



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

May 16, 2018

The Honorable Michele Reagan
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Reagan:

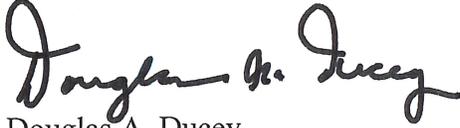
I am transmitting to you the following bills from the Fifty-third Legislature, 2nd Regular Session, which I signed on May 16, 2018:

- HB 2088 pupils; concussions; parental notification (Carter)
- HB 2197 health professionals; workforce data (Carter)
- HB 2209 internet protocol; corporation commission (Grantham)
- HB 2212 firearm possession; peace officers; definition (Thorpe)
- HB 2235 dental therapy; regulation; licensure (Thorpe)
- HB 2253 schools; exchange teachers; employment duration (Carter)
- HB 2307 scrap vehicles; sales (Campbell)
- HB 2310 underground storage tanks; reimbursement claims (Bowers)
- HB 2324 community health workers; voluntary certification (Carter)
- HB 2356 juvenile court; jurisdiction; age (Bowers)
- HB 2383 HOV lanes; emergency vehicles (Clodfelter)
- HB 2384 unlawful flight; vehicle impoundment (Clodfelter)
- HB 2414 state employee health plan; incentives (Kern)
- HB 2416 appropriation; study; prime contracting classification (Cobb)
- HB 2422 personal delivery devices (Townsend)
- HB 2455 commercial vehicles definition; driver licenses (Cook)
- HB 2510 auto dealers; task force; fund (John)

HB 2520 schools; reading requirement (Coleman)
HB 2522 traffic violations; penalties (Syms)
HB 2526 career technical education districts (Clodfelter)
HB 2527 ticket surcharge; public safety equipment (Clodfelter)
HB 2529 assisted living; referrals; disclosure (Campbell)
HB 2532 occupational regulation; municipalities; counties; hearings (Payne)
HB 2534 teachers; certification requirements (Carter)
HB 2538 U.S. House vacancy; special election (Coleman)
HB 2564 court fees; EORP; state contribution (Livingston)
HB 2589 department of gaming omnibus (Cook)
HB 2596 property taxes; procedures; abatement (Toma)
HB 2648 ballot measures; paid circulator definition (Leach)
HB 2649 public meetings; recordings; posting; definition (Grantham)
HB 2650 commercial license; defensive driving school (Toma)
HB 2651 landlord tenant; security deposits (Toma)
HB 2652 electric bicycles; definition; use (Allen, J.)
HB 2653 expenditure limitation; waiver of penalties (Cobb)
HB 2654 illegal substances education; partnership (Thorpe)
HB 2655 real estate licenses; online classes (Mosley)
HB 2656 electronic wills and trusts (Leach)
HB 2657 interscholastic activities; health dangers; information (Carter)
SB 1039 appropriation; Arizona water protection fund (Griffin)
SB 1140 certificates of authority; video service (Griffin)
SB 1167 merit council; law enforcement qualifications (Griffin)
SB 1181 corporation commission; railway safety inspectors (Griffin)
SB 1245 appropriation; SNAP; benefit match; produce (Brophy McGee)
SB 1254 school district consolidation (Allen, S.)
SB 1271 construction liability; apportionment; study (Fann)
SB 1273 administrative proceedings; rules; contested cases (Petersen)
SB 1293 department of revenue; administrative efficiency (Farnsworth, D.)
SB 1296 government communications; emergency response interpreters (Bowie)
SB 1398 unemployment; return-to-work program; suitable work (Smith)
SB 1409 TPT; prime contracting; alteration; replacement (Fann)
SB 1476 county sheriff; reentry planning; appropriation (Gray)
SB 1478 employer contributions; EORP (Fann)
SB 1496 prisoners; drug sentences; out-of-custody treatment (Smith)
SB 1498 AZPOST; membership; training; AMBER alert (Smith)

SB 1504 developmental disability rates; appropriation (Smith)

Sincerely,

A handwritten signature in black ink that reads "Douglas A. Ducey". The signature is written in a cursive style with a large, prominent initial "D".

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

House Engrossed
FILED

MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 303

HOUSE BILL 2384

AN ACT

AMENDING SECTIONS 28-622.01 AND 28-4834, ARIZONA REVISED STATUTES;
RELATING TO TRAFFIC LAWS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-622.01, Arizona Revised Statutes, is amended
3 to read:

4 28-622.01. Unlawful flight from pursuing law enforcement
5 vehicle; classification; marked and unmarked
6 vehicles

7 A driver of a motor vehicle who wilfully flees or attempts to elude
8 a pursuing official law enforcement vehicle ~~that is being operated in the~~
9 ~~manner described in section 28-624, subsection C~~ is guilty of a class 5
10 felony. IF the law enforcement vehicle ~~shall be~~ IS EITHER:

11 1. BEING OPERATED IN THE MANNER DESCRIBED IN SECTION 28-624,
12 SUBSECTION C AND IS appropriately marked to show that it is an official
13 law enforcement vehicle.

14 2. UNMARKED AND EITHER OF THE FOLLOWING APPLIES:

15 (a) THE DRIVER ADMITS TO KNOWING THAT THE VEHICLE WAS AN OFFICIAL
16 LAW ENFORCEMENT VEHICLE.

