable John Kavanagh

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

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

CHAPTER 82

HOUSE BILL 2003

AN ACT

AMENDING TITLE 28, CHAPTER 3, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-677; RELATING TO MOTOR VEHICLE ACCIDENTS.

(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 3, article 4, Arizona Revised Statutes,
3 is amended by adding section 28-677, to read:

4 28-677. Declaration of statewide concern; prohibition of
5 emergency response services fees; exceptions

6 A. THE LEGISLATURE FINDS THAT THE REGULATION OF EMERGENCY RESPONSE
7 SERVICES FEES FOR MOTOR VEHICLE ACCIDENTS OR OTHER INCIDENTS INVOLVING MOTOR
8 VEHICLES OR INVESTIGATIONS, CLEANUP OR PREPARATION OF REPORTS OF ACCIDENTS OR
9 INCIDENTS IS A MATTER OF STATEWIDE CONCERN AND NOT SUBJECT TO FURTHER
10 REGULATION BY A COUNTY, CITY OR TOWN OF THIS STATE.

11 B. EXCEPT AS PROVIDED IN SUBSECTION C OF THIS SECTION, A COUNTY, CITY
12 OR TOWN MAY NOT DIRECTLY OR INDIRECTLY CHARGE A FEE OR SEEK REIMBURSEMENT
13 FROM THE DRIVER, AN INSURER OR ANY OTHER PERSON FOR ANY COSTS OR EXPENSES FOR
14 THE PROVISION OF POLICE, FIRE OR OTHER EMERGENCY RESPONDER SERVICES,
15 PERSONNEL, SUPPLIES, MOTOR VEHICLES OR EQUIPMENT IN RESPONDING TO A MOTOR
16 VEHICLE ACCIDENT OR OTHER INCIDENT INVOLVING A MOTOR VEHICLE OR IN THE
17 INVESTIGATION, CLEANUP OR PREPARATION OF A REPORT OF THE ACCIDENT OR
18 INCIDENT.

19 C. A COUNTY, CITY OR TOWN MAY CHARGE A LAWFUL AND PROPER FEE FOR ANY
20 LIABILITY ARISING FROM THE FOLLOWING:

- 21 1. DAMAGES TO PROPERTY OF THE COUNTY, CITY OR TOWN.
- 22 2. AMOUNTS DUE PURSUANT TO TITLE 12, CHAPTER 7, ARTICLE 10.
- 23 3. CHARGES FOR AMBULANCE SERVICES PROVIDED BY THE CITY OR TOWN.
- 24 4. CHARGES AUTHORIZED BY SECTION 28-910 OR 28-1386.
- 25 5. ENVIRONMENTAL CLEANUP COSTS AS REQUIRED BY STATE OR FEDERAL LAW.
- 26 6. CHARGES FOR PUBLIC RECORDS UNDER TITLE 39, CHAPTER 1.
- 27 7. ANY OTHER CHARGE SPECIFICALLY PERMITTED BY STATE LAW.
- 28 8. CHARGES FOR FIRE OR POLICE SERVICES PROVIDED OUTSIDE OF THE
29 BOUNDARIES OF A CITY OR TOWN LOCATED IN A COUNTY WITH A POPULATION OF LESS
30 THAN ONE MILLION PERSONS.
- 31 9. CHARGES PURSUANT TO INTERGOVERNMENTAL AGREEMENTS BETWEEN POLITICAL
32 SUBDIVISIONS.

APPROVED BY THE GOVERNOR APRIL 13, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 13, 2011.

Passed the House February 28, 20 11

by the following vote: 52 Ayes,

6 Nays, 2 Not Voting

[Signature]

Speaker of the House
Pro Tempore

Cheryl Laube
Chief Clerk of the House

Passed the Senate April 5, 20 11

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

[Signature]

President of the Senate

Charmine Bellinger
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. 2003

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 7, 2011,

by the following vote: 49 Ayes,

8 Nays, 3 Not Voting


Speaker of the House

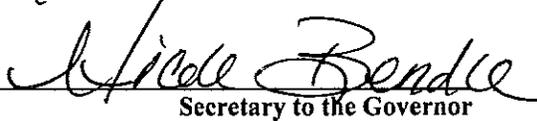

Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

7 day of April, 2011,

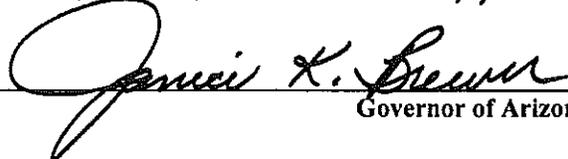
at 2:35 o'clock P. M.


Secretary to the Governor

Approved this 13th day of

April, 2011,

at 10:49 o'clock A. M.


Governor of Arizona

H.B. 2003

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 13th day of April, 2011,

at 4:56 o'clock P. M.


Secretary of State