



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

April 30, 2019

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

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on April 30th, 2019:

H.B. 2036 dual enrollment; reported information; date (Cook)
H.B. 2080 civil rights restoration; application; procedures (J.Allen)
H.B. 2122 do-not-resuscitate orders; minors; parental consent (Barto)
H.B. 2271 public lands day; holiday (Dunn)
H.B. 2285 pharmacy benefit managers; pharmacy benefits (Cobb)
H.B. 2366 motor vehicle accidents; restricted license (Toma)
H.B. 2432 state treasurer's office; funds; consolidation (Cobb)
H.B. 2477 adjudication statutes; unconstitutional provisions; repeal (Bowers)
H.B. 2550 regulation; kratom products (Rivero)
H.B. 2606 share the road special plates (Shope)
S.B. 1016 ASRS; ineligible contributions; unfunded liability (Livingston)
S.B. 1177 home school district; special education (S. Allen)
S.B. 1442 state fleet; neighborhood electric vehicles (Pratt)
S.B. 1453 affordable homeownership special plate (Rios)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

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

House Engrossed

FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 157
HOUSE BILL 2606

AN ACT

AMENDING SECTIONS 28-2351 AND 28-2403, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 7, ARTICLE 12, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-2463; AMENDING SECTIONS 28-4533 AND 28-6501, ARIZONA REVISED STATUTES; AMENDING SECTION 28-6991, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2018, CHAPTER 248, SECTION 1, CHAPTER 307, SECTION 7 AND CHAPTER 308, SECTION 3; AMENDING SECTION 28-6991, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2018, CHAPTER 248, SECTION 1, CHAPTER 298, SECTION 7, CHAPTER 307, SECTION 7 AND CHAPTER 308, SECTION 3; AMENDING SECTION 28-6993, ARIZONA REVISED STATUTES; RELATING TO LICENSE PLATES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-2351, Arizona Revised Statutes, is amended to
3 read:

4 28-2351. License plate provided; design

5 A. Notwithstanding any other law, the department shall provide to
6 every owner one license plate for each vehicle registered. At the request
7 of the owner and on payment of a fee in an amount prescribed by the
8 director by rule, the department shall provide one additional license
9 plate for a vehicle for which a special plate is requested pursuant to
10 this chapter.

11 B. The license plate shall display the number assigned to the
12 vehicle and to the owner of the vehicle and the name of this state, which
13 may be abbreviated. The director shall coat the license plate with a
14 reflective material that is consistent with the determination of the
15 department regarding the color and design of license plates and special
16 plates. The director shall design the license plate and the letters and
17 numerals on the license plate to be of sufficient size to be plainly
18 readable during daylight from a distance of one hundred feet. In addition
19 to the standard license plate issued for a trailer before August 12, 2005,
20 the director shall issue a license plate for trailers that has a design
21 that is similar to the standard size license plate for trailers but that
22 is the same size as the license plate for motorcycles. The trailer owner
23 shall notify the department which size license plate the owner wants for
24 the trailer.

25 C. Notwithstanding any other law, the department shall not contract
26 with a nongovernmental entity to purchase or secure reflective material
27 for the plates issued by the department unless the department has made a
28 reasonable effort to secure qualified bids or proposals from as many
29 individual responsible respondents as possible.

30 D. The department shall determine the color and design of the
31 license plate. All other plates issued by the department, except the
32 plates issued pursuant to sections 28-2404, 28-2412, 28-2413, 28-2414,
33 28-2416, 28-2416.01, 28-2417 through ~~28-2462~~ 28-2463, 28-2472, 28-2473,
34 28-2474, 28-2475 and 28-4533 and article 14 of this chapter, shall be the
35 same color as and similar in design to the license plate as determined by
36 the department.

37 E. A passenger motor vehicle that is rented without a driver shall
38 receive the same type of license plate as is issued for a private
39 passenger motor vehicle.

