

State of Arizona  
Senate  
Fifty-first Legislature  
Second Regular Session  
2014

# SENATE BILL 1480

## AN ACT

AMENDING SECTIONS 28-2351, 28-2403 AND 28-2444, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 7, ARTICLE 12, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 28-2451, 28-2452, 28-2453, 28-2454, 28-2455, 28-2456 AND 28-2457; AMENDING SECTION 28-6501, ARIZONA REVISED STATUTES; AMENDING SECTION 28-6991, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2013, CHAPTER 132, SECTION 6 AND CHAPTER 167, SECTION 6; REPEALING SECTION 28-6991, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2013, CHAPTER 129, SECTION 21; AMENDING SECTION 28-6993, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 5.1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-570; RELATING TO SPECIAL 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. The department shall provide to every owner one license plate for  
6 each vehicle registered. At the request of the owner and on payment of any  
7 required fee, the department shall provide either one or two license plates  
8 for a vehicle for which a special plate is requested pursuant to this  
9 chapter, except that the department shall provide one license plate if the  
10 special plate is issued pursuant to section 28-2416 or 28-2416.01.

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

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

29 D. The department shall determine the color and design of the license  
30 plate. All other plates issued by the department, except the plates issued  
31 pursuant to sections 28-2404, 28-2412, 28-2413, 28-2414, 28-2416, 28-2416.01,  
32 28-2417 through ~~28-2450~~ 28-2457, 28-2472, 28-2473, 28-2474, 28-2475 and  
33 28-4533 and article 14 of this chapter, shall be the same color as and  
34 similar in design to the license plate as determined by the department.

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

37 Sec. 2. Section 28-2403, Arizona Revised Statutes, is amended to read:  
38 28-2403. Special plates; transfers; violation; classification

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

43 1. Except as provided in sections 28-2416 and 28-2416.01, a person who  
44 is the registered owner of a vehicle registered with the department or who  
45 applies for an original or renewal registration of a vehicle may submit to

1 the department a completed application form as prescribed by the department  
2 with the fee prescribed by section 28-2402 for special plates in addition to  
3 the registration fee prescribed by section 28-2003.

4 2. Except for plates issued pursuant to sections 28-2404, 28-2412,  
5 28-2413, 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2450~~ 28-2457,  
6 28-2472, 28-2473, 28-2474 and 28-2475 and article 14 of this chapter, the  
7 special plates shall be the same color as and similar to the design of the  
8 regular license plates that is determined by the department.

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

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

17 B. Except as provided in sections 28-2416 and 28-2416.01, on  
18 notification to the department and on payment of the transfer fee prescribed  
19 by section 28-2402, a person who is issued special plates may transfer the  
20 special plates to another vehicle the person owns or leases. Persons who are  
21 issued special plates for hearing impaired persons pursuant to section  
22 28-2408 and international symbol of access special plates pursuant to section  
23 28-2409 are exempt from the transfer fee. If a person who is issued special  
24 plates sells, trades or otherwise releases ownership of the vehicle on which  
25 the plates have been displayed, the person shall immediately report the  
26 transfer of the plates to the department or the person shall surrender the  
27 plates to the department as prescribed by the director. It is unlawful for a  
28 person to whom the plates have been issued to knowingly permit them to be  
29 displayed on a vehicle except the vehicle authorized by the department.

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

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

33 1. Violates subsection B of this section.

34 2. Fraudulently gives false or fictitious information in the  
35 application for or renewal of special plates or placards issued pursuant to  
36 this article.

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

40 Sec. 3. Section 28-2444, Arizona Revised Statutes, is amended to read:

41 ~~28-2444.~~ Arizona professional hockey club special plates; fund

42 A. If, by December 31, ~~2011~~ 2014, an entity pays thirty-two thousand  
43 dollars to the department for the implementation of this section, the  
44 department shall issue Arizona professional hockey club special plates. The  
45 entity that provides the thirty-two thousand dollars shall design the Arizona

1 professional hockey club special plates. The design and color of the Arizona  
2 professional hockey club special plates are subject to the approval of the  
3 department. The director may allow a request for Arizona professional hockey  
4 club special plates to be combined with a request for personalized special  
5 plates. If the director allows such a combination, the request shall be in a  
6 form prescribed by the director and is subject to the fees for the  
7 personalized special plates in addition to the fees required for the Arizona  
8 professional hockey club special plates.

