



**53rd Legislature,
2nd Regular Session**



**Arizona Department of Transportation
Legislative Summaries
2018**

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**Information for Legislative Summaries was gathered from Arizona Legislative Information System, Legislative staff, and bill language.*

***Official copies of all 2018 Chapter Laws and complete files of action for public review are available on-line at www.azleg.gov*



Government Relations

Douglas A. Ducey, Governor
John S. Halikowski, Director
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206 S. 17th Ave.
Phoenix, AZ 85007

June 25, 2018

John S. Halikowski, Director
Arizona Department of Transportation
206 S. 17th Avenue. MD 100A
Phoenix, Arizona 85007

Subject: 2018 Legislative Summaries

Dear Director Halikowski:

Attached is the final summary of the transportation-related legislation considered during the Second Regular Session of the 53rd Legislature. The Second Regular Session ended on May 3, 2018, lasting 85 days. During the session, 1,206 bills, resolutions, and memorials were introduced, of which 346 were signed or filed into law and 23 were vetoed. Of these legislative proposals, 55 bills impacting the Arizona Department of Transportation (ADOT) were approved by the Arizona Legislature and signed by Governor Ducey.

This document and *Final Summaries* from previous years can be found online at: <http://www.azdot.gov/about/GovernmentRelations/legislative-summaries>

Full legislative chapter text, fact sheets, and other legislative information and links can be found at: <http://www.azleg.gov/>

Unless otherwise specified, the general effective date for legislation enacted during the Second Regular Session is August 3, 2018.

Sincerely,

Your 2018 Legislative Team

**53rd Legislature, First Regular Session
Legislative Members**

District	Senate	House
1	Karen Fann (R)	Noel Campbell (R) David Stringer (R)
2	Andrea Dalessandro (D)	Rosanna Gabaldon (D) Daniel Hernandez (D)
3	Olivia Cajero Bedford (D)	Sally Ann Gonzales (D) Macario Saldate IV (D)
4	Lisa Otondo (D)	Charlene Fernandez (D) Gerae Peten (D)
5	Sonny Borrelli (R)	Regina Cobb (R) Paul Mosley (R)
6	Sylvia Allen (R)	Brenda Barton (R) Bob Thorpe (R)
7	Jamescita Peshlakai (D)	Wenona Benally (D) Eric Descheenie (D)
8	Frank Pratt (R)	T.J. Shope (R) David Cook (R)
9	Steve Farley (D)	Randy Friese (D) P. Powers Hannley (D)
10	David Bradley (D)	Kirsten Engel (D) Todd Clodfelter (R)
11	Steve Smith (R)	Mark Finchem (R) Vince Leach (R)
12	Warren Petersen (R)	Eddie Farnsworth (R) Travis Grantham (R)
13	Sine Kerr (R)	Darin Mitchell (R) Timothy Dunn (R)
14	Gail Griffin (R)	Drew John (R) Becky Nutt (R)
15	Nancy Barto (R)	Heather Carter (R) John Allen (R)
16	David Farnsworth (R)	Kelly Townsend (R) Doug Coleman (R)

17	Steve Yarbrough (R)	Javan "J.D." Mesnard (R) Jeff Weninger (R)
18	Sean Bowie (D)	Jill Norgaard (R) Mitzi Epstein (D)
19	Lupe Chavira Contreras (D)	Mark Cardenas (D) Diego Espinoza (D)
20	Kimberly Yee (R)	Paul Boyer (R) Anthony Kern (R)
21	Debbie Lesko (R)	Tony Rivero (R) Kevin Payne (R)
22	Judy Burges (R)	David Livingston (R) Ben Toma (R)
23	John Kavanagh (R)	Michelle Ugenti-Rita (R) Jay Lawrence (R)
24	Katie Hobbs (D)	Lela Alston (D) Ken Clark (D)
25	Bob Worsley (R)	Russell Bowers (R) Michelle Udall (R)
26	Juan Mendez (D)	Isela Blanc (D) Athena Salman (D)
27	Catherine Miranda (D)	Rebecca Rios (D) Reginald Bolding (D)
28	Kate Brophy McGee (R)	Maria Syms (R) Kelli Butler (D)
29	Martin Quezada (D)	Richard Andrade (D) Cesar Chavez (D)
30	Robert Meza (D)	Ray Martinez (D) Otoniel Navarette (D)

