

Transportation & Technology Committee

Senator Bob Worsley, Chairman



Kaitlyn Neff, Research Analyst

Brooke Nisenbaum, Intern

TRANSPORTATION & TECHNOLOGY COMMITTEE

LEGISLATION ENACTED

electric personal assistive mobility devices (S.B. 1017) – Chapter 4

Expands the definition of *electric personal assistive mobility device* to include self-balancing devices with one wheel.

~~public entities; absolute immunity; defenses~~ (NOW: public entities; defenses) (S.B. 1025) – Chapter 253 *

SEE THE JUDICIARY COMMITTEE.

license plate covers; prohibition (S.B. 1073) – Chapter 83

Prohibits the use of unauthorized license plate covers or any alteration that obscures the numbers, letters, year validating tabs or issuing jurisdiction from view.

electronic; digital signatures; requirements; ADOA (S.B. 1078) – Chapter 78 E

An emergency measure, effective March 27, 2017, that requires state agencies, excluding the judicial branch, to accept electronic records and electronic signatures. Counties, municipalities and political subdivisions may determine if, and the extent to which, the subdivision will send and accept electronic records and electronic signatures. The Arizona Department of Administration, in consultation with the State Treasurer, must adopt policies and procedures for electronic and digital signatures and electronic records for state agencies, boards and commissions in policy or rule.

teenage drivers; communication devices prohibited (S.B. 1080) – Chapter 209

Effective July 1, 2018, prohibits a driver with an instructional permit or who is within the first six months of holding a class G driver license from using a wireless communication device while driving a motor vehicle, except during certain emergency situations. The driver may use an audible navigation system if the destination is not entered or adjusted while in motion. A peace officer may not stop or cite a driver for violation without reasonable cause to believe there is another alleged motor vehicle violation.

motorcycle safety fund (S.B. 1082) – Chapter 10

Reinstates the collection of an additional \$1 registration fee for motorcycles to be deposited into the Motorcycle Safety Fund (Fund) until June 30, 2021, and expands the allowed uses of the Fund to include training.

electronic records; retention; storage (S.B. 1084) – Chapter 11

Allows electronic documents to legally satisfy record retention requirements. Removes permissive authority for governmental agencies to not use or allow the use of electronic records or electronic signatures or adopt additional retention policies.

amateur radio operator special plates (S.B. 1132) – Chapter 84

Establishes the Amateur Radio Operator Special Plate Fund (Fund) and requires \$17 of the \$25 special plate fee collected for the Amateur Radio Operator Special Plate be deposited into the Fund. Requires the Director of the Arizona Department of Transportation to annually distribute the monies in the Fund to a qualifying non-profit organization that awards scholarships to licensed amateur radio operators and awards grants to affiliated clubs that benefit the amateur radio community.

collector car auction; special plates (S.B. 1139) – Chapter 110

Allows the Arizona Department of Transportation (ADOT), dependent upon payment of \$32,000 by December 31, 2017, for implementation, to issue the: 1) collector car auction special plate; and 2) active duty military installation support special plate. Requires \$17 of the monies collected from each plate to be deposited into the respective fund. Requires the Director of ADOT to annually distribute monies in the respective funds to qualifying organizations.

ignition interlock device; regulation; installers (S.B. 1150) – Chapter 331

Effective July 1, 2018, establishes application and contract requirements for ignition interlock device (IID) service providers. Requires service provider applicants to submit a verified application and the prescribed fees to the Director of the Arizona Department of Transportation (Director), who will approve or deny the application for contract. Approved contracts must meet specific requirements, including a detailed plan for operation, training, security protections, corrective action and penalties. A service provider must maintain at least one adequately staffed and equipped service center in each county and may use mobile service centers that are not tow trucks. Outlines requirements for service provider records, insurance and bond coverage.

Establishes the IID Fund consisting of fees collected by IID service providers for installation of an IID. Monies in the fund are subject to legislative appropriation and must be used for purposes related to IIDs and service measures.

IIDs must meet national standards, including the ability to wirelessly transmit and receive information. An identifying mark may not be included on the physical driver license of a person convicted of a first DUI violation.

ADOT omnibus (S.B. 1211) – Chapter 44

Allows the Arizona Department of Transportation (ADOT) to assume federal environmental review responsibilities for highway projects receiving federal monies and stipulates

that the state's sovereign immunity from civil suit in federal court is waived for those projects and that purpose. Outlines transportation projects exempt from the state procurement code. Repeals current reporting, spending and certification requirements for specified counties, cities and towns requiring report of budgeting specified transportation spending levels matching FYs 1982 through 1986. Removes the requirement for a reinstatement application following a driver license suspension, as long as other statutory requirements have been met. Removes the requirement for a light rail transit operator to cover ADOT's cost of administering the light rail project.

towing firms; assets; definition (S.B. 1216) – Chapter 177

Prohibits towing firms with shared employees or assets, including any valuable financial, intangible or physical property, from applying for more than one contractual agreement within a geographic area. The Department of Public Safety, county, city or town must determine compliance and review submitted complaints of violations.

