

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HOUSE BILL 2250

AN ACT

REPEALING SECTION 28-2354, ARIZONA REVISED STATUTES, AS RENUMBERED BY LAWS 1996, CHAPTER 76, SECTION 7; AMENDING SECTION 28-2354, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2006, CHAPTER 377, SECTION 1; AMENDING SECTIONS 28-2351 AND 28-2403, ARIZONA REVISED STATUTES; REPEALING SECTIONS 28-2404 AND 28-2405, ARIZONA REVISED STATUTES; AMENDING SECTIONS 28-2409, 28-2418, 28-2419, 28-2420, 28-2425, 28-2515, 28-6501, 28-6991 AND 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. Repeal

3 Section 28-2354, Arizona Revised Statutes, as renumbered by Laws 1996,
4 chapter 76, section 7, is repealed.

5 Sec. 2. Section 28-2354, Arizona Revised Statutes, as amended by Laws
6 2006, chapter 377, section 1, is amended to read:

7 28-2354. License plates; attachment; applying covering or
8 substance prohibited

9 A. A person shall display the license plate or plates as follows:

10 1. For a motor vehicle, motorcycle, trailer or semitrailer, on the
11 rear.

12 2. For a vehicle for which two license plates are issued, the vehicle
13 owner shall display either of the following:

14 (a) One plate on the rear.

15 (b) One plate on the front and one plate on the rear.

16 B. A person shall display all license plates as required by subsection
17 A until their lawful use expires or is canceled or revoked. A person shall
18 maintain each license plate so it is clearly legible and so that the name of
19 this state at the top of the license plate is not obscured. A person shall
20 securely fasten each license plate to the vehicle as follows:

21 1. To prevent the plate from swinging.

22 2. At a height of at least twelve inches from the ground to the bottom
23 of the plate.

24 3. In a position to be clearly visible.

25 C. ~~UNLESS AUTHORIZED BY THE DEPARTMENT, A PERSON SHALL NOT APPLY A~~
26 ~~COVERING OR ANY SUBSTANCE TO THE LICENSE PLATE OR USE AN ELECTRONIC DEVICE OR~~
27 ~~ELECTROCHROMATIC FILM THAT OBSCURES FROM ANY ANGLE THE NUMBERS, CHARACTERS,~~
28 ~~YEAR VALIDATING TABS OR NAME OF THE JURISDICTION ISSUING THE PLATE.~~

29 Sec. 3. Section 28-2351, Arizona Revised Statutes, is amended to read:
30 28-2351. License plate provided; design

31 A. The department shall provide to every owner one license plate for
32 each vehicle registered. At the request of the owner and on payment of any
33 required fee, the department shall provide either one or two license plates
34 for a vehicle for which a special plate is requested pursuant to this
35 chapter, except that the department shall provide one license plate if the
36 special plate is issued pursuant to section ~~28-2404~~, 28-2409 or 28-2416.

37 B. The license plate shall display the number assigned to the vehicle
38 and to the owner of the vehicle and the name of this state, which may be
39 abbreviated. The director shall coat the license plate with a reflective
40 material that is consistent with the determination of the ~~license plate~~
41 ~~commission established by section 28-2405~~ DEPARTMENT regarding the color and
42 design of license plates and special plates ~~as prescribed by section 28-2405~~.
43 The director shall design the license plate and the letters and numerals on
44 the license plate to be of sufficient size to be plainly readable during
45 daylight from a distance of one hundred feet. In addition to the standard

1 license plate issued for a trailer before August 12, 2005, the director shall
2 issue a license plate for trailers that has a design that is similar to the
3 standard size license plate for trailers but that is the same size as the
4 license plate for motorcycles. The trailer owner shall notify the department
5 which size license plate the owner wants for the trailer.

