



**47<sup>th</sup> Legislature,  
Second Regular Session  
Arizona Department of Transportation  
Legislative Summaries  
2006**



**Arizona Department of Transportation**  
*Communication and Community Partnerships*  
**206 South Seventeenth Avenue Phoenix, Arizona**  
**85007-3213**

**Janet Napolitano**  
*Governor*

Victor M. Mendez  
*Director*

August 29, 2006

**Shannon  
Wilhelmsen**  
*CCPP Director*

Victor Mendez, Director  
Arizona Department of Transportation  
206 South 17<sup>th</sup> Avenue, MD 100A  
Phoenix, AZ 85007

Dear Director Mendez:

Attached is the final summary of transportation-related legislation considered during the Second Regular Session of the 47<sup>th</sup> Legislature. The 2006 Legislative Session lasted 164 days during which time 1,586 bills, resolutions and memorials were introduced, of which 396 were enacted, 43 were vetoed and 1 was line-item vetoed.

This document and *Final Summaries* from previous years can be found online by visiting our agency web site at <http://azdot.gov/>. Full legislative chapter text, fact sheets and other legislative information and links can be found at [www.azleg.state.az.us/](http://www.azleg.state.az.us/).

Unless otherwise specified, the general effective date for legislation enacted during the Second Regular Session is September 21, 2006.

Sincerely,

YOUR 2006 ADOT LEGISLATIVE TEAM

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*\*\*Official copies of all 2006 Chapter Laws and complete files of action for public review (for both the Regular and Special Sessions) are available upon request by contacting the Arizona Department of Transportation Government Relations Office at (602) 712-7412, or visiting us at the ADOT Administration Building located at 206 S. 17th Avenue, Room 157, Phoenix, AZ 85007. For large quantity copy requests, we ask that you contact the Secretary of State's Office of Publications at (602) 542-4086, or visit their Customer Service Center at 14 N. 18th Ave, Phoenix, AZ 85007.*

# 2006 Legislative Team

## ***GOVERNMENT RELATIONS OFFICE***

Kevin Biesty  
Eileen Colleran  
Jennifer Hott

## ***AERONAUTICS DIVISION***

Doris Acosta

## ***FINANCIAL MANAGEMENT SERVICES***

Brad Steen

## ***INTERMODAL TRANSPORTATION DIVISION***

Robert Melore

## ***MOTOR VEHICLE DIVISION***

Jackie Allgood

## ***TRANSPORTATION PLANNING DIVISION***

Kathleen Sommer

## ***AUDIT & ANALYSIS***

Timothy Lee

## ***HUMAN RESOURCES***

Rob Waddell

## ***INFORMATION TECHNOLOGY GROUP***

Karen Strickland

## 47th Legislature, Second Regular Session Legislative Members

DISTRICT	SENATE	HOUSE
1	Ken Bennett (R)	Lucy Mason (R) Tom O'Halleran (R)
2	Albert Hale (D)	Ann Kirkpatrick (D) Albert Tom (D)
3	Ron Gould (R)	Nancy McClain (R) Trish Groe (R)
4	Jack Harper (R)	Judy Burges (R) Tom Boone (R)
5	Jake Flake (R)	Bill Konopnicki (R) Jack Brown (D)
6	Dean Martin (R)	Ted Carpenter (R) Pamela Gorman (R)
7	Jim Waring (R)	Ray Barnes (R) *David Burnell Smith (R) <i>(Term Completed by Nancy Barto)</i>
8	Carolyn Allen (R)	Collette Rosatti (R) Michelle Reagan (R)
9	Robert Burns (R)	Rick Murphy (R) Bob Stump (R)
10	Linda Gray (R)	Jim Weiers (R) Doug Quelland (R)
11	Barbara Leff (R)	Steve Tully (R) John Allen (R)
12	Robert Blendu (R)	John Nelson (R) Jerry Weiers (R)
13	Richard Miranda (D)	Steve Gallardo (D) Martha Garcia (D)
14	Bill Brotherton (D)	Debbie McCune Davis (D) Robert Meza (D)
15	Ken Chuevront (D)	Kyrsten Sinema (D) David Lujan (D)
16	Linda Aguirre (D)	Leah Landrum Taylor (D)

		<b>Ben Miranda (D)</b>
<b>17</b>	<b>*Harry Mitchell (D)</b> <i>(Term Completed by Edward Ablesser)</i>	<b>Meg Burton Cahill (D)</b>  <b>Laura Knaperek (R)</b>
<b>18</b>	<b>Karen Johnson (R)</b>	<b>Russell Pearce (R)</b> <b>Mark Anderson (R)</b>
<b>19</b>	<b>*Marilyn Jarrett (R)</b> <i>(Term completed by Chuck Gray)</i>	<b>Gary Pierce (R)</b>  <b>*Chuck Gray (R)</b> <i>(Term Completed by Kirk Adams)</i>
<b>20</b>	<b>John Huppenthal (R)</b>	<b>Bob Robson (R)</b> <b>John McComish (R)</b>
<b>21</b>	<b>Jay Tibshraney (R)</b>	<b>Steve Yarborough (R)</b> <b>Warde Nichols (R)</b>
<b>22</b>	<b>Thayer Verschoor (R)</b>	<b>Eddie Farnsworth (R)</b> <b>Andy Biggs (R)</b>
<b>23</b>	<b>Rebecca Rios (D)</b>	<b>Pete Rios (D)</b> <b>Cheryl Chase (R)</b>
<b>24</b>	<b>Robert Cannell (D)</b>	<b>Amanda Aguirre (D)</b> <b>Russell Jones (R)</b>
<b>25</b>	<b>Marsha Arzberger (D)</b>	<b>Manuel Alvarez (D)</b> <b>Jennifer Burns (R)</b>
<b>26</b>	<b>Toni Hellon (R)</b>	<b>Steve Huffman (R)</b> <b>Pete Hershberger (R)</b>
<b>27</b>	<b>Jorge Garcia (D)</b>	<b>Olivia Cajero Bedford (D)</b> <b>Phil Lopes (D)</b>
<b>28</b>	<b>Paula Aboud (D)</b>	<b>David Bradley (D)</b> <b>Ted Downing (D)</b>
<b>29</b>	<b>Victor Soltero (D)</b>	<b>Tom Prezelski (D)</b> <b>Linda Lopez (D)</b>
<b>30</b>	<b>Tim Bee (R)</b>	<b>John Paton (R)</b> <b>Marian McClure (R)</b>

\*The following legislators did not complete their terms and replacements were appointed:

- Rep. Burnell Smith was removed from office. His term was completed by Nancy Barto.
- Sen. Mitchell resigned to run for Congress. His term was completed by Edward Ablesser.
- Sen. Marilyn Jarrett passed away while in office. Her term was completed by Chuck Gray.
- Rep. Chuck Gray was appointed to Sen. Jarrett's seat. His term was completed by Kirk Adams.

## **Transportation-Related Legislation**

### **Sorted by Short Title**

<b>SHORT TITLE</b>	<b>BILL NUMBER</b>	<b>CHAPTER LAW</b>
agricultural trailers (Rep. McClure)	HB 2335	226
automobile theft authority (Sen. Jarrett)	SB 1181	158
breath testing devices; admissibility; ignition interlock installers (Sen. Gray)	SB 1275	271
certificates of foreign birth (Rep. Quelland)	HB 2106	20
chop shops; vehicle theft (Sen. Jarrett)	SB 1027	73
code enforcement officer; identifying information (Rep. Nelson)	HB 2220	298
commercial driver licenses; motor carriers (Rep. Jones)	HB 2345	205
computer software agreements; ADOT (Sen. Waring)	SB 1024	27
contractor sales tax; development fees (Sen. Martin)	SB 1068	386
disclosure of personal information; MVD (Rep. Biggs)	HB 2614	304
driver licenses; organ donor information (Rep. Biggs)	HB 2207	21
driving schools; limitation of hours (Rep. Allen)	HB 2322	23
energy cost saving measures; requirements (Rep. Mason)	HB 2430	137
engine braking; mufflers; noise levels (Rep. McCune Davis)	HB 2691	277
envelope permits; overdimensional permits (Sen. Verschoor)	SB 1218	219
ethanol; E85 motor fuel (Rep. Boone)	HB 2590	98
firearms; possession; storage (Rep. Murphy)	HB 2649	288
government; anti identification theft assessment (Rep. Robson)	HB 2024	117
hazardous disclosure; property (Rep. Reagan)	HB 2779	384

inactive state funds; elimination (Sen. Burns)	SB 1385	87
local building construction; procedures (Rep. Nelson)	HB 2136	129
military airport disclosure; residential property (Rep. Nelson)	HB 2060	90
military support; special license plates (Rep. Nelson)	HB 2056	256
motorized electric; gas powered vehicles (Rep. Prezelski)	HB 2796	292
MVD third party fees; retention (Rep. Konopnicki)	HB 2622	287
notary public; signatures of relatives (Rep. McComish)	HB 2484	208
ombudsman citizens' aid; public access laws (Sen. Burns)	SB 1407	370
peace officers; memorial board; composition (Rep. Konopnicki)	HB 2229	64
personalized veteran special license plates (Rep. McClure)	HB 2100	377
photo enforcement; signage (Rep. Robson)	HB 2174	188
planning and zoning; utility corridors (Rep. Robson)	HB 2080	91
private contractors; vehicle parking; enforcement (Sen. Jarrett)	SB 1269	231
public meetings; minutes; web site (Sen. Johnson)	SB 1209	294
Rio Nuevo; shared revenue (Rep. Huffman)	HB 2702	376
school bus signs (Rep. Pierce)	HB 2389	276
school crossings; traffic violation; assessment (Rep. Nelson)	HB 2615	286
sentencing; third felony offense (Sen. Verschoor)	SB 1444	177
sex offenders; address verification (Sen. Huppenthal)	SB 1230	160
single solicitation; construction services contracts (Sen. Verschoor)	SB 1292	163
state claims; technical correction (Rep. Tully)	HB 2257	328
state highway fund bonds (Rep. Biggs)	HB 2206	284
stopping vehicles on highways (Sen. Verschoor)	SB 1166	84

tax decisions; distribution (Rep. Yarborough)	HB 2712	244
traffic ticket enforcement assistance program (Sen. Huppenthal)	SB 1242	296
unlawful operation of a motor vehicle; death or serious injury (Rep. Biggs)	HB 2208	297
use fuel taxes; civil penalties (Sen. Verschoor)	SB 1445	224
vehicle dealer regulations; exceptions (Sen. Leff)	SB 1220	220
White Mountain Apache tribe plates (Rep. Konopnicki)	HB 2727	290

## **Transportation-Related Legislative Summaries**

### **Sorted by Short Title**

#### **HB 2335 agricultural trailers**

**(Rep. McClure) (Laws 2006, Chapter 226)**

Allows a farm vehicle, horse trailer, power unit or wheeled equipment to exceed vehicle length restrictions if used in combination with two other units, if the combination does not exceed 65 feet in length. Requires the farm vehicle or horse trailer to be the middle vehicle and weigh as much as or greater than the rear vehicle.