ADOT-Related Legislation

Sorted by Bill Number

BILL NUMBER	SHORT TITLE	CHAPTER	ACTION
HB 2004	ASRS; waiting period; repeal	N/A	VETOED
HB 2027	Alternative fuel special plates; veterans	131	SIGNED
HB 2062	Permits; licenses; denials; agency hearings	N/A	VETOED
HB 2065	Public meetings; definitions; penalties	229	SIGNED
HB 2079	Single axle tow dolly; definition	9	SIGNED
HB 2092	Police vehicles; HOV lanes	N/A	VETOED
HB 2154	Personal information; data security breaches	177	SIGNED
HB 2155	Notaries public; immigration law; prohibition	34	SIGNED
HB 2166	Vehicle fees; alternative fuel VLT	265	SIGNED
HB 2169	Driving violations; restricted licenses; penalties	113	SIGNED
HB 2178	Secretary of state; notary public	13	SIGNED
HB 2189	Prisoners; dedicated discharge account; use	69	SIGNED
HB 2238	Administrative decisions; review; scope	180	SIGNED
HB 2243	Wrong-way driving; violation; DUI	81	SIGNED
HB 2272	Unmanned aircraft; emergencies; immunity	116	SIGNED
HB 2304	Public buildings; omnibus	155	SIGNED
HB 2305	Vehicle dealers; franchise regulations	182	SIGNED
HB 2306	Towing companies; insurance companies; owners	236	SIGNED
HB 2307	Scrap vehicles; sales	298	SIGNED
HB 2312	Setting aside conviction; requirements	83	SIGNED
HB 2317	Disability plates; permanent placards	15	SIGNED
HB 2342	Off-highway vehicles; definition; user indicia	184	SIGNED
HB 2412	Leave of absence; day; definition	95	SIGNED

BILL NUMBER	SHORT TITLE	CHAPTER	ACTION
HB 2422	Personal delivery devices	306	SIGNED
HB 2455	Commercial vehicles definition; driver licenses	307	SIGNED
HB 2510	Auto dealers; task force; fund	308	SIGNED
HB 2521	Vehicle size, weight and load	242	SIGNED
HB 2522	Traffic violations; penalties	310	SIGNED
HB 2523	Administrative hearings; procedures	N/A	VETOED
HB 2575	License; nonoperating identification; homeless veterans	271	SIGNED
HB 2649	Public meetings; recordings; postings; definition	321	SIGNED
HB 2650	Commercial license; defensive driving school	322	SIGNED
HB 2652	Electric bicycles; definition; use	324	SIGNED
HB 2656	Electronic wills and trusts	328	SIGNED
SB 1065	Commercial vehicles; ports of entry	248	SIGNED
SB 1140	Certificates of authority; video service	331	SIGNED
SB 1162	Silver alert notification; developmental disability	39	SIGNED
SB 1200	Transportation revisions	260	SIGNED
SB 1203	Vehicle towing	147	SIGNED
SB 1207	Lease authority; airports; air terminals	26	SIGNED
SB 1208	ATVs; off-highway vehicles	163	SIGNED
SB 1260	Law enforcement officers; interviews; rights	216	SIGNED
SB 1273	Administrative proceedings; rules; contested cases	337	SIGNED
SB 1287	ADOT revisions	166	SIGNED
SB 1293	Department of revenue; administrative efficiency	338	SIGNED
SB 1376	Landlord tenant act; personal property	127	SIGNED
SB 1382	TPT; online lodging marketplace; registration	189	SIGNED
SB 1390	TPT; additional rate; education	74	SIGNED
SB 1401	Ignition interlock device; installer; manufacturer	105	SIGNED
SB 1409	TPT; prime contracting; alteration; replacement	341	SIGNED

BILL NUMBER	SHORT TITLE	CHAPTER	ACTION
SB 1436	Prohibition; criminal history; occupational regulation	193	SIGNED
SB 1455	Civil traffic violations; procedures; penalties	224	SIGNED
SB 1498	AZPOST; membership; training; AMBER alert	345	SIGNED
SB 1502	Ignition interlock device; incarceration credits	109	SIGNED
SB 1520	General appropriations act; 2018-2019	276	SIGNED
SB 1522	Capital outlay; appropriations; 2018-2019	277	SIGNED
SB 1524	Budget procedures; budget reconciliation; 2018-2019	279	SIGNED
SB 1529	Revenues; budget reconciliation; 2018-2019	283	SIGNED

