

State of Arizona
House of Representatives
Fifty-third Legislature
First Regular Session
2017

CHAPTER 249
HOUSE BILL 2159

AN ACT

AMENDING SECTIONS 28-674, 28-730, 28-3512, 28-4804 AND 28-4805, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 11, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-4806; AMENDING SECTIONS 28-4834 AND 28-4842, ARIZONA REVISED STATUTES; RELATING TO TRANSPORTATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-674, Arizona Revised Statutes, is amended to
3 read:

4 28-674. Traffic accidents; quick clearance

5 A. Notwithstanding any other provision of this article, motor
6 vehicles involved in traffic accidents and drivers of motor vehicles
7 involved in traffic accidents are subject to this section.

8 B. This section applies to motor vehicle traffic accidents that
9 occur on controlled access highways and any other highways that are
10 divided into two or more lanes clearly marked for traffic in this state.

11 C. If a motor vehicle traffic accident occurs and serious physical
12 injury as defined in section 13-105 or death is not apparent, the drivers
13 of the motor vehicles involved in the accident, or any other occupant of
14 the motor vehicles involved in the accident who possesses a valid driver
15 license, shall remove the motor vehicles from the main traveled portion of
16 the roadway into a safe refuge on the shoulder, emergency lane or median
17 or to a place otherwise removed from the roadway if both of the following
18 apply:

19 1. The moving of the motor vehicle can be done safely.

20 2. The motor vehicle is capable of being normally and safely
21 driven, does not require towing and can be operated under its own power in
22 its customary manner without further damage or hazard to the motor
23 vehicle, to traffic elements or to the roadway.

24 D. The driver of a motor vehicle involved in a traffic accident may
25 request any person who possesses a valid driver license to remove the
26 motor vehicle as provided in this section, and the person requested to
27 remove the motor vehicle may comply with the request.

28 E. The driver or any other person who removes a motor vehicle from
29 the main traveled portion of the roadway as provided in this section
30 before the arrival of a police officer is not liable or at fault regarding
31 the cause of the traffic accident solely by reason of moving the motor
32 vehicle pursuant to this section.

33 F. This section does not abrogate or affect a driver's duty to do
34 either of the following:

35 1. File any written report required by a local law enforcement
36 agency, except that compliance with this section does not allow a driver
37 to be prosecuted for the driver's failure to stop and immediately report a
38 traffic accident.

39 2. Stop and give information pursuant to this article.

40 G. This section does not relieve a police officer of the duty to
41 submit a written accident report pursuant to this article.

42 H. In the exercise of the management, control and maintenance of
43 state highways, the department may require and assist in the removal of

1 the following from the main traveled portion of the roadways in the state
2 highway system:

3 1. All vehicles that are incapacitated for any cause other than
4 having been involved in a motor vehicle traffic accident.

5 2. All vehicles incapacitated as a result of being involved in a
6 motor vehicle traffic accident and debris caused by a motor vehicle
7 traffic accident if both of the following apply:

8 (a) Serious physical injury as defined in section 13-105 or death
9 is not apparent.

10 (b) The move can be accomplished safely by the drivers of the motor
11 vehicles involved or with the assistance of a towing or recovery vehicle
12 and the move will result in the improved safety or convenience of travel
13 on the highway.

14 I. The department shall not require or assist in the removal of a
15 motor vehicle that is incapacitated as a result of being involved in a
16 motor vehicle traffic accident if serious physical injury as defined in
17 section 13-105 or death is apparent until a police officer has made the
18 necessary measurements and diagrams required for the initial accident
19 investigation.

20 J. IF THE DEPARTMENT OR A POLICE OFFICER BELIEVES THAT A VEHICLE
21 PRESENTS A POTENTIAL FIRE OR OTHER SAFETY HAZARD AND REQUESTS A TOWING OR
22 RECOVERY VEHICLE TO ASSIST IN MOVING THE VEHICLE PURSUANT TO SUBSECTION H,
23 PARAGRAPH 2 OF THIS SECTION, THE DEPARTMENT OR POLICE OFFICER MAY DIRECT
24 AND ACKNOWLEDGE IN WRITING THAT THE TOWING OR RECOVERY VEHICLE OPERATOR
25 SHALL EITHER INTENTIONALLY DAMAGE A PART OF THE VEHICLE THAT DOES NOT NEED
26 TO BE DAMAGED TO MOVE THE VEHICLE UNDER ACCEPTED TOWING PRACTICES OR MOVE
27 OR TOW THE VEHICLE IN A MANNER OR WITH AN URGENCY THAT IS NOT CONSISTENT
28 WITH ACCEPTABLE TOWING PRACTICES. THE OPERATOR OF THE TOWING OR RECOVERY
29 VEHICLE IS NOT LIABLE FOR ANY DAMAGE TO PERSONAL PROPERTY RESULTING FROM
30 THE DEPARTMENT'S OR POLICE OFFICER'S EFFORT TO MITIGATE THE POTENTIAL FIRE
31 OR OTHER SAFETY HAZARD PURSUANT TO THIS SUBSECTION UNLESS THE REMOVAL IS
32 DONE RECKLESSLY OR IN A GROSSLY NEGLIGENT MANNER.

