

**RURAL TRANSPORTATION ADVOCACY COUNCIL
FINAL DISPOSITION OF TRANSPORTATION-RELATED REGULAR SESSION BILLS
2009 STATE LEGISLATIVE REGULAR SESSION
GENERAL EFFECTIVE DATE: SEPTEMBER 30, 2009**

BILL#	TITLE	SPONSOR	DESCRIPTION	STATUS
SB1041	Tech. Correction; Federal Funds	Sen Pearce	Minor changes to public finance statutes. Possible placeholder for legislation to expand the role of the Legislature in allocating federal funds, including transportation.	Assigned to the Senate Rules Committee on 6/4. FINAL DISPOSITION: Held in Rules.
SB1073	Counties; Population Thresholds	Sen Paton	Revises the population thresholds that authorize counties to perform certain functions and funding distributions including HURF.	Passed the Senate Government Institutions Committee 7-0 on 6/16, passed the Senate 23-6 on 6/22. Sent to House on 6/22, passed the House Government Committee 8-0 on 6/26, passed the House 50-3 on 6/29 and sent back to the Senate for transmittal to the Governor, sent to the Governor on 7/1. FINAL DISPOSITION: Enacted, Governor signed on 7/10, Chapter 113.
SB1153	Railroad Crossings	Sen Verschoor	Reforms the oversight role and processes of the Corporation Commission concerning railroad crossings.	Assigned to Senate Commerce & Economic Development Committee on 6/4. FINAL DISPOSITION: Held in Committee.
SB1181	Fuel Tax Repeal; Sales Tax	Sen Harper	Repeals state authorization to assess sales tax on gas excluding aviation fuel. Local jurisdictions are provided the authority but must dedicate revenue to highways and streets.	Assigned to Senate Finance Committee on 6/4. FINAL DISPOSITION: Held in Committee.
SB1193	Government Construction; Project Delivery Methods	Sen Huppenthal	Authorizes county improvement districts (including rural road districts) to use alternative project delivery methods including design-build, construction manager at risk and job order contracting.	Passed the Senate Government Institutions Committee 7-0 on 6/18. Awaiting Senate Rules Committee consideration. FINAL DISPOSITION: Held in Rules.
SB1221	Apprentices; State Construction Projects	Sen Garcia	Creates mandates for contractors and subcontractors for state construction projects including legal resident verification for employees and employer-paid health insurance.	Assigned to Senate Commerce & Economic Development and Government Institutions Committees on 6/4. FINAL DISPOSITION: Held in Committees.
SB1241	Railroad Corporations; Fees	Sen Nelson	Authorizes the Corporation Commission to assess an annual fee on railroad corporations to be deposited in the Railroad Regulation Fund and the Railroad Safety Section of the Commission.	Assigned to Senate Commerce & Economic Development and Appropriations Committees. FINAL DISPOSITION: Held in Committees.
SB1261	Public-Private Partnerships in Transportation	Sen Nelson	Expands procurement methods for transportation projects for all levels of government. Provides specific authority for a private partner to collect user fees and tolls.	Assigned to Senate Rules Committee on 6/29. FINAL DISPOSITION: Held in Rules. * Similar provisions were enacted through HB2396.
SB1306	Procurement Services; Costs; Fees	Sen Tibshraeny	Authorizes local jurisdictions to request from a technical registrant (architect or engineer) an estimate of fees, costs, or man-hours as part of the selection process for a public works contract provided that the information will not be released to the public.	Assigned to Senate Government Institutions Committee, scheduled for 6/18 hearing. FINAL DISPOSITION: Held in Committee.