ADOT-Related Legislation
Sorted by Bill Chapter

CHAPTER	SHORT TITLE	BILL NUMBER	ACTION
9	Single axle tow dolly; definition	HB 2079	SIGNED
13	Secretary of state; notary public	HB 2178	SIGNED
15	Disability plates; permanent placards	HB 2317	SIGNED
26	Lease authority; airports; air terminals	SB 1207	SIGNED
34	Notaries public; immigration law; prohibition	HB 2155	SIGNED
39	Silver alert notification; developmental disability	SB 1162	SIGNED
69	Prisoners dedicated discharge account; use	HB 2189	SIGNED
74	TPT; additional rate; education	SB 1390	SIGNED
81	Wrong-way driving; violation; DUI	HB 2243	SIGNED
83	Setting aside conviction; requirements	HB 2312	SIGNED
95	Leave of absence; day; definition	HB 2412	SIGNED
105	Ignition interlock device; installer; manufacturer	SB 1401	SIGNED
109	Ignition interlock device; incarceration credits	SB 1502	SIGNED
113	Driving violations; restricted licenses; penalties	HB 2169	SIGNED
116	Unmanned aircraft; emergencies; immunity	HB 2272	SIGNED
127	Landlord tenant act; personal property	SB 1376	SIGNED
131	Alternative fuel special plates; veterans	HB 2027	SIGNED
147	Vehicle towing	SB 1203	SIGNED
155	Public buildings; omnibus	HB 2304	SIGNED
163	ATVs; off-highway vehicles	SB 1208	SIGNED
166	ADOT revisions	SB 1287	SIGNED
177	Personal information; data security breaches	HB 2154	SIGNED
180	Administrative decisions; review; scope	HB 2238	SIGNED

CHAPTER	SHORT TITLE	BILL NUMBER	ACTION
182	Vehicle dealers; franchise regulations	HB 2305	SIGNED
184	Off-highway vehicles; definition; user indicia	HB 2342	SIGNED
189	TPT; online lodging marketplace; registration	SB 1382	SIGNED
193	Prohibition; criminal history; occupational regulation	SB 1436	SIGNED
216	Law enforcement officers; interviews; rights	SB 1260	SIGNED
224	Civil traffic violations; procedures; penalties	SB 1455	SIGNED
229	Public meetings; definition; penalties	HB 2065	SIGNED
236	Towing companies; insurance companies; owners	HB 2306	SIGNED
242	Vehicle size, weight and load	HB 2521	SIGNED
248	Commercial vehicles; ports of entry	SB 1065	SIGNED
260	Transportation revisions	SB 1200	SIGNED
265	Vehicle fees; alternative fuel VLT	HB 2166	SIGNED
271	License; nonoperating identification; homeless veterans	HB 2575	SIGNED
276	General appropriations act; 2018-2019	SB 1520	SIGNED
277	Capital outlay; appropriations; 2018-2019	SB 1522	SIGNED
279	Budget procedures; budget reconciliation; 2018-2019	SB 1524	SIGNED
283	Revenues; budget reconciliation; 2018-2019	SB 1529	SIGNED
298	Scrap vehicles; sales	HB 2307	SIGNED
302	HOV lanes; emergency vehicles	HB 2383	SIGNED
306	Personal delivery devices	HB 2422	SIGNED
307	Commercial vehicles; definition; driver licenses	HB 2455	SIGNED
308	Auto dealers; task force; fund	HB 2510	SIGNED
310	Traffic violations; penalties	HB 2522	SIGNED
321	Public meetings; recordings; posting; definition	HB 2649	SIGNED
322	Commercial license; defensive driving school	HB 2650	SIGNED

CHAPTER	SHORT TITLE	BILL NUMBER	ACTION
324	Electric bicycles; definition; use	HB 2652	SIGNED
328	Electronic wills and trusts	HB 2656	SIGNED
331	Certificates of authority; video service	SB 1140	SIGNED
337	Administrative proceedings; rules; contested cases	SB 1273	SIGNED
338	Department of revenue; administrative efficiency	SB 1293	SIGNED
341	TPT; prime contracting; alteration; replacement	SB 1409	SIGNED

ADOT-related Legislative Summaries

Signed or Filed

Sorted by Bill Number

HB 2027—alternative fuel special plates; veterans (Laws 2018, Chapter 131)

This bill allows ADOT to issue alternative fuel stickers to owners of eligible vehicles who have veteran special plates so that they may access the HOV lane without having to give up their veteran special plate (MVD estimates there are currently three vehicle owners who have the veteran plate and an eligible vehicle, but that number may rise after the new law goes into effect).

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461662>

HB 2065—public meetings; definition; penalties (Laws 2018, Chapter 229)

This bill makes changes to open meeting law, including: requiring the minutes to include vote records and the originator of various proposals, permits the Attorney General to initiate proceedings against a member who violates open meeting law, permits a civil penalty to be imposed on a member who knowingly violates open meeting law, forbids a public body from paying a civil penalty imposed on a member, and expands the definition of “meeting” to include email communications between a quorum of members of a public body.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462169>

HB 2079—single axle tow dolly; definition (Laws 2018, Chapter 9)

This bill redefines the term “single axle tow dolly” and removes the phrase from the definition of “trailer” or “semi-trailer.”