40 Sec. 2. Section 28-2403, Arizona Revised Statutes, is amended to
41 read:

42 28-2403. Special plates; transfers; violation; classification

43 A. Except as otherwise provided in this article, the department
44 shall issue or renew special plates in lieu of the regular license plates
45 pursuant to the following conditions and procedures and only if the

1 requirements prescribed by this article for the requested special plates
2 are met:

3 1. Except as provided in sections 28-2416 and 28-2416.01, a person
4 who is the registered owner of a vehicle registered with the department or
5 who applies for an original or renewal registration of a vehicle may
6 submit to the department a completed application form as prescribed by the
7 department with the fee prescribed by section 28-2402 for special plates
8 in addition to the registration fee prescribed by section 28-2003.

9 2. Except for plates issued pursuant to sections 28-2404, 28-2412,
10 28-2413, 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2462~~ 28-2463,
11 28-2472, 28-2473, 28-2474 and 28-2475 and article 14 of this chapter, the
12 special plates shall be the same color as and similar to the design of the
13 regular license plates that is determined by the department.

14 3. Except as provided in section 28-2416, the department shall
15 issue special plates only to the owner or lessee of a vehicle that is
16 currently registered, including any vehicle that has a declared gross
17 weight, as defined in section 28-5431, of twenty-six thousand pounds or
18 less.

19 4. Except as provided in sections 28-2416 and 28-2416.01, the
20 department shall charge the fee prescribed by section 28-2402 for each
21 annual renewal of special plates in addition to the registration fee
22 prescribed by section 28-2003.

23 B. Except as provided in sections 28-2416 and 28-2416.01, on
24 notification to the department and on payment of the transfer fee
25 prescribed by section 28-2402, a person who is issued special plates may
26 transfer the special plates to another vehicle the person owns or leases.
27 Persons who are issued special plates for hearing impaired persons
28 pursuant to section 28-2408 and international symbol of access special
29 plates pursuant to section 28-2409 are exempt from the transfer fee. If a
30 person who is issued special plates sells, trades or otherwise releases
31 ownership of the vehicle on which the plates have been displayed, the
32 person shall immediately report the transfer of the plates to the
33 department or the person shall surrender the plates to the department as
34 prescribed by the director. It is unlawful for a person to whom the
35 plates have been issued to knowingly permit them to be displayed on a
36 vehicle except the vehicle authorized by the department.

37 C. The special plates shall be affixed to the vehicle for which
38 registration is sought in lieu of the regular license plates.

39 D. A person is guilty of a class 3 misdemeanor who:

40 1. Violates subsection B of this section.

41 2. Fraudulently gives false or fictitious information in the
42 application for or renewal of special plates or placards issued pursuant
43 to this article.

1 3. Conceals a material fact or otherwise commits fraud in the
2 application for or renewal of special plates or placards issued pursuant
3 to this article.

4 Sec. 3. Title 28, chapter 7, article 12, Arizona Revised Statutes,
5 is amended by adding section 28-2463, to read:

6 28-2463. Share the road special plates; fund

7 A. IF, BY DECEMBER 31, 2019, A PERSON PAYS \$32,000 TO THE
8 DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL
9 ISSUE SHARE THE ROAD SPECIAL PLATES. THE PERSON THAT PROVIDES THE \$32,000
10 SHALL DESIGN THE SHARE THE ROAD SPECIAL PLATES. THE DESIGN AND COLOR OF
11 THE SHARE THE ROAD SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF THE
12 DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR SHARE THE ROAD SPECIAL
13 PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL PLATES. IF
14 THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE IN A FORM
15 PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE PERSONALIZED
16 SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR THE SHARE THE ROAD
17 SPECIAL PLATES.

18 B. OF THE \$25 FEE REQUIRED BY SECTION 28-2402 FOR THE ORIGINAL
19 SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, \$8 IS A SPECIAL PLATE
20 ADMINISTRATION FEE AND \$17 IS AN ANNUAL DONATION.

21 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
22 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
23 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO
24 THIS SECTION IN THE SHARE THE ROAD SPECIAL PLATE FUND ESTABLISHED BY THIS
25 SECTION.