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

11 D. The ~~license plate commission established by section 28-2405~~
12 DEPARTMENT shall determine the color and design of the license plate. All
13 other plates issued by the department, except the plates issued pursuant to
14 sections 28-2412, 28-2413, 28-2414, 28-2416 through 28-2428, 28-2452,
15 28-2453, 28-2454 and 28-2455 and article 14 of this chapter, shall be the
16 same color as and similar in design to the license plate as determined by the
17 ~~commission~~ DEPARTMENT.

18 E. A passenger motor vehicle rented without a driver shall receive the
19 same type of license plate as issued for a private passenger motor vehicle.

20 Sec. 4. Section 28-2403, Arizona Revised Statutes, is amended to read:

21 28-2403. Special plates; transfers; violation; classification;
22 combined requests

23 A. Except as otherwise provided in this article, the department shall
24 issue or renew special plates in lieu of the regular license plates pursuant
25 to the following conditions and procedures and only if the requirements
26 prescribed by this article for the requested special plates are met:

27 1. Except as provided in section 28-2416, a person who is the
28 registered owner of a vehicle registered with the department or who applies
29 for an original or renewal registration of a vehicle may submit to the
30 department a completed application form as prescribed by the department with
31 the fee prescribed by section 28-2402 for special plates in addition to the
32 registration fee prescribed by section 28-2003.

33 2. Except for plates issued pursuant to sections 28-2412, 28-2413,
34 28-2414, 28-2416 through 28-2428, 28-2452, 28-2453, 28-2454 and 28-2455 and
35 article 14 of this chapter, the special plates shall be the same color as and
36 similar to the design of the regular license plates that is determined by the
37 ~~license plate commission pursuant to section 28-2351~~ DEPARTMENT.

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

42 4. Except as provided in section 28-2416, the department shall charge
43 the fee prescribed by section 28-2402 for each annual renewal of special
44 plates in addition to the registration fee prescribed by section 28-2003.

1 B. Except as provided in section 28-2416, on notification to the
2 department and on payment of the transfer fee prescribed by section 28-2402,
3 a person who is issued special plates may transfer the special plates to
4 another vehicle the person owns or leases. Persons who are issued special
5 plates for hearing impaired persons pursuant to section 28-2408 and
6 international symbol of access special plates pursuant to section 28-2409 are
7 exempt from the transfer fee. If a person who is issued special plates
8 sells, trades or otherwise releases ownership of the vehicle on which the
9 plates have been displayed, the person shall immediately report the transfer
10 of the plates to the department or the person shall surrender the plates to
11 the department as prescribed by the director. It is unlawful for a person to
12 whom the plates have been issued to knowingly permit them to be displayed on
13 a vehicle except the vehicle authorized by the department.

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

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

17 1. Violates subsection B of this section.

18 2. Fraudulently gives false or fictitious information in the
19 application for or renewal of special plates or placards issued pursuant to
20 this article.

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

24 E. THE DIRECTOR SHALL ALLOW A REQUEST FOR A SPECIAL ORGANIZATION PLATE
25 TO BE COMBINED WITH A REQUEST FOR A PERSONALIZED SPECIAL PLATE IF THE
26 ORGANIZATION MAKES THE REQUEST AND PAYS THE DEPARTMENT THE MONIES NECESSARY
27 TO COVER THE DEPARTMENT'S COSTS TO IMPLEMENT THE COMBINATION. THE REQUEST
28 SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR
29 THE PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR THE
30 ORGANIZATION SPECIAL PLATE. AFTER RECEIVING A REQUEST FROM AN ORGANIZATION
31 TO ALLOW FOR A COMBINATION OF THE SPECIAL ORGANIZATION PLATE WITH
32 PERSONALIZED SPECIAL PLATES, THE DEPARTMENT SHALL PROVIDE TO THE JOINT
33 LEGISLATIVE BUDGET COMMITTEE A DETAILED WRITTEN STATEMENT OF THE
34 IMPLEMENTATION COSTS OF THE COMBINATION.