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460487>

HB 2154—personal information; data security breaches (Laws 2018, Chapter 177)

This bill clarifies the requirements for an entity that owns or licenses data to notify the Attorney General’s office of any breaches that put personal information at risk.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461941>

HB 2155—notaries public; immigration law; prohibition (Laws 2018, Chapter 34)

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This bill prohibits a public notary who isn't an attorney from providing any service for compensation that could be considered immigration law and requires the Secretary of State's office to impose a civil penalty of \$1,000 for any violation.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460651>

HB 2166—vehicle fees; alternative fuel VLT (Laws 2018, Chapter 265)

This bill requires the Director to set a fee that will be paid when an individual registers their vehicle. The fee will pay for the entire cost of the Department of Public Safety's highway patrol. Additionally, the bill also creates greater parity between regular and alternative fuel vehicles—which currently pay vehicle license tax (VLT) by a formula based on 1% of MSRP—regarding how much they pay in VLT. Beginning in 2020, VLT will be paid as follows:

Regular Vehicles

- By a formula based on 60% of MSRP

Alternative Fuel Vehicles

- For those vehicles purchased before January 1, 2020: by a formula based on 10% of MSRP
- For those vehicles purchased after January 1, 2020 and weighing 10,000 pounds or less: by a formula based on 30% of MSRP
- For those vehicles purchased after January 1, 2020 and exceeding 10,000 pounds: by a formula based on 60% of MSRP, just like regular vehicles.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462376>

HB 2169—driving violations; restricted license; penalties (Laws 2018, Chapter 113)

This bill outlines permitted travel for a restricted driver license or permit holder (exempting CDL holders from this permitted travel), allows for additional options to restrict a person's driving privilege, limits mandatory license suspension for failing to appear to criminal complaints, gives the court jurisdiction to dismiss a charge of driving under a suspended license in certain circumstances, reduces the charge for driving under a suspended license from a Class 1 misdemeanor to a civil traffic violation if the suspension or restriction was due to failure to pay expenses or failure to appear and from a Class 2 misdemeanor to a civil traffic violation if the restriction was due to corrective lens requirements, repeals the requirement for ADOT to suspend the registration and license plates of an individual who has failed to provide evidence of financial responsibility for a vehicle, and removes driving on a suspended driver license as grounds for law enforcement to impound or immobilize a motor vehicle.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461448>

HB 2178—secretary of state; notary public (Laws 2018, Chapter 13)

This bill requires any notary public who resigns to submit their resignation to the Secretary of State, requires the Secretary of State to adopt various standards for electronic notarization, allows notaries to accept documents with an electronic signature, and makes various other changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460491>

HB 2189—prisoners; dedicated discharge account; use (Laws 2018, Chapter 69)

This bill increases the maximum balance in a prisoner’s dedicated discharge account from \$100 to \$250 and allows those monies to be used for the issuance of a driver license or state-issued identification card.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461023>

HB 2238—administrative decisions; review; scope (Laws 2018, Chapter 180)

This bill requires a court to decide on all questions of law without regard for agency precedent when an action is brought either by or against a regulated individual or entity.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461955>

HB 2243—wrong-way driving; violation; DUI (Laws 2018, Chapter 81)

This bill creates a civil traffic violation for driving the wrong way on a controlled-access highway, and requires an individual found guilty of said offense to pay a civil fine of \$500 and attend a mandatory Traffic Survival School course. Furthermore, it also creates a new aggravated DUI offense for any individual who drives the wrong way while impaired on any public highway or road —the new DUI offense is a Class Four felony that could result in up to 2 ½ years in jail and up to \$150,000 in surcharges), with a guaranteed minimum of 4 months of incarceration.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461198>

HB 2272—unmanned aircraft; emergencies; immunity (Laws 2018, Chapter 116)

This bill makes the state and its subdivisions liable for any damage caused by the use of an unmanned aircraft during emergency or emergency support duties by the state or its subdivisions.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461467>

HB 2304—public buildings; omnibus (Laws 2018, Chapter 155)

This bill allows an agency to employ specific procurement methods to hire an architect for work less than \$500,000 in value (an increase from the \$250,000 or less in current law) and pushes back the prohibition on procuring construction of highways or other transportation facilities using construction-manager-at-risk, design-build, or job-order-contracting delivery methods from 2020 to 2025—as well as

