

REFERENCE TITLE: vehicle registration exemption; towing dynamometers

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1262

Introduced by
Senator Blendu

AN ACT

AMENDING SECTION 28-2153, ARIZONA REVISED STATUTES; RELATING TO VEHICLE
REGISTRATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-2153, Arizona Revised Statutes, is amended to
3 read:

4 28-2153. Registration requirement; exceptions; assessment;
5 violation; classification

6 A. A person shall not operate, move or leave standing on a highway a
7 motor vehicle, trailer or semitrailer unless the motor vehicle, trailer or
8 semitrailer has been registered with the department for the current
9 registration year or is properly registered for the current registration year
10 by the state or country of which the owner or lessee is a resident.

11 B. A resident shall not operate, move or leave standing on a highway a
12 motor vehicle, trailer or semitrailer that is:

13 1. Owned by a nonresident and that is primarily under the control of a
14 resident of this state for more than seven months unless the motor vehicle,
15 trailer or semitrailer has been registered with the department for the
16 current registration year.

17 2. Leased by the resident for more than twenty-nine days unless the
18 motor vehicle, trailer or semitrailer has been registered with the department
19 for the current registration year.

20 C. This section applies to a trailer or semitrailer without motive
21 power unless the vehicle is disabled or is being towed as an abandoned
22 vehicle at the direction of a law enforcement agency.

23 D. This section does not apply to:

24 1. A farm tractor.

25 2. A trailer used solely in the operation of a farm for transporting
26 the unprocessed fiber or forage products of a farm or any implement of
27 husbandry designed primarily for or used in agricultural operations and only
28 incidentally operated or moved on a highway.

29 3. A road roller or road machinery, including a power sweeper, that is
30 temporarily operating or moved on the highway.

31 4. An owner permitted to operate a vehicle under special provisions
32 relating to lienholders, manufacturers, dealers and nonresidents.

33 5. Motorized or nonmotorized equipment designed primarily for and used
34 in mining operations and only incidentally operated or moved on a highway.

35 6. A motor vehicle that is being towed by a tow truck that has been
36 registered and for which a permit has been obtained pursuant to section
37 28-1108.

38 7. A golf cart used in the operation of a golf course or only
39 incidentally operated or moved on a highway.

40 8. Wheeled equipment. For the purposes of this paragraph, "wheeled
41 equipment" means:

42 (a) A compressor.

43 (b) A forklift.

44 (c) A portable cement mixer.

45 (d) A single axle tow dolly as defined in section 28-1095.

1 (e) A tar pot.

2 (f) A water trailer used for watering livestock or for agricultural or
3 domestic purposes.

4 (g) A welder.

5 (h) Any other similar item designed and used primarily for
6 construction or building trade purposes.

7 9. An all-terrain vehicle or an off-road recreational motor vehicle
8 operating on a dirt road that is located in an unincorporated area of this
9 state. For the purposes of this paragraph, "dirt road" means an unpaved or
10 ungraveled road that is not maintained by this state or a city, town or
11 county of this state.

12 10. A person operating an off-highway vehicle who is participating in
13 an off-highway vehicle special event as defined in section 28-1171.

14 11. A TOWING DYNAMOMETER CONNECTED TO A CAR, TRUCK OR TRUCK TRACTOR
15 THAT USES AN EDDY CURRENT RETARDER TO PRODUCE THE EQUIVALENT OF AN UPHILL
16 GRADE WHILE DRIVING ON A LEVEL ROAD.

17 E. A person who owns or operates a trailer that is exempt from
18 registration pursuant to subsection D, paragraph 2 of this section shall
19 notify the county assessor of the exemption, and the assessor shall assess
20 the trailer.

21 F. A person who violates subsection E of this section is guilty of a
22 class 2 misdemeanor.