26 D. THE SHARE THE ROAD SPECIAL PLATE FUND IS ESTABLISHED CONSISTING
27 OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL
28 ADMINISTER THE FUND. THE FIRST \$32,000 IN THE FUND SHALL BE REIMBURSED TO
29 THE PERSON THAT PAID THE IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO
30 SUBSECTION A OF THIS SECTION. NOT MORE THAN TEN PERCENT OF MONIES
31 DEPOSITED IN THE FUND ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING
32 THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

33 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND,
34 EXCLUDING ADMINISTRATIVE FEES, AS FOLLOWS:

35 1. FIFTY PERCENT TO A CHARITABLE ORGANIZATION THAT IS QUALIFIED
36 UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR
37 FEDERAL INCOME TAX PURPOSES AND THAT MEETS BOTH OF THE FOLLOWING:

38 (a) IS HEADQUARTERED IN THIS STATE.

39 (b) PROMOTES SAFETY AND AWARENESS IN THE CYCLING COMMUNITY.

40 2. FIFTY PERCENT TO A CHARITABLE ORGANIZATION THAT IS QUALIFIED
41 UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR
42 FEDERAL INCOME TAX PURPOSES AND THAT MEETS BOTH OF THE FOLLOWING:

43 (a) IS HEADQUARTERED IN THIS STATE.

1 (b) OFFERS THE OPPORTUNITY FOR A PERSON TO USE A LOANER BICYCLE IF
2 THE PERSON IS REGISTERED IN A CHARITY CYCLING EVENT AND IS NOT ABLE TO
3 AFFORD TO PURCHASE A BICYCLE.

4 F. ON NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST
5 AND DIVEST MONIES IN THE FUND AS PROVIDED IN SECTION 35-313, AND MONIES
6 EARNED FROM INVESTMENT SHALL BE CREDITED TO THE FUND.

7 Sec. 4. Section 28-4533, Arizona Revised Statutes, is amended to
8 read:

9 28-4533. Dealer's certificate; dealer license plates; fees

10 A. A dealer may apply to the department, on a form provided for
11 that purpose, for a dealer's certificate containing a general
12 distinguishing number. If the applicant is a dealer in new motor
13 vehicles, trailers or semitrailers, the applicant shall submit
14 satisfactory proof that the applicant is a duly authorized distributor or
15 dealer for a manufacturer.

16 B. The department may issue dealer license plates to each dealer as
17 follows:

18 1. For new motor vehicle dealers, not more than ~~thirty ONE HUNDRED~~
19 ~~FIFTY~~ dealer license plates ~~plus one additional license plate for every~~
20 ~~fifty motor vehicles that are sold based on reported sales in the previous~~
21 ~~license year.~~

22 2. For used motor vehicle dealers, not more than fifteen dealer
23 license plates plus one additional license plate for every fifty vehicles
24 that are sold based on reported sales in the previous license year.

25 3. For wholesale motor vehicle dealers, not more than two dealer
26 license plates plus one additional license plate for every fifty vehicles
27 that are sold based on reported sales in the previous license year. All
28 of the following requirements apply to dealer license plates issued
29 pursuant to this paragraph:

30 (a) Before the wholesale motor vehicle dealer's license
31 continuation date, the wholesale motor vehicle dealer must submit evidence
32 satisfactory to the department that the wholesale motor vehicle dealer has
33 sold at least ten vehicles to one or more licensed new or used motor
34 vehicle dealers in the previous license year.

35 (b) If the wholesale motor vehicle dealer does not submit the
36 evidence prescribed in subdivision (a) of this paragraph, the department
37 shall cancel the dealer license plates issued to the wholesale motor
38 vehicle dealer.

39 (c) The department shall not issue more than ten dealer license
40 plates to a wholesale motor vehicle dealer pursuant to this paragraph.

41 C. The department, on granting the application, shall issue to the
42 applicant a certificate containing the applicant's name and address and
43 the general distinguishing number assigned to the applicant and the dealer
44 license plates for which the applicant applied on payment of the fee
45 provided in this section.

1 D. The fee for each license plate or pair of license plates issued
2 to a dealer is:

3 1. ~~Thirty dollars~~ \$30, if the dealer is not a motorcycle dealer.