35 Sec. 5. Repeal

36 Sections 28-2404 and 28-2405, Arizona Revised Statutes, are repealed.

37 Sec. 6. Section 28-2409, Arizona Revised Statutes, is amended to read:

38 28-2409. International symbol of access special plates;
39 placard; definitions

40 A. The department shall issue special plates bearing the international
41 symbol of access to either:

42 1. A person who is permanently physically disabled and who is an owner
43 or lessee of a motor vehicle.

44 2. An organization that owns or leases a motor vehicle that primarily
45 transports physically disabled persons.

1 B. A permanently disabled special plate issued under this section is
2 valid for as long as the person to whom the plate is issued qualifies for
3 issuance under this section.

4 C. A person who is permanently physically disabled may obtain, if
5 qualified, a permanently disabled removable windshield placard. A person who
6 is temporarily physically disabled may obtain, if qualified, a temporarily
7 disabled removable windshield placard. An organization that primarily
8 transports physically disabled persons may obtain, if qualified, a placard
9 for each of the qualified vehicles. The department shall issue only one
10 valid placard to a temporarily or permanently physically disabled applicant,
11 except to replace a lost, stolen or mutilated placard or if the department
12 determines, on receiving the applicant's written request, that the needs of
13 the applicant are such that two valid placards are required. The department
14 shall issue a placard pursuant to this section at no additional charge.

15 D. A permanently disabled removable windshield placard issued or
16 renewed under this section is valid for five years. A temporarily disabled
17 removable windshield placard issued or renewed under this section is valid
18 for a period of time as determined by the department. A person who desires
19 to obtain a temporarily disabled removable windshield placard for an
20 additional period of time shall submit a new application.

21 E. A person or organization that desires to obtain a permanently
22 disabled or temporarily disabled removable windshield placard or
23 international symbol of access special plates shall submit an application to
24 the department on a form furnished by the department that contains one of the
25 following:

26 1. If a permanently or temporarily disabled person, a certificate
27 completed by a hospital administrator, an authorized physician or a
28 registered nurse practitioner that certifies that the applicant is physically
29 disabled.

30 2. If an organization, a signed statement by an authorized officer of
31 the organization affirming that the registered vehicle that is owned or
32 leased by the organization and that will display the placard or the
33 international symbol of access special plates primarily transports physically
34 disabled persons.

35 F. On receipt of the application containing the medical certificate or
36 signed statement, if the department finds that the applicant qualifies for
37 the parking privileges pursuant to chapter 3, article 14 of this title, the
38 department shall issue the placard or international symbol of access special
39 plates.

40 G. A person or an organization desiring to renew a permanently
41 disabled removable windshield placard shall submit an application to the
42 department containing one of the following:

43 1. If a permanently disabled person, a signed statement by the person
44 that is witnessed by a department agent or notary public, that requests the

1 renewal of the placard and that affirms that the person is physically
2 disabled.

3 2. If an organization, a signed statement by an authorized officer of
4 the organization affirming that the registered vehicle that is owned or
5 leased by the organization and that will display the placard primarily
6 transports physically disabled persons.

7 H. The placard or international symbol of access special plates shall
8 be displayed on or in the motor vehicle in the manner prescribed by the
9 department.

10 I. A request for special plates issued under this section may be
11 combined with a request for an honored military license plate issued under
12 article 13 of this chapter, [A SPECIAL ORGANIZATION PLATE ISSUED UNDER SECTION](#)
13 [28-2404](#) or any other special plate. The department shall prescribe the form
14 for the request. The request is subject to payment of only the fee required
15 for the honored military license plate, [SPECIAL ORGANIZATION PLATE](#) or other
16 special plate and is not subject to any other special plate fee under section
17 28-2402. An international symbol of access special plate that is combined
18 with an honored military license plate, [A SPECIAL ORGANIZATION PLATE](#) or any
19 other special plate is not a personalized special plate under section
20 28-2406.