#### **SB 1181 automobile theft authority**

**(Sen. Jarrett) (Laws 2006, Chapter 158)**

Allows designees to serve on the Arizona Automobile Theft Authority in the place of specified members. Removes an insurance fee exemption for vehicles over 26,000 pounds.

#### **SB 1275 breath testing devices; admissibility; ignition interlock installers**

**(Sen. Gray) (Laws 2006, Chapter 271)**

Requires ADOT to adopt rules to certify ignition interlock device (IID) manufacturers and installers. Requires MVD to notify persons who have an IID that they have thirty days to obtain another IID installer if MVD cancels the certification.

#### **HB 2106 certificates of foreign birth**

**(Rep. Quelland) (Laws 2006, Chapter 20)**

Establishes a certificate of foreign birth for a person who is born in a foreign country, but has been adopted in the United States. To receive this certificate, a state court, an adoptive parent, or the adult adoptee must submit a decree finalizing the adoption along with a copy of the passport page showing the IR-3 to the State Registrar. If the adoptee does not have an IR-3 stamped passport, the applicant, court or adoptive parent shall submit an original state of Arizona certificate of adoption, a certified court order of adoption or a court order recognizing an adoption that has taken place out of state. Specifies that a certificate of foreign birth must show the country of birth and state that the certificate is not evidence of United States citizenship.

#### **SB 1027 chop shops; vehicle theft**

**(Sen. Jarrett) (Laws 2006, Chapter 73)**

Classifies the theft of a vehicle engine or transmission as a Class 4 felony regardless of the value of the surrounding vehicle. Prohibits a person from knowingly buying, selling, transferring or possessing a motor vehicle part knowing that the motor vehicle identification number has been removed or defaced unlawfully.

**HB 2220 code enforcement officer; identifying information**  
**(Rep. Nelson) (Laws 2006, Chapter 298)**

Authorizes code enforcement officers to submit an affidavit to the county recorder, county assessor, county treasurer and MVD requesting the restriction of public access to personal identifying information.

**HB 2345 commercial driver licenses; motor carriers**  
**(Rep. Jones) (Laws 2006, Chapter 205)**

Makes various changes to commercial driver license statutes to conform to federal regulations. Stipulates that commercial drivers be required to attend defensive driving school if they are found guilty of a moving violation while operating a commercial vehicle.

Redirects Safety Enforcement Transportation Infrastructure Fund (SETIF) monies from vehicle safety enforcement and transportation facility maintenance near the Arizona-Mexico border to procurement costs for an automated systems and electronic equipment designed to relieve congestion at Arizona-Mexico ports of entry. Allows the Director to establish a fee schedule, based on number of axles, to be applied to the registration of foreign vehicles. Proceeds from fees shall be deposited into SETIF.

**SB 1024 computer software agreements; ADOT**  
**(Sen. Waring) (Laws 2006, Chapter 27)**

Allows ADOT to share and exchange computer software that is developed by the Department with other agencies and jurisdictions.

**SB 1068 contractor sales tax; development fees**  
**(Sen. Martin) (Laws 200, Chapter 386)**

Provides an exemption from transaction privilege tax and municipal tax for local and state development and impact fees associated with prime contracting.

**HB 2614 disclosure of personal information; MVD**  
**(Rep. Biggs) (Laws 2006, Chapter 304)**

Codifies the language of the federal Driver Privacy Protection Act (DPPA) into Arizona Revised Statutes, Title 28. Outlines specific consumer protections and the circumstances and actions to be undertaken by ADOT in disclosing personal information.

**HB 2207 driver licenses; organ donor information**  
**(Rep. Biggs) (Laws 2006, Chapter 21)**

Requires ADOT to transfer any records of those people who have indicated that they are organ donors on their driver licenses to an organ procurement organization that is located in this state, meets the requirements of the Public Health Service Act and that maintains an anatomical gift registry. The transfer must be completed by June 30, 2006.

**HB 2322 driving schools; limitation of hours**  
**(Rep. Allen) (Laws 2006, Chapter 23)**

Requires that defensive driving school classes not exceed a total of four and one-half hours, including any testing, reviewing and grading related to the defensive driving school class.

**HB 2430 energy cost saving measures; requirements**  
**(Rep. Mason) (Laws 2006, Chapter 137)**

Increases the contract terms for energy cost savings measures to 25 years and removes the 8-year payback requirements for solar energy measures.

**HB 2691 engine braking; mufflers; noise levels**  
**(Rep. McCune Davis) (Laws 2006, Chapter 277)**

Requires the exhaust systems of commercial motor vehicles to be properly equipped with sound reduction devices.

**SB 1218 envelope permits; oversized permits**  
**(Sen. Verschoor) (Laws 2006, Chapter 219)**

Specifies that local authorities issuing excess size and weight permits must provide the applicable ordinances and permits in writing to the Arizona Department of Transportation. States that ADOT must electronically publish the Department's rules relating to excess size and weight permits, envelope permits and oversized permits in the same or similar format used by ADOT to publish the ordinances and rules of local authorities.

Renames the Oversized Permit Advisory Council as the Oversized Permit Council.

Specifies that if a local authority does not issue excess size and weight permits governing the movement of excess size and weight vehicles, then ADOT's rules apply.

Requires escort vehicle operators to complete an escort vehicle training and certification program. Requires the content of the program to meet Commercial Vehicle Safety Alliance or equivalent requirements. Additionally requires repeat training and certification requirements every four years.

**HB 2590 ethanol; E85 motor fuel**  
**(Rep. Boone) (Laws 2006, Chapter 98)**

Places ethanol blend E85 and biodiesel blends in the definition of motor fuel, provides reporting requirements to the Arizona Department of Weights and Measures and requires producers and retailers to post specified ethanol blend E85 information for vehicle owners. Allows state, municipality or school district fleet managers to earn credits toward the state mandate of alternative fuel vehicle purchases by purchasing biodiesel, diesel substitute or an ethanol or methanol blend. Stipulates that the fuel credit be calculated as one vehicle credit for every: a) 450 gallons of neat biodiesel. b) 2,250 gallons of diesel substitute., c) 530 gallons of E85.

**HB 2649 firearms; possession; storage**  
**(Rep. Murphy) (Laws 2006, Chapter 288)**

Prohibits the state, excluding the Legislature, and any state agency or political subdivision from enacting or implementing any law, rule or ordinance relating to the possession or storage of firearms, other than provided for in statute. Establishes certain exceptions for any state, county or municipal judicial department, law enforcement agency or prosecutorial agency and for political subdivisions.

**HB 2024 government; anti identification theft assessment**  
**(Rep. Robson) (Laws 2006, Chapter 117)**

Requires all state agencies to develop procedures to prevent identity theft and the unauthorized access or viewing of identifying personal information by unauthorized persons.

**HB 2779 hazardous disclosure; property**  
**(Rep. Reagan) (Laws 2006, Chapter 384)**

Specifies requirements for a third-party provider of a real property hazards disclosure report and the specific disclosures provided in the report.

**SB 1385 inactive state funds; elimination**  
**(Sen. Burns) (Laws 2006, Chapter 87)**

Requires the Arizona Department of Administration or applicable state agency to eliminate and delete 116 "inactive" state funds. Any remaining monies in these funds will revert to the state General Fund.

**HB 2136 local building construction procedures**  
**(Rep. Nelson) (Laws 2006, Chapter 129)**

Requires a city, town or county to authorize the design and construction of a building in accordance with Title 34 relating to public buildings; assuming that bonds for such purpose were awarded at an election. Outlines publishing procedures for the intent to receive bids and contracts for public building construction.

**HB 2060 military airport disclosure; residential property**  
**(Rep. Nelson) (Laws 2006, Chapter 90)**

Requires sellers of residential real estate to provide disclosure to purchasers if the property being purchased is in the vicinity of a military airport or ancillary military airport as delineated on a map prepared by the State Land Department. Exempts those from reporting requirements who have already provide disclosure in a public notice prior to a sale.

**HB 2056 military support; special license plates**  
**(Rep. Nelson) (Laws 2006, Chapter 256)**

Requires ADOT to establish military support special license plates. Proceeds for the special license plate shall be distributed in the State Highway Fund (\$17) and in the Veteran's Donation Fund established in this article (\$8).

**HB 2796 motorized electric; gas powered vehicles**  
**(Rep. Prezelski) (Laws 2006, Chapter 292)**

Exempts motorized electric or gas powered bicycles or tricycles from vehicle registration, certificate of title, license tax, emissions testing requirements. Permits the use of motorized vehicles without a driver license, and allows such vehicles to travel in the right-of-way reserved for bicycles.

**HB 2622 MVD third party fees; retention**  
**(Rep. Konopnicki) (Laws 2006, Chapter 287)**

Clarifies and adds to the circumstances in which ADOT reimburses third party providers for various services. Increases the bond amount required from a person who is applying to operate as an authorized third party service provider.

**HB 2484 notary public; signatures of relatives**  
**(Rep. McComish) (Laws 2006, Chapter 208)**

Authorizes a notary public to authorize the signature of relatives by marriage or adoption, except where a notarial act would be unlawful for business purposes.