4 2. ~~Ten dollars~~ \$10, if the dealer is a motorcycle dealer.

5 E. The director may recall, redesign and reissue dealer license
6 plates pursuant to this article. The plate or pair of plates issued shall
7 contain a number or symbol distinguishing them from every other plate or
8 pair of plates issued to the same dealer. The director shall not allow a
9 request for dealer license plates to be combined with a request for a
10 personalized special plate issued pursuant to section 28-2406. Reissued
11 dealer license plates shall be distributed as determined by the director.

12 F. The right to use a dealer license plate issued terminates at
13 midnight on the last day of the month in which the plate fees are due
14 unless the plate fees for the following year are paid.

15 G. A dealer who applies for and obtains dealer license plates shall
16 comply with chapter 9 of this title.

17 Sec. 5. Section 28-6501, Arizona Revised Statutes, is amended to
18 read:

19 28-6501. Definition of highway user revenues

20 In this article, unless the context otherwise requires or except as
21 otherwise provided by statute, "highway user revenues" means all monies
22 received in this state from licenses, taxes, penalties, interest and fees
23 authorized by the following:

24 1. Chapters 2, 7, 8 and 15 of this title, except for:

25 (a) The special plate administration fees prescribed in sections
26 28-2404, 28-2407, 28-2412 through ~~28-2462~~ 28-2463 and 28-2514.

27 (b) The donations prescribed in sections 28-2404, 28-2407, 28-2412
28 through 28-2415, 28-2417 through ~~28-2462~~ 28-2463, 28-2473, 28-2474 and
29 28-2475.

30 2. Section 28-1177.

31 3. Chapters 10 and 11 of this title.

32 4. Chapter 16, articles 1, 2 and 4 of this title, except as
33 provided in sections 28-5926 and 28-5927.

34 Sec. 6. Section 28-6991, Arizona Revised Statutes, as amended by
35 Laws 2018, chapter 248, section 1, chapter 307, section 7 and chapter 308,
36 section 3, is amended to read:

37 28-6991. State highway fund; sources

38 The state highway fund is established that consists of:

39 1. Monies distributed from the Arizona highway user revenue fund
40 pursuant to chapter 18 of this title.

41 2. Monies appropriated by the legislature.

42 3. Monies received from donations for the construction, improvement
43 or maintenance of state highways or bridges. These monies shall be
44 credited to a special account and shall be spent only for the purpose
45 indicated by the donor.

1 4. Monies received from counties or cities under cooperative
2 agreements, including proceeds from bond issues. The state treasurer
3 shall deposit these monies to the credit of the fund in a special account
4 on delivery to the treasurer of a concise written agreement between the
5 department and the county or city stating the purposes for which the
6 monies are surrendered by the county or city, and these monies shall be
7 spent only as stated in the agreement.

8 5. Monies received from the United States under an act of Congress
9 to provide aid for the construction of rural post roads, but monies
10 received on projects for which the monies necessary to be provided by this
11 state are wholly derived from sources mentioned in paragraphs 2 and 3 of
12 this section shall be allotted by the department and deposited by the
13 state treasurer in the special account within the fund established for
14 each project. On completion of the project, on the satisfaction and
15 discharge in full of all obligations of any kind created and on request of
16 the department, the treasurer shall transfer the unexpended balance in the
17 special account for the project into the state highway fund, and the
18 unexpended balance and any further federal aid thereafter received on
19 account of the project may be spent under the general provisions of this
20 title.

21 6. Monies in the custody of an officer or agent of this state from
22 any source that is to be used for the construction, improvement or
23 maintenance of state highways or bridges.

24 7. Monies deposited in the state general fund and arising from the
25 disposal of state personal property belonging to the department.

26 8. Receipts from the sale or disposal of any or all other property
27 held by the department and purchased with state highway monies.

28 9. Monies generated pursuant to section 28-410.

29 10. Monies distributed pursuant to section 28-5808, subsection B,
30 paragraph 2, subdivision (d).

31 11. Monies deposited pursuant to sections 28-1143, 28-2353 and
32 28-3003.

