

Transportation Committee

Senator Judy Burges, Chairman



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TRANSPORTATION COMMITTEE

LEGISLATION ENACTED

transportation safety zones; passenger areas (NOW: passenger areas; transportation safety zones)
(S.B. 1152) – Chapter 184

Allows a city or town governing body to establish a transportation safety zone if necessary for preservation of public safety, health or general welfare. Permits the establishment, demarcation and designation of passenger convenience areas and vehicle-for-hire lanes within a transportation safety zone. Provides the limitations for the creation of a transportation safety zone and enumerates the regulatory right of a city, town or county that establishes the zone.

state parks; donations; fund; transportation. (S.B. 1326) – Chapter 120

Establishes the Sustainable State Parks and Roads Fund (Fund), the monies of which are to be used to operate, maintain and make capital improvements to buildings, roads, parking lots, highway entrances and any related structure used to operate State Parks. Establishes a process for a person to make a donation to the Fund on the person's individual income tax return.

used motor vehicle dealer; definition (S.B. 1474) – Chapter 81

Increases from three to six the number of used motor vehicles that a person may buy, sell, auction, exchange, offer or attempt to negotiate a sale or exchange of an interest in, or engage in the business of selling in a continuous twelve month period without a used motor vehicle dealer license.

golf carts; NEVs; passing; driving (H.B. 2027) – Chapter 23

Expands traffic regulations to allow a person to drive a golf cart or neighborhood electric vehicle (NEV) on a paved shoulder or as close as practicable to the edge of the roadway in an age-restricted community located in an unincorporated area of a county with a population greater than 3,000,000 people. Grants right-of-way to other motorists as well as the right to overtake a golf cart or NEV as permitted by law.

certificates of title; vehicles; transfer (H.B. 2109) – Chapter 27

Allows a licensed motor vehicle dealer 30 days to submit an application for a certificate of title after obtaining a vehicle through purchase or transfer.

commercial driver licenses (H.B. 2111) – Chapter 46

Allows a commercial driver instruction permit holder to be accompanied by a same class or higher class license holder from another state when driving a commercial vehicle on public highways.

Arizona motorsports commemorative special plates (H.B. 2113) – Chapter 6

Requires the Arizona Department of Transportation (ADOT) to issue an Arizona Motorsports Commemorative Special Plate if an entity pays \$32,000 for its implementation by December 31, 2016. Stipulates that the entity that pays the implementation fee must design the plate. Monies collected from the plate will be deposited in the Arizona Motorsports Commemorative Special Plate Fund (Fund) also created by this legislation, with a portion of each license plate fee being dispersed back to the organization that pays for the plate's implementation. Requires ADOT to annually distribute all monies, excluding administrative fees, to a qualifying foundation that is a national leader in providing resources and charitable support for children through education, medical treatment, dream experiences and volunteerism.

ADOT; land acquisition; conveyances; relocation (H.B. 2114) – Chapter 28

Revises Arizona's standards for relocation assistance for displaced persons to match the federal standards set forth by Moving Ahead for Progress in the 21st Century Act (MAP-21).

motor vehicle sales (H.B. 2120) – Chapter 48

Prohibits a motor vehicle dealer or person acting as a motor vehicle dealer from parking a motor vehicle for sale or for transfer of ownership on any of the following: 1) a public street or highway; 2) a public parking lot; 3) any other public property; or 4) any private property if the public may lawfully drive a motor vehicle on the property. Permits the Arizona Department of Transportation Director, after conducting an investigation and having reasonable cause to believe that a licensed motor vehicle dealer has conducted a private sale of a vehicle, to immediately issue and serve on the licensee a cease and desist order. Requires a peace officer to have the vehicle towed and immobilized or impounded if the vehicle is displayed for sale or for transfer of ownership with a vehicle identification number that has been destroyed, removed, covered, altered or defaced.

military applicants; commercial driver licenses (H.B. 2204) – Chapter 50

Changes the period of time after serving in a military position that required operation of a commercial motor vehicle that a person may apply for a commercial driver license with a waived driving test from 90 days to the time period prescribed in the U.S. Department of Transportation Commercial Driver's License Standards, Requirements and Penalties.

