

Senate Engrossed

**FILED**  
**MICHELE REAGAN**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fifty-second Legislature  
First Regular Session  
2015

CHAPTER 43

## **SENATE BILL 1211**

AN ACT

REPEALING SECTION 17-332, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 55, SECTION 1; AMENDING SECTION 17-332, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 215, SECTION 48; REPEALING SECTION 23-1065, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 186, SECTION 16; AMENDING SECTION 23-1065, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 215, SECTION 67; REPEALING SECTION 28-2409, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 215, SECTION 75; AMENDING SECTION 28-2409, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2013, CHAPTER 162, SECTION 1; REPEALING SECTION 42-5015, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2014, CHAPTER 263, SECTION 11; AMENDING SECTION 42-5015, AS ADDED BY LAWS 2013, CHAPTER 255, SECTION 8; REPEALING SECTION 42-16258, AS AMENDED BY LAWS 2014, CHAPTER 249, SECTION 12; AMENDING SECTION 42-16258, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 1998, CHAPTER 1, SECTION 260; RELATING TO MULTIPLE, DEFECTIVE AND CONFLICTING LEGISLATIVE DISPOSITIONS OF STATUTORY TEXT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Purpose

3 1. Section 17-332, Arizona Revised Statutes, was amended by Laws 2014,  
4 chapter 55, section 1 and chapter 215, section 48. However, the Laws 2014,  
5 chapter 55 version did not reflect the previous valid version of the section.  
6 In order to comply with article IV, part 2, section 14, Constitution of  
7 Arizona, this act amends section 17-332, Arizona Revised Statutes, as amended  
8 by Laws 2014, chapter 215, section 48, to incorporate the amendments made by  
9 Laws 2014, chapter 55, and the chapter 55 version is repealed.

10 2. Section 23-1065, Arizona Revised Statutes, was amended by Laws  
11 2014, chapter 186, section 16 and chapter 215, section 67. The chapter 186  
12 version could not be blended because of the delayed effective date. In order  
13 to combine these versions, this act amends the Laws 2014, chapter 215 version  
14 of section 23-1065, Arizona Revised Statutes, to incorporate the amendments  
15 made by Laws 2014, chapter 186, and the chapter 186 version is repealed.

16 3. Section 28-2409, Arizona Revised Statutes, was amended by Laws  
17 2014, chapter 215, section 75. However, this version did not reflect the  
18 previous valid version of the section. In order to comply with article IV,  
19 part 2, section 14, Constitution of Arizona, this act amends section 28-2409,  
20 Arizona Revised Statutes, as amended by Laws 2013, chapter 162, section 1, to  
21 incorporate the amendments made by Laws 2014, chapter 215, and the chapter  
22 215 version is repealed.

23 4. Section 42-5015, Arizona Revised Statutes, as added by Laws 2013,  
24 chapter 255, section 8, was amended by Laws 2014, chapter 263, section 11.  
25 The Laws 2013, chapter 255 version was not effective until January 1, 2015.  
26 The Laws 2014, chapter 263 version was effective on July 24, 2014. In order  
27 to correct a potentially defective enactment, this act amends the Laws 2013,  
28 chapter 255 version of section 42-5015, Arizona Revised Statutes, to  
29 incorporate the amendments made by Laws 2014, chapter 263, and the chapter  
30 263 version is repealed.

31 5. Section 42-16258, Arizona Revised Statutes, was amended by Laws  
32 2014, chapter 249, section 12. However, subsection D of this enactment  
33 failed to conform to House of Representatives and Senate rules requiring that  
34 new language be shown in capital letters when amending existing statutes.  
35 This act amends the previous valid version of section 42-16258, Arizona  
36 Revised Statutes, to incorporate the amendments made by Laws 2014, chapter  
37 249, and the chapter 249 version is repealed.