33 Sec. 2. Section 28-730, Arizona Revised Statutes, is amended to
34 read:

35 28-730. Following too closely

36 A. The driver of a motor vehicle shall not follow another vehicle
37 more closely than is reasonable and prudent and shall have due regard for
38 the speed of the vehicles on, the traffic on and the condition of the
39 highway.

40 B. The driver of a motor truck or motor vehicle that is drawing
41 another vehicle when traveling on a roadway outside of a business or
42 residence district and that is following another motor truck or motor
43 vehicle drawing another vehicle shall leave, if conditions permit,
44 sufficient space so that an overtaking vehicle may enter and occupy the

1 space without danger. This subsection does not prevent a motor truck or
2 motor vehicle drawing another vehicle from overtaking and passing any like
3 vehicle or other vehicles.

4 C. A person who is driving a motor vehicle in a caravan or
5 motorcade on a roadway outside of a business or residence district,
6 whether or not towing other vehicles, shall allow sufficient space between
7 each vehicle or combination of vehicles to enable any other vehicle to
8 enter and occupy the space without danger. This subsection does not apply
9 to funeral processions.

10 D. THIS SECTION DOES NOT APPLY TO A DEMONSTRATION PROJECT THAT THE
11 DEPARTMENT OF TRANSPORTATION CONDUCTS IF BOTH OF THE FOLLOWING APPLY:

- 12 1. THE DEMONSTRATION PROJECT IS ON A STATE HIGHWAY.
- 13 2. THE DIRECTOR CONSULTS WITH THE DEPARTMENT OF PUBLIC SAFETY
14 BEFORE THE DEMONSTRATION PROJECT IS IMPLEMENTED.

15 Sec. 3. Section 28-3512, Arizona Revised Statutes, is amended to
16 read:

17 28-3512. Release of vehicle; civil penalties; definition

18 A. An immobilizing or impounding agency shall release a vehicle to
19 ~~the registered owner~~ before the end of the ~~thirty day~~ THIRTY-DAY
20 immobilization or impoundment period ~~under any of the following~~
21 ~~circumstances~~ AS FOLLOWS:

- 22 1. TO THE REGISTERED OWNER, if the vehicle is a stolen vehicle.
- 23 2. TO THE REGISTERED OWNER, if the vehicle is subject to bailment
24 and is driven by an employee of a business establishment, including a
25 parking service or repair garage, who is subject to section 28-3511,
26 subsection A, B or C.

27 3. TO THE REGISTERED OWNER, if the owner was operating the vehicle
28 at the time of removal and either immobilization or impoundment and
29 presents proof satisfactory to the immobilizing or impounding agency that
30 the owner's driving privilege has been reinstated.

- 31 4. TO THE REGISTERED OWNER, if all of the following apply:
 - 32 (a) The owner or the owner's agent was not the person driving the
33 vehicle pursuant to section 28-3511, subsection A.
 - 34 (b) The owner or the owner's agent is in the business of renting
35 motor vehicles without drivers.
 - 36 (c) The vehicle is registered pursuant to section 28-2166.
 - 37 (d) There was a rental agreement in effect at the time of the
38 immobilization or impoundment.