HB 2305—vehicle dealers’ franchise regulations (Laws 2018, Chapter 182)

This bill prohibits the manufacturer of a new motor vehicle from requiring a dealer to use the manufacturer's parts and accessories for a used motor vehicle unless the vehicle is part of a certified pre-owned vehicle program.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461968>

HB 2306—towing companies; insurance companies; owners (Laws 2018, Chapter 236)

This bill requires ADOT to develop standard forms for the release of a motor vehicle or release of liability for removal of a towed vehicle, requires proof of ownership be presented for the release of a vehicle, directs a towing company to release a vehicle to the owner on the day the request for release is provided, allows the request for release to be provided electronically, requires a towing company to allow for a variance of payment types, prohibits a towing company from assessing storage fees until the day a billing statement is issued and engaging in various other practices, and makes various other changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462177>

HB 2307—scrap vehicles; sales (Laws 2018, Chapter 298)

This bill allows a registered scrap metal dealer or licensed auto recycler to purchase a vehicle without obtaining a certificate of title if certain conditions are met, places requirements on the dealer or recycler at the time of purchase, requires certain information to be included on a signed statement from the seller (provided to ADOT when the Department can accept it electronically), requires the dealer or recycler to maintain a photocopy of the seller’s government-issued ID, places a three-day hold requirement before a dealer or recycler can scrap the vehicle, allows ADOT to create an electronic system that would enable a dealer or recycler to check whether a vehicle is stolen, prohibits a dealer or recycler from purchasing a vehicle that such a system shows to be stolen, requires a dealer or

recycler to report a list of all vehicles purchased for scrap on a given day to either ADOT or NMVTIS within 48 hours, establishes a civil penalty of \$1,000 for any dealer or recycler who knowingly or willingly fails to report said list, requires record retention of at least two years for the dealer or recycler and ten years for ADOT. The bill has a delayed effective date of October 1, 2020 and a conditional enactment clause tied to ADOT implementing a system that requires scrap metal dealers and auto recyclers to check for stolen vehicle status before purchasing a vehicle and a system for these industries to report acquired vehicles/parts electronically to the Department.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462950>

HB 2312—setting aside conviction; requirements (Laws 2018, Chapter 83)

This bill permits an application for setting aside a conviction to be made to the court in general instead of a specific judge, requires the convicted party be made aware of the set-aside option at the time of sentencing, prohibits the charging of a fee for such an application, outlines the factors that the court must consider in determining whether to set aside a conviction, outlines the situations where a set-aside is or is not appropriate, requires the Department of Public Safety to update the person’s record with notation of a set-aside, and makes various other changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461200>

HB 2317—disability plates; permanent placards (Laws 2018, Chapter 15)

This bill eliminates the **five-year** renewal process for a permanently disabled removable windshield placard and stipulates that the placard is valid for as long as the holder qualifies for it. The bill also instructs ADOT to conduct monthly checks against federal and state vital records databases, update the record to reflect any changes to a holder’s status, and provide record of any changes electronically to an authorized central law enforcement system database.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460494>

HB 2342—off-highway vehicles; definition; user indicia (Laws 2018, Chapter 184)

This bill creates an off-highway user decal for non-residents and excludes them from motor vehicle registration requirements, prohibits a resident or non-resident user from operating an off-highway vehicle (OHV) or ATV in Arizona without a decal, authorizes the Arizona Game & Fish Department to offer the indicia and use the monies generated (and their share of the OHV Recreational Fund monies) to administer the program.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461972>

HB 2412—leave of absence; day; definition (Laws 2018, Chapter 95)

This bill defines the term “day” as it pertains to leaves of absence for employees who are members of the National Guard or Reserve.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461353>

HB 2422—personal delivery devices (Laws 2018, Chapter 306)

This bill defines a personal delivery device, allows local authorities to adopt restrictions for safe usage, allows the operation of a personal delivery device on sidewalks and within crosswalks, gives personal delivery devices all road-related rights of pedestrians, and sets requirements for insurance coverage.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462965>

HB 2455—commercial vehicles; definition; driver licenses (Laws 2018, Chapter 307)

This bill instructs ADOT to require a person convicted of a DUI to attend and successfully complete a traffic survival school (TSS) course before their license can be reinstated, and it allows the Director to impose a civil penalty—rather than suspend or revoke a TSS provider’s license—for violations of statute or rules. For the purpose of defining which commercial vehicles are subject to state motor carrier safety laws, the bill also increases the gross vehicle weight rating limit for a commercial motor vehicle used for intrastate commerce from 18,001 pounds to 26,001 pounds.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462966>