38 Sec. 2. Repeal

39 Section 17-332, Arizona Revised Statutes, as amended by Laws 2014,  
40 chapter 55, section 1, is repealed.

1           Sec. 3. Section 17-332, Arizona Revised Statutes, as amended by Laws  
2 2014, chapter 215, section 48, is amended to read:

3           17-332. Form and contents of license; duplicate licenses;  
4                           transfer or licenses prohibition; exemptions; period  
5                           of validity

6           A. Licenses and license materials shall be prepared by the department  
7 and may be furnished and charged to dealers authorized to issue licenses.  
8 The license shall be issued in the name of the department. Except as  
9 provided by rule adopted by the commission, each license shall be signed by  
10 the licensee in ink on the face of the license and any license not signed is  
11 invalid. With each license authorizing the taking of big game the department  
12 shall provide such tags as the commission may prescribe, which the licensee  
13 shall attach to the big game animal in such manner as prescribed by the  
14 commission. The commission shall limit the number of big game permits issued  
15 to nonresidents in a random drawing to ten per cent or fewer of the total  
16 hunt permits, but in extraordinary circumstances, at a public meeting the  
17 commission may increase the number of permits issued to nonresidents in a  
18 random drawing if, on separate roll call votes, the members of the commission  
19 unanimously:

20           1. Support the finding of a specifically described extraordinary  
21 circumstance.

22           2. Adopt the increased number of nonresident permits for the hunt.

23           B. The commission shall issue with each license a shipping permit  
24 entitling the holder of the license to a shipment of game or fish as provided  
25 by article 4 of this chapter.

26           C. It is unlawful, except as provided by the commission, for any  
27 person to apply for or obtain in any one license year more than one original  
28 license permitting the taking of big game. A duplicate license or tag may be  
29 issued by the department or by a license dealer if the person requesting such  
30 license or tag furnishes the information deemed necessary by the commission.

31           D. No license or permit is transferable, nor shall such license or  
32 permit be used by anyone except the person to whom such license or permit was  
33 issued, except that:

34           1. THE COMMISSION MAY PRESCRIBE THE MANNER AND CONDITIONS OF  
35 TRANSFERRING AND USING PERMITS AND TAGS UNDER THIS PARAGRAPH, INCLUDING AN  
36 APPLICATION PROCESS FOR A QUALIFIED ORGANIZATION, TO ALLOW a person ~~may~~ TO  
37 transfer the person's big game permit or tag to a qualified organization for  
38 use by:

39           (a) A minor child who has a life-threatening medical condition or by a  
40 minor child who has a permanent physical disability. ~~The commission may~~  
41 ~~prescribe the manner and conditions of transferring and using permits and~~  
42 ~~tags under this paragraph.~~ If a child with a physical disability is under  
43 fourteen years of age, the child must satisfactorily complete the Arizona  
44 hunter education course or another comparable hunter education course that is  
45 approved by the director.

1 (b) A VETERAN OF THE ARMED FORCES OF THE UNITED STATES WHO HAS A  
2 SERVICE-CONNECTED DISABILITY. For the purposes of this paragraph:

3 ~~(a)~~ (i) "Disability" means a permanent physical impairment that  
4 substantially limits one or more of ~~the child's~~ major life activities  
5 requiring the assistance of another person or a mechanical device for  
6 physical mobility.

7 ~~(b)~~ (ii) "Qualified organization" means a nonprofit organization that  
8 is qualified under section 501(c)(3) of the United States internal revenue  
9 code and that affords opportunities and experiences to children with  
10 life-threatening medical conditions or with physical disabilities OR TO  
11 VETERANS WITH SERVICE-CONNECTED DISABILITIES.

12 2. A parent, grandparent or legal guardian may allow the parent's,  
13 grandparent's or guardian's minor child or minor grandchild to use the  
14 parent's, grandparent's or guardian's big game permit or tag to take big game  
15 pursuant to the following requirements:

16 (a) The parent, grandparent or guardian must transfer the permit or  
17 tag to the child in a manner prescribed by the commission.