39 5. ~~For~~ EXCEPT AS PROVIDED IN PARAGRAPH 7 OF THIS SUBSECTION, TO the
40 spouse of the REGISTERED owner or any person who is identified as an owner
41 of the vehicle on the records of the department at the time of removal and
42 either immobilization or impoundment, if the spouse or person was not the
43 driver of the vehicle at the time of removal and either immobilization or
44 impoundment and the spouse or person enters into an agreement with the

1 immobilizing or impounding agency that stipulates that if the spouse or
2 person allows a driver who does not have a valid driving privilege or a
3 driver who commits a violation that causes the spouse's or person's
4 vehicle to be removed and either immobilized or impounded pursuant to this
5 article within one year after any agreement is signed by an immobilizing
6 or impounding agency, the spouse or person will not be eligible to obtain
7 release of the spouse's or person's vehicle before the end of the ~~thirty~~
8 ~~day~~ THIRTY-DAY immobilization or impoundment period.

9 6. TO THE MOTOR VEHICLE DEALER, if the vehicle is owned by a motor
10 vehicle dealer who has paid fees pursuant to section 28-4302 and is driven
11 by a customer, potential customer or employee of the motor vehicle dealer
12 and the motor vehicle dealer has provided to the immobilizing or
13 impounding agency indicia of the motor vehicle dealer's ownership of the
14 vehicle, including a certificate of title or a manufacturer-issued
15 certificate or statement of origin.

16 7. TO ANY PERSON WHO IS IDENTIFIED AS AN OWNER OF THE VEHICLE ON
17 THE RECORDS OF THE DEPARTMENT AT THE TIME OF REMOVAL AND EITHER
18 IMMOBILIZATION OR IMPOUNDMENT, IF THE VEHICLE IS A COMMERCIAL MOTOR
19 VEHICLE, A STREET SWEEPER OR HEAVY EQUIPMENT AS DEFINED IN SECTION 28-854
20 AND THE PERSON WAS NOT THE DRIVER OF THE VEHICLE AT THE TIME OF REMOVAL
21 AND EITHER IMMOBILIZATION OR IMPOUNDMENT.

22 B. A vehicle shall not be released pursuant to subsection A of this
23 section except pursuant to an immobilization or a poststorage hearing
24 under section 28-3514 or if all of the following are presented to the
25 immobilizing or impounding agency:

26 1. The owner's or owner's spouse's currently valid driver license
27 issued by this state or the owner's or owner's spouse's state of domicile.

28 2. Proof of current vehicle registration or a valid salvage or
29 dismantle certificate of title.

30 3. Proof that the vehicle is in compliance with the financial
31 responsibility requirements of chapter 9, article 4 of this title.

32 4. If the person is required by the department to install a
33 certified ignition interlock device on the vehicle, proof of installation
34 of a functioning certified ignition interlock device in the vehicle. The
35 impounding agency, storage yard, facility, person or agency having
36 physical possession of the vehicle shall allow access during normal
37 business hours to the impounded vehicle for the purpose of installing a
38 certified ignition interlock device. The impounding agency, storage yard,
39 facility, person or agency having physical possession of the vehicle shall
40 not charge any fee or require compensation for providing access to the
41 vehicle or for the installation of the certified ignition interlock
42 device.

43 C. The owner or the owner's spouse if the vehicle is released to
44 the owner's spouse is responsible for paying all immobilization, towing

1 and storage charges related to the immobilization or impoundment of the
2 vehicle and any administrative charges established pursuant to section
3 28-3513, unless the vehicle is stolen and the theft was reported to the
4 appropriate law enforcement agency. If the vehicle is stolen and the
5 theft was reported to the appropriate law enforcement agency, the operator
6 of the vehicle at the time of immobilization or impoundment is responsible
7 for all immobilization, towing, storage and administrative charges.

8 D. Before the end of the ~~thirty-day~~ THIRTY-DAY immobilization or
9 impoundment period, the immobilizing or impounding agency shall release a
10 vehicle to a person, other than the owner, identified on the department's
11 record as having an interest in the vehicle immediately before the
12 immobilization or impoundment if all of the following conditions are met:

13 1. The person is either of the following:

14 (a) In the business of renting motor vehicles without drivers and
15 the vehicle is registered pursuant to section 28-2166.

16 (b) A motor vehicle dealer, bank, credit union or acceptance
17 corporation or any other licensed financial institution legally operating
18 in this state or is another person who is not the owner and who holds a
19 security interest in the vehicle immediately before the immobilization or
20 impoundment.

21 2. The person pays all immobilization, towing and storage charges
22 related to the immobilization or impoundment of the vehicle and any
23 administrative charges established pursuant to section 28-3513 unless the
24 vehicle is stolen and the theft was reported to the appropriate law
25 enforcement agency. If the vehicle is stolen and the theft was reported
26 to the appropriate law enforcement agency, the operator of the vehicle at
27 the time of immobilization or impoundment is responsible for all
28 immobilization, towing, storage and administrative charges.

