

Senate Engrossed

~~Arizona professional soccer plates~~  
(now: license plates; professional soccer)

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

# SENATE BILL 1045

AN ACT

AMENDING SECTIONS 28-2351 AND 28-2403, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 7, ARTICLE 12, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-2470.18; AMENDING SECTIONS 28-6501, 28-6991 AND 28-6993, ARIZONA REVISED STATUTES; RELATING TO SPECIAL 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. Notwithstanding any other law, the department shall provide to  
6 every owner one license plate for each vehicle registered. At the request  
7 of the owner and on payment of a fee in an amount prescribed by the  
8 director by rule, the department shall provide one additional license  
9 plate for a vehicle for which a special plate is requested pursuant to  
10 this chapter.

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

29 C. IN ADDITION TO THE REQUIREMENTS IN SUBSECTION B OF THIS SECTION,  
30 FOR ALL LICENSE PLATES, INCLUDING ALL SPECIAL PLATES, THAT ARE DESIGNED OR  
31 REDESIGNED ON OR AFTER SEPTEMBER 24, 2022:

32 1. THE BACKGROUND COLOR OF THE LICENSE PLATE SHALL CONTRAST  
33 SIGNIFICANTLY WITH THE COLOR OF THE LETTERS AND NUMERALS ON THE LICENSE  
34 PLATE AND WITH THE NAME OF THIS STATE ON THE LICENSE PLATE.

35 2. THE NAME OF THIS STATE SHALL APPEAR ON THE LICENSE PLATE IN  
36 CAPITAL LETTERS IN SANS SERIF FONT AND BE THREE-FOURTHS OF AN INCH IN  
37 HEIGHT.

38 ~~C.~~ D. Notwithstanding any other law, the department shall not  
39 contract with a nongovernmental entity to purchase or secure reflective  
40 material for the plates issued by the department unless the department has  
41 made a reasonable effort to secure qualified bids or proposals from as  
42 many individual responsible respondents as possible.

43 ~~D.~~ E. The department shall determine the color and design of the  
44 license plate subject to the requirements prescribed by ~~subsection~~  
45 ~~SUBSECTION~~ B AND C of this section. All plates issued by the department,

1 except the plates that are ~~designed or redesigned before September 24,~~  
2 ~~2022 and that are~~ issued pursuant to sections 28-2404, 28-2412, 28-2413,  
3 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2470.17~~ 28-2470.18,  
4 28-2472, 28-2473, 28-2474, 28-2475, 28-2476 and 28-4533 and article 14 of  
5 this chapter, shall be the same color as and similar in design to the  
6 license plate as determined by the department.

7 ~~F.~~ F. A passenger motor vehicle that is rented without a driver  
8 shall receive the same type of license plate as is issued for a private  
9 passenger motor vehicle.

10 Sec. 2. Section 28-2403, Arizona Revised Statutes, is amended to  
11 read:

12 28-2403. Special plates; transfers; violation; classification

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

18 1. Except as provided in sections 28-2416 and 28-2416.01, a person  
19 who is the registered owner of a vehicle registered with the department or  
20 who applies for an original or renewal registration of a vehicle may  
21 submit to the department a completed application form as prescribed by the  
22 department with the fee prescribed by section 28-2402 for special plates  
23 in addition to the registration fee prescribed by section 28-2003.

24 2. Except for plates issued pursuant to sections 28-2404, 28-2412,  
25 28-2413, 28-2414, 28-2416, 28-2416.01, 28-2417 through ~~28-2470.17~~  
26 28-2470.18, 28-2472, 28-2473, 28-2474, 28-2475 and 28-2476 and article 14  
27 of this chapter, the special plates shall be the same color as and similar  
28 to the design of the regular license plates that is determined by the  
29 department.

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

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

39 B. Except as provided in sections 28-2416 and 28-2416.01, on  
40 notification to the department and on payment of the transfer fee  
41 prescribed by section 28-2402, a person who is issued special plates may  
42 transfer the special plates to another vehicle the person owns or leases.  
43 Persons who are issued special plates for hearing impaired persons  
44 pursuant to section 28-2408 and international symbol of access special  
45 plates pursuant to section 28-2409 are exempt from the transfer fee. If a

1 person who is issued special plates sells, trades or otherwise releases  
2 ownership of the vehicle on which the plates have been displayed, the  
3 person shall immediately report the transfer of the plates to the  
4 department or the person shall surrender the plates to the department as  
5 prescribed by the director. It is unlawful for a person to whom the  
6 plates have been issued to knowingly allow them to be displayed on a  
7 vehicle except the vehicle authorized by the department.