18 (b) The parent or guardian must accompany the child in the field or,  
19 if a grandparent allows a minor grandchild to use the grandparent's permit or  
20 tag, the grandparent, the parent or the child's guardian must accompany the  
21 child in the field.

22 (c) The child must possess a valid hunting license and, if under  
23 fourteen years of age, must satisfactorily complete the Arizona hunter  
24 education course or another comparable hunter education course that is  
25 approved by the director.

26 (d) Any big game that is taken counts toward the child's bag limit.

27 E. No refunds may be made for the purchase of a license or permit.

28 F. Licenses are valid for a license year as prescribed in rule by the  
29 commission. Lifetime licenses and benefactor licenses are valid for the  
30 lifetime of the licensee.

31 Sec. 4. Repeal

32 Section 23-1065, Arizona Revised Statutes, as amended by Laws 2014,  
33 chapter 186, section 16, is repealed.

34 Sec. 5. Section 23-1065, Arizona Revised Statutes, as amended by Laws  
35 2014, chapter 215, section 67, is amended to read:

36 23-1065. Special fund; purposes; investment committee

37 A. The industrial commission may direct the payment into the state  
38 treasury of not to exceed one ~~and one-half~~ per cent of all premiums received  
39 by private insurance carriers during the immediately preceding calendar year.  
40 The same percentage shall be assessed against self-insurers based on the  
41 total cost to the self-insured employer as provided in section 23-961,  
42 subsection ~~+~~ G. Such assessments shall be computed on the same premium  
43 basis as provided for in section 23-961, subsections ~~+~~ G, ~~K~~ H, ~~L~~ I, ~~M~~ J  
44 and ~~N~~ K and shall be no more than is necessary to keep the special fund  
45 actuarially sound. Such payments shall be placed in a special fund within

1 the administrative fund to provide, at the discretion of the commission, such  
2 additional awards as may be necessary to enable injured employees to accept  
3 the benefits of any law of this state or of the United States, or both  
4 jointly, for promotion of vocational rehabilitation of persons with  
5 disabilities in industry.

6 B. In claims involving an employee who has a preexisting  
7 industrially-related permanent physical impairment of the type specified in  
8 section 23-1044, subsection B and who thereafter suffers an additional  
9 permanent physical impairment of the type specified in such subsection, the  
10 claim involving the subsequent impairment is eligible for reimbursement, as  
11 provided by subsection D of this section, according to the following:

12 1. The employer in whose employ the subsequent impairment occurred or  
13 its insurance carrier is solely responsible for all temporary disability  
14 compensation to which the employee is entitled and for an amount equal to the  
15 permanent disability compensation provided by section 23-1044, subsection B  
16 for the subsequent impairment. If the employee is determined to have  
17 sustained no loss of earning capacity after the medically stationary date,  
18 the employer or carrier shall pay him as a vocational rehabilitation bonus  
19 the amount calculated under this paragraph as a lump sum, which shall be a  
20 credit against any permanent compensation benefits awarded in any subsequent  
21 proceeding. The amount of the vocational rehabilitation bonus for which the  
22 employer or carrier is responsible under this paragraph shall be calculated  
23 solely on physical, medically rated permanent impairment and not on  
24 occupational or other factors.

25 2. If the commission determines that the employee is entitled to  
26 compensation for loss of earning capacity under section 23-1044, subsection C  
27 or permanent total disability under section 23-1045, subsection B, the total  
28 amount of permanent benefits for which the employer or carrier is solely  
29 responsible under paragraph 1 of this subsection shall be expended first,  
30 with monthly payments made according to the loss of earning capacity or  
31 permanent total disability award. The employer or carrier and the special  
32 fund are equally responsible for the remaining amount of compensation for  
33 loss of earning capacity under section 23-1044, subsection C or permanent  
34 total disability under section 23-1045, subsection B. This paragraph shall  
35 not be construed as requiring payment of any benefits under section 23-1044,  
36 subsection B in any case in which an employee is entitled to benefits for  
37 loss of earning capacity under section 23-1044, subsection C or permanent  
38 total disability benefits under section 23-1045, subsection B.

