

State of Arizona
House of Representatives
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 15
HOUSE BILL 2317

AN ACT

AMENDING SECTION 28-2409, ARIZONA REVISED STATUTES; 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 28-2409, Arizona Revised Statutes, is amended to
3 read:

4 28-2409. International symbol of access special plates:
5 placard; update of records; invalid placard or
6 plate; definitions

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

9 1. A person who has permanent physical disabilities and who is an
10 owner or lessee of a motor vehicle.

11 2. An organization that owns or leases a motor vehicle that
12 primarily transports persons with physical disabilities.

13 B. A permanent disability special plate issued under this section
14 is valid for as long as the person to whom the plate is issued qualifies
15 for issuance under this section.

16 C. A person who has permanent physical disabilities may obtain, if
17 qualified, a permanent disability removable windshield placard. A person
18 who has a temporary physical disability may obtain, if qualified, a
19 temporary disability removable windshield placard. An organization
20 described in subsection A, paragraph 2 of this section may obtain, if
21 qualified, a placard for each of the qualified vehicles. The department
22 shall issue only one valid placard to an applicant with a temporary or
23 permanent physical disability, except to replace a lost, stolen or
24 mutilated placard or if the department determines, on receiving the
25 applicant's written request, that the needs of the applicant are such that
26 up to three valid placards are required. The department shall issue a
27 placard pursuant to this section at no additional charge.

28 D. The department may issue up to three permanent disability
29 removable windshield placards to a nonprofit organization that provides
30 assistance to senior citizens. The nonprofit organization shall maintain
31 records on each volunteer who uses these placards to transport persons
32 with temporary or permanent disabilities.

33 E. A permanent disability removable windshield placard issued ~~or~~
34 ~~renewed~~ under this section is valid for ~~five years~~ AS LONG AS THE PERSON
35 TO WHOM IT IS ISSUED QUALIFIES FOR ISSUANCE UNDER THIS SECTION. A
36 temporary disability removable windshield placard issued or renewed under
37 this section is valid for a period of time as determined by the
38 department. A person who desires to obtain a temporary disability
39 removable windshield placard for an additional period of time shall submit
40 a new application.

41 F. A person or an organization described in subsection A, paragraph
42 2 of this section that desires to obtain a permanent disability or
43 temporary disability removable windshield placard or international symbol
44 of access special plates shall submit an application to the department of

1 transportation on a form furnished by the department of transportation
2 that contains one of the following:

3 1. If a person with a permanent or temporary disability, a medical
4 certificate completed by a hospital administrator, an authorized
5 physician, **AN AUTHORIZED PHYSICIAN ASSISTANT** or a registered nurse
6 practitioner ~~that~~ **WHO** certifies that the applicant has a physical
7 disability.

8 2. If a person with a disability who is a veteran and who ~~is~~ **HAS A**
9 one hundred ~~per cent~~ **PERCENT** disability, a copy of the
10 person's certificate of one hundred ~~per cent~~ **PERCENT** disability issued by
11 the United States department of veterans affairs.

12 3. If an organization, a signed statement by an authorized officer
13 of the organization affirming that the registered vehicle that is owned or
14 leased by the organization and that will display the placard or the
15 international symbol of access special plates primarily transports persons
16 with physical disabilities.

17 G. On receipt of the application containing the medical
18 certificate, the certificate of one hundred ~~per cent~~ **PERCENT** disability
19 issued by the United States department of veterans affairs or the signed
20 statement, if the department of transportation finds that the applicant
21 qualifies for the parking privileges pursuant to chapter 3, article 14 of
22 this title, the department of transportation shall issue the placard or
23 international symbol of access special plates.

24 ~~H. A person or an organization described in subsection A, paragraph~~
25 ~~2 of this section that desires to renew a permanent disability removable~~
26 ~~windshield placard shall submit an application to the department~~
27 ~~containing one of the following:~~

28 ~~1. If a permanent disability person, a signed statement by the~~
29 ~~person that is witnessed by a department agent or notary public, that~~
30 ~~requests the renewal of the placard and that affirms that the person has a~~
31 ~~physical disability.~~

32 ~~2. If an organization, a signed statement by an authorized officer~~
33 ~~of the organization affirming that the registered vehicle that is owned or~~
34 ~~leased by the organization and that will display the placard primarily~~
35 ~~transports persons with physical disabilities.~~

36 ~~I.~~ **H.** The placard or international symbol of access special plates
37 shall be displayed on or in the motor vehicle in the manner prescribed by
38 the department.

39 ~~J.~~ **I.** A request for special plates issued under this section may
40 be combined with a request for an honored military license plate issued
41 under article 13 of this chapter or any other special plate. The
42 department shall prescribe the form for the request. The request is
43 subject to payment of only the fee required for the honored military
44 license plate or other special plate and is not subject to any other
45 special plate fee under section 28-2402. An international symbol of

1 access special plate that is combined with an honored military license
2 plate or any other special plate is not a personalized special plate under
3 section 28-2406.

4 J. IF A PERSON FOR WHOM A PERMANENT DISABILITY REMOVABLE WINDSHIELD
5 PLACARD OR PERMANENT DISABILITY SPECIAL PLATE HAS BEEN ISSUED PURSUANT TO
6 THIS SECTION HAS BEEN IDENTIFIED AS DECEASED THROUGH MONTHLY INQUIRIES OF
7 FEDERAL OR STATE VITAL RECORD DATABASES, THE DEPARTMENT SHALL UPDATE THE
8 RECORD THAT THE PERMANENT DISABILITY REMOVABLE WINDSHIELD PLACARD OR THE
9 PERMANENT DISABILITY SPECIAL PLATE IS CANCELED. THE DEPARTMENT SHALL
10 ELECTRONICALLY PROVIDE THAT THE PLACARD OR PLATE IS CANCELED TO AN
11 AUTHORIZED CENTRAL LAW ENFORCEMENT TELECOMMUNICATION SYSTEM DATABASE THAT
12 IS ACCESSIBLE TO LAW ENFORCEMENT OFFICERS IN THIS STATE.

13 K. For the purposes of this section:

14 1. "Authorized physician" means a doctor of medicine, osteopathy,
15 podiatry or chiropractic licensed to practice medicine in this state or
16 another state or authorized by the United States government to practice
17 medicine.

18 2. "AUTHORIZED PHYSICIAN ASSISTANT" MEANS A PHYSICIAN ASSISTANT WHO
19 IS UNDER THE SUPERVISION OF AN AUTHORIZED PHYSICIAN.

20 ~~2.~~ 3. "Permanent disability removable windshield placard" means a
21 two-sided, hooked placard that includes on each side all of the following:

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

25 (b) An identification number.

26 ~~(c) An expiration date.~~

27 ~~(d)~~ (c) The seal or other identification of the issuing authority.

28 ~~3.~~ 4. "Person with a physical disability" means a person who, as
29 determined by a hospital administrator or authorized physician, meets any
30 of the following conditions:

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

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

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

39 (d) Uses portable oxygen.

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

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

1 ~~4.~~ 5. "Temporary disability removable windshield placard" means a
2 two-sided, hooked placard that includes on each side all of the following:
3 (a) The international symbol of access that is at least three
4 inches in height, that is centered on the placard and that is white on a
5 red shield.
6 (b) An identification number.
7 (c) A date of expiration.
8 (d) The seal or other identification of the issuing authority.
9 Sec. 2. Effective date
10 This act is effective from and after December 31, 2018.

APPROVED BY THE GOVERNOR MARCH 16, 2018.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 16, 2018.