parking violation; disabilities; access aisles (S.B. 1239) – Chapter 85

Prohibits motorists from stopping in the access aisle of parking spaces designated for persons with disabilities. Allows a person to temporarily park a motor vehicle in parking spaces designated for persons with disabilities while chauffeuring a person with a physical disability.

foster children; motor vehicle insurance (S.B. 1341) – Chapter 263

SEE THE FINANCE COMMITTEE.

misused transportation excise tax; repayment (S.B. 1379) – Chapter 274

SEE THE FINANCE COMMITTEE.

vehicle impoundment; release of vehicles (H.B. 2159) – Chapter 249

Allows the owner of an impounded commercial vehicle, street sweeper or heavy equipment to recover the vehicle if the owner was not the operator of the vehicle at the time of the impoundment.

Establishes the Abandoned Vehicle Administration Fund consisting of abandoned, seized and junked vehicle fees. Monies in the fund will be used to partially reimburse towing companies for the removal of abandoned vehicles.

child support; driver license restriction (H.B. 2192) – Chapter 183

Allows the court to order a restricted driver or recreational license to allow a parent who is at least six months in arrears of child support payments to drive between specified locations that further the parent's ability to comply with support orders. The obligor must meet specified requirements to qualify for a restriction rather than a full license suspension and is subject to a

license suspension if found to be out of compliance. Eliminates the requirement for parents to file an application for license reinstatement following the obligor's driver license suspension.

vehicle registration; nonresidents; penalty (H.B. 2249) – Chapter 322

Classifies the penalty for a nonresident knowingly operating a foreign vehicle on a highway without displaying the required license plates as a civil traffic violation.

ADOT; Meridian road extension (H.B. 2251) – Chapter 142

Directs the Arizona Department of Transportation to work with interested parties to extend Meridian Road.

auto dealers; recalls; manufacturer compensation (H.B. 2331) – Chapter 231

Requires a motor vehicle manufacturer to compensate a franchised new motor vehicle dealer authorized to sell used motor vehicles of the same line-make for certain recalled used motor vehicles at a prorated rate of at least 1.5 percent of the value of the vehicle, beginning after 30 days and remaining in effect until the remedy parts are delivered to the new motor vehicle dealer or the stop-sale or do not drive notification is no longer in effect. Compensation requirements apply to any used motor vehicle in inventory at the time of the stop-sale or do not drive notification, vehicles taken into inventory as a trade-in, and affected lease return vehicles when returned in accordance with contractual terms. Outlines requirements and prohibitions of the new motor vehicle dealer and the motor vehicle manufacturer for reimbursement, claims and compensation for the recalled used motor vehicle.

science education special plates (H.B. 2354) – Chapter 75

Allows the Arizona Department of Transportation (ADOT), dependent upon payment of \$32,000 by December 31, 2017, for the implementation, to issue the Science Education Special Plate. Requires \$17 of the monies collected from each plate to be deposited into the Science Education Special Plate Fund (Fund). The Director of ADOT must annually distribute monies in the Fund to a qualifying foundation that delivers informal science education to students, teachers and families in Arizona.

oxygenated fuel standards; formula. (H.B. 2368) – Chapter 295

Removes iso-butanol from the statutory list of oxygenates prohibited from contributing to more than 0.1 percent oxygen by weight in gasoline. Allows for a fuel blend other than gasoline-ethanol to be sold within Area A between November 1 and March 31, conditioned on the U.S. Environmental Protection Agency's approval of proposed modifications included in Arizona's implementation plan for air quality.

oversize commercial vehicles; local authority (H.B. 2371) – Chapter 47

Requires local authorities that issue permits to oversize and overweight vehicles to adopt and enforce ordinances that are substantively identical to those adopted by the Arizona Department of Transportation. Local authorities are authorized to adopt ordinances relating to infrastructure, time of day, and route restrictions. Requirements apply to ordinances and rules adopted before and after the general effective date.

waste tires; definitions (H.B. 2399) – Chapter 201

SEE THE NATURAL RESOURCES, ENERGY & WATER COMMITTEE.

motor vehicle dealers; title information (H.B. 2483) – Chapter 48

Requires a wholesale motor vehicle auction dealer to submit a notice of vehicle transfer and outlines requirements for the notice. The notice must be submitted electronically, if the Arizona Department of Transportation (ADOT) implements an electronic system. Removes the ADOT rulemaking requirement for the enforcement and administration of motor vehicle dealer and manufacturer license plates.

spay and neuter; tax checkoff. (H.B. 2523) – Chapter 172

Allows an individual to designate all or a portion of the individual's state tax return refund to the Spaying and Neutering of Animals Fund and requires the Department of Revenue to deduct the contribution from the individual's state tax refund. Modifies the membership requirements of the Companion Animal Spay and Neuter Committee.