**SB 1407 ombudsman citizens' aid; public access laws**  
**(Sen. Burns) (Laws 2006, Chapter 370)**

Appropriates \$185,000 from the state General Fund in FY 2006-07 to the Office of the Ombudsman-Citizens' Aide and requires the Ombudsman-Citizens' Aide to appoint two assistants for education and investigation duties relating to public access laws.

**HB 2229 peace officers; memorial board; composition**  
**(Rep. Konopnicki) (Laws 2006, Chapter 64)**

Adds the Director of the Department of Corrections and the Director of the Arizona Criminal Justice Commission to the membership of the Peace Officers Memorial Board. Additionally authorizes the chairman to appoint to additional members who have relatives who are peace officers who have lost their lives in the line of duty.

**HB 2100 personalized veteran special license plates**  
**(Rep. McClure) (Laws 2006, Chapter 377)**

Stipulates that a veteran's special license plate request may be combined with a request for a personalized special plate and establishes a \$50 initial fee for the plate combination and a \$25 annual renewal fee.

Effective, December 31, 2008, requires that the name of the state at the top of a license plate not be obscured.

**HB 2174 photo enforcement; signage**  
**(Rep. Robson) (Laws 2006, Chapter 188)**

Requires that state agencies and local authorities adopt specified standards for posting signage and equipment if the agency or local authority is using a photo enforcement system to identify persons who violate laws relating to speed limits or traffic control devices.

**HB 2080 planning and zoning; utility corridors**  
**(Rep. Robson) (Laws 2006, Chapter 91)**

By December 31, 2008, requires municipal general planning and zoning plans to include a public utilities element showing general plans for rights-of-way, easements and corridors for local utilities and public utilities. Requires this element to be developed in conjunction with affected utility companies and consistent with terminology, usage and definitions prescribed by the Corporation Commission.

**SB 1269 private contractors; vehicle parking; enforcement**  
**(Sen. Jarrett) (Laws 2006, Chapter 231)**

Allows a local authority to appoint municipally approved private contractors for the enforcement of local ordinances and regulations relating to vehicle parking.

**SB 1209 public meetings; minutes; web site**  
**(Sen. Johnson) (Laws 2006, Chapter 294)**

Requires cities and towns with a population of 2,500 or more persons who have websites to post notices and minutes of public meetings on their websites.

**HB 2702 Rio Nuevo; shared revenue**  
**(Rep. Huffman) (Laws 2006, Chapter 376)**

Extends the diversion of state transaction privilege tax revenues to the Rio Nuevo Multipurpose Facilities District for an additional 12 years and stipulates that tax revenues shall not be used for the construction or administration of municipal buildings unless the building will be used for the purpose of fire or public safety facilities.

**HB 2389 school bus signs**  
**(Rep. Pierce) (Laws 2006, Chapter 276)**

Exempts school buses from covering markings indicating that the vehicle is a school bus if any of the following conditions apply: the bus is being driven to or from school for school sponsored academic activities; the school bus is being driven to or from school for school sponsored vocational and technological education; or the school bus is being driven to or from school for school sponsored athletic trips or extracurricular activities.

**HB 2615 school crossings; traffic violation; assessment**  
**(Rep. Nelson) (Laws 2006, Chapter 286)**

Establishes a special assessment equal to the civil penalty for a school crossing violation if the violation occurs during school hours, or while children are going to or leaving school during opening or closing hours.

**SB 1444 sentencing; third felony offense**  
**(Sen. Verschoor) (Laws 2006, Chapter 177)**

Requires the court to impose the presumptive sentence or a life term of probation, up to one year of which may be spent in a county jail, for sex offenders who fail to register, and renders the sex offenders ineligible for suspended, committed or concurrent sentences.

**SB 1230 sex offenders; address verification**  
**(Sen. Huppenthal) (Laws 2006, Chapter 160)**

Requires MVD to update DPS daily with the current addresses of registered sex offenders.

**SB 1292 single solicitation; construction services contracts**  
**(Sen. Verschoor) (Laws 2006, Chapter 163)**

Allows multiple contracts for job-order-contracting construction services to be procured in a single solicitation for horizontal construction.

**HB 2257 state claims; technical correction**  
**(Rep. Tully) (Laws 2006, Chapter 328)**

Appropriates \$211,413.54 from the state General Fund to the Arizona Department of Administration for the payment of various claims made against state agencies. Transfers \$94,110.00 from the Corrections Fund and \$3,859.07 from the Risk Management Fund to the state General Fund for the payment of various claims made against state agencies.

**HB 2206 state highway fund bonds**  
**(Rep. Biggs) (Laws 2006, Chapter 284)**

Removes the prohibition against the Board issuing highway bonds if the amount of bonds outstanding exceeds \$1.3B.

**SB 1166 stopping vehicles on highways**  
**(Sen. Verschoor) (Laws 2006, Chapter 84)**

Establishes the conditions under which public transportation vehicles may be permitted to stop on a controlled access highway.

**HB 2712 tax decisions; distribution**  
**(Rep. Yarborough) (Laws 2006, Chapter 244)**

Establishes guidelines for making tax decisions available to the public.

**SB 1242 traffic ticket enforcement assistance program**  
**(Sen. Huppenthal) (Laws 2006, Chapter 296)**

Expands the Traffic Ticket Enforcement Assistance Program to include boating violations and reduces the delinquent monetary obligation threshold for refusing registration renewal from \$200 to \$100. Requires MVD to notify all registered owners of a record, by first class mail at the most recent address, of the refusal to renew registration due to a failure to appear or pay a fine by a registered owner. Permits the court to waive its right to request that the Department refuse to renew a vehicle registration if they determine the registered owner is not the person responsible for the alleged violation or failure to appear.

**HB 2208 unlawful operation of a motor vehicle; death or serious injury**  
**(Rep. Biggs) (Laws 2006, Chapter 297)**

Establishes the crimes of causing death by use of a vehicle and causing serious physical injury by use of a vehicle. Establishes restitution for civil traffic violations.

**SB 1445 use fuel taxes; civil penalties**  
**(Sen. Verschoor) (Laws 2006, Chapter 224)**

Imposes a civil penalty on persons who purchase diesel fuel for a commercial motor vehicle but pay the lesser tax imposed on diesel fuel for light class motor vehicles. Prohibits denial of a refund to a fuel vendor for diesel fuel tax paid by the vendor at the commercial rate but sold and taxed at the light class rate.

**SB 1220 vehicle dealer regulations; exceptions**  
**(Sen. Leff) (Laws 2006, Chapter 220)**

Exempts from licensure and regulation by the MVD of an owner of a classic car or historic vehicle who is selling the car or vehicle titled in the owner's name in Arizona prior to December 31, 2005.

**HB 2727 White Mountain Apache tribe plates**  
**(Rep. Konopnicki) (Laws 2006, Chapter 290)**

Establishes the White Mountain Apache Tribe special license plate, the professional baseball special license plate and the fallen officer special license plate. Sets forth requirements for the design and issuance of each of these license plates.

## **Transportation-Related Budget Legislation**

*Sorted by Short Title*

<b>SHORT TITLE</b>	<b>BILL NUMBER</b>	<b>CHAPTER LAW</b>
budget procedures; budget reconciliation (Rep. Weiers)	HB 2866	346
capital outlay; fiscal year 2006-2007 (Rep. Weiers)	HB 2865	345
environmental protection; budget reconciliation (Rep. Weiers)	HB 2869	349
general appropriations; fiscal year 2006-2007 (Rep. Weiers)	HB 2863	344
general revenues; budget reconciliation	HB 2871	351

## **Transportation-Related Budget Legislative Summaries**

*Sorted by Short Title*

### **HB 2868 budget procedures; budget reconciliation (Rep. Weiers) (Laws 2006, Chapter 346)**

Makes various changes related to budget procedures within state government necessary to implement the FY 2006-2007 budget.

### **HB 2865 capital outlay; fiscal year 2006-2007 (Rep. Weiers) (Laws 2006, Chapter 345)**

Makes various appropriations for the maintenance and repair of state buildings and capital projects.

Establishes the State Transportation Acceleration Needs Account (STAN) to accelerate transportation projects already included in the twenty-year program.

STAN funds are to be apportioned statewide based on population as follows:

- 60% to Maricopa County
- 16% to Pima County
- 24% to the other counties

Includes \$1.1M to ADOT for intersection improvements and a fire suppression system at Williams Gateway and \$2.5M for the construction of modular housing at Grand Canyon Airport.

### **HB 2869 environmental protection; budget reconciliation (Rep. Weiers) (Laws 2006, Chapter 349)**

Establishes budget provisions for the State Parks Board, the State Land Department, statewide motor vehicle fleets, Department of Environmental Quality, Water Protection Fund Commission and the Department of Agriculture.

**HB 2863 general appropriations; fiscal year 2006-2007**  
**(Rep. Weiers) (Laws 2006, Chapter 344)**

Makes the following General Fund and other fund appropriations for FY 2006-2007 for the operation of state government:

AGENCY APPROPRIATION: \$414,831,800  
MOTOR VEHICLE DIVISION: \$ 97,828,500  
AERONAUTICS DIVISION: \$ 2,029,800

Includes \$307M for the State Transportation Acceleration Needs Account created under HB 2865 (see summary).

**HB 2871 general revenues; budget reconciliation**  
**(Rep. Weiers) (Laws 2006, Chapter 351)**

Makes various changes related to state revenues necessary to implement the FY 2006-2007 budget. For FY 2006-2007, delays lottery deposits into the Local Transportation Assistance Fund (LTAF) until General Fund deposits have reached \$37M (previously \$31M).

