

SUMMARIES OF ATTORNEY GENERAL OPINIONS

The Secretary of State's Office is required to publish summaries of Attorney General Opinions under A.R.S. § 41-1013(B)(4). The following Attorney General Opinions were issued between January 1 and June 30, 2005. For copies of these opinions, call (602) 542-5025 or view them online at the Attorney General's web site:

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Opinion Number	Date of opinion	Opinion summary
No. I05-001	February 4, 2005	Re: Identification Requirements For Voter Registration Summary Answer Pursuant to A.R.S. § 16-166(F)(1), the number of a driver or nonoperating identification license issued in Arizona after October 1, 1996, is satisfactory evidence of United States citizenship to register to vote.
No. I05-002	February 9, 2005	Re: AIMS testing and special education Summary Answers 1. The State Board of Education's requirement in A.A.C. R7-2-302(6) that school districts develop graduation requirements for students enrolled in special education programs is consistent with A.R.S. § 15-701.01(A)(3) and the laws governing special education. This rule permits school districts, through individual education programs, to implement the AIMS test in a manner consistent with the Individuals with Disabilities Education Act. This gives the school districts, through individual education programs, the authority to exempt special education students from passing the AIMS test in order to graduate. 2. School districts may reference a student's special education placement on that student's transcript subject to the confidentiality requirements under the Family Education Rights and Privacy Act of 1974 (as amended) and the Individuals with Disabilities Education Act.
No. I05-003	May 23, 2005	Re: County Use of Highway User Revenue Funds Summary Answer A county may spend HURF monies for the expenses in question only if the expenditure is directly related to a highway or street purpose under Article IX, § 14 of the Arizona Constitution. If an expenditure only partially relates to a highway or street purpose, counties may use HURF monies only for the portion that directly relates to that purpose.