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SB1320	ADOT Omnibus	Sen Nelson	<p>Makes numerous statutory changes related to ADOT.</p> <p>* As with the original bill language, the “strike everything” amendment contains a wide variety of transportation-related provisions including MVD & license plate reforms, HOV lane requirements, highway rest area privatization provisions, limits court transmission of photo radar citations to ADOT for commercial license holders only, and adjusts the maximum single award amount for a State Aviation Fund grant from 10% of the fund balance to 10% of average fund balance for previous three years.</p> <p>On 6/29, the bill became even more of a transportation omnibus as nine additional amendments on top of the “strike everything” were added to the bill. Most of the additional amendments included language found in other bills including city/town authority to develop toll roads within their jurisdiction, AZ International Development Authority reforms, a joint legislative review committee regarding Arizona/Sonora transportation infrastructure, portable school crossing signs, transportation project delivery reforms, STAN reimbursement requirements, and photo radar public safety vehicle exemptions.</p>	<p>Passed the Senate Natural Resources, Infrastructure & Public Debt Committee 5-1 on 6/9, passed Senate 20-9 on 6/16. Sent to House on 6/16, passed the House Transportation & Infrastructure Committee 5-1 on 6/25 with a “strike everything” amendment. Multiple amendments added on House Floor on 6/29, passed 40-19 on 6/30. Sent to Senate, concurred with House amendments, passed 19-8 on 7/1, sent to Governor on 7/1.</p> <p>FINAL DISPOSITION: Enacted, Governor signed on 7/13, Chapter 187.</p>
SB1359	Toll Road Authority; Cities; Towns	Sen Gould	<p>Authorizes municipalities to construct, operate and finance toll roads within the municipality’s boundaries.</p>	<p>Passed the Senate Retirement & Rural Development Committee 4-0 on 6/25, awaiting Senate Rules Committee consideration.</p> <p>FINAL DISPOSITION: Held in Rules. * The provisions of the bill were added to and enacted as part of SB1320.</p>
SB1384	State Aviation Fund	Sen Verschoor	<p>Adjusts the maximum annual amount that any one airport may be awarded from 10% of the total State Aviation Fund balance to the average annual revenue for the previous three years. Also expands the fund eligibility to airports owned and operated by Indian tribes in Arizona.</p>	<p>Passed the Senate Appropriations Committee 8-0 on 6/16, passed the Senate 29-0 on 6/22. Sent to House on 6/22, assigned to the House Transportation & Infrastructure Committee on 6/23.</p> <p>FINAL DISPOSITION: Held in Committee. * The provisions of the bill were added to and enacted as part of SB1320</p>
SB1416	Regional Transportation Authorities; Qualifying Counties	Sen McCune Davis	<p>Authorizes counties with populations between 200,000 and 400,000 to form transportation authorities with the power to levy an excise (sales) tax and bond for projects, similar to existing county tax authority for roads. Prohibits counties from enacting both a road tax and a transportation tax.</p>	<p>Assigned to Senate Finance Committee on 6/8.</p> <p>FINAL DISPOSITION: Held in Committee. * The provisions of the bill were enacted as HB2480</p>

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SB1451	Prioritize Repairs; County Roads	Sen Hale	For the current and next state fiscal years, requires the State Transportation Board to prioritize the repairs and maintenance of county roads that are located in tribal lands. Includes an emergency clause which would make the effective date the date of enactment.	Assigned to Senate Retirement & Rural Development Committee on 6/8. FINAL DISPOSITION: Held in Committee.
SB1452	Prioritize Repairs; State Highways	Sen Hale	For the current and next state fiscal years, requires the State Transportation Board to prioritize the repairs and maintenance of state highways that are located in tribal lands. Includes an emergency clause which would make the effective date the date of enactment.	Assigned to Senate Retirement & Rural Development Committee on 6/8. FINAL DISPOSITION: Held in Committee.
SB1456	State Transportation Board; Tribal Representation	Sen Hale	Increases the membership of the State Transportation Board by one seat for a representative of a tribal government.	Assigned to Senate Natural Resources, Infrastructure & Public Debt Committee on 6/8. FINAL DISPOSITION: Held in Committee.
SB1458	Procurement; Construction; Specialized Services	Sen Huppenthal	Expands procurement options and revises procedures for state construction contracts.	Assigned to Senate Government Institutions Committee on 6/8, scheduled for hearing on 6/18. FINAL DISPOSITION: Held in Committee.
SB1463	Public Infrastructure; Public-Private Partnerships	Sen Gorman	Authorizes and establishes procedures for public entities to enter public-private partnerships. Includes an emergency clause which would make the effective date the date of enactment.	Assigned to the Senate Rules Committee on 6/29. FINAL DISPOSITION: Held in Rules. * Similar provisions were enacted through HB2396.
SCM1003	States; Withdrawal; Federal Highway System	Sen Harper	Urges Congress to enact legislation to end the federal highway system or permit states to opt out and maintain their own highways.	Passed the Senate Retirement & Rural Development Committee 4-1 on 6/8, awaiting Senate Rules Committee consideration. FINAL DISPOSITION: Held in Rules.
SCM1005	Arizona's Share; Federal Fuel Tax	Sen C. Gray	Urges Congress to pass legislation to restructure the allocation of federal fuel taxes so that states receive an equal amount to what they generate.	Assigned to Senate Finance Committee on 6/8. FINAL DISPOSITION: Held in Committee.
HB2005	Streets; Obstructions Prohibited	Rep Konopnicki	Prohibits an individual from constructing a street obstacle that restricts traffic flow, such as a ditch, rut, speed bump or gate.	Assigned to the House Transportation & Infrastructure Committee. FINAL DISPOSITION: Held in Committee.