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

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

11 1. Violates subsection B of this section.

12 2. Fraudulently gives false or fictitious information in the  
13 application for or renewal of special plates or placards issued pursuant  
14 to this article.

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

18 Sec. 3. Title 28, chapter 7, article 12, Arizona Revised Statutes,  
19 is amended by adding section 28-2470.18, to read:

20 28-2470.18. Arizona professional soccer club special plates;  
21 fund

22 A. IF BY DECEMBER 31, 2023, A PERSON PAYS \$32,000 TO THE DEPARTMENT  
23 FOR THE IMPLEMENTATION OF THIS SECTION, THE DEPARTMENT SHALL ISSUE ARIZONA  
24 PROFESSIONAL SOCCER CLUB SPECIAL PLATES. THE PERSON THAT PROVIDES THE  
25 \$32,000 SHALL DESIGN THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATES.  
26 THE DESIGN AND COLOR OF THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL  
27 PLATES ARE SUBJECT TO THE APPROVAL OF THE DEPARTMENT. THE DIRECTOR MAY  
28 ALLOW A REQUEST FOR ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATES TO BE  
29 COMBINED WITH A REQUEST FOR PERSONALIZED SPECIAL PLATES. IF THE DIRECTOR  
30 ALLOWS SUCH A COMBINATION, THE REQUEST SHALL BE IN A FORM PRESCRIBED BY  
31 THE DIRECTOR AND IS SUBJECT TO THE FEES FOR THE PERSONALIZED SPECIAL  
32 PLATES IN ADDITION TO THE FEES REQUIRED FOR THE ARIZONA PROFESSIONAL  
33 SOCCER CLUB SPECIAL PLATES.

34 B. OF THE \$25 FEE REQUIRED BY SECTION 28-2402 FOR THE ORIGINAL  
35 SPECIAL PLATES AND FOR RENEWAL OF SPECIAL PLATES, \$8 IS A SPECIAL PLATE  
36 ADMINISTRATION FEE AND \$17 IS AN ANNUAL DONATION.

37 C. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND  
38 35-147, ALL SPECIAL PLATE ADMINISTRATION FEES IN THE STATE HIGHWAY FUND  
39 ESTABLISHED BY SECTION 28-6991 AND ALL DONATIONS COLLECTED PURSUANT TO  
40 THIS SECTION IN THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATE FUND  
41 ESTABLISHED BY THIS SECTION.

42 D. THE ARIZONA PROFESSIONAL SOCCER CLUB SPECIAL PLATE FUND IS  
43 ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS SECTION. THE  
44 FIRST \$32,000 IN THE FUND SHALL BE REIMBURSED TO THE PERSON THAT PAID THE  
45 IMPLEMENTATION FEE TO THE DEPARTMENT PURSUANT TO SUBSECTION A OF THIS

1 SECTION. NOT MORE THAN TEN PERCENT OF MONIES DEPOSITED IN THE FUND  
2 ANNUALLY SHALL BE USED FOR THE COST OF ADMINISTERING THE FUND. MONIES IN  
3 THE FUND ARE CONTINUOUSLY APPROPRIATED.

4 E. THE DIRECTOR SHALL ANNUALLY ALLOCATE MONIES FROM THE FUND,  
5 EXCLUDING ADMINISTRATIVE FEES, TO A CHARITABLE ORGANIZATION THAT IS  
6 QUALIFIED UNDER SECTION 501(c)(3) OF THE UNITED STATES INTERNAL REVENUE  
7 CODE FOR FEDERAL INCOME TAX PURPOSES AND THAT MEETS ALL OF THE FOLLOWING:

8 1. IS AN ARIZONA PROFESSIONAL SOCCER CLUB FOUNDATION.

9 2. HAS A MISSION TO SUPPORT THE DEVELOPMENT OF STUDENT ATHLETES IN  
10 THE COMMUNITY BY FOCUSING ATTENTION ON THE WHOLE ATHLETE WITH EMPHASIS ON  
11 CHARACTER, TEAMWORK, COMMITMENT AND SELF-CONFIDENCE.

12 3. PROVIDES FINANCIAL AWARDS TO FAMILIES WITH FINANCIAL BARRIERS TO  
13 PARTICIPATION IN SOCCER PROGRAMS.