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

12 C. The department shall deposit, pursuant to sections 35-146 and  
13 35-147, all special plate administration fees in the state highway fund  
14 established by section 28-6991 and all donations collected pursuant to this  
15 section in the Arizona professional hockey club special plate fund  
16 established by this section.

17 D. The Arizona professional hockey club special plate fund is  
18 established consisting of monies deposited pursuant to this section. The  
19 director shall administer the fund. The first thirty-two thousand dollars in  
20 the fund shall be reimbursed to the entity that paid the implementation fee  
21 to the department pursuant to subsection A of this section. Not more than  
22 ten per cent of the monies deposited in the fund annually shall be used for  
23 the cost of administering the fund. Monies in the fund are continuously  
24 appropriated. The director shall allocate monies from the fund through a  
25 private Arizona professional hockey organization's foundation that is  
26 qualified under section 501(c)(3) of the United States internal revenue code  
27 for federal income tax purposes. The director shall forward all monies  
28 deposited in the Arizona professional hockey club special plate fund,  
29 excluding administrative fees, to the foundation on an annual basis.

30 E. On notice from the director, the state treasurer shall invest and  
31 divest monies in the fund as provided by section 35-313, and monies earned  
32 from investment shall be credited to the fund.

33 Sec. 4. Title 28, chapter 7, article 12, Arizona Revised Statutes, is  
34 amended by adding sections 28-2451, 28-2452, 28-2453, 28-2454, 28-2455,  
35 28-2456 and 28-2457, to read:

36 28-2451. Developmental disabilities awareness special plates

37 A. IF BY DECEMBER 31, 2015, A PERSON PAYS THIRTY-TWO THOUSAND DOLLARS  
38 TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT  
39 SHALL ISSUE DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL PLATES. THE PERSON  
40 THAT PROVIDES THE THIRTY-TWO THOUSAND DOLLARS SHALL DESIGN THE DEVELOPMENTAL  
41 DISABILITIES AWARENESS SPECIAL PLATES. THE DESIGN AND COLOR OF THE  
42 DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL PLATES ARE SUBJECT TO THE  
43 APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR  
44 DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL PLATES TO BE COMBINED WITH A  
45 REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A

1 COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS  
2 SUBJECT TO THE FEES REQUIRED FOR DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL  
3 PLATES.

4 B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR THE  
5 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
6 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.

7 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
8 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
9 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS  
10 SECTION IN THE DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL PLATE FUND  
11 ESTABLISHED BY SECTION 36-570.

12 28-2452. Equine education organization special plates; fund

13 A. IF, BY DECEMBER 31, 2015, A PERSON PAYS THIRTY-TWO THOUSAND DOLLARS  
14 TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT  
15 SHALL ISSUE EQUINE EDUCATION ORGANIZATION SPECIAL PLATES. THE PERSON THAT  
16 PROVIDES THE THIRTY-TWO THOUSAND DOLLARS SHALL DESIGN THE EQUINE EDUCATION  
17 ORGANIZATION SPECIAL PLATES. THE DESIGN AND COLOR OF THE EQUINE EDUCATION  
18 ORGANIZATION SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF THE  
19 DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR EQUINE EDUCATION  
20 ORGANIZATION SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED  
21 SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST SHALL  
22 BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE  
23 PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR THE EQUINE  
24 EDUCATION ORGANIZATION SPECIAL PLATES.

25 B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR THE  
26 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
27 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.

28 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
29 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
30 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS  
31 SECTION IN THE EQUINE EDUCATION ORGANIZATION SPECIAL PLATE FUND ESTABLISHED  
32 BY THIS SECTION.

33 D. THE EQUINE EDUCATION ORGANIZATION SPECIAL PLATE FUND IS ESTABLISHED  
34 CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL  
35 ADMINISTER THE FUND. NOT MORE THAN TEN PER CENT OF THE MONIES DEPOSITED IN  
36 THE FUND ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND.  
37 MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

38 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND TO THE  
39 PERSON IN THIS STATE THAT PAID THE IMPLEMENTATION FEE TO THE DEPARTMENT  
40 PURSUANT TO SUBSECTION A OF THIS SECTION. THE PERSON MUST:

41 1. BE AN ORGANIZATION THAT IS QUALIFIED UNDER SECTION 501(c)(3) OF THE  
42 UNITED STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX PURPOSES AND THAT  
43 CONDUCTS EQUINE RESEARCH FOR THE BENEFIT OF THE PUBLIC INTEREST.