29 3. The person presents foreclosure documents or an affidavit of
30 repossession of the vehicle.

31 4. The person requesting release of the vehicle was not the person
32 driving the vehicle at the time of removal and immobilization or
33 impoundment.

34 E. Before a person described in subsection D of this section
35 releases the vehicle to the owner who was operating the vehicle at the
36 time of removal and immobilization or impoundment, the person described in
37 subsection D of this section shall require the owner to present and shall
38 retain for a period of at least three years from the date of releasing the
39 vehicle a copy of all of the following:

40 1. A driver license issued by this state or the owner's or owner's
41 agent's state of domicile.

42 2. A current vehicle registration or a valid salvage or dismantle
43 certificate of title.

1 3. Evidence that the vehicle is in compliance with the financial
2 responsibility requirements of chapter 9, article 4 of this title.

3 F. The person described in subsection D of this section may require
4 the owner to pay charges that the person incurred in connection with
5 obtaining custody of the vehicle, including all immobilization, towing and
6 storage charges that are related to the immobilization or impoundment of
7 the vehicle and any administrative charges that are established pursuant
8 to section 28-3513.

9 G. A vehicle shall not be released after the end of the ~~thirty day~~
10 THIRTY-DAY immobilization or impoundment period unless the owner or
11 owner's agent presents all of the following to the impounding or
12 immobilizing agency:

13 1. A valid driver license issued by this state or by the owner's or
14 owner's agent's state of domicile.

15 2. A current vehicle registration or a valid salvage or dismantle
16 certificate of title.

17 3. Evidence that the vehicle is in compliance with the financial
18 responsibility requirements of chapter 9, article 4 of this title.

19 4. If the person is required by the department to install a
20 certified ignition interlock device on the vehicle, proof of installation
21 of a functioning certified ignition interlock device in the vehicle. The
22 impounding agency, storage yard, facility, person or agency having
23 physical possession of the vehicle shall allow access during normal
24 business hours to the impounded vehicle for the purpose of installing a
25 certified ignition interlock device. The impounding agency, storage yard,
26 facility, person or agency having physical possession of the vehicle shall
27 not charge any fee or require compensation for providing access to the
28 vehicle or for the installation of the certified ignition interlock
29 device.

30 H. The storage charges relating to the impoundment of a vehicle
31 pursuant to this section shall be subject to a contractual agreement
32 between the impounding agency and a towing firm for storage services
33 pursuant to section 41-1830.51 and shall be fifteen dollars for each day
34 of storage, including any time the vehicle remains in storage after the
35 end of the ~~thirty day~~ THIRTY-DAY impoundment period.

36 I. The immobilizing or impounding agency shall have no lien or
37 possessory interest in a stolen vehicle if the theft was reported to the
38 appropriate law enforcement agency. The immobilizing or impounding agency
39 shall release the vehicle to the owner or person other than the owner as
40 identified in subsection D of this section even if the operator at the
41 time of immobilization or impoundment has not paid all immobilization,
42 towing, storage and administrative charges.

43 J. A person who enters into an agreement pursuant to subsection A,
44 paragraph 5 of this section and who allows another person to operate the

1 vehicle in violation of the agreement is responsible for a civil traffic
2 violation and shall pay a civil penalty of at least two hundred fifty
3 dollars.

4 K. A person described in subsection D, paragraph 1 of this section
5 who violates subsection E of this section is responsible for a civil
6 traffic violation and shall pay a civil penalty of at least two hundred
7 fifty dollars.

8 L. For the purposes of this section, "certified ignition interlock
9 device" has the same meaning prescribed in section 28-1301.

10 Sec. 4. Section 28-4804, Arizona Revised Statutes, is amended to
11 read:

12 28-4804. Abandoned vehicle administration fund

13 A. ~~The department may receive~~ THE ABANDONED VEHICLE ADMINISTRATION
14 FUND IS ESTABLISHED CONSISTING OF monies COLLECTED pursuant to section
15 28-4802 and all OTHER monies collected pursuant to this chapter ~~for~~
16 ~~deposit in the state highway fund established by section 28-6991.~~ THE
17 DEPARTMENT SHALL ADMINISTER THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY
18 APPROPRIATED. THE DIRECTOR SHALL DEPOSIT THE MONIES COLLECTED IN THE
19 STATE HIGHWAY FUND ESTABLISHED BY SECTION 28-6991 EXCEPT THAT THE MONIES
20 THAT ARE DEPOSITED PURSUANT TO SECTION 28-4805 MAY NOT BE DEPOSITED IN THE
21 STATE HIGHWAY FUND AND SHALL BE USED TO PARTIALLY REIMBURSE REGISTERED
22 TOWING COMPANIES PURSUANT TO SECTION 28-4805.

