House Engrossed

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 38

HOUSE BILL 2133

AN ACT

AMENDING SECTION 28-2010, ARIZONA REVISED STATUTES; RELATING TO MOTORCYCLE SAFETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 28-2010, Arizona Revised Statutes, is amended to read:

28-2010. Motorcycle safety fund; administration; advisory council

A. A motorcycle safety fund is established consisting of monies deposited pursuant to subsection B of this section and monies from gifts, grants and other donations. The director of the governor's office of highway safety shall administer the fund. On notice from the director of the governor's office of highway safety, the state treasurer shall invest and divest monies in the fund as provided in section 35-313, and monies earned from investment shall be credited to the fund. Up to ten per cent of the monies in the fund may be used for administrative costs. Monies in the fund are subject to legislative appropriation and are exempt from the provisions of section 35-190 relating to lapsing of appropriations.

B. Notwithstanding section 28-2004, through June 30, ~~2010~~ 2016, the director of the department of transportation shall deposit, pursuant to sections 35-146 and 35-147, one dollar of each motorcycle registration fee collected pursuant to section 28-2003 in the motorcycle safety fund.

C. Subject to legislative appropriation, the director of the governor's office of highway safety shall use monies deposited in the motorcycle safety fund pursuant to this section, after consultation with the Arizona motorcycle safety advisory council, to implement and support voluntary motorcycle education, awareness and other programs, including covering the cost of materials for motorcycle safety, education and awareness programs.

D. Through June 30, ~~2010~~ 2016, the Arizona motorcycle safety advisory council is established consisting of five members who have experience in motorcycle safety and who are appointed by the governor for three year terms. Members may be removed for cause and may be reappointed. The council shall meet at least quarterly and on the call of the director of the governor's office of highway safety for advice on the expenditure of monies in the motorcycle safety fund.

APPROVED BY THE GOVERNOR JULY 10, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 10, 2009.