HB 2510—auto dealers; task force; fund (Laws 2018, Chapter 308)

This bill establishes a Motor Vehicle Dealer Task Force within ADOT, requires the Task Force to meet quarterly, and reinstitutes the Motor Vehicle Dealer Fund into which civil violation penalties will be deposited, and instructs the Director to deposit any Fund monies beyond \$250,000 into the State Highway Fund.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462967>

HB 2521—vehicle size, weight and load (Laws 2018, Chapter 242)

This bill instructs ADOT and local authorities to provide reasonable access to oversized vehicles on the national network of highway routes that run through their jurisdictions, so long as the vehicles are of legal size and can safely travel on

the route. The bill also requires any proposed ordinance to be submitted to ADOT and then to the Over-dimensional Permit Council before it can take effect.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462197>

HB 2522—traffic violations; penalties (Laws 2018, Chapter 310)

This bill allows a court to order the suspension of a person’s driving privileges for up to 180 days (increased from the current 90 days) for a first-time moving violation that results in serious injury and for a full year (increased from the current 180 days) if a first-time violation results in death. The bill also increases restitution caps from \$10,000 to \$100,000 and the possible penalty from a Class 3 misdemeanor to a Class 1 misdemeanor, as well as makes other various changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462969>

HB 2575—license; nonoperating identification; homeless veterans (Laws 2018, Chapter 271)

This bill exempts homeless veterans (who either have no address or have an address that is a homeless shelter) from the fees associated with obtaining a driver license or non-operating identification card.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462530>

HB 2649—public meetings; recordings; posting; definition (Laws 2018, Chapter 321)

This bill requires licensing authorities to provide digital (audio) recordings of all meetings, except for executive sessions, and a) post these recordings on its website within five days and b) retain the recordings for three years.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462986>

HB 2650—commercial license; defensive driving school (Laws 2018, Chapter 322)

This bill instructs a court to allow a commercial driver license holder who is issued a civil traffic violation while operating a passenger vehicle to participate in a defensive driving diversion program, and also requires the court to send an abstract record of judgement to ADOT and not impose a civil penalty for the violation upon completion of the program.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462987>

HB 2652—electric bicycles; definition; use (Laws 2018, Chapter 324)

This bill defines the term “electric bicycle” and stipulates that the operator of such a device is subject to the same laws and privileges of a person riding a bicycle on Arizona’s roadways, unless otherwise stated in law. The bill also exempts electric bicycles from registration, VLT, license requirements, and vehicle insurance.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462989>

HB 2656—electronic wills and trusts (Laws 2018, Chapter 328)

This bill provides for the creation and maintenance of electronic wills and outlines the parameters for their valid use.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463003>

SB 1065—commercial vehicles; ports of entry (Laws 2018, Chapter 248)

This bill stipulates that monies placed in the State Highway Fund from the \$75 special overweight truck permit fee collected at the commercial ports of entry at Nogales, only be used for transportation projects within 20 miles of these ports of entry, as well as allows cities to enter into cooperative agreements that will provide their share of the \$75 weight permit fee monies to the State Highway Fund for these projects.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462223>

SB 1140—certificates of authority; video service (Laws 2018, Chapter 331)

This bill prohibits local governments from assessing a fee or tax for the use of highway rights-of-way to provide video service, but also outlines the requirements for a local government to charge a specific license fee and TPT to a video service provider based on no more than 5% of gross revenue received by the provider from local subscribers.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463006>

SB 1162—silver alert notification; developmental disability (Laws 2018, Chapter 39)

This bill permits a silver alert notification to be issued for a missing person who has a developmental disability and defines what constitutes a “developmental disability.”

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460793>

SB 1200—transportation revisions (Laws 2018, Chapter 260)

This bill eliminates roughly 20% of ADOT’s statutory rulemaking authority, repeals both the Parkways, Historic & Scenic Roadways Advisory Committee and the ADOT Medical Review Board, repeals various authorities of the Director that are no longer used, eliminates the three-test-per-year limit for regular driver license applicants, repeals outdated renewal by mail statutes, eliminates obsolete reporting requirements for the Financial Management Services division, and makes other various changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462326>

SB 1203—vehicle towing (Laws 2018, Chapter 147)

This bill transfers various towing-related statutes from Title 41 to Title 28 and restores the requirement that a person register with the Department of Public Safety before operating a tow truck.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461681>

SB 1207—lease authority airports; air terminals (Laws 2018, Chapter 26)