39 C. In claims involving an employee who has a preexisting physical  
40 impairment that is not industrially-related and, whether congenital or due to  
41 injury or disease, is of such seriousness as to constitute a hindrance or  
42 obstacle to employment or to obtaining reemployment if the employee becomes  
43 unemployed, and the impairment equals or exceeds a ten per cent permanent  
44 impairment evaluated in accordance with the American medical association  
45 guides to the evaluation of permanent impairment, and the employee thereafter

1 suffers an additional permanent impairment not of the type specified in  
2 section 23-1044, subsection B, the claim involving the subsequent impairment  
3 is eligible for reimbursement, as provided by subsection D of this section,  
4 under the following conditions:

5 1. The employer in whose employ the subsequent impairment occurred or  
6 its carrier is solely responsible for all temporary disability compensation  
7 to which the employee is entitled.

8 2. The employer had knowledge of the permanent impairment at the time  
9 the employee was hired, or that the employee continued in employment after  
10 the employer acquired such knowledge.

11 3. The employee's preexisting impairment is due to one or more of the  
12 following:

13 (a) Epilepsy.

14 (b) Diabetes.

15 (c) Cardiac disease.

16 (d) Arthritis.

17 (e) Amputated foot, leg, arm or hand.

18 (f) Loss of sight of one or both eyes or a partial loss of uncorrected  
19 vision of more than seventy-five per cent bilaterally.

20 (g) Residual disability from poliomyelitis.

21 (h) Cerebral palsy.

22 (i) Multiple sclerosis.

23 (j) Parkinson's disease.

24 (k) Cerebral vascular accident.

25 (l) Tuberculosis.

26 (m) Silicosis.

27 (n) Psychoneurotic disability following treatment in a recognized  
28 medical or mental institution.

29 (o) Hemophilia.

30 (p) Chronic osteomyelitis.

31 (q) Hyperinsulinism.

32 (r) Muscular dystrophies.

33 (s) Arteriosclerosis.

34 (t) Thrombophlebitis.

35 (u) Varicose veins.

36 (v) Heavy metal poisoning.

37 (w) Ionizing radiation injury.

38 (x) Compressed air sequelae.

39 (y) Ruptured intervertebral disk.

40 4. The employer or carrier and the special fund are equally  
41 responsible for the amount of compensation for loss of earning capacity under  
42 section 23-1044, subsection C or permanent total disability under section  
43 23-1045, subsection B.

44 D. The employer or insurance carrier shall notify the commission of  
45 its intent to claim reimbursement for an eligible claim under subsection B or

1 C of this section not later than the time the employer or insurance carrier  
2 notifies the commission pursuant to section 23-1047, subsection A. Upon  
3 receiving notice the commission may expend funds from the special fund  
4 created by this section for travel and discovery procedures and for the  
5 employment of such independent legal, medical, rehabilitation, claims or  
6 labor market consultants or experts as may be deemed necessary by the  
7 commission to assist in the determination of the liability of the special  
8 fund, if any, under subsection B or C of this section. In the event there is  
9 any dispute regarding liability to the special fund pursuant to subsection B  
10 or C of this section, the commission shall not delay the issuance of a  
11 permanent award pursuant to section 23-1047, subsection B.

12 E. If the special fund created by this section is determined to be  
13 liable under either subsection B or C of this section, the employer or  
14 insurance carrier that is primarily liable shall pay the entire amount of the  
15 award to the injured employee and the commission shall by rule provide for  
16 the reimbursement of the employer or insurance carrier on an annual basis.  
17 In any case arising out of subsection B or C of this section, the written  
18 approval of the special fund is required for the compromise of any claim made  
19 pursuant to section 23-1023. In any such case, written approval shall not be  
20 unreasonably withheld by the special fund, carrier, self-insured employer or  
21 other person responsible for the payment of compensation. Failure to obtain  
22 the written approval of the special fund shall not cause the injured worker  
23 to lose any benefits but ends the special fund's liability for reimbursement  
24 and makes the employer or carrier solely responsible for the payment of the  
25 remaining benefits.