33 12. Except as provided in section 28-5101, the following monies:

34 (a) Monies deposited pursuant to section 28-2206 and section
35 28-5808, subsection B, paragraph 2, subdivision (e).

36 (b) ~~One dollar~~ \$1 of each registration fee and ~~one dollar~~ \$1 of
37 each title fee collected pursuant to section 28-2003.

38 (c) ~~Two dollars~~ \$2 of each late registration penalty collected by
39 the director pursuant to section 28-2162.

40 (d) The air quality compliance fee collected pursuant to section
41 49-542.

42 (e) The special plate administration fees collected pursuant to
43 sections 28-2404, 28-2407, 28-2412 through 28-2416, 28-2416.01, 28-2417
44 through ~~28-2462~~ 28-2463 and 28-2514.

1 (f) Monies collected pursuant to sections 28-372, 28-2155 and
2 28-2156 if the director is the registering officer.

3 13. Monies deposited pursuant to chapter 5, article 5 of this
4 title.

5 14. Donations received pursuant to section 28-2269.

6 15. Dealer and registration monies collected pursuant to section
7 28-4304.

8 16. Abandoned vehicle administration monies deposited pursuant to
9 section 28-4804.

10 17. Monies deposited pursuant to section 28-710, subsection D,
11 paragraph 2.

12 18. Monies deposited pursuant to section 28-2065.

13 19. Monies deposited pursuant to section 28-7311.

14 20. Monies deposited pursuant to section 28-7059.

15 21. Monies deposited pursuant to section 28-1105.

16 22. Monies deposited pursuant to section 28-2448, subsection D.

17 23. Monies deposited pursuant to section 28-3415.

18 24. Monies deposited pursuant to section 28-3002, subsection A,
19 paragraph 14.

20 25. Monies deposited pursuant to section 28-7316.

21 26. Monies deposited pursuant to section 28-4302.

22 27. Monies deposited pursuant to section 28-3416.

23 28. Monies deposited pursuant to section 28-4504.

24 Sec. 7. Section 28-6991, Arizona Revised Statutes, as amended by
25 Laws 2018, chapter 248, section 1, chapter 298, section 7, chapter 307,
26 section 7 and chapter 308, section 3, is amended to read:

27 28-6991. State highway fund; sources

28 The state highway fund is established that consists of:

29 1. Monies distributed from the Arizona highway user revenue fund
30 pursuant to chapter 18 of this title.

31 2. Monies appropriated by the legislature.

32 3. Monies received from donations for the construction, improvement
33 or maintenance of state highways or bridges. These monies shall be
34 credited to a special account and shall be spent only for the purpose
35 indicated by the donor.

36 4. Monies received from counties or cities under cooperative
37 agreements, including proceeds from bond issues. The state treasurer
38 shall deposit these monies to the credit of the fund in a special account
39 on delivery to the treasurer of a concise written agreement between the
40 department and the county or city stating the purposes for which the
41 monies are surrendered by the county or city, and these monies shall be
42 spent only as stated in the agreement.

43 5. Monies received from the United States under an act of Congress
44 to provide aid for the construction of rural post roads, but monies
45 received on projects for which the monies necessary to be provided by this

1 state are wholly derived from sources mentioned in paragraphs 2 and 3 of
2 this section shall be allotted by the department and deposited by the
3 state treasurer in the special account within the fund established for
4 each project. On completion of the project, on the satisfaction and
5 discharge in full of all obligations of any kind created and on request of
6 the department, the treasurer shall transfer the unexpended balance in the
7 special account for the project into the state highway fund, and the
8 unexpended balance and any further federal aid thereafter received on
9 account of the project may be spent under the general provisions of this
10 title.

11 6. Monies in the custody of an officer or agent of this state from
12 any source that is to be used for the construction, improvement or
13 maintenance of state highways or bridges.

14 7. Monies deposited in the state general fund and arising from the
15 disposal of state personal property belonging to the department.

16 8. Receipts from the sale or disposal of any or all other property
17 held by the department and purchased with state highway monies.

18 9. Monies generated pursuant to section 28-410.