vehicle emissions inspection program (H.B. 2226) – Chapter 89

Restructures statutory vehicle emissions testing requirements for vehicles registering in area A and area B. Mandates a diesel powered vehicle in area A or area B equipped with an Onboard Diagnostic (OBD) system to take and pass an OBD test. Exempts these vehicles from the requirement to undergo a gas cap test. Requires the Director of the Arizona Department of Environmental Quality (Director) to issue a certificate of waiver if all recommended maintenance and repairs to a vehicle have been completed and the vehicle has failed a required reinspection, but prohibits the Director from issuing a certificate of waiver for any vehicle that has failed inspection in area A or area B due to catalytic-converter system issues. Allows the Director to adopt rules to implement the changes in this legislation and conditions the enactment

of the proposed modifications to the testing protocols of the Vehicle Emissions Inspection Program on the Environment Protection Agency (EPA) approving the modifications as part of the state implementation plan for air quality by July 1, 2017.

DPS; school bus rules oversight (H.B. 2362) – Chapter 59

Removes the Arizona Department of Administration from the statutory regulation and oversight of school busses.

~~technical correction; abandoned vehicles; monies~~ (NOW: towed vehicles; impounded notification) (H.B. 2429) – Chapter 266

Requires that the towing of a vehicle caused by a private entity or peace officer be reported to the local law enforcement agency for entry to the Arizona Crime Information Center within three business days. Limits a towing company to a single contract per geographic towing area with the Arizona Department of Public Safety or a county, city or town for towing or storage services, or both. Prohibits a towing company from participating in any other application for a contractual agreement within the same geographic towing area of a towing firm if it has a common ownership interest in or owns the assets of that towing firm.

combination vehicles; size; weight; load (H.B. 2430) – Chapter 60

Revises the allowances for excess size and weight permit holders by allowing the holder to drive on a highway that is located: 1) within four miles of and extends to the border of Arizona and an adjacent state that holds the same vehicle combination standards; 2) or within 20 miles of and extends to the border of Arizona and an adjacent state that holds the same vehicle combination standards, if it extends at least 10 miles through an Indian reservation and does not cross the Colorado River. Makes additional clarifying and updating changes to excess size and weight permit statutes.

leaving accident scene; alcohol; penalty (H.B. 2505) – Chapter 38

Increases the penalty for a driver who fails to render reasonable assistance to a person injured in an accident from a class 3 misdemeanor to a class 6 felony. Requires the court to order a driver to complete alcohol or drug screening if: 1) the driver was involved in a hit and run accident; and 2) the court finds, by a preponderance of the evidence, that the driver's use of intoxicating substances was a contributing factor to the accident. Also permits the Arizona Department of Transportation to require a person to complete alcohol or drug screening as a condition of license reinstatement under similar circumstances.

alternative fuel vehicles; registration; inspection (H.B. 2580) – Chapter 99

Revises the emissions testing requirements for alternative fuel vehicles (AFV) to require emissions testing in the sixth registration year instead of the fourth, and removes the option to pay a fee in lieu of emissions testing on a new original equipment manufactured AFV before the fourth registration year. Removes the requirement for fleet vehicles to receive an emissions test at least once in every 12 month period and allows the Director of the Arizona Department of Environmental Quality to adopt rules for the inspection of fleet vehicles.

LEGISLATION VETOED

technical correction; unordered merchandise (NOW: autocycles; class M license; exemption)
(S.B. 1201) – VETOED

Adds a definition of *autocycle* and provides a class M driver license exemption for autocycle riders. Adds a definition of *motorized quadricycle* and provides requirements and regulations for the vehicle.

The Governor indicates in her veto message that because of the open air nature of a motorized quadricycle, allowing such vehicles to be licensed as limousines and, in turn, allowing passengers to consume alcohol on those vehicles, makes the bill inconsistent with Arizona's open container and public consumption laws.