1           2. PROVIDE MONIES FOR EQUINE EDUCATIONAL SCHOLARSHIPS TO SUPPORT  
2 PROGRAMS AT SCHOOLS OR UNIVERSITIES AND TO ADVANCE LITERACY THROUGH SUPPORT  
3 OF EQUINE LITERACY PROGRAMS.

4           3. WORK THROUGHOUT THIS STATE TO GENERALLY PROMOTE AND DISSEMINATE THE  
5 UNDERSTANDING AND KNOWLEDGE OF THE VALUE OF EQUINE IN THIS STATE.

6           F. MONIES IN THE FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190  
7 RELATING TO LAPSING OF APPROPRIATIONS.

8           G. ON NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST AND  
9 DIVEST MONIES IN THE FUND AS PROVIDED BY SECTION 35-313, AND MONIES EARNED  
10 FROM INVESTMENT SHALL BE CREDITED TO THE FUND.

11           28-2453. Arizona professional golf special plates; fund

12           A. IF, BY DECEMBER 31, 2014, A PERSON PAYS THIRTY-TWO THOUSAND DOLLARS  
13 TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT  
14 SHALL ISSUE ARIZONA PROFESSIONAL GOLF SPECIAL PLATES. THE PERSON THAT  
15 PROVIDES THE THIRTY-TWO THOUSAND DOLLARS SHALL DESIGN THE ARIZONA  
16 PROFESSIONAL GOLF SPECIAL PLATES. THE DESIGN AND COLOR OF THE ARIZONA  
17 PROFESSIONAL GOLF SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF THE  
18 DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR ARIZONA PROFESSIONAL GOLF  
19 SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL PLATES.  
20 IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE IN A FORM  
21 PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE PERSONALIZED  
22 SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR ARIZONA PROFESSIONAL GOLF  
23 SPECIAL PLATES.

24           B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR  
25 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
26 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.

27           C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
28 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
29 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS  
30 SECTION IN THE ARIZONA PROFESSIONAL GOLF SPECIAL PLATE FUND ESTABLISHED BY  
31 THIS SECTION.

32           D. THE ARIZONA PROFESSIONAL GOLF SPECIAL PLATE FUND IS ESTABLISHED  
33 CONSISTING OF MONIES RECEIVED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL  
34 ADMINISTER THE FUND. THE FIRST THIRTY-TWO THOUSAND DOLLARS IN THE FUND SHALL  
35 BE REIMBURSED TO THE PERSON THAT PROVIDES THE THIRTY-TWO THOUSAND DOLLARS  
36 PURSUANT TO SUBSECTION A OF THIS SECTION. NOT MORE THAN TEN PER CENT OF  
37 MONIES DEPOSITED IN THE FUND ANNUALLY SHALL BE USED FOR THE COST OF  
38 ADMINISTERING THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

39           E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE ARIZONA  
40 PROFESSIONAL GOLF SPECIAL PLATE FUND, EXCLUDING ADMINISTRATIVE FEES, TO A  
41 FOUNDATION THAT IS AN INCORPORATED NONPROFIT CORPORATION THAT IS QUALIFIED  
42 UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR  
43 FEDERAL INCOME TAX PURPOSES AND THAT DOES ALL OF THE FOLLOWING:

- 1           1. DEVELOPS AND OPERATES YOUTH GOLF PROGRAMS IN THIS STATE.
- 2           2. TEACHES GOLF AND OPERATES GOLF SPECIFIC PROGRAMS TO BENEFIT
- 3 INTELLECTUALLY AND PHYSICALLY DISABLED INDIVIDUALS BY PROMOTING SELF-ESTEEM
- 4 AND A SENSE OF BELONGING.
- 5           3. TEACHES PROGRAMS THAT FOCUS ON THE INHERENT VALUES RELATED TO THE
- 6 GAME OF GOLF, INCLUDING SPORTSMANSHIP, PERSEVERANCE, HONESTY, INTEGRITY,
- 7 RESPECT, CONFIDENCE, RESPONSIBILITY, COURTESY AND JUDGMENT.
- 8           4. PROVIDES SCHOLARSHIPS FOR YOUTH BASED ON COMMUNITY INVOLVEMENT AND
- 9 ACADEMIC EXCELLENCE.
- 10          5. ASSISTS ALLIED ORGANIZATIONS FOR THE BENEFIT OF TEACHING GOLF TO
- 11 YOUTH.
- 12          F. ON NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST AND
- 13 DIVEST MONIES IN THE FUND AS PROVIDED IN SECTION 35-313, AND MONIES EARNED
- 14 FROM INVESTMENT SHALL BE CREDITED TO THE FUND.
- 15           28-2454. First responder special plates; fund
- 16          A. IF, BY DECEMBER 31, 2014, AN ENTITY PAYS THIRTY-TWO THOUSAND
- 17 DOLLARS TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE
- 18 DEPARTMENT SHALL ISSUE FIRST RESPONDER SPECIAL PLATES. THE ENTITY THAT
- 19 PROVIDES THE THIRTY-TWO THOUSAND DOLLARS SHALL DESIGN THE FIRST RESPONDER
- 20 SPECIAL PLATES. THE DESIGN AND COLOR OF THE FIRST RESPONDER SPECIAL PLATES
- 21 ARE SUBJECT TO THE APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY ALLOW A
- 22 REQUEST FOR FIRST RESPONDER SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR
- 23 PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE
- 24 REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE
- 25 FEES FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR
- 26 THE FIRST RESPONDER SPECIAL PLATES.
- 27          B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR THE
- 28 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A
- 29 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.
- 30          C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
- 31 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND
- 32 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS
- 33 SECTION IN THE FIRST RESPONDER SPECIAL PLATE FUND ESTABLISHED BY THIS
- 34 SECTION.
- 35          D. THE FIRST RESPONDER SPECIAL PLATE FUND IS ESTABLISHED CONSISTING OF
- 36 MONIES DEPOSITED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL ADMINISTER THE
- 37 FUND. THE FIRST THIRTY-TWO THOUSAND DOLLARS IN THE FUND SHALL BE REIMBURSED
- 38 TO THE ENTITY THAT PAID THE IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO
- 39 SUBSECTION A OF THIS SECTION. NOT MORE THAN TEN PER CENT OF THE MONIES
- 40 DEPOSITED IN THE FUND ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING
- 41 THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.
- 42          E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND TO AN
- 43 ENTITY THAT IS A CHARITABLE ORGANIZATION THAT IS QUALIFIED UNDER SECTION
- 44 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX
- 45 PURPOSES. THE ENTITY MUST OFFER IMMEDIATE FINANCIAL ASSISTANCE, EMOTIONAL

1 SUPPORT, PEER TRAINING AND PROFESSIONAL REFERRAL SERVICES TO FAMILIES OF  
2 PUBLIC SAFETY OFFICERS AND FIREFIGHTERS WHO ARE SERIOUSLY INJURED OR KILLED  
3 IN THE LINE OF DUTY. THE ENTITY MUST OFFER SCHOLARSHIPS TO FAMILY MEMBERS OF  
4 PUBLIC SAFETY OFFICERS AND FIREFIGHTERS THAT WISH TO CONTINUE THEIR EDUCATION  
5 BEYOND HIGH SCHOOL. THE ENTITY MUST HAVE BEEN IN EXISTENCE FOR AT LEAST  
6 FORTY-FIVE YEARS.

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

10 28-2455. Regionally accredited institution of higher education  
11 special plates; fund