19 10. Monies distributed pursuant to section 28-5808, subsection B,
20 paragraph 2, subdivision (d).

21 11. Monies deposited pursuant to sections 28-1143, 28-2353 and
22 28-3003.

23 12. Except as provided in section 28-5101, the following monies:

24 (a) Monies deposited pursuant to section 28-2206 and section
25 28-5808, subsection B, paragraph 2, subdivision (e).

26 (b) ~~One dollar~~ \$1 of each registration fee and ~~one dollar~~ \$1 of
27 each title fee collected pursuant to section 28-2003.

28 (c) ~~Two dollars~~ \$2 of each late registration penalty collected by
29 the director pursuant to section 28-2162.

30 (d) The air quality compliance fee collected pursuant to section
31 49-542.

32 (e) The special plate administration fees collected pursuant to
33 sections 28-2404, 28-2407, 28-2412 through 28-2416, 28-2416.01, 28-2417
34 through ~~28-2462~~ 28-2463 and 28-2514.

35 (f) Monies collected pursuant to sections 28-372, 28-2155 and
36 28-2156 if the director is the registering officer.

37 13. Monies deposited pursuant to chapter 5, article 5 of this
38 title.

39 14. Donations received pursuant to section 28-2269.

40 15. Dealer and registration monies collected pursuant to section
41 28-4304.

42 16. Abandoned vehicle administration monies deposited pursuant to
43 section 28-4804.

44 17. Monies deposited pursuant to section 28-710, subsection D,
45 paragraph 2.

- 1 18. Monies deposited pursuant to section 28-2065.
- 2 19. Monies deposited pursuant to section 28-7311.
- 3 20. Monies deposited pursuant to section 28-7059.
- 4 21. Monies deposited pursuant to section 28-1105.
- 5 22. Monies deposited pursuant to section 28-2448, subsection D.
- 6 23. Monies deposited pursuant to section 28-3415.
- 7 24. Monies deposited pursuant to section 28-3002, subsection A,
- 8 paragraph 14.
- 9 25. Monies deposited pursuant to section 28-7316.
- 10 26. Monies deposited pursuant to section 28-4302.
- 11 27. Monies deposited pursuant to section 28-3416.
- 12 28. Monies deposited pursuant to section 28-4504.
- 13 29. Monies deposited pursuant to section 28-2098.

14 Sec. 8. Section 28-6993, Arizona Revised Statutes, is amended to
15 read:

16 28-6993. State highway fund; authorized uses

17 A. Except as provided in subsection B of this section and section
18 28-6538, the state highway fund shall be used for any of the following
19 purposes in strict conformity with and subject to the budget as provided
20 by this section and by sections 28-6997 through 28-7003:

21 1. To pay salaries, wages, necessary travel expenses and other
22 expenses of officers and employees of the department and the incidental
23 office expenses, including telegraph, telephone, postal and express
24 charges and printing, stationery and advertising expenses.

25 2. To pay for both:

26 (a) Equipment, supplies, machines, tools, department offices and
27 laboratories established by the department.

28 (b) The construction and repair of buildings or yards of the
29 department.

30 3. To pay the cost of both:

31 (a) Engineering, construction, improvement and maintenance of state
32 highways and parts of highways forming state routes.

33 (b) Highways under cooperative agreements with the United States
34 that are entered into pursuant to this chapter and an act of Congress
35 providing for the construction of rural post roads.

36 4. To pay land damages incurred by reason of establishing, opening,
37 altering, relocating, widening or abandoning portions of a state route or
38 state highway.

39 5. To reimburse the department revolving account.

40 6. To pay premiums on authorized indemnity bonds and on
41 compensation insurance under the workers' compensation act.

42 7. To defray lawful expenses and costs required to administer and
43 carry out the intent, purposes and provisions of this title, including
44 repayment of obligations entered into pursuant to this title, payment of
45 interest on obligations entered into pursuant to this title, repayment of

1 loans and other financial assistance, including repayment of advances and
2 interest on advances made to the department pursuant to section 28-7677,
3 and payment of all other obligations and expenses of the board and
4 department pursuant to chapter 21 of this title.