21 J. For the purposes of this section:

22 1. "Authorized physician" means a doctor of medicine, osteopathy,
23 podiatry or chiropractic licensed to practice medicine in this state or
24 another state or authorized by the United States government to practice
25 medicine.

26 2. "Permanently disabled removable windshield placard" means a
27 two-sided, hooked placard that includes on each side all of the following:

28 (a) The international symbol of access that is at least three inches
29 in height, that is centered on the placard and that is white on a blue
30 shield.

31 (b) An identification number.

32 (c) An expiration date.

33 (d) The seal or other identification of the issuing authority.

34 3. "Physically disabled person" means a person who, as determined by a
35 hospital administrator or authorized physician, meets any of the following
36 conditions:

37 (a) Cannot walk two hundred feet without stopping to rest.

38 (b) Cannot walk without the use of or assistance from any brace, cane,
39 crutch, other person, prosthetic device, wheelchair or other assistive
40 device.

41 (c) Is restricted by lung disease to such an extent that the person's
42 forced respiratory, expiratory volume for one second, if measured by
43 spirometry, is less than one liter, or the arterial oxygen tension is less
44 than sixty mm/Hg on room air at rest.

45 (d) Uses portable oxygen.

1 (e) Has a cardiac condition to the extent that the person's functional
2 limitations are classified in severity as class III or class IV according to
3 standards set by the American heart association.

4 (f) Is severely limited in the person's ability to walk due to an
5 arthritic, neurological or orthopedic condition.

6 4. "Temporarily disabled removable windshield placard" means a
7 two-sided, hooked placard that includes on each side all of the following:

8 (a) The international symbol of access that is at least three inches
9 in height, that is centered on the placard and that is white on a red shield.

10 (b) An identification number.

11 (c) A date of expiration.

12 (d) The seal or other identification of the issuing authority.

13 Sec. 7. Section 28-2418, Arizona Revised Statutes, is amended to read:

14 28-2418. Navajo nation special plates

15 A. The department shall issue Navajo nation special plates. The
16 color and design of the Navajo nation special plates shall be different from
17 the color and design of regular license plates determined by the ~~license~~
18 ~~plate commission pursuant to section 28-2351~~ DEPARTMENT and shall be
19 representative of the Navajo nation.

20 B. Of the twenty-five dollar fee required by section 28-2402 for the
21 original special plates and for renewal of special plates, eight dollars is a
22 special plate administration fee and seventeen dollars is an annual donation.

23 C. The department shall deposit, pursuant to sections 35-146 and
24 35-147, all special plate administration fees in the state highway fund
25 established by section 28-6991 and shall transmit all donations collected
26 pursuant to this section to the Navajo nation department of highway
27 safety. The Navajo nation department of highway safety shall use these
28 monies only for traffic control devices that conform to the manual and
29 specifications prescribed in section 28-641 on highways on the Navajo
30 reservation that are located in this state and that are not state highways.

31 Sec. 8. Section 28-2419, Arizona Revised Statutes, is amended to read:

32 28-2419. Transplantation awareness special plates; fund

33 A. The department shall issue transplantation awareness special
34 plates. The color and design of the transplantation awareness special plates
35 shall be different from the color and design of regular license plates
36 determined by the ~~license plate commission pursuant to section 28-2351~~
37 DEPARTMENT.

38 B. Of the twenty-five dollar fee required by section 28-2402 for
39 original special plates and for renewal of special plates, eight dollars is a
40 special plate administration fee and seventeen dollars is an annual donation.

41 C. The department shall deposit, pursuant to sections 35-146 and
42 35-147, all special plate administration fees in the state highway fund
43 established by section 28-6991 and all donations collected pursuant to this
44 section in the transplantation awareness fund established by this section.

1 D. The transplantation awareness fund is established consisting of
2 monies received pursuant to this section. The director shall administer the
3 fund.