26 F. The employer or insurance carrier shall make its claim for  
27 reimbursement to the commission no later than November 1 each year, for  
28 payments made pursuant to subsection B or C of this section during the twelve  
29 months prior to October 1 each year. Claims shall be paid before December 31  
30 each year. If the total annual reserved liabilities of the special fund  
31 obligated under subsections B and C of this section exceed six million  
32 dollars, as determined by the annual actuarial study performed pursuant to  
33 subsection I of this section, the commission, after notice and a hearing, may  
34 levy an additional assessment under subsection A of this section of up to  
35 one-half per cent to meet such liabilities. Any insurance carrier or  
36 employer who may be adversely affected by the additional assessment may at  
37 any time prior to the sixtieth day after such additional assessment is  
38 ordered file a complaint challenging the validity of the additional  
39 assessment in the superior court in Maricopa county for a judicial review of  
40 the additional assessment. On judicial review the determination of the  
41 commission shall be upheld if supported by substantial evidence in the record  
42 considered as a whole.

43 G. In the event the injured employee is awarded additional  
44 compensation, under subsection A of this section, the commission retains

1 jurisdiction to amend, alter or change the award upon a change in the  
2 physical condition of the injured employee resulting from the injury.

3 H. On receiving notice that the special fund may be liable under this  
4 chapter, the commission may spend monies from the special fund established by  
5 this section for expenses that are necessary to assist in the processing,  
6 payment or determination of liability of the fund. These expenses may  
7 include travel, discovery procedures and employing any legal, medical,  
8 rehabilitation, claims or labor market consultant, examiner or expert.

9 I. The commission shall cause an annual actuarial study of the special  
10 award fund to be made by a qualified actuary who is a member of the society  
11 of actuaries. The actuary shall make specific recommendations for  
12 maintaining the fund on a sound actuarial basis. The actuarial study shall  
13 be completed on or before September 1.

14 J. The special fund of the commission consists of all monies from  
15 premiums and assessments, except penalties assessed pursuant to this chapter,  
16 received and paid into the fund, property and securities acquired by the use  
17 of monies in the fund, interest earned on monies in the fund and other monies  
18 derived from the sale, use or lease of properties belonging to the fund. The  
19 special fund created by this section shall be administered by the director of  
20 the industrial commission, subject to the authority of the industrial  
21 commission. The director of the commission with approval of the investment  
22 committee, in the administration of the special fund, may provide loans,  
23 subject to repayment, budgetary review and legislative appropriation, to the  
24 administrative fund for the purposes and subject to section 23-1081, acquire  
25 real property and acquire or construct a building or other improvements on  
26 the real property as may be necessary to house, contain, furnish, equip and  
27 maintain offices and space for departmental and operational facilities of the  
28 commission. The commission when using space constructed pursuant to this  
29 section shall make equal payments of rent on a semiannual basis, which shall  
30 be deposited in the special fund. The investment committee shall determine  
31 the amount of the rent, which must be at least equal to or greater than that  
32 determined by the joint committee on capital review for buildings of similar  
33 design and construction as provided by section 41-792.01.

34 K. There is established an investment committee consisting of the  
35 director and the chairman of the commission and three persons knowledgeable  
36 in investments and economics appointed by the governor. Of the members  
37 appointed by the governor, one shall be a professional in the investment  
38 business, one shall represent workers' compensation insurers and one shall  
39 represent self-insurers. The term of members appointed by the governor is  
40 three years, which shall begin on July 1 and end on June 30 three years  
41 later. The committee shall prescribe by rule investment policies and  
42 supervise the investment activities of the special fund.