This bill extends the maximum period for which a city, town or ADOT can lease land to an airport for airport purposes to 50 years instead of 40 years—and also requires a two-thirds vote by the governing authority, prohibits the combined lease/renewal period from exceeding 100 years, and prohibits the reimbursement rate to the lessor from being less than the appraised rental value of the land minus capital improvements.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/460517>

SB 1208—ATVs; off-highway vehicles (Laws 2018, Chapter 163)

This bill increases the size of recreational off-highway vehicles that may qualify as ATVs from 65 inches and 1,800 pounds to 80 inches and 2,500 pounds and sets equipment requirements for a recreational off-highway vehicle to qualify as an ATV.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461862>

SB 1260—law enforcement officers; interviews; rights (Laws 2018, Chapter 216)

This bill allows a law enforcement officer’s representative to take notes during an interview related to an administrative investigation and to use those notes to assist in their defense of said investigation, stipulates that the notes are not to be considered an official record of an interview, allows the officer to discuss an interview with their representative and allows for disciplinary action if the officer or their representative releases information pertaining to the interview publicly without authorization.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462104>

SB 1273—administrative proceedings; rules; contested cases (Laws 2018, Chapter 337)

This bill permits a person to petition the Governor’s Regulatory Review Council to request a review of an agency’s policy, rule, or licensing requirement which the person believes to be unduly burdensome or not allowed by statute. The bill also requires the Council to review the policy, rule, or licensing requirement and allows it to reverse, modify or void any that are unduly burdensome or unnecessary to fulfil a valid health or public safety function or that applies to a profession for which the annual wage is no more than 200% of the federal poverty line.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463012>

SB 1287—ADOT revisions (Laws 2018, Chapter 166)

This bill allows the Director to establish a process to allow customers to receive ADOT notices or other correspondence via email, to set up secure, online financial accounts, and to comply with vision and photo update requirements for the purpose of applying for a credential via digital means. The bill also allows the Director to implement digital versions of credentials (such as driver licenses, registration cards, and license plates), to consult with the Arizona Medical Board and Arizona Optometry Board when setting vision or other health standards for those seeking a driver license, allows law enforcement officers to destroy confiscated credentials rather than mail them to MVD, allows a vehicle owner to apply for a credit for unused VLT, weight fees, or other payments to the Department which can then be deposited in an online financial account, clarifies the requirement for MVD to remove the suspension of a person’s license once they have complied with all court-ordered requirements, and makes various other changes. The provisions related to “plate and fee to owner” credits have a delayed effective date of October 1, 2019.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461875>

SB 1293—department of revenue; administrative efficiency (Laws 2018, Chapter 338)

This bill codifies a current arrangement between ADOT and the Arizona Department of Revenue that allows for the simultaneous collection of state and local vehicle use taxes at the time of registration or transfer of certificate of title. The bill also requires ADOR to provide ADOT with the means to calculate the local use taxes collected.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463013>

SB 1376—landlord tenant act; personal property (Laws 2018, Chapter 127)

This bill revises the process requiring a landlord to hold property for 14 days after abandonment and makes other changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461572>

SB 1382—TPT; online lodging marketplace; registration (Laws 2018, Chapter 189)

This bill requires all online lodging marketplaces to register with the Department of Revenue for a TPT license beginning in 2019, exempts transient lodging from the definition of “online lodging marketplace,” and prohibits the Rio Nuevo Multipurpose Facilities District from using TPT revenues to pay off debt service for bonds or contractual obligations incurred after certain dates in 2009.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461986>

SB 1390—TPT; additional rate; education (Laws 2018, Chapter 74)

This bill establishes an additional .06% TPT and use tax rate from 2021 to 2041 and stipulates that the additional TPT is not considered local revenues for the purposes of determining expenditure limits for school and community collect districts. The bill also appropriates over \$64 million in annual monies to the Classroom Site Fund, and makes further appropriations to the State General Fund, the Technology and Research Initiative Fund, the Workforce Development Account in each community college district, and various other recipients. Finally, the bill outlines the allowable usages for the Classroom Site Fund monies and establishes a tax credit to offset the increase in TPT.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461039>

SB 1401—ignition interlock device; installer; manufacturer (Laws 2018, Chapter 105)

This bill requires an ignition interlock manufacturer to report to ADOT in real-time a person’s failure to comply with requirements of interlock law (including failure to perform any set of three consecutive rolling retests), requires ADOT to extend an individual’s interlock restricted license for six month for a failure to perform such a set, outlines requirements for an interlock device’s certification, requires an interlock provider to have at least one service center per county, defines “rolling retest” and “circumvention,” and clarifies the definitions of “manufacturer” and “tampering.”