23 B. IN ADDITION TO THE USE PRESCRIBED IN SUBSECTION A OF THIS
24 SECTION, the department shall use monies collected pursuant to this
25 chapter to carry out the OTHER duties prescribed by this chapter.

26 Sec. 5. Section 28-4805, Arizona Revised Statutes, is amended to
27 read:

28 28-4805. Towing company; reimbursement

29 If a vehicle is abandoned pursuant to section 28-4802 ~~on national~~
30 ~~forest, state park, bureau of land management or state trust land~~ and a
31 fee is collected by the department, the towing company that towed the
32 abandoned vehicle ~~off of the land~~, if still in business, is entitled to
33 receive ~~one hundred dollars from~~ TWENTY PERCENT OF the fee collected AS A
34 PARTIAL REIMBURSEMENT OF THE COSTS INCURRED BY THE TOWING COMPANY.

35 Sec. 6. Title 28, chapter 11, article 1, Arizona Revised Statutes,
36 is amended by adding section 28-4806, to read:

37 28-4806. Abandoned vehicle fee monies; deposit; towing
38 companies; payment system

39 A. BEFORE THE DISTRIBUTION OF ABANDONED VEHICLE FEES COLLECTED
40 PURSUANT TO SECTION 28-4802, SUBSECTION C AND BEFORE THE DISTRIBUTION OF
41 VEHICLE LICENSE TAX MONIES PURSUANT TO SECTION 28-5808, SUBSECTION D, THE
42 DEPARTMENT SHALL DEPOSIT TWENTY PERCENT OF ABANDONED VEHICLE FEES
43 COLLECTED IN THE ABANDONED VEHICLE ADMINISTRATION FUND ESTABLISHED BY
44 SECTION 28-4804.

1 B. THE DIRECTOR, IN CONSULTATION WITH REGISTERED TOWING COMPANIES
2 IN THIS STATE, SHALL ESTABLISH A MONTHLY PAYMENT SYSTEM TO REIMBURSE
3 REGISTERED TOWING COMPANIES THAT ARE ENTITLED TO PARTIAL REIMBURSEMENT
4 UNDER SECTION 28-4805.

5 Sec. 7. Section 28-4834, Arizona Revised Statutes, is amended to
6 read:

7 28-4834. Vehicle removal

8 A. An officer who has reasonable grounds to believe that a vehicle
9 has been lost, stolen, abandoned or otherwise unclaimed may remove or
10 cause the removal of the vehicle from any street or highway or on any
11 other public, federal, state trust, national forest, state park or bureau
12 of land management land or private property.

13 B. In counties with a population of less than one million five
14 hundred thousand persons, before an officer removes or causes the removal
15 of a vehicle that is abandoned as provided in section 28-4839 from the
16 person in possession of the vehicle, the owner or lienholder of the
17 vehicle or any other person who has an interest in the vehicle shall pay
18 the person on whose property the vehicle was discovered an amount that
19 does not exceed five dollars for each day of storage up to a maximum of
20 five hundred dollars for the storage of the vehicle and the fee for
21 processing an abandoned vehicle report as prescribed by section 28-4802 if
22 the person on whose property the vehicle was discovered does both of the
23 following:

24 1. Notifies a law enforcement agency by telephone in the
25 jurisdiction where the vehicle was discovered of the presence of the
26 vehicle on the person's property within forty-eight hours after the
27 property owner discovered the vehicle.

28 2. Gives notice of abandonment of the vehicle in the manner
29 prescribed by law.

30 C. This section does not require a law enforcement agency to pay
31 any charges related to a vehicle that a law enforcement agency is required
32 or otherwise authorized by law to impound or remove.

33 D. If a person removes or causes the removal of ANY VEHICLE,
34 INCLUDING an abandoned vehicle, from private property, the person shall
35 both:

36 1. Obtain written authorization from the owner or lessee of the
37 property on a form prescribed by the director.

