

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature – First Regular Session

COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

Report of Regular Meeting
Tuesday, February 3, 2015
House Hearing Room 1 -- 2:00 p.m.

Convened 2:32 p.m.

Recessed

Reconvened

Adjourned 3:06 p.m.

Members Present

Mr. Ackerley
Mr. Andrade
Mr. Borrelli
Mr. Campbell
Ms. Fann
Mrs. Fernandez
Ms. Steele
Mr. Stevens, Vice-Chairman
Mr. Gray, Chairman

Members Absent

Request to Speak

Report – Attachment 1

Presentations

Name

Lori Lustig

Organization

Arizona Corporation Commission

Attachments (Handouts)

Committee Action

Bill

Action

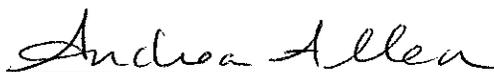
HB 2221 DP
HB 2259 DP

Vote

9-0-0-0
9-0-0-0

**Attachments (Summaries,
Amendments, Roll Call)**

2, 3
4, 5



Andrea Allen, Chairman Assistant
February 3, 2015

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

Information Registered on the Request to Speak System

House Transportation and Infrastructure (2/3/2015)

HB2221, driver license suspension; photo radar

Testified in support:

Rick Dalton, representing self

Oppose:

Don Isaacson, STATE FARM INSURANCE COMPANIES; Rob Dalager, REDFLEX TRAFFIC SYSTEMS

All Comments:

Rick Dalton, Self: In conjunction with ARS 28-1602, this bill wisely removes the mandatory suspension of the DL. As a retired Mesa PD officer (1978-1998), I believe that automated citation systems violate Constitutional due process, and give peace officers a bad name.

HB2259, pipeline safety; civil penalties

Testified in support:

Lori Lustig, Arizona Corporation Commission

Support:

REBECCA HUDSON, Analyst, Corporate Public Affairs, SOUTHWEST GAS CORP; Steven Eddy, TUCSON ELECTRIC POWER COMPANY

All Comments:

Lori Lustig, Arizona Corporation Commission: This is an Arizona Corporation Commission bill to conform to Federal Statute and preserve the grant money that the Pipeline Safety Division receives to operate.; Steven Eddy, TUCSON ELECTRIC POWER COMPANY: Representing TEP and UNS Gas



HOUSE OF REPRESENTATIVES

HB 2221

driver license suspension; photo radar
Sponsor: Representative Mesnard

X Committee on Transportation & Infrastructure

Caucus and COW

House Engrossed

OVERVIEW

HB 2221 provides an exception for photo enforcement violators who fail to appear in court from having their driver license suspended, as provided for in current law.

HISTORY

Arizona Revised Statutes (A.R.S.) § 28-3308 provides that on notification from the court that a person failed to appear for a scheduled court appearance, the Arizona Department of Transportation, Motor Vehicle Division, will suspend the person's driver license until the person appears, the fine is paid, or a bond is paid. Suspension of driver licenses is mandatory in every case. If a person drives with a suspended driver license, the vehicle may be impounded for up to 30 days.

Current law provides an exception for first responders on duty from photo enforcement violations. There also exist limits on the placement of photo enforcement systems. Photo enforcement systems cannot be placed within 600 feet of a speed limit change. A.R.S. § 28-1602 further provides that photo enforcement violators are not required to identify who is in the photo or respond to the violation.

PROVISIONS

1. Exempts photo enforcement violations from the mandatory driver license suspension statute.

**ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - First Regular Session**

ROLL CALL VOTE

COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE BILL NO. HB 2221

DATE February 3, 2015 MOTION: dp

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Ackerley		✓			
Mr. Andrade		✓			
Mr. Borrelli		✓			
Mr. Campbell		✓			
Ms. Fann		✓			
Mrs. Fernandez		✓			
Ms. Steele		✓			
Mr. Stevens, Vice-Chairman		✓			
Mr. Gray, Chairman		✓			
		9	0	0	0

Andrea Allen
COMMITTEE SECRETARY

APPROVED:
R. Gray
RICK GRAY, Chairman
DAVID W. STEVENS, Vice-Chairman

ATTACHMENT 3



HOUSE OF REPRESENTATIVES

HB 2259

pipeline safety; civil penalties

Sponsors: Representatives Gray: Borrelli, Boyer, et al.

X Committee on Transportation & Infrastructure

Caucus and COW

House Engrossed

OVERVIEW

HB 2259 increases the maximum civil penalties for violations pertaining to the safety of pipeline transportation and facilities.

HISTORY

U.S. Federal Code (Code) 49 defines federal pipeline safety standards. The Code requires all pipeline facilities to possess working excess flow valves if the facility transports natural gas, and it grants the Secretary of Transportation the power to inspect and determine if pipelines become unsafe. Each facility is required to conduct an analysis of potential risks based on location and create a management plan for such risks. Failure to comply with any section of the Code can result in civil or criminal penalties.

Arizona Revised Statutes §§ 40-441 and 442 provide that Arizona standards must be in line with the Code and it extends regulations to include pipelines which are not under exclusive federal control. Any person, firm or corporation that violates any rule related to the safe transportation of gas and hazardous liquids or pipeline facilities is subject to a civil penalty. The maximum civil penalty is \$100,000 for each single violation and for any related series of violations it is \$1 million. The Arizona Corporation Commission oversees Arizona's pipelines and determines the civil penalty amount. The penalty is determined by the size of the person's business, firm, or corporation charged, the gravity of the violation, and the good faith of the person, firm, or corporation charged. All monies collected from the civil penalties are deposited into the state General Fund.

PROVISIONS

1. Increases the maximum civil penalty for one violation of the standards for pipeline safety from \$100,000 to \$200,000.
2. Increases the maximum civil penalty for any related series of violations of the standards for pipeline safety from \$1 million to \$2 million.

**ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - First Regular Session**

ROLL CALL VOTE

COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE BILL NO. HB 2259

DATE February 3, 2015 MOTION: dp

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Ackerley		✓			
Mr. Andrade		✓			
Mr. Borrelli		✓			
Mr. Campbell		✓			
Ms. Fann		✓			
Mrs. Fernandez		✓			
Ms. Steele		✓			
Mr. Stevens, Vice-Chairman		✓			
Mr. Gray, Chairman		✓			
		9	0	0	0

Andree Allen
COMMITTEE SECRETARY

APPROVED:
R Gray
RICK GRAY, Chairman
DAVID W. STEVENS, Vice-Chairman

ATTACHMENT 5