12 A. IF, BY DECEMBER 31, 2014, A PRIVATE ENTITY THAT HAS AT LEAST ONE  
13 UNIVERSITY CAMPUS IN THIS STATE, MORE THAN TWO THOUSAND STUDENTS RESIDING ON  
14 THE CAMPUS AND A NONDISCRIMINATION POLICY FOR ADMISSIONS PAYS THIRTY-TWO  
15 THOUSAND DOLLARS TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION,  
16 THE DEPARTMENT SHALL ISSUE REGIONALLY ACCREDITED INSTITUTION OF HIGHER  
17 EDUCATION SPECIAL PLATES. THE ENTITY THAT PROVIDES THE THIRTY-TWO THOUSAND  
18 DOLLARS SHALL DESIGN THE REGIONALLY ACCREDITED INSTITUTION OF HIGHER  
19 EDUCATION SPECIAL PLATES. THE DESIGN AND COLOR OF THE REGIONALLY ACCREDITED  
20 INSTITUTION OF HIGHER EDUCATION SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF  
21 THE DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR REGIONALLY ACCREDITED  
22 INSTITUTION OF HIGHER EDUCATION SPECIAL PLATES TO BE COMBINED WITH A REQUEST  
23 FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR ALLOWS SUCH A COMBINATION,  
24 THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO  
25 THE FEES FOR THE PERSONALIZED SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED  
26 FOR THE REGIONALLY ACCREDITED INSTITUTION OF HIGHER EDUCATION SPECIAL PLATES.

27 B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR THE  
28 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
29 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.

30 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
31 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
32 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS  
33 SECTION IN THE REGIONALLY ACCREDITED INSTITUTION OF HIGHER EDUCATION SPECIAL  
34 PLATE FUND ESTABLISHED BY THIS SECTION.

35 D. THE REGIONALLY ACCREDITED INSTITUTION OF HIGHER EDUCATION SPECIAL  
36 PLATE FUND IS ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS  
37 SECTION. THE DIRECTOR SHALL ADMINISTER THE FUND. THE FIRST THIRTY-TWO  
38 THOUSAND DOLLARS IN THE FUND SHALL BE REIMBURSED TO THE ENTITY THAT PAID THE  
39 IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO SUBSECTION A OF THIS  
40 SECTION. NOT MORE THAN TEN PER CENT OF THE MONIES DEPOSITED IN THE FUND  
41 ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND. MONIES IN THE  
42 FUND ARE CONTINUOUSLY APPROPRIATED.

43 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND TO A  
44 FOUNDATION OF A REGIONALLY ACCREDITED INSTITUTION OF HIGHER EDUCATION IN THIS  
45 STATE WITH AT LEAST ONE UNIVERSITY CAMPUS IN THIS STATE THAT HAS MORE THAN

1 TWO THOUSAND STUDENTS RESIDING ON THE CAMPUS AND THAT HAS A NONDISCRIMINATION  
2 POLICY FOR ADMISSIONS. THE FOUNDATION MUST BE A CHARITABLE ORGANIZATION THAT  
3 IS QUALIFIED UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE  
4 CODE FOR FEDERAL INCOME TAX PURPOSES.

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

8 28-2456. Firefighter special plates; fund

9 A. IF, BY DECEMBER 31, 2014, A PERSON PAYS THIRTY-TWO THOUSAND DOLLARS  
10 TO THE DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT  
11 SHALL ISSUE FIREFIGHTER SPECIAL PLATES. THE DESIGN AND COLOR OF THE  
12 FIREFIGHTER SPECIAL PLATES ARE SUBJECT TO THE APPROVAL OF THE DEPARTMENT.  
13 THE DIRECTOR MAY ALLOW A REQUEST FOR FIREFIGHTER SPECIAL PLATES TO BE  
14 COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR  
15 ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY THE  
16 DIRECTOR AND IS SUBJECT TO THE FEES FOR THE PERSONALIZED SPECIAL PLATES IN  
17 ADDITION TO THE FEES REQUIRED FOR FIREFIGHTER SPECIAL PLATES.

18 B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR  
19 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
20 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS 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 THIS  
24 SECTION IN THE FIREFIGHTER SPECIAL PLATE FUND ESTABLISHED BY THIS SECTION.

25 D. THE FIREFIGHTER SPECIAL PLATE FUND IS ESTABLISHED CONSISTING OF  
26 MONIES RECEIVED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL ADMINISTER THE  
27 FUND. THE FIRST THIRTY-TWO THOUSAND DOLLARS IN THE FUND SHALL BE REIMBURSED  
28 TO THE PERSON WHO PROVIDES THE THIRTY-TWO THOUSAND DOLLARS PURSUANT TO  
29 SUBSECTION A OF THIS SECTION. NOT MORE THAN FIVE PER CENT OF MONIES  
30 DEPOSITED IN THE FUND ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING  
31 THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