43 L. Each member of the investment committee, other than the director of  
44 the commission, is eligible to receive from the special fund:



1 B. A ~~permanently disabled~~ PERMANENT DISABILITY special plate issued  
2 under this section is valid for as long as the person to whom the plate is  
3 issued qualifies for issuance under this section.

4 C. A person who ~~is permanently physically disabled~~ HAS PERMANENT  
5 PHYSICAL DISABILITIES may obtain, if qualified, a ~~permanently disabled~~  
6 PERMANENT DISABILITY removable windshield placard. A person who ~~is~~  
7 ~~temporarily physically disabled~~ HAS A TEMPORARY PHYSICAL DISABILITY may  
8 obtain, if qualified, a ~~temporarily disabled~~ TEMPORARY DISABILITY removable  
9 windshield placard. An organization described in subsection A, paragraph 2  
10 of this section may obtain, if qualified, a placard for each of the qualified  
11 vehicles. The department shall issue only one valid placard to a ~~temporarily~~  
12 ~~or permanently physically disabled~~ AN applicant WITH A TEMPORARY OR PERMANENT  
13 PHYSICAL DISABILITY, except to replace a lost, stolen or mutilated placard or  
14 if the department determines, on receiving the applicant's written request,  
15 that the needs of the applicant are such that up to three valid placards are  
16 required. The department shall issue a placard pursuant to this section at  
17 no additional charge.

18 D. The department may issue up to three ~~permanently disabled~~ PERMANENT  
19 DISABILITY removable windshield placards to a nonprofit organization that  
20 provides assistance to senior citizens. The nonprofit organization shall  
21 maintain records on each volunteer who uses these placards to transport  
22 persons ~~who are temporarily or permanently disabled~~ WITH TEMPORARY OR  
23 PERMANENT DISABILITIES.

24 E. A ~~permanently disabled~~ PERMANENT DISABILITY removable windshield  
25 placard issued or renewed under this section is valid for five years. A  
26 ~~temporarily disabled~~ TEMPORARY DISABILITY removable windshield placard issued  
27 or renewed under this section is valid for a period of time as determined by  
28 the department. A person who desires to obtain a ~~temporarily disabled~~  
29 TEMPORARY DISABILITY removable windshield placard for an additional period of  
30 time shall submit a new application.

31 F. A person or an organization described in subsection A, paragraph 2  
32 of this section that desires to obtain a ~~permanently disabled~~ PERMANENT  
33 DISABILITY or ~~temporarily disabled~~ TEMPORARY DISABILITY removable windshield  
34 placard or international symbol of access special plates shall submit an  
35 application to the department of transportation on a form furnished by the  
36 department of transportation that contains one of the following:

37 1. If a ~~permanently or temporarily disabled~~ person WITH A PERMANENT OR  
38 TEMPORARY DISABILITY, a medical certificate completed by a hospital  
39 administrator, an authorized physician or a registered nurse practitioner  
40 that certifies that the applicant ~~is physically disabled~~ HAS A PHYSICAL  
41 DISABILITY.

42 2. If a ~~disabled~~ person WITH A DISABILITY who is a veteran and who is  
43 one hundred per cent ~~disabled~~ A PERSON WITH A DISABILITY, a copy of the  
44 person's certificate of one hundred per cent disability issued by the United  
45 States department of veterans affairs.

1           3. If an organization, a signed statement by an authorized officer of  
2 the organization affirming that the registered vehicle that is owned or  
3 leased by the organization and that will display the placard or the  
4 international symbol of access special plates primarily transports ~~physically~~  
5 ~~disabled~~ persons WITH PHYSICAL DISABILITIES.

6           G. On receipt of the application containing the medical certificate,  
7 the certificate of one hundred per cent disability issued by the United  
8 States department of veterans affairs or the signed statement, if the  
9 department of transportation finds that the applicant qualifies for the  
10 parking privileges pursuant to chapter 3, article 14 of this title, the  
11 department of transportation shall issue the placard or international symbol  
12 of access special plates.