## **Transportation-Related Agency/Personnel Legislation**

**Sorted by Short Title**

<b>SHORT TITLE</b>	<b>BILL NUMBER</b>	<b>CHAPTER LAW</b>
ASRS deferred retirement; repeal (Rep. McClure)	HB 2340	12
ASRS; benefit election; spousal notification (Rep. Konopnicki)	HB 2082	103
ASRS; federal conforming changes (Sen. Martin)	SB 1168	157
ASRS; local termination incentive program (Rep. McClure)	HB 2103	106
ASRS; optional forms of retirement (Sen. Martin)	SB 1167	309
state employees; annual leave transfers (Rep. Konopnicki)	HB 2231	11

## **Transportation-Related Agency/Personnel Legislative Summaries**

**Sorted by Short Title**

### **HB 2340 ASRS; deferred retirement; repeal (Rep. McClure) (Laws 2006, Chapter 12)**

Repeals the ASRS modified Deferred Retirement Option Plan program.

### **HB 2082 ASRS; benefit election; spousal notification (Rep. Konopnicki) (Laws 2006, Chapter 103)**

Requires spousal notification when changing beneficiaries, annuitants or period certain and life annuity options, if the current spouse is the beneficiary or annuitant.

### **SB 1168 ASRS; federal and conforming changes (Sen. Martin) (Laws 2006, Chapter 157)**

Modifies ASRS statutes relating to military service purchase, minimum required distribution of retirement benefits and optional forms of retirement benefits to conform to federal requirements.

### **HB 2103 ASRS; local termination incentive program (Rep. McClure) (Laws 2006, Chapter 106)**

Renames the “retirement incentive program” as the “termination incentive program.”

**SB 1167 ASRS; optional forms of retirement**  
**(Sen. Martin) (Laws 2006, Chapter 309)**

Limits the ability of a retired member of the Arizona State Retirement System (ASRS) to alternate between retirement benefit options. Appropriates \$50,000 from the ASRS administration account in FY 2006-2007 to ASRS for implementation costs.

**HB 2231 state employees; annual leave transfers**  
**(Rep. Konopnicki) (Laws 2006, Chapter 11)**

Allows covered state employees to transfer annual leave to other state employees who have been seriously incapacitated and disabled by pregnancy or childbirth.

## **Transportation-Related Legislation**

*Sorted by Bill Number*

<b>BILL NUMBER</b>	<b>SHORT TITLE</b>	<b>CHAPTER LAW</b>
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HB 2060	military airport disclosure; residential property (Rep. Nelson)	90
HB 2080	planning and zoning; utility corridors (Rep. Robson)	91
HB 2100	personalized veteran special license plates (Rep. McClure)	377
HB 2106	certificates of foreign birth (Rep. Quelland)	20
HB 2136	local building construction; procedures (Rep. Nelson)	129
HB 2174	photo enforcement; signage (Rep. Robson)	188
HB 2206	state highway fund bonds (Rep. Biggs)	284
HB 2207	driver licenses; organ donor information (Rep. Biggs)	21
HB 2208	unlawful operation of a motor vehicle; death or serious injury (Rep. Biggs)	297
HB 2220	code enforcement officer; identifying information (Rep. Nelson)	298
HB 2229	peace officers; memorial board; composition (Rep. Konopnicki)	64
HB 2257	state claims; technical correction (Rep. Tully)	328
HB 2322	driving schools; limitation of hours (Rep. Allen)	23
HB 2335	agricultural trailers (Rep. McClure)	226
HB 2345	commercial driver licenses; motor carriers (Rep. Jones)	205
HB 2389	school bus signs (Rep. Pierce)	276
HB 2430	energy cost saving measures; requirements (Rep. Mason)	137
HB 2484	notary public; signatures of relatives (Rep. McComish)	208

HB 2590	ethanol; E85 motor fuel (Rep. Boone)	98
HB 2614	disclosure of personal information; MVD (Rep. Biggs)	304
HB 2615	school crossings; traffic violation; assessment (Rep. Nelson)	286
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HB 2649	firearms; possession; storage (Rep. Murphy)	288
HB 2691	engine braking; mufflers; noise levels (Rep. McCune Davis)	277
HB 2702	Rio Nuevo; shared revenue (Rep. Huffman)	376
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SB 1024	computer software agreements; ADOT (Sen. Waring)	27
SB 1027	chop shops; vehicle theft (Sen. Jarrett)	73
SB 1068	contractor sales tax; development fees (Sen. Martin)	386
SB 1166	stopping vehicles on highways (Sen. Verschoor)	84
SB 1181	automobile theft authority (Sen. Jarrett)	158
SB 1209	public meetings; minutes; web site (Sen. Johnson)	294
SB 1218	envelope permits; overdimensional permits (Sen. Verschoor)	219
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SB 1230	sex offenders; address verification (Sen. Huppenthal)	160
SB 1242	traffic ticket enforcement assistance program (Sen. Huppenthal)	296
SB 1269	private contractors; vehicle parking; enforcement (Sen. Jarrett)	231
SB 1275	breath testing devices; admissibility; ignition interlock installers (Sen. Gray)	271

<b>SB 1292</b>	<b>single solicitation; construction services contracts (Sen. Verschoor)</b>	<b>163</b>
<b>SB 1385</b>	<b>inactive state funds; elimination (Sen. Burns)</b>	<b>87</b>
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<b>SB 1444</b>	<b>sentencing; third felony offense (Sen. Verschoor)</b>	<b>177</b>
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## **Transportation-Related Legislative Summaries**

### **Sorted by Bill Number**

#### **HB 2024 government; anti identification theft assessment**

**(Rep. Robson) (Laws 2006, Chapter 117)**

Requires all state agencies to develop procedures to prevent identity theft and the unauthorized access or viewing of identifying personal information by unauthorized persons.

#### **HB 2056 military support; special license plates**

**(Rep. Nelson) (Laws 2006, Chapter 256)**

Requires ADOT to establish military support special license plates. Proceeds for the special license plate shall be distributed in the State Highway Fund (\$17) and in the Veteran's Donation Fund established in this article (\$8).

#### **HB 2060 military airport disclosure; residential property**

**(Rep. Nelson) (Laws 2006, Chapter 90)**

Requires sellers of residential real estate to provide disclosure to purchasers if the property being purchased is in the vicinity of a military airport or ancillary military airport as delineated on a map prepared by the State Land Department. Exempts those from reporting requirements who have already provide disclosure in a public notice prior to a sale.

#### **HB 2074 concealed weapons; training requirement**

**(Rep. Gray) (Laws 2006, Chapter 121)**

Permits a person to renew his or her permit to carry a concealed weapon (CCW permit) without attending a refresher training course and modifies the laws concerning recognition and reciprocity of CCW permits.

#### **HB 2080 planning and zoning; utility corridors**

**(Rep. Robson) (Laws 2006, Chapter 91)**

By December 31, 2008, requires municipal general planning and zoning plans to include a public utilities element showing general plans for rights-of-way, easements and corridors for local utilities and public utilities. Requires this element to be developed in conjunction with affected utility companies and consistent with terminology, usage and definitions prescribed by the Corporation Commission.

#### **HB 2100 personalized veteran special license pates**

**(Rep. McClure) (Laws 2006, Chapter 377)**

Stipulates that a veteran's special license plate request may be combined with a request for a personalized special plate and establishes a \$50 initial fee for the plate combination and a \$25 annual renewal fee.

Effective, December 31, 2008, requires that the name of the state at the top of a license plate not be obscured.

**HB 2106 certificates of foreign birth**  
**(Rep. Quelland) (Laws 2006, Chapter 20)**

Establishes a certificate of foreign birth for a person who is born in a foreign country, but has been adopted in the United States. To receive this certificate, a state court, an adoptive parent, or the adult adoptee must submit a decree finalizing the adoption along with a copy of the passport page showing the IR-3 to the State Registrar. If the adoptee does not have an IR-3 stamped passport, the applicant, court or adoptive parent shall submit an original state of Arizona certificate of adoption, a certified court order of adoption or a court order recognizing an adoption that has taken place out of state. Specifies that a certificate of foreign birth must show the country of birth and state that the certificate is not evidence of United States citizenship.

**HB 2136 local building construction procedures**  
**(Rep. Nelson) (Laws 2006, Chapter 129)**

Requires a city, town or county to authorize the design and construction of a building in accordance with Title 34 relating to public buildings; assuming that bonds for such purpose were awarded at an election. Outlines publishing procedures for the intent to receive bids and contracts for public building construction.

**HB 2164 motorist coverage; claims; time limits**  
**(Rep. Carpenter) (Laws 2006, Chapter 107)**

Requires a person to notify an insurer of intent to pursue an uninsured or underinsured motorist coverage claim within three years of the date of the accident with exceptions. Clarifies notification procedures and time limits.

**HB 2174 photo enforcement; signage**  
**(Rep. Robson) (Laws 2006, Chapter 188)**

Requires that state agencies and local authorities adopt specified standards for posting signage and equipment if the agency or local authority is using a photo enforcement system to identify persons who violate laws relating to speed limits or traffic control devices.

**HB 2206 state highway fund bonds**  
**(Rep. Biggs) (Laws 2006, Chapter 284)**

Removes the prohibition against the Board issuing highway bonds if the amount of bonds outstanding exceeds \$1.3B.

**HB 2207 driver licenses; organ donor information**  
**(Rep. Biggs) (Laws 2006, Chapter 21)**

Requires ADOT to transfer any records of those people who have indicated that they are organ donors on their driver licenses to an organ procurement organization that is located in this state, meets the requirements of the Public Health Service Act and that maintains an anatomical gift registry. The transfer must be completed by June 30, 2006.

**HB 2208 unlawful operation of a motor vehicle; death or serious injury**  
**(Rep. Biggs) (Laws 2006, Chapter 297)**

Establishes the crimes of causing death by use of a vehicle and causing serious physical injury by use of a vehicle. Establishes restitution for civil traffic violations.

**HB 2220 code enforcement officer; identifying information**  
**(Rep. Nelson) (Laws 2006, Chapter 298)**

Authorizes code enforcement officers to submit an affidavit to the county recorder, county assessor, county treasurer and MVD requesting the restriction of public access to personal identifying information.