32 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FIREFIGHTER  
33 SPECIAL PLATE FUND, EXCLUDING ADMINISTRATIVE FEES, TO AN INCORPORATED  
34 NONPROFIT CORPORATION THAT IS QUALIFIED UNDER SECTION 501(c)(3) OF THE UNITED  
35 STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX PURPOSES AND THAT HAS A  
36 MISSION OF LEADING, SERVING AND COLLABORATING TO MOBILIZE ENDURING  
37 PHILANTHROPY FOR A BETTER STATE. THE NONPROFIT CORPORATION MUST HAVE BEEN  
38 AWARDED GRANTS SINCE 1978 AND MUST PROVIDE FUNDING YEAR-ROUND TO NONPROFIT  
39 ORGANIZATIONS, GOVERNMENT AGENCIES AND EDUCATIONAL INSTITUTIONS FOR A VARIETY  
40 OF USES, INCLUDING GENERAL OPERATING SUPPORT, PROGRAMMATIC SUPPORT AND  
41 CAPACITY BUILDING. THE MONIES IN THE FUND MUST BE USED TO PROVIDE  
42 SCHOLARSHIPS FOR LIFE SAFETY TRAINING OF FIREFIGHTERS IN THIS STATE.

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

1           28-2457. Fallen hero special plates: fund

2           A. IF, BY DECEMBER 31, 2014, A FOUNDATION DESCRIBED IN SUBSECTION E OF  
3 THIS SECTION PAYS THIRTY-TWO THOUSAND DOLLARS TO THE DEPARTMENT FOR THE  
4 IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE FALLEN HERO  
5 SPECIAL PLATES FOR MOTOR VEHICLES. THE FOUNDATION THAT PROVIDES THE  
6 THIRTY-TWO THOUSAND DOLLARS SHALL DESIGN THE FALLEN HERO SPECIAL PLATES. THE  
7 DESIGN AND COLOR OF THE FALLEN HERO SPECIAL PLATES ARE SUBJECT TO THE  
8 APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY ALLOW A REQUEST FOR FALLEN HERO  
9 SPECIAL PLATES TO BE COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL PLATES.  
10 IF THE DIRECTOR ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE IN A FORM  
11 PRESCRIBED BY THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE PERSONALIZED  
12 SPECIAL PLATES IN ADDITION TO THE FEES REQUIRED FOR THE FALLEN HERO SPECIAL  
13 PLATES.

14           B. OF THE TWENTY-FIVE DOLLAR FEE REQUIRED BY SECTION 28-2402 FOR THE  
15 ORIGINAL SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, EIGHT DOLLARS IS A  
16 SPECIAL PLATE ADMINISTRATION FEE AND SEVENTEEN DOLLARS IS AN ANNUAL DONATION.

17           C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
18 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
19 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO THIS  
20 SECTION IN THE FALLEN HERO SPECIAL PLATE FUND ESTABLISHED BY THIS SECTION.

21           D. THE FALLEN HERO SPECIAL PLATE FUND IS ESTABLISHED CONSISTING OF  
22 MONIES DEPOSITED PURSUANT TO THIS SECTION. THE DIRECTOR SHALL ADMINISTER THE  
23 FUND. NOT MORE THAN TEN PER CENT OF MONIES DEPOSITED IN THE FUND ANNUALLY  
24 SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND. MONIES IN THE FUND ARE  
25 CONTINUOUSLY APPROPRIATED.

26           E. THE DIRECTOR SHALL ANNUALLY DISTRIBUTE ALL MONIES IN THE FUND,  
27 EXCLUDING ADMINISTRATIVE FEES, TO THE FOUNDATION THAT PAID THE IMPLEMENTATION  
28 FEE TO THE DEPARTMENT PURSUANT TO SUBSECTION A OF THIS SECTION. THE  
29 FOUNDATION MUST BE A NATIONAL LEADER IN PROVIDING RESOURCES AND EDUCATIONAL  
30 SCHOLARSHIP SUPPORT TO VETERANS, ACTIVE SERVICE MEMBERS AND DEPENDENTS OF  
31 VETERANS AND ACTIVE SERVICE MEMBERS AND SATISFY ALL OF THE FOLLOWING  
32 REQUIREMENTS:

33           1. HAVE A SCHOLARSHIP PROGRAM THAT AIDS ALL VETERANS, SPECIFICALLY THE  
34 GROWING POPULATION OF VETERANS AND DEPENDENTS OF VETERANS RESULTING FROM THE  
35 IRAQ AND AFGHANISTAN CONFLICTS.