13           H. A person or an organization described in subsection A, paragraph 2  
14 of this section that desires to renew a ~~permanently disabled~~ PERMANENT  
15 DISABILITY removable windshield placard shall submit an application to the  
16 department containing one of the following:

17           1. If a ~~permanently disabled~~ PERMANENT DISABILITY person, a signed  
18 statement by the person that is witnessed by a department agent or notary  
19 public, that requests the renewal of the placard and that affirms that the  
20 person is ~~physically disabled~~ HAS A PHYSICAL DISABILITY.

21           2. If an organization, a signed statement by an authorized officer of  
22 the organization affirming that the registered vehicle that is owned or  
23 leased by the organization and that will display the placard primarily  
24 transports ~~physically disabled~~ persons WITH PHYSICAL DISABILITIES.

25           I. The placard or international symbol of access special plates shall  
26 be displayed on or in the motor vehicle in the manner prescribed by the  
27 department.

28           J. A request for special plates issued under this section may be  
29 combined with a request for an honored military license plate issued under  
30 article 13 of this chapter or any other special plate. The department shall  
31 prescribe the form for the request. The request is subject to payment of  
32 only the fee required for the honored military license plate or other special  
33 plate and is not subject to any other special plate fee under section  
34 28-2402. An international symbol of access special plate that is combined  
35 with an honored military license plate or any other special plate is not a  
36 personalized special plate under section 28-2406.

37           K. For the purposes of this section:

38           1. "Authorized physician" means a doctor of medicine, osteopathy,  
39 podiatry or chiropractic licensed to practice medicine in this state or  
40 another state or authorized by the United States government to practice  
41 medicine.

42           2. "~~Permanently disabled~~ PERMANENT DISABILITY removable windshield  
43 placard" means a two-sided, hooked placard that includes on each side all of  
44 the following:

1 (a) The international symbol of access that is at least three inches  
2 in height, that is centered on the placard and that is white on a blue  
3 shield.

4 (b) An identification number.

5 (c) An expiration date.

6 (d) The seal or other identification of the issuing authority.

7 3. ~~"Physically disabled~~ Person WITH A PHYSICAL DISABILITY" means a  
8 person who, as determined by a hospital administrator or authorized  
9 physician, meets any of the following conditions:

10 (a) Cannot walk two hundred feet without stopping to rest.

11 (b) Cannot walk without the use of or assistance from any brace, cane,  
12 crutch, other person, prosthetic device, wheelchair or other assistive  
13 device.

14 (c) Is restricted by lung disease to such an extent that the person's  
15 forced respiratory, expiratory volume for one second, if measured by  
16 spirometry, is less than one liter, or the arterial oxygen tension is less  
17 than sixty mm/Hg on room air at rest.

18 (d) Uses portable oxygen.

19 (e) Has a cardiac condition to the extent that the person's functional  
20 limitations are classified in severity as class III or class IV according to  
21 standards set by the American heart association.

22 (f) Is severely limited in the person's ability to walk due to an  
23 arthritic, neurological or orthopedic condition.

24 4. ~~"Temporarily disabled~~ TEMPORARY DISABILITY removable windshield  
25 placard" means a two-sided, hooked placard that includes on each side all of  
26 the following:

27 (a) The international symbol of access that is at least three inches  
28 in height, that is centered on the placard and that is white on a red shield.

29 (b) An identification number.

30 (c) A date of expiration.

31 (d) The seal or other identification of the issuing authority.