38 2. Submit the form and the vehicle identification form to the
39 department.

40 E. An officer who is employed by a public agency or political
41 subdivision and who has removed an abandoned vehicle pursuant to this
42 section or who has removed or caused to be removed a vehicle pursuant to
43 section 28-872 shall inspect the vehicle and shall complete the vehicle
44 identification form prescribed or approved by the director. The agency or

1 political subdivision shall make an inquiry to determine whether the
2 abandoned vehicle is a stolen abandoned vehicle.

3 F. A person who has removed or caused to be removed an abandoned
4 vehicle from public land pursuant to section 28-4802 or private property
5 shall have the vehicle inspected by an officer or agent of the department
6 who shall complete the vehicle identification form prescribed by the
7 director. The officer or agent designated by the director shall make an
8 inquiry to determine whether the abandoned vehicle is a stolen abandoned
9 vehicle.

10 G. IF A RENTER OR LESSEE OF PRIVATE PROPERTY PARKS A VEHICLE ON THE
11 PRIVATE PROPERTY IN AN AREA THAT THE OWNER AUTHORIZES FOR THE VEHICLE, A
12 PERSON MAY NOT REMOVE OR CAUSE THE REMOVAL OF THE VEHICLE FROM THE PRIVATE
13 PROPERTY UNLESS THERE IS EVIDENCE OF ABANDONMENT. EXPIRED REGISTRATION OF
14 A VEHICLE MAY BE CONSIDERED IN DETERMINING IF A VEHICLE IS ABANDONED BUT
15 MAY NOT CONCLUSIVELY DETERMINE ABANDONMENT UNLESS THERE IS ADDITIONAL
16 EVIDENCE OF ABANDONMENT.

17 Sec. 8. Section 28-4842, Arizona Revised Statutes, is amended to
18 read:

19 28-4842. Unclaimed vehicle; transfer of ownership; immunity;
20 towing companies

21 A. If a vehicle remains unclaimed at the expiration of the dates
22 prescribed in section 28-4841, subsections B and C, the director shall
23 make an inquiry to determine if the vehicle is a stolen vehicle. On
24 receiving notice that the vehicle has not been reported stolen, the
25 director may transfer ownership of the vehicle free and clear of all liens
26 or encumbrances on compliance with this chapter to the person in
27 possession of the vehicle.

28 B. An application for transfer of ownership shall be signed by the
29 applicant or authorized agent of the applicant and shall contain a
30 certified statement that includes the following:

31 1. As of the date of application, no person has presented proof of
32 ownership ~~or proof of interest in the vehicle and entered into an~~
33 ~~agreement~~ FINANCIAL RESPONSIBILITY for the release or return of the
34 vehicle.

35 2. The applicant is currently in possession of the vehicle.

36 C. This state and its agencies, employees and agents are not liable
37 for relying in good faith on the contents of the abandoned vehicle report
38 or affidavits as prescribed by this chapter.

39 D. A person in possession of a vehicle is not liable for obtaining
40 a transfer of ownership of an abandoned vehicle if the person in
41 possession of the vehicle complies with this chapter.

42 E. FOR THE PURPOSES OF THIS SECTION, TO PROVE OWNERSHIP OF A
43 VEHICLE A PERSON MUST SUBMIT A GOVERNMENT ISSUED PHOTO IDENTIFICATION AND
44 AT LEAST ONE OF THE FOLLOWING:

- 1 1. A VALID CERTIFICATE OF TITLE.
- 2 2. PROOF OF CURRENT VEHICLE REGISTRATION, NOT INCLUDING A
- 3 RESTRICTED USE THREE-DAY PERMIT.
- 4 3. A REPOSSESSION AFFIDAVIT, A HOLD HARMLESS LIABILITY RELEASE FROM
- 5 LEGAL CLAIMS AND, IF APPLICABLE, A PROOF OF LIEN ON THE VEHICLE.
- 6 4. AN INSURANCE COMPANY RELEASE PURSUANT TO SECTION 28-4847.
- 7 5. A CERTIFIED MOTOR VEHICLE RECORD.
- 8 6. PROOF OF A BONA FIDE SECURITY INTEREST OR OTHER FINANCIAL
- 9 INTEREST IN THE VEHICLE THAT EXISTS AT THE TIME OF THE TOW.

APPROVED BY THE GOVERNOR MAY 2, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 2, 2017.