**HB 2229 peace officers; memorial board; composition**  
**(Rep. Konopnicki) (Laws 2006, Chapter 64)**

Adds the Director of the Department of Corrections and the Director of the Arizona Criminal Justice Commission to the membership of the Peace Officers Memorial Board. Additionally authorizes the chairman to appoint to additional members who have relatives who are peace officers who have lost their lives in the line of duty.

**HB 2257 state claims; technical correction**  
**(Rep. Tully) (Laws 2006, Chapter 328)**

Appropriates \$211,413.54 from the state General Fund to the Arizona Department of Administration for the payment of various claims made against state agencies. Transfers \$94,110.00 from the Corrections Fund and \$3,859.07 from the Risk Management Fund to the state General Fund for the payment of various claims made against state agencies.

**HB 2322 driving schools; limitation of hours**  
**(Rep. Allen) (Laws 2006, Chapter 23)**

Requires that defensive driving school classes not exceed a total of four and one-half hours, including any testing, reviewing and grading related to the defensive driving school class.

**HB 2335 agricultural trailers**  
**(Rep. McClure) (Laws 2006, Chapter 226)**

Allows a farm vehicle, horse trailer, power unit or wheeled equipment to exceed vehicle length restrictions if used in combination with two other units, if the combination does not exceed 65 feet in length. Requires the farm vehicle or horse trailer to be the middle vehicle and weigh as much as or greater than the rear vehicle.

**HB 2345 commercial driver licenses; motor carriers**  
**(Rep. Jones) (Laws 2006, Chapter 205)**

Makes various changes to commercial driver license statutes to conform to federal regulations. Stipulates that commercial drivers be required to attend defensive driving school if they are found guilty of a moving violation while operating a commercial vehicle.

Redirects Safety Enforcement Transportation Infrastructure Fund (SETIF) monies from vehicle safety enforcement and transportation facility maintenance near the Arizona-Mexico border to procurement costs for an automated systems and electronic equipment designed to relieve congestion at Arizona-Mexico ports of entry. Allows the Director to establish a fee schedule,

based on number of axles, to be applied to the registration of foreign vehicles. Proceeds from fees shall be deposited into SETIF.

### **HB 2389 school bus signs**

**(Rep. Pierce) (Laws 2006, Chapter 276)**

Exempts school buses from covering markings indicating that the vehicle is a school bus if any of the following conditions apply: the bus is being driven to or from school for school sponsored academic activities; the school bus is being driven to or from school for school sponsored vocational and technological education; or the school bus is being driven to or from school for school sponsored athletic trips or extracurricular activities.

### **HB 2430 energy cost saving measures; requirements**

**(Rep. Mason) (Laws 2006, Chapter 137)**

Increases the contract terms for energy cost savings measures to 25 years and removes the 8-year payback requirements for solar energy measures.

### **HB 2484 notary public; signatures of relatives**

**(Rep. McComish) (Laws 2006, Chapter 208)**

Authorizes a notary public to authorize the signature of relatives by marriage or adoption, except where a notarial act would be unlawful for business purposes.

### **HB 2590 ethanol; E85 motor fuel**

**(Rep. Boone) (Laws 2006, Chapter 98)**

Places ethanol blend E85 and biodiesel blends in the definition of motor fuel, provides reporting requirements to the Arizona Department of Weights and Measures and requires producers and retailers to post specified ethanol blend E85 information for vehicle owners. Allows state, municipality or school district fleet managers to earn credits toward the state mandate of alternative fuel vehicle purchases by purchasing biodiesel, diesel substitute or an ethanol or methanol blend. Stipulates that the fuel credit be calculated as one vehicle credit for every: a) 450 gallons of neat biodiesel. b) 2,250 gallons of diesel substitute., c) 530 gallons of E85.

### **HB 2614 disclosure of personal information; MVD**

**(Rep. Biggs) (Laws 2006, Chapter 304)**

Enacts the language of the federal Driver Privacy Protection Act (DPPA) into Arizona Revised Statutes, Title 28. Outlines specific consumer protections and the circumstances and actions to be undertaken by ADOT in disclosing personal information.

### **HB 2615 school crossings; traffic violation; assessment**

**(Rep. Nelson) (Laws 2006, Chapter 286)**

Establishes a special assessment equal to the civil penalty for a school crossing violation if the violation occurs during school hours, or while children are going to or leaving school during opening or closing hours.

### **HB 2622 MVD third party fees; retention**

**(Rep. Konopnicki) (Laws 2006, Chapter 287)**

Clarifies and adds to the circumstances in which ADOT reimburses third party providers for various services. Increases the bond amount required from a person who is applying to operate as an authorized third party service provider.

**HB 2649 firearms; possession; storage**  
**(Rep. Murphy) (Laws 2006, Chapter 288)**

Prohibits the state, excluding the Legislature, and any state agency or political subdivision from enacting or implementing any law, rule or ordinance relating to the possession or storage of firearms, other than provided for in statute. Establishes certain exceptions for any state, county or municipal judicial department, law enforcement agency or prosecutorial agency and for political subdivisions.

**HB 2691 engine braking; mufflers; noise levels**  
**(Rep. McCune Davis) (Laws 2006, Chapter 277)**

Requires the exhaust systems of commercial motor vehicles to be properly equipped with sound reduction devices.

**HB 2702 Rio Nuevo; shared revenue**  
**(Rep. Huffman) (Laws 2006, Chapter 376)**

Extends the diversion of state transaction privilege tax revenues to the Rio Nuevo Multipurpose Facilities District for an additional 12 years and stipulates that tax revenues shall not be used for the construction or administration of municipal buildings unless the building will be used for the purpose of fire or public safety facilities.

**HB 2712 tax decisions; distribution**  
**(Rep. Yarborough) (Laws 2006, Chapter 244)**

Establishes guidelines for making tax decisions available to the public.

**HB 2727 White Mountain Apache tribe plates**  
**(Rep. Konopnicki) (Laws 2006, Chapter 290)**

Establishes the White Mountain Apache Tribe special license plate, the professional baseball special license plate and the fallen officer special license plate. Sets forth requirements for the design and issuance of each of these license plates.

**HB 2779 hazardous disclosure; property**  
**(Rep. Reagan) (Laws 2006, Chapter 384)**

Specifies requirements for a third-party provider of a real property hazards disclosure report and the specific disclosures provided in the report.

**HB 2796 motorized electric; gas powered vehicles**  
**(Rep. Prezelski) (Laws 2006, Chapter 292)**

Exempts motorized electric or gas powered bicycles or tricycles from vehicle registration, certificate of title, license tax, emissions testing requirements. Permits the use of motorized vehicles without a driver license, and allows such vehicles to travel in the right-of-way reserved for bicycles.

**SB 1024 computer software agreements; ADOT**  
**(Sen. Waring) (Laws 2006, Chapter 27)**

Allows ADOT to share and exchange computer software that is developed by the Department with other agencies and jurisdictions.

**SB 1027 chop shops; vehicle theft**  
**(Sen. Jarrett) (Laws 2006, Chapter 73)**

Classifies the theft of a vehicle engine or transmission as a Class 4 felony regardless of the value of the surrounding vehicle. Prohibits a person from knowingly buying, selling, transferring or possessing a motor vehicle part knowing that the motor vehicle identification number has been removed or defaced unlawfully.

**SB 1068 contractor sales tax; development fees**  
**(Sen. Martin) (Laws 200, Chapter 386)**

Provides an exemption from transaction privilege tax and municipal tax for local and state development and impact fees associated with prime contracting.

**SB 1166 stopping vehicles on highways**  
**(Sen. Verschoor) (Laws 2006, Chapter 84)**

Establishes the conditions under which public transportation vehicles may be permitted to stop on a controlled access highway.

**SB 1181 automobile theft authority**  
**(Sen. Jarrett) (Laws 2006, Chapter 158)**

Allows designees to serve on the Arizona Automobile Theft Authority in the place of specified members. Removes an insurance fee exemption for vehicles over 26,000 pounds.

**SB 1209 public meetings; minutes; web site**  
**(Sen. Johnson) (Laws 2006, Chapter 294)**

Requires cities and towns with a population of 2,500 or more persons who have websites to post notices and minutes of public meetings on their websites.

**SB 1218 envelope permits; overdimensional permits**  
**(Sen. Verschoor) (Laws 2006, Chapter 219)**

Specifies that local authorities issuing excess size and weight permits must provide the applicable ordinances and permits in writing to the Arizona Department of Transportation. States that ADOT must electronically publish the Department's rules relating to excess size and weight permits, envelope permits and overdimensional permits in the same or similar format used by ADOT to publish the ordinances and rules of local authorities.

Renames the Overdimensional Permit Advisory Council as the Overdimensional Permit Council.

Specifies that if a local authority does not issue excess size and weight permits governing the movement of excess size and weight vehicles, then ADOT's rules apply.

Requires escort vehicle operators to complete an escort vehicle training and certification program. Requires the content of the program to meet Commercial Vehicle Safety Alliance or equivalent requirements. Additionally requires repeat training and certification requirements every four years.

**SB 1220 vehicle dealer regulations; exceptions**  
**(Sen. Leff) (Laws 2006, Chapter 220)**

Exempts from licensure and regulation by the MVD of an owner of a classic car or historic vehicle who is selling the car or vehicle titled in the owner's name in Arizona prior to December 31, 2005.

**SB 1230 sex offenders; address verification**  
**(Sen. Huppenthal) (Laws 2006, Chapter 160)**

Requires MVD to update DPS daily with the current addresses of registered sex offenders.

**SB 1242 traffic ticket enforcement assistance program**  
**(Sen. Huppenthal) (Laws 2006, Chapter 296)**

Expands the Traffic Ticket Enforcement Assistance Program to include boating violations and reduces the delinquent monetary obligation threshold for refusing registration renewal from \$200 to \$100. Requires MVD to notify all registered owners of a record, by first class mail at the most recent address, of the refusal to renew registration due to a failure to appear or pay a fine by a registered owner. Permits the court to waive its right to request that the Department refuse to renew a vehicle registration if they determine the registered owner is not the person responsible for the alleged violation or failure to appear.