36           2. HAVE A MISSION THAT REQUIRES INVESTMENT IN VETERANS AND FAMILIES OF  
37 VETERANS THROUGH EDUCATION AND COMMUNITY.

38           3. BE A CHARITABLE ORGANIZATION THAT IS QUALIFIED UNDER SECTION  
39 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE CODE FOR FEDERAL INCOME TAX  
40 PURPOSES.

41           4. BE NAMED AFTER A PERSON WHO DIED OVERSEAS WHILE IN ACTIVE MILITARY  
42 DUTY AND WHO GRADUATED FROM A UNIVERSITY IN THIS STATE.

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

1           Sec. 5. Section 28-6501, Arizona Revised Statutes, is amended to read:  
2           28-6501. Definition of highway user revenues

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

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

8           (a) The special plate administration fees prescribed in sections  
9 28-2404, 28-2412 through ~~28-2450~~ 28-2457 and 28-2514.

10           (b) The donations prescribed in sections 28-2404, 28-2412 through  
11 28-2415, 28-2417 through ~~28-2450~~ 28-2457, 28-2473, 28-2474 and 28-2475.

12           2. Section 28-1177.

13           3. Chapters 10 and 11 of this title.

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

16           Sec. 6. Section 28-6991, Arizona Revised Statutes, as amended by Laws  
17 2013, chapter 132, section 6 and chapter 167, section 6, is amended to read:  
18           28-6991. State highway fund; sources

19           A state highway fund is established that consists of:

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

22           2. Monies appropriated by the legislature.

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

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

33           5. Monies received from the United States under an act of Congress to  
34 provide aid for the construction of rural post roads, but monies received on  
35 projects for which the monies necessary to be provided by this state are  
36 wholly derived from sources mentioned in paragraphs 2 and 3 of this section  
37 shall be allotted by the department and deposited by the state treasurer in  
38 the special account within the fund established for each project. On  
39 completion of the project, on the satisfaction and discharge in full of all  
40 obligations of any kind created and on request of the department, the  
41 treasurer shall transfer the unexpended balance in the special account for  
42 the project into the state highway fund, and the unexpended balance and any  
43 further federal aid thereafter received on account of the project may be  
44 spent under the general provisions of this title.

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

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

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

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

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

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

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

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

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

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

19           (d) The air quality compliance fee collected pursuant to section  
20 49-542.

21           (e) The special plate administration fees collected pursuant to  
22 sections 28-2404, 28-2412 through 28-2416, 28-2416.01, 28-2417 through  
23 ~~28-2450~~ 28-2457 and 28-2514.

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

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

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

28           15. Dealer and registration monies collected pursuant to section  
29 28-4304.

30           16. Abandoned vehicle administration monies deposited pursuant to  
31 section 28-4804.

32           17. Monies deposited pursuant to section 28-710, subsection D,  
33 paragraph 2.

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

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

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

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

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

39           23. **MONIES DEPOSITED PURSUANT TO SECTION 28-3415.**

40           Sec. 7. Repeal

41           Section 28-6991, Arizona Revised Statutes, as amended by Laws 2013,  
42 chapter 129, section 21, is repealed.

1           Sec. 8. Section 28-6993, Arizona Revised Statutes, is amended to read:  
2           28-6993. State highway fund; authorized uses

3           A. Except as provided in subsection B of this section and section  
4 28-6538, the state highway fund shall be used for any of the following  
5 purposes in strict conformity with and subject to the budget as provided by  
6 this section and by sections 28-6997 through 28-7003:

7           1. To pay salaries, wages, necessary travel expenses and other  
8 expenses of officers and employees of the department and the incidental  
9 office expenses, including telegraph, telephone, postal and express charges  
10 and printing, stationery and advertising expenses.

11           2. To pay for both:

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

14           (b) The construction and repair of buildings or yards of the  
15 department.

16           3. To pay the cost of both:

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

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

22           4. To pay land damages incurred by reason of establishing, opening,  
23 altering, relocating, widening or abandoning portions of a state route or  
24 state highway.

25           5. To reimburse the department revolving account.