32 Sec. 8. Repeal

33 Section 42-5015, Arizona Revised Statutes, as amended by Laws 2014,  
34 chapter 263, section 11, is repealed.

35 Sec. 9. Section 42-5015, Arizona Revised Statutes, as added by Laws  
36 2013, chapter 255, section 8, is amended to read:

37 42-5015. Filing by electronic means

38 On or before January 1, 2015, ~~the online portal prescribed by section~~  
39 ~~42-6001 shall be modified so that~~ a taxpayer who is required to pay any  
40 transaction privilege and affiliated excise taxes to this state or a county  
41 or municipality may report and pay the required tax through ~~the online portal~~  
42 ELECTRONIC MEANS. The ~~online portal~~ ELECTRONIC SYSTEM shall be administered  
43 by the department of revenue. ~~The costs of the online portal shall be paid~~  
44 ~~by~~ THE DEPARTMENT MAY ENTER INTO AN AGREEMENT WITH the cities and towns that  
45 did not have an intergovernmental contract or agreement in effect as of

1 January 1, 2013 with the department to provide for unified or coordinated  
2 licensing, collection and auditing programs FOR THE CITIES AND TOWNS TO  
3 CONTRIBUTE TO THE PAYMENT OF THE ELECTRONIC SYSTEM THROUGH MONEY OR  
4 RESOURCES. The ~~expanded online portal~~ ELECTRONIC SYSTEM shall:

5 1. Include a single point for licensing, filing a single return and  
6 paying transaction privilege and affiliated excise taxes for all state,  
7 county and municipal taxing jurisdictions.

8 2. Consolidate data in a manner compatible with the data systems of  
9 the department of revenue.

10 3. Capture data with sufficient specificity to meet the needs of the  
11 taxing jurisdictions.

12 4. Allow for identification of the correct taxing jurisdictions and  
13 tax rates based on the place where the transaction is sourced.

14 Sec. 10. Repeal

15 Section 42-16258, Arizona Revised Statutes, as amended by Laws 2014,  
16 chapter 249, section 12, is repealed.

17 Sec. 11. Section 42-16258, Arizona Revised Statutes, as amended by  
18 Laws 1998, chapter 1, section 260, is amended to read:

19 42-16258. Correcting tax roll by county treasurer

20 A. After receiving the tax roll, if the county treasurer determines  
21 that any property is omitted from the roll, or has reason to believe that any  
22 personal property that is omitted from the roll has not been taxed in any  
23 other county for that year, the treasurer shall ~~immediately list and~~ request  
24 the assessor to determine the valuation of the property.

25 B. The treasurer shall enter the valuation on the roll following the  
26 levies made and delivered by the county board of supervisors. The entries  
27 shall be designated as additional valuations, and the taxes so computed by  
28 the county treasurer are valid for all purposes.

29 C. If there is an error on the roll in the name of the ~~person~~ TAXPAYER  
30 WHO SHOULD BE assessed or taxed, the county treasurer may change the name and  
31 collect the tax from the ~~person who should be taxed, if that person is liable~~  
32 ~~for the tax and can be identified by the treasurer~~ CORRECT TAXPAYER.

33 D. IF AN ERROR OR OMISSION IS DETERMINED UNDER THIS SECTION, THE  
34 TAXPAYER SHALL BE NOTIFIED OF THE PROPOSED CORRECTION AND THE TAXPAYER MAY  
35 APPEAL THE PROPOSED CORRECTION PURSUANT TO SECTION 42-16252.

36 Sec. 12. Retroactive application

37 A. Sections 2, 3, 6, 7, 10 and 11 of this act apply retroactively to  
38 from and after July 23, 2014.

39 B. Sections 8 and 9 of this act apply retroactively to from and after  
40 December 31, 2014.

41 C. Sections 4 and 5 of this act apply retroactively to from and after  
42 June 30, 2015.

APPROVED BY THE GOVERNOR MARCH 23, 2015.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 23, 2015.

Passed the House March 18, 2015,

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate February 14, 2015,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
19th day of March, 2015,

at 2:09 o'clock P. M.

[Signature]  
Secretary to the Governor

Approved this 23rd day of

March, 2015,

at 11:35 o'clock A M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 23rd day of March, 2015,

at 3:00 o'clock P. M.

[Signature]  
Secretary of State

S.B. 1211