17 (b) EVIDENCE SHOWS THAT THE DRIVER KNEW THAT THE VEHICLE WAS AN
18 OFFICIAL LAW ENFORCEMENT VEHICLE.

19 Sec. 2. Section 28-4834, Arizona Revised Statutes, is amended to
20 read:

21 28-4834. Vehicle removal

22 A. An officer who has reasonable grounds to believe that a vehicle
23 has been lost, stolen, abandoned or otherwise unclaimed may remove or
24 cause the removal of the vehicle from any street or highway or on any
25 other public, federal, state trust, national forest, state park or bureau
26 of land management land or private property. FOR THE PURPOSES OF THIS
27 SUBSECTION, AN OFFICER MAY REMOVE OR CAUSE THE REMOVAL OF A VEHICLE IF THE
28 DRIVER OF THE VEHICLE ENGAGES IN UNLAWFUL FLIGHT FROM A PURSUING LAW
29 ENFORCEMENT VEHICLE PURSUANT TO SECTION 28-622.01, LEAVES THE VEHICLE AND
30 CONTINUES TO ENGAGE IN UNLAWFUL FLIGHT FROM A PURSUING LAW ENFORCEMENT
31 VEHICLE PURSUANT TO SECTION 28-622.01 OR BY OTHER MEANS, INCLUDING ON FOOT
32 OR IN ANOTHER VEHICLE.

33 B. In counties with a population of less than one million five
34 hundred thousand persons, before an officer removes or causes the removal
35 of a vehicle that is abandoned as provided in section 28-4839 from the
36 person in possession of the vehicle, the owner or lienholder of the
37 vehicle or any other person who has an interest in the vehicle shall pay
38 the person on whose property the vehicle was discovered an amount that
39 does not exceed five dollars for each day of storage up to a maximum of
40 five hundred dollars for the storage of the vehicle and the fee for
41 processing an abandoned vehicle report as prescribed by section 28-4802 if
42 the person on whose property the vehicle was discovered does both of the
43 following:

1 1. Notifies a law enforcement agency by telephone in the
2 jurisdiction where the vehicle was discovered of the presence of the
3 vehicle on the person's property within forty-eight hours after the
4 property owner discovered the vehicle.

5 2. Gives notice of abandonment of the vehicle in the manner
6 prescribed by law.

7 C. This section does not require a law enforcement agency to pay
8 any charges related to a vehicle that a law enforcement agency is required
9 or otherwise authorized by law to impound or remove.

10 D. If a person removes or causes the removal of any vehicle,
11 including an abandoned vehicle, from private property, the person shall
12 both:

13 1. Obtain written authorization from the owner or lessee of the
14 property on a form prescribed by the director.

15 2. Submit the form and the vehicle identification form to the
16 department.

17 E. An officer who is employed by a public agency or political
18 subdivision and who has removed an abandoned vehicle pursuant to this
19 section or who has removed or caused to be removed a vehicle pursuant to
20 section 28-872 shall inspect the vehicle and shall complete the vehicle
21 identification form prescribed or approved by the director. The agency or
22 political subdivision shall make an inquiry to determine whether the
23 abandoned vehicle is a stolen abandoned vehicle.

24 F. A person who has removed or caused to be removed an abandoned
25 vehicle from public land pursuant to section 28-4802 or private property
26 shall have the vehicle inspected by an officer or agent of the department
27 who shall complete the vehicle identification form prescribed by the
28 director. The officer or agent designated by the director shall make an
29 inquiry to determine whether the abandoned vehicle is a stolen abandoned
30 vehicle.

31 G. If a renter or lessee of private property parks a vehicle on the
32 private property in an area that the owner authorizes for the vehicle, a
33 person may not remove or cause the removal of the vehicle from the private
34 property unless there is evidence of abandonment. Expired registration of
35 a vehicle may be considered in determining if a vehicle is abandoned but
36 may not conclusively determine abandonment unless there is additional
37 evidence of abandonment.

APPROVED BY THE GOVERNOR MAY 16, 2018

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 16, 2018

Passed the House February 20, 20 18

by the following vote: 53 Ayes,

6 Nays, 1 Not Voting



Speaker of the House
 Pro Tempore

Jim Drake

Chief Clerk of the House

On Reconsideration
Passed the Senate May 3, 20 18

by the following vote: 16 Ayes,

13 Nays, 1 Not Voting



President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

4th day of May, 20 18

at 9:01 o'clock A. M.

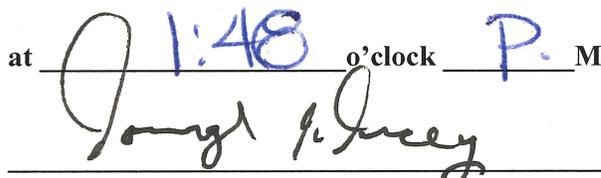


Secretary to the Governor

Approved this 16th day of

May 2018

at 1:48 o'clock P. M.



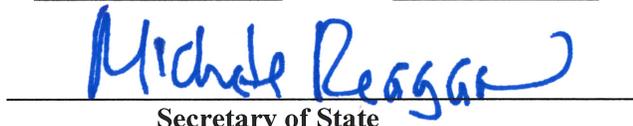
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 16 day of May, 20 18

at 4:28 o'clock P. M.



Secretary of State

H.B. 2384