4 E. The director shall select a private coalition that is qualified
5 under section 501(c)(3) of the United States internal revenue code for
6 federal income tax purposes and that has a mission of promoting
7 transplantation awareness and allocate the monies in the fund to the
8 coalition on an annual basis.

9 F. On notice from the director, the state treasurer shall invest and
10 divest monies in the fund as provided by section 35-313, and monies earned
11 from investment shall be credited to the fund.

12 G. Monies in the fund are exempt from the provisions of section 35-190
13 relating to lapsing of appropriations.

14 Sec. 9. Section 28-2420, Arizona Revised Statutes, is amended to read:
15 28-2420. San Carlos Apache tribe special plates

16 A. The department shall issue San Carlos Apache tribe special
17 plates. The color and design of the San Carlos Apache tribe special plates
18 shall be different from the color and design of regular license plates
19 determined by the ~~license plate commission pursuant to section 28-2351~~
20 DEPARTMENT and shall be representative of the San Carlos Apache tribe.

21 B. Of the twenty-five dollar fee required by section 28-2402 for the
22 original special plates and for renewal of special plates, eight dollars is a
23 special plate administration fee and seventeen dollars is an annual donation.

24 C. The department shall deposit, pursuant to sections 35-146 and
25 35-147, all special plate administration fees in the state highway fund
26 established by section 28-6991 and shall transmit all donations collected
27 pursuant to this section to the San Carlos Apache tribe transportation
28 board. The San Carlos Apache tribe transportation board shall use these
29 monies only for traffic control devices that conform to the manual and
30 specifications prescribed in section 28-641 on highways on the San Carlos
31 Apache tribe reservation that are located in this state and that are not
32 state highways.

33 Sec. 10. Section 28-2425, Arizona Revised Statutes, is amended to
34 read:

35 28-2425. White Mountain Apache tribe special plates

36 A. The department shall issue White Mountain Apache tribe special
37 plates. The color and design of the White Mountain Apache tribe special
38 plates shall be different from the color and design of regular license plates
39 determined by the ~~license plate commission pursuant to section 28-2351~~
40 DEPARTMENT and shall be representative of the White Mountain Apache tribe.
41 The director may allow a request for White Mountain Apache tribe special
42 plates to be combined with a request for personalized special plates. If the
43 director allows such a combination, the request shall be in a form prescribed
44 by the director and is subject to the fees for the personalized special

1 plates in addition to the fees required for White Mountain Apache tribe
2 special plates.

3 B. Of the twenty-five dollar fee required by section 28-2402 for the
4 original special plates and for renewal of special plates, eight dollars is a
5 special plate administration fee and seventeen dollars is an annual donation.

6 C. The department shall deposit, pursuant to sections 35-146 and
7 35-147, all special plate administration fees in the state highway fund
8 established by section 28-6991 and shall transmit all donations collected
9 pursuant to this section to the White Mountain Apache tribe transportation
10 committee. The White Mountain Apache tribe transportation committee shall
11 use these monies only for traffic control devices that conform to the manual
12 and specifications prescribed in section 28-641 on highways on the Fort
13 Apache Indian reservation that are located in this state and that are not
14 state highways.

15 Sec. 11. Section 28-2515, Arizona Revised Statutes, is amended to
16 read:

17 28-2515. Taxis; license plates

18 A. Subject to legislative appropriation, ~~beginning on July 1, 2004,~~
19 the department shall issue taxi special plates to the owner of every vehicle
20 operating as a taxi.

21 B. Every vehicle operating as a taxi shall display a taxi special
22 plate issued by the department pursuant to this section.

23 C. The color and design of the taxi special plates shall be determined
24 by the ~~license plate commission pursuant to section 28-2351~~ DEPARTMENT and
25 shall indicate that the vehicle is a taxi.

26 Sec. 12. Section 28-6501, Arizona Revised Statutes, is amended to
27 read:

28 28-6501. Definition of highway user revenues

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

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

34 (a) The special plate administration fees prescribed in sections
35 ~~28-2404,~~ 28-2412 through 28-2428 and 28-2514.