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461381>

SB 1409—TPT; prime contracting; alteration; replacement (Laws 2018, Chapter 341)

This bill specifies the prime contracting classification doesn’t include work or operations performed by a person that is not required to be licensed by the registrar of contractors, removes exceptions for a) projects in which the scope applies to more than 40% of the existing square footage of the property and b) projects in which the scope involves expanding the square footage by more than 10% of the property, and clarifies that contracts or obligations entered into prior to December 31st, 2018 are to be treated consistent with tax laws in effect prior to that date.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463016>

SB 1436—prohibition; criminal history; occupational regulation (Laws 2018, Chapter 193)

This bill allows a person to petition an agency for a determination as to whether the person’s criminal record will prevent them from receiving a credential, outlines information that must be included in the petition, lists specific rationales for which an agency can determine that a person’s criminal record will disqualify them from receiving a credential, exempts certain agencies from that specific list, requires the agency to make a determination within 90 days, and makes various other changes.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461990>

SB 1455—civil traffic violations; procedures; penalties (Laws 2018, Chapter 224)

This bill requires a complaint for a speeding violation to include identifying information regarding the defendant and other information related to the time and place of the incident, as well as sets various limitations on law enforcement

and the MVD (including the ability to consider the offense when suspending or revoking a driver license) when an offense is committed while riding a bicycle.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462146>

SB 1498—AZPOST; membership; training; AMBER alert (Laws 2018, Chapter 345)

This bill sets certain requirements for the certified law enforcement officers on AZPOST, permits AZPOST to provide training for emergency alert notification systems, and requires the Department of Public Safety to assist Indian tribes in implementing and testing an AMBER alert notification system.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/463020>

SB 1502—ignition interlock device; incarceration credits (Laws 2018, Chapter 109)

This bill instructs ADOT to reduce the time a person is required to have a functioning interlock device in their vehicle by the length of time that person is incarcerated for a drug-only DUI.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/461386>

ADOT-related Budget Review

SB 1520—general appropriations act; 2018-2019 (Laws 2018, Chapter 276)

This bill is the general appropriations act and:

- Specifies expenditures made by ADOT for vehicle and heavy equipment replacement can only be funded from the vehicle replacement line item and requires monies in the operating lump sum or other line items intended for this purpose to be transferred to the vehicle replacement line item before expenditure.
- Appropriates \$65,000 from the General Fund in FY 2019 to ADOT for distribution to the MAG for the establishment and maintenance of an intergovernmental cooperative agreement to administer and plan a Northwest Valley transit system.
- Exempts the \$2,530,000 appropriation to ADOT from the State Highway Fund for the Flagstaff building equipment line item from lapsing until June 30, 2019.
- Transfers \$2,000,000 from the Vehicle Inspection and Certificate of Title Enforcement Fund to the General Fund by June 2018 and \$1,128,000 from the Vehicle Inspection and Certificate of Title Enforcement Fund and \$30,000,000 from the Highway Expansion and Extension Loan Program Fund, respectively, by June 2019.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462806>

SB 1522—capital outlay; appropriations; 2018-2019 (Laws 2018, Chapter 277)

This bill modifies the \$30,000,000 FY 2017 appropriation to ADOT for the Interstate 10 widening projects to be appropriated from the following funds:

- \$17,246,500 from the General Fund
- \$12,743,500 from the State Highway Fund

The bill also makes two general capital outlay appropriations to ADOT in FY 2019: \$5,250,000 from the State Highway Fund and \$242,000 from the State Aviation Fund. The bill further appropriates a total of \$5,760,000 in FY 2019 to ADOT from the State Highway Fund for the construction of a truck barn and offices in Kearns Canyon, repairs on spreader rack bays, and construction of a Kingman materials lab. These monies revert back to the funds of origin by July 2019.

Finally, the bill appropriates \$363,017,000 to ADOT from the State Highway Fund for the planning and construction of state highways, as well as \$18,798,500 from the State Aviation Fund for planning, improvement and construction at airports within Arizona to be determined by the State Transportation Board.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462807>

SB 1524—budget procedures; budget reconciliation; 2018-2019 (Laws 2018, Chapter 279)

This bill eliminates the automatic issuance of a second license plate when a person purchases certain specialty plates and allows the Director to establish a fee in rule for the voluntary purchase of a second plate.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462809>

SB 1529—revenues; budget reconciliation; 2018-2019 (Laws 2018, Chapter 283)

This bill removes the \$30,000,000 appropriation in FY 2019 from the HEELP Fund and reduces the FY 2020 appropriation from \$60,000,000 to \$30,000,000.

<https://apps.azleg.gov/BillStatus/GetDocumentPdf/462823>