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HB2129	State Aviation Fund; Grants	Rep Jerry Weiers	Adjusts the maximum annual amount that any one airport may be awarded from 10% of the total State Aviation Fund balance to the average annual revenue for the previous three years.	Passed the House Transportation & Infrastructure Committee 8-0 on 2/12 and the House Appropriations Committee 11-0 on 2/25. Passed House 55-0 on 6/11. Sent to Senate, passed the Senate Appropriations Committee 8-0 on 6/12, awaiting Senate Rules Committee consideration. FINAL DISPOSITION: Held in Rules. * The provisions of the bill were added to and enacted as part of SB1320.
HB2165	Vehicle and Use Fuel Taxes	Rep Bradley	Would increase fuel taxes by six cents per gallon when the average price of unleaded fuel in the state is under \$2.75 per gallon. The additional revenue would be directed to the State General Fund.	Assigned to the House Ways & Means, Transportation & Infrastructure, and Commerce Committees. * Requires a 2/3rds majority vote for passage due to Prop 108 supermajority requirement for increasing state revenue. FINAL DISPOSITION: Held in Committees.
HB2167	Transportation District Working Group	Rep Biggs	Requires ADOT to establish and coordinate a transportation district working group to develop reform recommendations concerning the boundaries of the State's six transportation districts. Requires the inclusion of COG and MPO representatives. * The "strike everything" amendment includes the transportation district working group provisions and expands the bill to include a multitude of other transportation-related provisions including a prohibition of photo radar on state highways after 9/30/10, towing rates and requirements, school crossing signs, escort vehicles, vehicle loads, and an authorization for municipalities to develop toll roads within their jurisdiction.	Passed the House Transportation & Infrastructure Committee 7-0 on 2/26. Passed the House 50-2 on 6/15. Sent to Senate, passed the Senate Retirement & Rural Development Committee 4-0 on 6/25 with a "strike everything" amendment, ready for full Senate vote. FINAL DISPOSITION: Held in Senate. * Some of the provisions, but not the transportation district working group or the photo radar prohibition on highways, were added to and enacted as part of SB1320.
HB2192	Development Fees; Public Transportation	Rep Farley	Expands the permitted uses of municipal and county development fees to include public transportation.	Assigned to House Ways & Means and Transportation & Infrastructure Committees. FINAL DISPOSITION: Held in Committees.
HB2252	International Ports Development	Rep Jones	A strike everything amendment reforms the Arizona International Development Authority and transfers administrative responsibilities from the Arizona Department of Commerce to the Department of Transportation.	Passed the House Commerce Committee 8-0 on 2/11 with a strike everything amendment and the Appropriations Committee 10-1 on 3/18, passed House 35-20 on 6/11. Sent to Senate, assigned to Senate Appropriations Committee on 6/12. FINAL DISPOSITION: Held in Committee. * The provisions of the bill were added to and enacted as part of SB1320.