14 4. DEVELOPS YOUTH SOCCER PROGRAMS IN THIS STATE.

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

18 Sec. 4. Section 28-6501, Arizona Revised Statutes, is amended to  
19 read:

20 28-6501. Definition of highway user revenues

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

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

26 (a) The special plate administration fees prescribed in sections  
27 28-2404, 28-2407, 28-2412 through ~~28-2470.17~~ 28-2470.18 and 28-2514.

28 (b) The donations prescribed in sections 28-2404, 28-2407, 28-2412  
29 through 28-2415, 28-2417 through ~~28-2470.17~~ 28-2470.18, 28-2473, 28-2474,  
30 28-2475 and 28-2476.

31 2. Section 28-1177.

32 3. Chapters 10 and 11 of this title.

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

35 Sec. 5. Section 28-6991, Arizona Revised Statutes, is amended to  
36 read:

37 28-6991. State highway fund; sources

38 The state highway fund is established that consists of:

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

41 2. Monies appropriated by the legislature.

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

1           4. Monies received from counties or cities under cooperative  
2 agreements, including proceeds from bond issues. The state treasurer  
3 shall deposit these monies to the credit of the fund in a special account  
4 on delivery to the treasurer of a concise written agreement between the  
5 department and the county or city stating the purposes for which the  
6 monies are surrendered by the county or city, and these monies shall be  
7 spent only as stated in the agreement.

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

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

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

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

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

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

31           11. Monies deposited pursuant to sections 28-1143, 28-2353 and  
32 28-3003.

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

34           (a) Monies deposited pursuant to section 28-2206 and section  
35 28-5808, subsection B, paragraph 2, subdivision (e).

36           (b) \$1 of each registration fee and \$1 of each title fee collected  
37 pursuant to section 28-2003.

38           (c) \$2 of each late registration penalty collected by the director  
39 pursuant to section 28-2162.

40           (d) The air quality compliance fee collected pursuant to section  
41 49-542.

42           (e) The special plate administration fees collected pursuant to  
43 sections 28-2404, 28-2407, 28-2412 through 28-2416, 28-2416.01, 28-2417  
44 through ~~28-2470.17~~ 28-2470.18 and 28-2514.

1 (f) Monies collected pursuant to sections 28-372, 28-2155 and  
2 28-2156 if the director is the registering officer.

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

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

6 15. Dealer and registration monies collected pursuant to section  
7 28-4304.

8 16. Abandoned vehicle administration monies deposited pursuant to  
9 section 28-4804.

10 17. Monies deposited pursuant to section 28-710, subsection D,  
11 paragraph 2.

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

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

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

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

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

17 23. Monies deposited pursuant to section 28-3415.

18 24. Monies deposited pursuant to section 28-3002, subsection A,  
19 paragraph 14.

20 25. Monies deposited pursuant to section 28-7316.

21 26. Monies deposited pursuant to section 28-4302.

22 27. Monies deposited pursuant to section 28-3416.

23 28. Monies deposited pursuant to section 28-4504.

24 29. Monies deposited pursuant to section 28-2098.

25 30. Monies deposited pursuant to sections 28-2321, 28-2324,  
26 28-2325, 28-5474, 28-5739, 28-5863 and 28-5864.

27 Sec. 6. Section 28-6993, Arizona Revised Statutes, is amended to  
28 read:

29 28-6993. State highway fund; authorized uses

30 A. Except as provided in subsection B of this section and section  
31 28-6538, the state highway fund shall be used for any of the following  
32 purposes in strict conformity with and subject to the budget as provided  
33 by this section and by sections 28-6997 through 28-7003:

34 1. To pay salaries, wages, necessary travel expenses and other  
35 expenses of officers and employees of the department and the incidental  
36 office expenses, including telegraph, telephone, postal and express  
37 charges and printing, stationery and advertising expenses.

38 2. To pay for both:

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

41 (b) The construction and repair of buildings or yards of the  
42 department.