**SB 1269 private contractors; vehicle parking; enforcement**  
**(Sen. Jarrett) (Laws 2006, Chapter 231)**

Allows a local authority to appoint municipally approved private contractors for the enforcement of local ordinances and regulations relating to vehicle parking.

**SB 1275 breath testing devices; admissibility; ignition interlock installers**  
**(Sen. Gray) (Laws 2006, Chapter 271)**

Requires ADOT to adopt rules to certify ignition interlock device (IID) manufacturers and installers. Requires MVD to notify persons who have an IID that they have thirty days to obtain another IID installer if MVD cancels the certification.

**SB 1292 single solicitation; construction services contracts**  
**(Sen. Verschoor) (Laws 2006, Chapter 163)**

Allows multiple contracts for job-order-contracting construction services to be procured in a single solicitation for horizontal construction.

**SB 1385 inactive state funds; elimination**  
**(Sen. Burns) (Laws 2006, Chapter 87)**

Requires the Arizona Department of Administration or applicable state agency to eliminate and delete 116 "inactive" state funds. Any remaining monies in these funds will revert to the state General Fund.

**SB 1407 ombudsman citizens' aid; public access laws**  
**(Sen. Burns) (Laws 2006, Chapter 370)**

Appropriates \$185,000 from the state General Fund in FY 2006-07 to the Office of the Ombudsman-Citizens' Aide and requires the Ombudsman-Citizens' Aide to appoint two assistants for education and investigation duties relating to public access laws.

**SB 1444 sentencing; third felony offense**  
**(Sen. Verschoor) (Laws 2006, Chapter 177)**

Requires the court to impose the presumptive sentence or a life term of probation, up to one year of which may be spent in a county jail, for sex offenders who fail to register, and renders the sex offenders ineligible for suspended, committed or concurrent sentences.

**SB 1445 use fuel taxes; civil penalties**  
**(Sen. Verschoor) (Laws 2006, Chapter 224)**

Imposes a civil penalty on persons who purchase diesel fuel for a commercial motor vehicle but pay the lesser tax imposed on diesel fuel for light class motor vehicles. Prohibits denial of a refund to a fuel vendor for diesel fuel tax paid by the vendor at the commercial rate but sold and taxed at the light class rate.

## **Transportation-Related Budget Legislation**

*Sorted by Bill Number*

<b>BILL NUMBER</b>	<b>SHORT TITLE</b>	<b>CHAPTER LAW</b>
HB 2863	general appropriations; fiscal year 2006-2007 (Rep. Weiers)	344
HB 2865	capital outlay; fiscal year 2006-2007 (Rep. Weiers)	345
HB 2866	budget procedures; budget reconciliation (Rep. Weiers)	346
HB 2869	environmental protection; budget reconciliation (Rep. Weiers)	349
HB 2871	general revenues; budget reconciliation	351

## **Transportation-Related Budget Legislative Summaries**

*Sorted by Bill Number*

### **HB 2863 general appropriations; fiscal year 2006-2007 (Rep. Weiers) (Laws 2006, Chapter 344)**

Makes the following General Fund and other fund appropriations for FY 2006-2007 for the operation of state government:

AGENCY APPROPRIATION: \$414,831,800  
MOTOR VEHICLE DIVISION: \$ 97,828,500  
AERONAUTICS DIVISION: \$ 2,029,800

Includes \$307M for the State Transportation Acceleration Needs Account created under HB 2865 (see below).

### **HB 2865 capital outlay; fiscal year 2006-2007 (Rep. Weiers) (Laws 2006, Chapter 345)**

Makes various appropriations for the maintenance and repair of state buildings and capital projects.

Establishes the State Transportation Acceleration Needs Account to accelerate transportation projects already included in the twenty-year program.

STAN funds are to be apportioned statewide based on population as follows:

- 60% to Maricopa County
- 16% to Pima County
- 24% to the other counties

Includes \$1.1M to ADOT for intersection improvements and a fire suppression system at Williams Gateway and \$2.5M for the construction of modular housing at Grand Canyon Airport.

**HB 2868 budget procedures; budget reconciliation**

**(Rep. Weiers) (Laws 2006, Chapter 346)**

Makes various changes related to budget procedures within state government necessary to implement the FY 2006-2007 budget.

**HB 2869 environmental protection; budget reconciliation**

**(Rep. Weiers) (Laws 2006, Chapter 349)**

Establishes budget provisions for the State Parks Board, the State Land Department, statewide motor vehicle fleets, Department of Environmental Quality, Water Protection Fund Commission and the Department of Agriculture.

**HB 2871 general revenues; budget reconciliation**

**(Rep. Weiers) (Laws 2006, Chapter 351)**

Makes various changes related to state revenues necessary to implement the FY 2006-2007 budget. For FY 2006-2007, delays lottery deposits into the Local Transportation Assistance Fund (LTAF) until General Fund deposits have reached \$37M (previously \$31M).

## **Transportation-Related Agency/Personnel Legislation**

*Sorted by Bill Number*

<b>BILL NUMBER</b>	<b>SHORT TITLE</b>	<b>CHAPTER LAW</b>
HB 2082	ASRS; benefit election; spousal notification (Rep. Konopnicki)	103
HB 2103	ASRS; local termination incentive program (Rep. McClure)	106
HB 2231	state employees; annual leave transfers (Rep. Konopnicki)	11
HB 2340	ASRS deferred retirement; repeal (Rep. McClure)	12
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SB 1168	ASRS; federal conforming changes (Sen. Martin)	157

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### **HB 2103 ASRS; local termination incentive program** (Rep. McClure) (Laws 2006, Chapter 106)

Renames the “retirement incentive program” as the “termination incentive program.

### **HB 2231 state employees; annual leave transfers** (Rep. Konopnicki) (Laws 2006, Chapter 11)

Allows covered state employees to transfer annual leave to other state employees who have been seriously incapacitated and disabled by pregnancy or childbirth.

### **HB 2340 ASRS; deferred retirement; repeal** (Rep. McClure) (Laws 2006, Chapter 12)

Repeals the ASRS modified Deferred Retirement Option Plan program.

**SB 1167 ASRS; optional forms of retirement**  
**(Sen. Martin) (Laws 2006, Chapter 309)**

Limits the ability of a retired member of the Arizona State Retirement System (ASRS) to alternate between retirement benefit options. Appropriates \$50,000 from the ASRS administration account in FY 2006-2007 to ASRS for implementation costs.

**SB 1168 ASRS; federal and conforming changes**  
**(Sen. Martin) (Laws 2006, Chapter 157)**

Modifies ASRS statutes relating to military service purchase, minimum required distribution of retirement benefits and optional forms of retirement benefits to conform to federal requirements.

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384	HB 2779	hazardous disclosure; property (Rep. Reagan)
386	SB 1068	contractor sales tax; development fees (Sen. Martin)

***Transportation-Related Legislative Summaries***  
***Sorted by Chapter Law***

**HB 2106 certificates of foreign birth**  
**(Rep. Quelland) (Laws 2006, Chapter 20)**

Establishes a certificate of foreign birth for a person who is born in a foreign country, but has been adopted in the United States. To receive this certificate, a state court, an adoptive parent, or the adult adoptee must submit a decree finalizing the adoption along with a copy of the passport page showing the IR-3 to the State Registrar. If the adoptee does not have an IR-3 stamped passport, the applicant, court or adoptive parent shall submit an original state of Arizona certificate of adoption, a certified court order of adoption or a court order recognizing an adoption that has taken place out of state. Specifies that a certificate of foreign birth must show the country of birth and state that the certificate is not evidence of United States citizenship.

**HB 2207 driver licenses; organ donor information**  
**(Rep. Biggs) (Laws 2006, Chapter 21)**

Requires ADOT to transfer any records of those people who have indicated that they are organ donors on their driver licenses to an organ procurement organization that is located in this state, meets the requirements of the Public Health Service Act and that maintains an anatomical gift registry. The transfer must be completed by June 30, 2006.

**HB 2322 driving schools; limitation of hours**  
**(Rep. Allen) (Laws 2006, Chapter 23)**

Requires that defensive driving school classes not exceed a total of four and one-half hours, including any testing, reviewing and grading related to the defensive driving school class.

**SB 1024 computer software agreements; ADOT**  
**(Sen. Waring) (Laws 2006, Chapter 27)**

Allows ADOT to share and exchange computer software that is developed by the Department with other agencies and jurisdictions.

**HB 2229 peace officers; memorial board; composition**  
**(Rep. Konopnicki) (Laws 2006, Chapter 64)**

Adds the Director of the Department of Corrections and the Director of the Arizona Criminal Justice Commission to the membership of the Peace Officers Memorial Board. Additionally

authorizes the chairman to appoint to additional members who have relatives who are peace officers who have lost their lives in the line of duty.

**SB 1027 chop shops; vehicle theft**

**(Sen. Jarrett) (Laws 2006, Chapter 73)**

Classifies the theft of a vehicle engine or transmission as a Class 4 felony regardless of the value of the surrounding vehicle. Prohibits a person from knowingly buying, selling, transferring or possessing a motor vehicle part knowing that the motor vehicle identification number has been removed or defaced unlawfully.

**SB 1166 stopping vehicles on highways**

**(Sen. Verschoor) (Laws 2006, Chapter 84)**

Establishes the conditions under which public transportation vehicles may be permitted to stop on a controlled access highway.

**SB 1385 inactive state funds; elimination**

**(Sen. Burns) (Laws 2006, Chapter 87)**

Requires the Arizona Department of Administration or applicable state agency to eliminate and delete 116 "inactive" state funds. Any remaining monies in these funds will revert to the state General Fund.

**HB 2060 military airport disclosure; residential property**

**(Rep. Nelson) (Laws 2006, Chapter 90)**

Requires sellers of residential real estate to provide disclosure to purchasers if the property being purchased is in the vicinity of a military airport or ancillary military airport as delineated on a map prepared by the State Land Department. Exempts those from reporting requirements who have already provide disclosure in a public notice prior to a sale.

