

REFERENCE TITLE: alternative fuel vehicles; HOV lanes

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2887

Introduced by
Representative Volk

AN ACT

AMENDING SECTION 28-2416, ARIZONA REVISED STATUTES; RELATING TO HIGH
OCCUPANCY VEHICLE LANES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-2416, Arizona Revised Statutes, is amended to
3 read:

4 28-2416. Alternative fuel vehicle special plates; stickers;
5 use of high occupancy vehicle lanes; civil
6 penalty; definition

7 A. A person who owns a motor vehicle that has either been converted or
8 manufactured to use an alternative fuel as the vehicle's exclusive fuel
9 source and that is incapable of operating on any other type of fuel and
10 the alternative fuel was subject to the use fuel tax imposed pursuant to
11 chapter 16 of this title before April 1, 1997 ~~shall~~ MAY apply for
12 alternative fuel vehicle special plates pursuant to this section. IF A
13 PERSON WHO OWNS AN ALTERNATIVE FUEL VEHICLE DOES NOT APPLY FOR AN
14 ALTERNATIVE FUEL VEHICLE SPECIAL PLATE PURSUANT TO THIS SECTION, THE
15 PERSON MAY APPLY AND SHALL PAY ASSOCIATED FEES FOR:

16 1. A LICENSE PLATE PURSUANT TO THIS ARTICLE OR ARTICLE 11 OF THIS
17 CHAPTER.

18 2. A SPECIAL LICENSE PLATE ISSUED PURSUANT TO THIS ARTICLE AND AN
19 ALTERNATIVE FUEL VEHICLE STICKER AS PROVIDED IN SUBSECTION D OF THIS
20 SECTION.

21 B. The department shall issue alternative fuel vehicle special
22 plates, or an alternative fuel vehicle sticker as provided in subsection D
23 of this section, to a person who satisfies all of the following:

24 1. Owns a motor vehicle that is exclusively powered by an
25 alternative fuel and that is incapable of operating on any other type of
26 fuel.

27 2. Provides proof as follows:

28 (a) For an original equipment manufactured alternative fuel
29 vehicle, the dealer who sells the motor vehicle shall provide to the
30 department ~~of transportation~~ and the owner of the motor vehicle a
31 certificate indicating:

32 (i) That the motor vehicle is exclusively powered by an alternative
33 fuel and is incapable of operating on any other type of fuel.

34 (ii) The emission classification of the motor vehicle as low,
35 inherently low, ultralow or zero.

36 (b) For a converted motor vehicle or a motor vehicle that is
37 assembled by the owner, the department of environmental quality or an
38 agent of the department of environmental quality shall provide a
39 certificate to the department of transportation and the owner of the motor
40 vehicle indicating that the motor vehicle is exclusively powered by an
41 alternative fuel and is incapable of operating on any other type of fuel.

42 3. Pays an ~~eight-dollar~~ \$8 special plate administration fee OR
43 ALTERNATIVE FUEL VEHICLE STICKER, except that vehicles that are registered
44 pursuant to section 28-2511 are exempt from that fee. The department
45 shall deposit, pursuant to sections 35-146 and 35-147, all special plate

1 administration OR ALTERNATIVE FUEL VEHICLE STICKER fees in the state
2 highway fund established by section 28-6991.

3 C. The color and design of the alternative fuel vehicle special
4 plates are subject to the approval of the governor's energy office. The
5 director may allow a request for alternative fuel vehicle special plates
6 to be combined with a request for personalized special plates. If the
7 director allows such a combination, the request shall be in a form
8 prescribed by the director and is subject to the fees for the personalized
9 special plates in addition to the fees required for alternative fuel
10 vehicle special plates. Alternative fuel vehicle special plates are not
11 transferable, except that if the director allows alternative fuel vehicle
12 special plates to be personalized a person who is issued personalized
13 alternative fuel vehicle special plates may transfer those plates to
14 another alternative fuel vehicle for which the person is the registered
15 owner or lessee.

16 D. If a motor vehicle qualifies pursuant to this section and any
17 other special plates are issued pursuant to THIS ARTICLE OR article 7, 8
18 or 13 of this chapter or section 28-2414 or 28-2514 for the motor vehicle,
19 the department may issue an alternative fuel vehicle sticker to the person
20 who owns the motor vehicle. The alternative fuel vehicle sticker shall be
21 diamond-shaped, shall indicate the type of alternative fuel used by the
22 vehicle and shall be placed on the motor vehicle as prescribed by the
23 department.

24 E. Except as provided in section 28-337, a person may drive a motor
25 vehicle with alternative fuel vehicle special plates or an alternative
26 fuel vehicle sticker in high occupancy vehicle lanes at any time,
27 regardless of occupancy level, without penalty.

28 F. A person shall not drive a motor vehicle in a high occupancy
29 vehicle lane with an alternative fuel vehicle sticker if the motor vehicle
30 is not an alternative fuel vehicle for which an alternative fuel vehicle
31 sticker has been issued pursuant to this section. A person who violates
32 this subsection is subject to a civil penalty of ~~three hundred fifty~~
33 ~~dollars~~ \$350. Notwithstanding section 28-1554, the civil penalty
34 collected pursuant to this subsection shall be deposited in the state
35 general fund.

36 G. For the purposes of section 28-337, the department shall:

37 1. Limit or suspend the issuance of alternative fuel vehicle
38 special plates.

39 2. Remove the privilege of operating in the high occupancy vehicle
40 lane with a single occupant, including the driver.

41 H. If the department publishes maps of the state highway system
42 that are distributed to the general public, the department shall indicate
43 on those maps the approximate location of alternative fuel delivery
44 facilities that are open to the public.

45 I. For the purposes of this section, "alternative fuel" has the
46 same meaning prescribed in section 1-215.