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

28           7. To defray lawful expenses and costs required to administer and  
29 carry out the intent, purposes and provisions of this title, including  
30 repayment of obligations entered into pursuant to this title, payment of  
31 interest on obligations entered into pursuant to this title, repayment of  
32 loans and other financial assistance, including repayment of advances and  
33 interest on advances made to the department pursuant to section 28-7677, and  
34 payment of all other obligations and expenses of the board and department  
35 pursuant to chapter 21 of this title.

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

37           9. To acquire, construct or improve entry roads to state parks or  
38 roads within state parks.

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

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

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

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

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

6 C. Subject to legislative appropriation, the department may use the  
7 monies in the state highway fund as prescribed in section 28-6991, paragraph  
8 12 to carry out the duties imposed by this title for registration or titling  
9 of vehicles, to operate joint title, registration and driver licensing  
10 offices, to cover the administrative costs of issuing the air quality  
11 compliance sticker, modifying the year validating tab and issuing the  
12 windshield sticker and to cover expenses and costs in issuing special plates  
13 pursuant to sections 28-2404, 28-2412 through ~~28-2450~~ 28-2457 and 28-2514.

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

17 E. Monies deposited in the state highway fund pursuant to section  
18 28-2269 shall be used only as prescribed by that section.

19 F. Monies deposited in the state highway fund pursuant to section  
20 28-710, subsection D, paragraph 2 shall only be used for state highway work  
21 zone traffic control devices.

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

30 Sec. 9. Title 36, chapter 5.1, article 1, Arizona Revised Statutes, is  
31 amended by adding section 36-570, to read:

32 36-570. Developmental disabilities awareness special plate fund

33 A. THE DEVELOPMENTAL DISABILITIES AWARENESS SPECIAL PLATE FUND IS  
34 ESTABLISHED CONSISTING OF MONIES RECEIVED PURSUANT TO SECTION 28-2451. THE  
35 DIRECTOR SHALL ADMINISTER THE FUND. NOT MORE THAN TEN PER CENT OF MONIES  
36 DEPOSITED IN THE FUND ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING  
37 THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

38 B. THE DIRECTOR SHALL ANNUALLY DISTRIBUTE MONIES FROM THE FUND TO THE  
39 PERSON THAT PAID THE IMPLEMENTATION FEE PURSUANT TO SECTION 28-2451. THE  
40 PERSON MUST:

41 1. BE AN ARIZONA NONPROFIT CORPORATION ORGANIZED UNDER TITLE 10 THAT  
42 IS QUALIFIED UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE  
43 CODE FOR FEDERAL INCOME TAX PURPOSES AND THAT IS DEDICATED TO SERVING THE  
44 INTERESTS OF PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES  
45 THROUGHOUT THIS STATE REGARDLESS OF THE PERSONS' AGES OR DIAGNOSES.

1           2. NOT BE AN EXISTING PROVIDER OF DIRECT SERVICES TO PERSONS WITH  
2 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES UNDER CONTRACT WITH THE  
3 DEPARTMENT.

4           3. USE THE MONIES TO IDENTIFY AND EXTEND SERVICES TO PERSONS WITH  
5 INTELLECTUAL AND DEVELOPMENTAL DISABILITIES WHO ARE NOT PRESENTLY SERVED  
6 THROUGH THE LONG-TERM CARE SYSTEM IN THIS STATE OR TO PROVIDE SERVICES THAT  
7 ARE PRESENTLY UNAVAILABLE, INCLUDING DENTAL CARE SERVICES THAT ENHANCE  
8 QUALITY OF LIFE AND EMPLOYMENT OPPORTUNITIES FOR PERSONS WITH INTELLECTUAL  
9 AND DEVELOPMENTAL DISABILITIES.

10          C. MONIES IN THE FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190  
11 RELATING TO LAPSING OF APPROPRIATIONS.

12          D. ON NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST AND  
13 DIVEST MONIES IN THE FUND AS PROVIDED BY SECTION 35-313, AND MONIES EARNED  
14 FROM INVESTMENT SHALL BE CREDITED TO THE FUND.

15          Sec. 10. Short titles

16          A. Section 28-2455, Arizona Revised Statutes, as added by this act,  
17 may be cited as the "Grand Canyon University Special Plate Act".

18          B. Section 28-2457, Arizona Revised Statutes, as added by this act,  
19 may be cited as the "Pat Tillman Legacy Plate Act".