**HB 2080 planning and zoning; utility corridors**

**(Rep. Robson) (Laws 2006, Chapter 91)**

By December 31, 2008, requires municipal general planning and zoning plans to include a public utilities element showing general plans for rights-of-way, easements and corridors for local utilities and public utilities. Requires this element to be developed in conjunction with affected utility companies and consistent with terminology, usage and definitions prescribed by the Corporation Commission.

**HB 2590 ethanol; E85 motor fuel**

**(Rep. Boone) (Laws 2006, Chapter 98)**

Places ethanol blend E85 and biodiesel blends in the definition of motor fuel, provides reporting requirements to the Arizona Department of Weights and Measures and requires producers and retailers to post specified ethanol blend E85 information for vehicle owners. Allows state, municipality or school district fleet managers to earn credits toward the state mandate of alternative fuel vehicle purchases by purchasing biodiesel, diesel substitute or an ethanol or methanol blend. Stipulates that the fuel credit be calculated as one vehicle credit for every: a) 450 gallons of neat biodiesel. b) 2,250 gallons of diesel substitute., c) 530 gallons of E85.

**HB 2024 government; anti identification theft assessment**  
**(Rep. Robson) (Laws 2006, Chapter 117)**

Requires all state agencies to develop procedures to prevent identity theft and the unauthorized access or viewing of identifying personal information by unauthorized persons.

**HB 2136 local building construction procedures**  
**(Rep. Nelson) (Laws 2006, Chapter 129)**

Requires a city, town or county to authorize the design and construction of a building in accordance with Title 34 relating to public buildings; assuming that bonds for such purpose were awarded at an election. Outlines publishing procedures for the intent to receive bids and contracts for public building construction.

**HB 2430 energy cost saving measures; requirements**  
**(Rep. Mason) (Laws 2006, Chapter 137)**

Increases the contract terms for energy cost savings measures to 25 years and removes the 8-year payback requirements for solar energy measures.

**SB 1181 automobile theft authority**  
**(Sen. Jarrett) (Laws 2006, Chapter 158)**

Allows designees to serve on the Arizona Automobile Theft Authority in the place of specified members. Removes an insurance fee exemption for vehicles over 26,000 pounds.

**SB 1230 sex offenders; address verification**  
**(Sen. Huppenthal) (Laws 2006, Chapter 160)**

Requires MVD to update DPS daily with the current addresses of registered sex offenders.

**SB 1292 single solicitation; construction services contracts**  
**(Sen. Verschoor) (Laws 2006, Chapter 163)**

Allows multiple contracts for job-order-contracting construction services to be procured in a single solicitation for horizontal construction.

**SB 1444 sentencing; third felony offense**  
**(Sen. Verschoor) (Laws 2006, Chapter 177)**

Requires the court to impose the presumptive sentence or a life term of probation, up to one year of which may be spent in a county jail, for sex offenders who fail to register, and renders the sex offenders ineligible for suspended, committed or concurrent sentences.

**HB 2174 photo enforcement; signage**  
**(Rep. Robson) (Laws 2006, Chapter 188)**

Requires that state agencies and local authorities adopt specified standards for posting signage and equipment if the agency or local authority is using a photo enforcement system to identify persons who violate laws relating to speed limits or traffic control devices.

**HB 2345 commercial driver licenses; motor carriers**  
**(Rep. Jones) (Laws 2006, Chapter 205)**

Makes various changes to commercial driver license statutes to conform to federal regulations. Stipulates that commercial drivers be required to attend defensive driving school if they are found guilty of a moving violation while operating a commercial vehicle.

Redirects Safety Enforcement Transportation Infrastructure Fund (SETIF) monies from vehicle safety enforcement and transportation facility maintenance near the Arizona-Mexico border to procurement costs for an automated systems and electronic equipment designed to relieve congestion at Arizona-Mexico ports of entry. Allows the Director to establish a fee schedule, based on number of axles, to be applied to the registration of foreign vehicles. Proceeds from fees shall be deposited into SETIF.

**HB 2484 notary public; signatures of relatives**  
**(Rep. McComish) (Laws 2006, Chapter 208)**

Authorizes a notary public to authorize the signature of relatives by marriage or adoption, except where a notarial act would be unlawful for business purposes.

**SB 1218 envelope permits; overdimensional permits**  
**(Sen. Verschoor) (Laws 2006, Chapter 219)**

Specifies that local authorities issuing excess size and weight permits must provide the applicable ordinances and permits in writing to the Arizona Department of Transportation. States that ADOT must electronically publish the Department's rules relating to excess size and weight permits, envelope permits and overdimensional permits in the same or similar format used by ADOT to publish the ordinances and rules of local authorities.

Renames the Overdimensional Permit Advisory Council as the Overdimensional Permit Council.

Specifies that if a local authority does not issue excess size and weight permits governing the movement of excess size and weight vehicles, then ADOT's rules apply.

Requires escort vehicle operators to complete an escort vehicle training and certification program. Requires the content of the program to meet Commercial Vehicle Safety Alliance or equivalent requirements. Additionally requires repeat training and certification requirements every four years.

**SB 1220 vehicle dealer regulations; exceptions**  
**(Sen. Leff) (Laws 2006, Chapter 220)**

Exempts from licensure and regulation by the MVD of an owner of a classic car or historic vehicle who is selling the car or vehicle titled in the owner's name in Arizona prior to December 31, 2005.

**SB 1445 use fuel taxes; civil penalties**  
**(Sen. Verschoor) (Laws 2006, Chapter 224)**

Imposes a civil penalty on persons who purchase diesel fuel for a commercial motor vehicle but pay the lesser tax imposed on diesel fuel for light class motor vehicles. Prohibits denial of a

refund to a fuel vendor for diesel fuel tax paid by the vendor at the commercial rate but sold and taxed at the light class rate.

### **HB 2335 agricultural trailers**

**(Rep. McClure) (Laws 2006, Chapter 226)**

Allows a farm vehicle, horse trailer, power unit or wheeled equipment to exceed vehicle length restrictions if used in combination with two other units, if the combination does not exceed 65 feet in length. Requires the farm vehicle or horse trailer to be the middle vehicle and weigh as much as or greater than the rear vehicle.

### **SB 1269 private contractors; vehicle parking; enforcement**

**(Sen. Jarrett) (Laws 2006, Chapter 231)**

Allows a local authority to appoint municipally approved private contractors for the enforcement of local ordinances and regulations relating to vehicle parking.

### **HB 2712 tax decisions; distribution**

**(Rep. Yarborough) (Laws 2006, Chapter 244)**

Establishes guidelines for making tax decisions available to the public.

### **HB 2056 military support; special license plates**

**(Rep. Nelson) (Laws 2006, Chapter 256)**

Requires ADOT to establish military support special license plates. Proceeds for the special license plate shall be distributed in the State Highway Fund (\$17) and in the Veteran's Donation Fund established in this article (\$8).

### **HB 2395 fire suppression; land department; appropriations**

**(Rep. Pierce) (Laws 2006, Chapter 269)**

Appropriates a total of \$6.2 million from the state General Fund in FY 2005-2006 to the State Land Department for expenses of fire suppression, including repayment for outstanding fire expenses.

### **SB 1275 breath testing devices; admissibility; ignition interlock installers**

**(Sen. Gray) (Laws 2006, Chapter 271)**

Requires ADOT to adopt rules to certify ignition interlock device (IID) manufacturers and installers. Requires MVD to notify persons who have an IID that they have thirty days to obtain another IID installer if MVD cancels the certification.

### **HB 2389 school bus signs**

**(Rep. Pierce) (Laws 2006, Chapter 276)**

Exempts school buses from covering markings indicating that the vehicle is a school bus if any of the following conditions apply: the bus is being driven to or from school for school sponsored academic activities; the school bus is being driven to or from school for school sponsored vocational and technological education; or the school bus is being driven to or from school for school sponsored athletic trips or extracurricular activities.

**HB 2691 engine braking; mufflers; noise levels**  
**(Rep. McCune Davis) (Laws 2006, Chapter 277)**

Requires the exhaust systems of commercial motor vehicles to be properly equipped with sound reduction devices.

**HB 2206 state highway fund bonds**  
**(Rep. Biggs) (Laws 2006, Chapter 284)**

Removes the prohibition against the Board issuing highway bonds if the amount of bonds outstanding exceeds \$1.3B.

**HB 2615 school crossings; traffic violation; assessment**  
**(Rep. Nelson) (Laws 2006, Chapter 286)**

Establishes a special assessment equal to the civil penalty for a school crossing violation if the violation occurs during school hours, or while children are going to or leaving school during opening or closing hours.

**HB 2622 MVD third party fees; retention**  
**(Rep. Konopnicki) (Laws 2006, Chapter 287)**

Clarifies and adds to the circumstances in which ADOT reimburses third party providers for various services. Increases the bond amount required from a person who is applying to operate as an authorized third party service provider.

**HB 2649 firearms; possession; storage**  
**(Rep. Murphy) (Laws 2006, Chapter 288)**

Prohibits the state, excluding the Legislature, and any state agency or political subdivision from enacting or implementing any law, rule or ordinance relating to the possession or storage of firearms, other than provided for in statute. Establishes certain exceptions for any state, county or municipal judicial department, law enforcement agency or prosecutorial agency and for political subdivisions.

**HB 2727 White Mountain Apache tribe plates**  
**(Rep. Konopnicki) (Laws 2006, Chapter 290)**

Establishes the White Mountain Apache Tribe special license plate, the professional baseball special license plate and the fallen officer special license plate. Sets forth requirements for the design and issuance of each of these license plates.

**HB 2796 motorized electric; gas powered vehicles**  
**(Rep. Prezelski) (Laws 2006, Chapter 292)**

Exempts motorized electric or gas powered bicycles or tricycles from vehicle registration, certificate of title, license tax, emissions testing requirements. Permits the use of motorized vehicles without a driver license, and allows such vehicles to travel in the right-of-way reserved for bicycles.

**SB 1209 public meetings; minutes; web site**  
**(Sen. Johnson) (Laws 2006, Chapter 294)**

Requires cities and towns with a population of 2,500 or more persons who have websites to post notices and minutes of public meetings on their websites.