36 (b) The donations prescribed in sections ~~28-2404,~~ 28-2412 through
37 28-2415, 28-2417 through 28-2428, 28-2453, 28-2454 and 28-2455.

38 2. Chapters 10 and 11 of this title.

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

1 Sec. 13. Section 28-6991, Arizona Revised Statutes, is amended to
2 read:

3 28-6991. State highway fund; sources

4 A state highway fund is established that consists of:

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

7 2. Monies appropriated by the legislature.

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

12 4. Monies received from counties under cooperative agreements,
13 including proceeds from bond issues. The state treasurer shall deposit these
14 monies to the credit of the fund in a special account on delivery to the
15 treasurer of a concise written agreement between the department and the
16 county stating the purposes for which the monies are surrendered by the
17 county, and these monies shall be spent only as stated in the agreement.

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

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

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

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

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

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

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

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

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

44 (b) One dollar of each registration fee and one dollar of each title
45 fee collected pursuant to section 28-2003.

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

3 (d) The air quality compliance fee collected pursuant to section
4 49-542.

5 (e) The special plate administration fees collected pursuant to
6 sections ~~28-2404~~, 28-2412 through 28-2428 and 28-2514.

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

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

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

11 15. Dealer and registration monies collected pursuant to section
12 28-4304.

13 16. Abandoned vehicle administration monies deposited pursuant to
14 section 28-4804.

15 17. Monies deposited pursuant to section 28-710, subsection D,
16 paragraph 2.

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

19 28-6993. State highway fund; authorized uses

20 A. Except as provided in subsection B of this section and section
21 28-6538, the state highway fund shall be used for any of the following
22 purposes in strict conformity with and subject to the budget as provided by
23 this section and by sections 28-6997 through 28-7003:

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

28 2. To pay for both:

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

31 (b) The construction and repair of buildings or yards of the
32 department.

33 3. To pay the cost of both:

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

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

39 4. To pay land damages incurred by reason of establishing, opening,
40 altering, relocating, widening or abandoning portions of a state route or
41 state highway.

42 5. To reimburse the department revolving account.

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

1 7. To defray lawful expenses and costs required to administer and
2 carry out the intent, purposes and provisions of this title, including
3 repayment of obligations entered into pursuant to this title, payment of
4 interest on obligations entered into pursuant to this title, repayment of
5 loans and other financial assistance, including repayment of advances and
6 interest on advances made to the department pursuant to section 28-7677, and
7 payment of all other obligations and expenses of the board and department
8 pursuant to chapter 21 of this title.

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

10 9. To acquire, construct or improve entry roads to state parks or
11 roads within state parks.

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

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

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

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

22 C. Subject to legislative appropriation, the department may use the
23 monies in the state highway fund as prescribed in section 28-6991, paragraph
24 12 to carry out the duties imposed by this title for registration or titling
25 of vehicles, to operate joint title, registration and driver licensing
26 offices, to cover the administrative costs of issuing the air quality
27 compliance sticker, modifying the year validating tab and issuing the
28 windshield sticker and to cover expenses and costs in issuing special plates
29 pursuant to sections ~~28-2404~~, 28-2412 through 28-2428 and 28-2514.

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

33 E. Monies deposited in the state highway fund pursuant to section
34 28-2269 shall be used only as prescribed by that section.

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

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

1 Sec. 15. Current special organization license plates

2 Special organization license plates authorized and issued pursuant to
3 section 28-2404, Arizona Revised Statutes, and published in the Arizona
4 administrative code before the effective date of this act remain valid
5 license plates issued by this state unless the legislature enacts legislation
6 specifically terminating those license plates.

7 Sec. 16. Effective date

8 Section 28-2354, Arizona Revised Statutes, as amended by Laws 2006,
9 chapter 377, section 1 and this act, is effective from and after December 31,
10 2009.