5 8. To pay lawful bills and charges incurred by the state engineer.

6 9. To acquire, construct or improve entry roads to state parks or
7 roads within state parks.

8 10. To acquire, construct or improve entry roads to state prisons.

9 11. To pay the cost of relocating a utility facility pursuant to
10 section 28-7156.

11 12. For the purposes provided in subsections C, D and E of this
12 section and sections 28-1143, 28-2353 and 28-3003.

13 13. To pay the cost of issuing an Arizona centennial special plate
14 pursuant to section 28-2448.

15 B. For each fiscal year, the department of transportation shall
16 allocate and transfer monies in the state highway fund to the department
17 of public safety for funding a portion of highway patrol costs in eight
18 installments in each of the first eight months of a fiscal year that do
19 not exceed ~~ten million dollars~~ \$10,000,000.

20 C. Subject to legislative appropriation, the department may use the
21 monies in the state highway fund as prescribed in section 28-6991,
22 paragraph 12 to carry out the duties imposed by this title for
23 registration or titling of vehicles, to operate joint title, registration
24 and driver licensing offices, to cover the administrative costs of issuing
25 the air quality compliance sticker, modifying the year validating tab and
26 issuing the windshield sticker and to cover expenses and costs in issuing
27 special plates pursuant to sections 28-2404, 28-2407, 28-2412 through
28 ~~28-2462~~ 28-2463 and 28-2514.

29 D. The department shall use monies deposited in the state highway
30 fund pursuant to chapter 5, article 5 of this title only as prescribed by
31 that article.

32 E. Monies deposited in the state highway fund pursuant to section
33 28-2269 shall be used only as prescribed by that section.

34 F. Monies deposited in the state highway fund pursuant to section
35 28-710, subsection D, paragraph 2 shall only be used for state highway
36 work zone traffic control devices.

37 G. The department may exchange monies distributed to the state
38 highway fund pursuant to section 28-6538, subsection A, paragraph 1 for
39 local government surface transportation program federal monies
40 suballocated to councils of government and metropolitan planning
41 organizations if the local government scheduled to receive the federal
42 monies concurs. An exchange of state highway fund monies pursuant to this
43 subsection shall be in an amount that is at least equal to ninety percent
44 of the federal obligation authority that exists in the project for which
45 the exchange is proposed.

1 H. The department shall use monies deposited in the state highway
2 fund pursuant to section 28-1105, subsection A, paragraph 2, subdivision
3 (a) only for a transportation facility that is located within twenty
4 drivable miles of the international port of entry and shall spend the
5 monies proportionally based on the amount of total monies collected
6 pursuant to section 28-1105, subsection A, paragraph 2, subdivision (a).
7 For the purposes of this subsection, "transportation facility" means a
8 highway or a state route or a county, city or town road that is used by a
9 commercial vehicle or a commercial vehicle combination for which an axle
10 fee is paid pursuant to section 28-5474.

11 Sec. 9. Effective date

12 Except as provided in section 10 of this act, this act is effective
13 from and after September 30, 2019.

14 Sec. 10. Conditional enactment

15 Section 28-6991, Arizona Revised Statutes, as amended by Laws 2018,
16 chapter 248, section 1, chapter 298, section 7, chapter 307, section 7 and
17 chapter 308, section 3 and this act, becomes effective on the date
18 prescribed by Laws 2018, chapter 298, section 12 but only on the
19 occurrence of the condition prescribed by Laws 2018, chapter 298,
20 section 12 and not before from and after September 30, 2019.

APPROVED BY THE GOVERNOR APRIL 30, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 30, 2019.



Passed the House February 28, 20 19

Passed the Senate April 24, 20 19

by the following vote: 31 Ayes,

by the following vote: 27 Ayes,

29 Nays, 0 Not Voting

3 Nays, 0 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

24th day of April, 20 19

at 3:59 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 30th day of

April 2019

at 4:36 o'clock P M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 30 day of April, 20 19

at 5:45 o'clock P M.

[Signature]
Secretary of State

H.B. 2606