**SB 1242 traffic ticket enforcement assistance program**  
**(Sen. Huppenthal) (Laws 2006, Chapter 296)**

Expands the Traffic Ticket Enforcement Assistance Program to include boating violations and reduces the delinquent monetary obligation threshold for refusing registration renewal from \$200 to \$100. Requires MVD to notify all registered owners of a record, by first class mail at the most recent address, of the refusal to renew registration due to a failure to appear or pay a fine by a registered owner. Permits the court to waive its right to request that the Department refuse to renew a vehicle registration if they determine the registered owner is not the person responsible for the alleged violation or failure to appear.

**HB 2208 unlawful operation of a motor vehicle; death or serious injury**  
**(Rep. Biggs) (Laws 2006, Chapter 297)**

Establishes the crimes of causing death by use of a vehicle and causing serious physical injury by use of a vehicle. Establishes restitution for civil traffic violations.

**HB 2220 code enforcement officer; identifying information**  
**(Rep. Nelson) (Laws 2006, Chapter 298)**

Authorizes code enforcement officers to submit an affidavit to the county recorder, county assessor, county treasurer and MVD requesting the restriction of public access to personal identifying information.

**HB 2614 disclosure of personal information; MVD**  
**(Rep. Biggs) (Laws 2006, Chapter 304)**

Enacts the language of the federal Driver Privacy Protection Act (DPPA) into Arizona Revised Statutes, Title 28. Outlines specific consumer protections and the circumstances and actions to be undertaken by ADOT in disclosing personal information.

**HB 2257 state claims; technical correction**  
**(Rep. Tully) (Laws 2006, Chapter 328)**

Appropriates \$211,413.54 from the state General Fund to the Arizona Department of Administration for the payment of various claims made against state agencies. Transfers \$94,110.00 from the Corrections Fund and \$3,859.07 from the Risk Management Fund to the state General Fund for the payment of various claims made against state agencies.

**SB 1407 ombudsman citizens' aid; public access laws**  
**(Sen. Burns) (Laws 2006, Chapter 370)**

Appropriates \$185,000 from the state General Fund in FY 2006-07 to the Office of the Ombudsman-Citizens' Aide and requires the Ombudsman-Citizens' Aide to appoint two assistants for education and investigation duties relating to public access laws.

**HB 2702 Rio Nuevo; shared revenue**  
**(Rep. Huffman) (Laws 2006, Chapter 376)**

Extends the diversion of state transaction privilege tax revenues to the Rio Nuevo Multipurpose Facilities District for an additional 12 years and stipulates that tax revenues shall not be used for the construction or administration of municipal buildings unless the building will be used for the purpose of fire or public safety facilities.

**HB 2100 personalized veteran special license plates**  
**(Rep. McClure) (Laws 2006, Chapter 377)**

Stipulates that a veteran's special license plate request may be combined with a request for a personalized special plate and establishes a \$50 initial fee for the plate combination and a \$25 annual renewal fee.

Effective, December 31, 2008, requires that the name of the state at the top of a license plate not be obscured.

**HB 2779 hazardous disclosure; property**  
**(Rep. Reagan) (Laws 2006, Chapter 384)**

Specifies requirements for a third-party provider of a real property hazards disclosure report and the specific disclosures provided in the report.

**SB 1068 contractor sales tax; development fees**  
**(Sen. Martin) (Laws 200, Chapter 386)**

Provides an exemption from transaction privilege tax and municipal tax for local and state development and impact fees associated with prime contracting.

## **Transportation-Related Budget Legislation**

*Sorted by Chapter Law*

<b>CHAPTER LAW</b>	<b>BILL NUMBER</b>	<b>SHORT TITLE</b>
344	HB 2863	general appropriations; fiscal year 2006-2007 (Rep. Weiers)
345	HB 2865	capital outlay; fiscal year 2006-2007 (Rep. Weiers)
346	HB 2866	budget procedures; budget reconciliation (Rep. Weiers)
349	HB 2869	environmental protection; budget reconciliation (Rep. Weiers)
351	HB 2871	general revenues; budget reconciliation

## **Transportation-Related Budget Legislative Summaries**

*Sorted by Bill Number*

### **HB 2863 general appropriations; fiscal year 2006-2007**

**(Rep. Weiers) (Laws 2006, Chapter 344)**

Makes the following General Fund and other fund appropriations for FY 2006-2007 for the operation of state government:

AGENCY APPROPRIATION: \$414,831,800

MOTOR VEHICLE DIVISION: \$ 97,828,500

AERONAUTICS DIVISION: \$ 2,029,800

Includes \$307M for the State Transportation Acceleration Needs Account created under HB 2865 (see below).

### **HB 2865 capital outlay; fiscal year 2006-2007**

**(Rep. Weiers) (Laws 2006, Chapter 345)**

Makes various appropriations for the maintenance and repair of state buildings and capital projects.

Establishes the State Transportation Acceleration Needs Account to accelerate transportation projects already included in the twenty-year program.

STAN funds are to be apportioned statewide based on population as follows:

- 60% to Maricopa County

- 16% to Pima County
- 24% to the other counties

Includes \$1.1M to ADOT for intersection improvements and a fire suppression system at Williams Gateway and \$2.5M for the construction of modular housing at Grand Canyon Airport.

**HB 2868 budget procedures; budget reconciliation**  
**(Rep. Weiers) (Laws 2006, Chapter 346)**

Makes various changes related to budget procedures within state government necessary to implement the FY 2006-2007 budget.

**HB 2869 environmental protection; budget reconciliation**  
**(Rep. Weiers) (Laws 2006, Chapter 349)**

Establishes budget provisions for the State Parks Board, the State Land Department, statewide motor vehicle fleets, Department of Environmental Quality, Water Protection Fund Commission and the Department of Agriculture.

**HB 2871 general revenues; budget reconciliation**  
**(Rep. Weiers) (Laws 2006, Chapter 351)**

Makes various changes related to state revenues necessary to implement the FY 2006-2007 budget. For FY 2006-2007, delays lottery deposits into the Local Transportation Assistance Fund (LTAF) until General Fund deposits have reached \$37M (previously \$31M).

## **Transportation-Related Agency/Personnel Legislation**

*Sorted by Chapter Law*

<b>CHAPTER LAW</b>	<b>BILL NUMBER</b>	<b>SHORT TITLE</b>
11	HB 2231	state employees; annual leave transfers (Rep. Konopnicki)
12	HB 2340	ASRS deferred retirement; repeal (Rep. McClure)
103	HB 2082	ASRS; benefit election; spousal notification (Rep. Konopnicki)
106	HB 2103	ASRS; local termination incentive program (Rep. McClure)
157	SB 1168	ASRS; federal conforming changes (Sen. Martin)
309	SB 1167	ASRS; optional forms of retirement (Sen. Martin)

## **Transportation-Related Agency/Personnel Legislative Summaries**

*Sorted by Chapter Law*

### **HB 2231 state employees; annual leave transfers (Rep. Konopnicki) (Laws 2006, Chapter 11)**

Allows covered state employees to transfer annual leave to other state employees who have been seriously incapacitated and disabled by pregnancy or childbirth.

### **HB 2340 ASRS; deferred retirement; repeal (Rep. McClure) (Laws 2006, Chapter 12)**

Repeals the ASRS modified Deferred Retirement Option Plan program.

### **HB 2082 ASRS; benefit election; spousal notification (Rep. Konopnicki) (Laws 2006, Chapter 103)**

Requires spousal notification when changing beneficiaries, annuitants or period certain and life annuity options, if the current spouse is the beneficiary or annuitant.

### **HB 2103 ASRS; local termination incentive program**

**(Rep. McClure) (Laws 2006, Chapter 106)**

Renames the “retirement incentive program” as the “termination incentive program.”

**SB 1168 ASRS; federal and conforming changes**

**(Sen. Martin) (Laws 2006, Chapter 157)**

Modifies ASRS statutes relating to military service purchase, minimum required distribution of retirement benefits and optional forms of retirement benefits to conform to federal requirements.

**SB 1167 ASRS; optional forms of retirement**

**(Sen. Martin) (Laws 2006, Chapter 309)**

Limits the ability of a retired member of the Arizona State Retirement System (ASRS) to alternate between retirement benefit options. Appropriates \$50,000 from the ASRS administration account in FY 2006-2007 to ASRS for implementation costs.

## **Transportation-Related Vetoed Legislation**

### **BILL NUMBER**

HB 2005  
HB 2006  
HB 2650  
HB 2661

### **SHORT TITLE**

federal monies; deposit (Rep. Tully)  
appropriation; budget stabilization fund  
appropriation of federal monies  
state employees; pay increase

## **Transportation-Related Vetoed Legislation**

### **HB 2005 federal monies; deposit (Rep. Tully)**

Retroactive to May 1, 2005, requires that unrestricted federal monies, received May 1, 2005, through June 30, 2006, be deposited in the state General Fund to be used for the payment of essential government services.

### **HB 2006 appropriation; budget stabilization fund (Rep. Tully)**

Retroactive to July 1, 2005, appropriates \$314 million from the state General Fund in FY 2005-2006 to the Budget Stabilization Fund

### **HB 2650 appropriation of federal monies (Rep. Murphy)**

Requires the receipt of all federal funds to be accounted for in a system to be determined by the Department of Administration. Provides the Legislature with the authority to appropriate and determine the use for noncustodial federal funds. Funds not appropriated by the Legislature shall be used in a manner consistent with state and federal law. If the amount appropriated by the federal government exceeds the state appropriation, the federal appropriation shall be reduced accordingly. All excess funds shall be transmitted to the State Treasurer for deposit into the agency account.

### **\*HB 2661 state employees; pay increase (Rep. Konopnicki)**

Appropriates \$51,738,300 in FY 2005-06 and \$169,079,000 in FY 2006-07 from the to provide lump-sum and performance based pay increases to state employees averaging 6.3%.

*\*HB 2661 was line-item vetoed. The Governor struck a provision in the legislation that would have uncovered all employees who are hired into a position with a grade 24 or higher after December 31, 2006.*