- 1           3. To pay the cost of both:
  - 2           (a) Engineering, construction, improvement and maintenance of state
  - 3 highways and parts of highways forming state routes.
  - 4           (b) Highways under cooperative agreements with the United States
  - 5 that are entered into pursuant to this chapter and an act of Congress
  - 6 providing for the construction of rural post roads.
- 7           4. To pay land damages incurred by reason of establishing, opening,
- 8 altering, relocating, widening or abandoning portions of a state route or
- 9 state highway.
- 10          5. To reimburse the department revolving account.
- 11          6. To pay premiums on authorized indemnity bonds and on
- 12 compensation insurance under the workers' compensation act.
- 13          7. To defray lawful expenses and costs required to administer and
- 14 carry out the intent, purposes and provisions of this title, including
- 15 repayment of obligations entered into pursuant to this title, payment of
- 16 interest on obligations entered into pursuant to this title, repayment of
- 17 loans and other financial assistance, including repayment of advances and
- 18 interest on advances made to the department pursuant to section 28-7677,
- 19 and payment of all other obligations and expenses of the board and
- 20 department pursuant to chapter 21 of this title.
- 21          8. To pay lawful bills and charges incurred by the state engineer.
- 22          9. To acquire, construct or improve entry roads to state parks or
- 23 roads within state parks.
- 24          10. To acquire, construct or improve entry roads to state prisons.
- 25          11. To pay the cost of relocating a utility facility pursuant to
- 26 section 28-7156.
- 27          12. For the purposes provided in subsections C, D and E of this
- 28 section and sections 28-1143, 28-2353 and 28-3003.
- 29          13. To pay the cost of issuing an Arizona centennial special plate
- 30 pursuant to section 28-2448.
- 31          14. To pay for all of the following:
  - 32           (a) The enforcement by the department of public safety and the
  - 33 department of transportation of vehicle safety requirements within
  - 34 twenty-five miles of the border between this state and Mexico.
  - 35           (b) Costs related to procuring electronic equipment, automated
  - 36 systems or improvements to existing electronic equipment or automated
  - 37 systems for relieving vehicle congestion at ports of entry on the border
  - 38 between this state and Mexico.
  - 39           (c) Constructing, maintaining and upgrading transportation
  - 40 facilities, including roads, streets and highways, approved by the board
  - 41 within twenty-five miles of the border between this state and Mexico.
  - 42           (d) As approved by the board, constructing and maintaining
  - 43 transportation facilities in the CANAMEX high priority corridor as defined
  - 44 in section 332 of the national highway system designation act of 1995
  - 45 (P.L. 104-59; 109 Stat. 568).

1 (e) Activities of the department that include collecting  
2 transportation and trade data in the United States and Mexico for the  
3 purposes of constructing transportation facilities, improving public  
4 safety, improving truck processing time and relieving congestion at ports  
5 of entry on the border between this state and Mexico. The department may  
6 enter into an agreement with the Arizona-Mexico commission and provide  
7 funding to the commission for the purposes of this subdivision.

8 (f) A commitment or investment necessary for the department or  
9 another agency of this state to obtain federal monies that are designated  
10 for expenditure pursuant to this section.

11 B. For each fiscal year, the department of transportation shall  
12 allocate and transfer monies in the state highway fund to the department  
13 of public safety for funding a portion of highway patrol costs in eight  
14 installments in each of the first eight months of a fiscal year that do  
15 not exceed \$10,000,000.

16 C. Subject to legislative appropriation, the department may use the  
17 monies in the state highway fund as prescribed in section 28-6991,  
18 paragraph 12 to carry out the duties imposed by this title for  
19 registration or titling of vehicles, to operate joint title, registration  
20 and driver licensing offices, to cover the administrative costs of issuing  
21 the air quality compliance sticker, modifying the year validating tab and  
22 issuing the windshield sticker and to cover expenses and costs in issuing  
23 special plates pursuant to sections 28-2404, 28-2407, 28-2412 through  
24 ~~28-2470.17~~ 28-2470.18 and 28-2514.

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

28 E. Monies deposited in the state highway fund pursuant to section  
29 28-2269 shall be used only as prescribed by that section.

30 F. Monies deposited in the state highway fund pursuant to section  
31 28-710, subsection D, paragraph 2 shall only be used for state highway  
32 work zone traffic control devices.

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

42 H. The department shall use monies deposited in the state highway  
43 fund pursuant to section 28-1105, subsection A, paragraph 2, subdivision  
44 (a) only for a transportation facility that is located within twenty  
45 drivable miles of the international port of entry and shall spend the

1 monies proportionally based on the amount of total monies collected  
2 pursuant to section 28-1105, subsection A, paragraph 2, subdivision (a).  
3 For the purposes of this subsection, "transportation facility" means a  
4 highway or a state route or a county, city or town road that is used by a  
5 commercial vehicle or a commercial vehicle combination for which an axle  
6 fee is paid pursuant to section 28-5474.