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HB2254	State Transportation Board Membership	Rep Jones	Adds a seat to the State Transportation Board to represent the interests of the international ports of entry.	Assigned to the House Transportation & Infrastructure Committee. FINAL DISPOSITION: Held in Committee.
HB2256	Border Regional Port Authority	Rep Jones	Authorizes the creation of border regional port authorities to promote trade and commerce and serve as advisory councils for the International Development Authority.	Assigned to the House Commerce and Appropriations Committees. FINAL DISPOSITION: Held in Committees.
HB2257	Stopping of Vehicles; Highways	Rep Williams	The strike everything amendment authorizes local authorities to establish public transportation stops on state highways if the speed limit does not exceed fifty-five miles per hour.	Passed the House Transportation & Infrastructure Committee 8-0 on 2/12 with a strike everything amendment, passed the House 55-1 on 6/22. Sent to Senate on 6/22, assigned to Senate Rules Committee on 6/29. FINAL DISPOSITION: Held in Rules. * The provisions of the bill were added to and enacted as part of SB1320.
HB2259	Local Development Fees; Procedures	Rep Biggs	Modifies local development fee authority including a prohibition on new fees or an increase in an existing fee for two years after a municipality's final approval of a development.	Passed the House Commerce Committee 7-1 on 2/4; awaiting House Floor consideration. Was scheduled for consideration on 3/18 but retained on calendar. FINAL DISPOSITION: Held in House. * A two-year impact fee moratorium was enacted as part of HB2008, one of the budget bills that was signed by the Governor on 9/4.
HB2266	State Highways; Traffic; Study Committee	Rep Crump	Establishes a State Highway Operations and Traffic Incident Management Committee to develop recommendations for improved traffic flow and public safety. A report is due by November 30, 2010.	Assigned to the House Transportation & Infrastructure Committee. FINAL DISPOSITION: Held in Committee.
HB2289	Claim of Public Rights-of-Way	Rep Jones	Asserts and claims on behalf of the state and its local jurisdictions, rights-of-way across public lands acquired through applicable federal law unless such right-of-way is terminated through official action recorded by the county recorder.	Assigned to the House Natural Resources & Rural Affairs Committee. FINAL DISPOSITION: Held in Committee.
HB2382	Traffic Violations; Fees; Court Retention	Rep Crump	Mandates that all fees, fines, forfeitures and civil penalties collected by a municipal or justice court be retained by the court rather than the municipality or county.	Assigned to the House Military Affairs & Public Safety and Transportation and Infrastructure Committees. Held in Military Affairs & Public Safety on 2/18. FINAL DISPOSITION: Held in Committees.
HB2385	Cities; Political Subdivisions; Election Dates	Rep Ableser	Eliminates the requirement that municipal bond elections must be held on the November general election date.	Assigned to the House Judiciary and Government Committees. FINAL DISPOSITION: Held in Committees.

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HB2388	STAN; Repayment	Rep Biggs	The “strike everything” amendment requires municipalities to repay loans received from the STAN II subaccount within 15 years.	Passed the House Transportation & Infrastructure Committee 8-0 on 2/19, passed the House amended 49-2 on 6/16. Sent to Senate on 6/16, passed the Senate Retirement & Rural Development Committee 4-0 on 6/25 with a “strike everything” amendment, passed the Senate 28-0 on 7/1. Sent to House, concurred with Senate amendment, passed the House 40-0 on 7/1. Sent to Governor on 7/1. FINAL DISPOSITION: Enacted, Governor signed on 7/10, Chapter 105.
HB2395	ADOT; Rules; Compact Repeal	Rep Biggs	Provides the State Transportation Board with the authority rather than mandate to make rules regarding construction contracts, revenue bonding, airport grants and establishing or vacating highways. Removes other rule-making authority from the Department. Repeals the Vehicle Equipment Safety Compact.	Passed the House Transportation & Infrastructure Committee 8-0 on 2/19. Passed House 58-0 on 6/10. Sent to Senate, assigned to Senate Natural Resources, Infrastructure & Public Debt Committee on 6/12. FINAL DISPOSITION: Held in Committee.
HB2396	Transportation; Public-Private Partnerships	Rep Biggs	The strike everything amendment reforms and expands the authority of ADOT to enter public private partnerships requiring the Department to establish rules and guidelines to enter partnerships and to use a variety of project delivery methods and forms of agreement.	Passed the House Transportation & Infrastructure Committee 7-0 on 2/26 with a strike everything amendment. Passed the House 53-1 on 3/31. Sent to Senate, passed the Senate Natural Resources, Infrastructure & Public Debt Committee 7-0 on 6/12. Passed the Senate amended 21-8 on 6/22. Sent to House on 6/22, concurred with the Senate amendment, passed the House 43-11 on 6/29. Sent to Governor on 7/1. FINAL DISPOSITION: Enacted, Governor signed on 7/13, Chapter 141.
HB2452	Road Improvement & Maintenance Districts	Rep Mason	Authorizes and creates provisions for road improvement and maintenance districts for areas comprised of fifty or fewer parcels. Provisions do not include eminent domain powers. Authorizes the use of county employees to staff the district subject to reimbursement by the district.	Assigned to the House Ways & Means Committee. FINAL DISPOSITION: Held in Committee.
HB2468	Contracts; Construction; Architect- Engineer	Rep Schapira	Authorizes construction and architect-engineering service providers to be indemnified against liability from negligence if they purchase insurance or post a performance bond. They can not be held harmless beyond current statutory limits	Assigned to the House Commerce and Judiciary Committees. Held in the Commerce Committee on 3/4. FINAL DISPOSITION: Held in Committees.

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HB2480	Regional Transportation Authority; Qualifying Counties	Rep Jones	Authorizes counties with populations between 200,000 and 400,000 to form transportation authorities with the power to levy an excise (sales) tax and bond for projects, similar to existing county tax authority for roads. Prohibits counties from enacting both a road tax and a transportation tax.	Passed the House Transportation & Infrastructure Committee 7-1 on 3/5, passed the Ways & Means Committee 7-1 on 3/11; passed the House 41-18 on 6/9. Sent to Senate, passed the Senate Finance Committee 4-2 on 6/17, passed the Senate 17-7 on 6/26. Sent back to the House on 6/26 for transmittal to the Governor, sent to the Governor on 7/1. FINAL DISPOSITION: Enacted, Governor signed on 7/10, Chapter 52.
HB2481	Joint Legislative Committee; Transportation; Mexico	Rep Jones	Creates a Joint Legislative Review Committee on Transportation between Sonora and Arizona to study cross-border transportation and make recommendations on appropriations and projects to improve efficiency.	Passed the House Transportation & Infrastructure Committee 7-0 on 3/5, passed the House 33-18 on 6/16. Sent to Senate, assigned to Senate Retirement & Rural Development Committee on 6/16. FINAL DISPOSITION: Held in Committee. * The provisions of the bill were added to and enacted as part of SB1320
HB2505	Cities & Towns; State Mandates	Rep Pancrazi	Authorizes municipalities to regard a legislative act imposing a mandate as optional unless the Legislature appropriates sufficient funds to implement the mandate.	Assigned to the House Government & Appropriations Committees. FINAL DISPOSITION: Held in Committees.
HB2507	Enhanced Driver Licenses; Border Travel	Rep Pancrazi	Authorizes the State to enter an agreement with a federal agency to establish and issue enhanced drivers licenses to facilitate more efficient international border crossings.	Assigned to the House Transportation & Infrastructure Committee. FINAL DISPOSITION: Held in Committee.
HB2586	Fuel taxes; Amount; Annual Adjustment	Rep Lopes	Increases the motor vehicle and use fuel taxes by four cents a year for the next three years and then adjusts for inflation every year after. Allocates the funding generated from the increases as follows: 38.5% to counties, 55.5% to municipalities, 6% to municipalities with populations over 300,000.	Assigned to the House Ways & Means, Transportation & Infrastructure, and Appropriations Committees. FINAL DISPOSITION: Held in Committees.
HCR2004	Initiative and Referendum; Technical Correction	Rep Crump	Technical correction to initiative and referendum provisions. Possible placeholder for a ballot question to reform state and local ballot measures including funding initiatives.	Assigned to House Rules Committee. FINAL DISPOSITION: Held in Rules.
HCR2009	Legislative Referenda; Limitation	Rep Ableser	Would place on the 2010 November general election ballot the question of whether to limit the number of ballot questions that may be referred by the Legislature to no more than three measures per general election. If more than three are filed, the Secretary of State shall allow the three that received the most affirmative votes in the Legislature.	Awaiting committee assignments. FINAL DISPOSITION: Held in House.

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HCR2029	Funding Ballot Measures; Reauthorization	Rep Stevens	Would place on the 2010 November general election ballot the question of whether to amend the State Constitution to limit the effective period for an approved initiative authorizing or requiring the expenditure of state funding to eight years. Would apply retroactively to cover all previous initiatives and referenda which would be required to be re-referred to the ballot for the next general election.	Awaiting committee assignments. FINAL DISPOSITION: Held in House.
HCR2033	Initiative & Referendum Reform	Rep Sinema	Would place on the 2010 November general election ballot the question of whether to amend the State Constitution to require that a measure referred to the ballot by the Legislature receive a two-thirds majority vote in each chamber. Would also change the signature requirement for an initiative proposing a constitutional amendment from 15% to 10% of the number of total votes cast for governor at the last gubernatorial election.	Awaiting committee assignments. FINAL DISPOSITION: Held in House.