Current Rulemaking Activities

The information contained in this document is updated by the Department on a quarterly basis. Please visit the Arizona Secretary of State's *Arizona Administrative Register* web page for more complete details on the Department's most recent rulemaking activities.

The following rulemaking was reviewed per Executive Order 2011-05. On June 24, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Aggravated DUI - Certified Ignition Interlock Device Requirements (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 4, Department of Transportation - Title, Registration, and Driver Licenses 4, Driver Licenses R17-4-401, R17-4-404, R17-4-408, R17-4-411, and R17-4-412 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 2307, September 21, 2012		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to amend existing rules relating to certified ignition interlock device requirements and the special ignition interlock restricted driver license. The updated rules will contain technical corrections that are necessary for the Department to implement provisions of Laws 2011, Ch. 341 (SB1200), and to ensure the rules are made clear, concise, and understandable for all ignition interlock program participants.		
Comments:	JLindley@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Executive Order 2011-05. On June 24, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Certified Ignition Interlock Device Manufacturer and Installer Reporting Requirements (Amend/New)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 5, Department of Transportation – Commercial Programs 6, Ignition Interlock Device Manufacturers; 7, Ignition Interlock Device Installers R17-5-601 through R17-5-613 and R17-5-701 through R17-5-708 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 2308, September 21, 2012		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to amend existing rules relating to the reporting requirements of certified ignition interlock device manufacturers and installers. The updated rules will enable the Department to implement provisions of Laws 2011, Ch. 341 (SB1200), to ensure that the manufacturers and installers are accurately and timely reporting relevant information to the Department regarding each program participant's use of a certified ignition interlock device. The rules will provide clear guidelines for certified ignition interlock device manufacturers, installers, and program participants, clarify the applicable device information that a manufacturer or installer can report to the Department, and establish the process the Director may use to impose a civil penalty against an ignition interlock device manufacturer or installer who fails to properly report ignition interlock data to the Director in the manner prescribed.		
Comments:	JLindley@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Laws 2010, Ch. 287, § 18. On August 11, 2010, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Escort Vehicle Operator Traffic Control Guidelines and Insurance Requirements (Amend/New)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 6, Department of Transportation – Overdimensional Permits 3, Safety Requirements R17-6-305 and R17-6-306 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 2752, October 26, 2012		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department, in cooperation with the Department of Public Safety and the transportation industry, engages in this rulemaking to develop traffic control guidelines for escort vehicle operators and to prescribe the minimum level of commercial liability insurance required for escort vehicle operators performing traffic control under the guidelines and A.R.S. § 28-1110.		
Comments:	JLindley@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Executive Order 2011-05. On September 23, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Logo Sign Program - Urban (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 3, Department of Transportation - Highways 9, Highway Traffic Control Devices R17-3-901, R17-3-902, R17-3-903, R17-3-904, R17-3-905, and R17-3-906 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 1239, May 25, 2012		
	Notice of Proposed Rulemaking: 18 A.A.R. 3056, November 23, 2012		
	Notice of Final Rulemaking: Filed: Governor's Regulatory Review Council February 19, 2013		
Description:	The Department engages in this rulemaking to amend existing rules relating to its urban logo sign program as applicable to state and interstate highways in major metropolitan areas of the state. The rules are intended to align the program with Federal Highway Administration signage regulations.		
Comments:	JMcVay@azdot.gov		
Public Hearing:	January 17, 2013 10:00 a.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	January 17, 2013		
Council Date:	May 7, 2013	**Rule Effective Date*:**	July 6, 2013

The following rulemaking was reviewed per Laws 2010, Ch. 287, § 18. On June 24, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Minimum Standards of Quality Service for Authorized Third Parties (Amend/New)**		
Title:	17, Transportation		
Chapter:	7, Department of Transportation – Third-party Programs		
Article(s):	1, Definitions; 2, Authorization; 3, Certification; 4, Audits; 5, Pre-application and Selection Panel; 6, Driver License Examination Program; 7, Title and Registration Program; 8, Third-party Inspection Program		
Section(s):	R17-7-101, R17-7-201 through R17-7-204, R17-7-301, R17-7-302, R17-7-401, R17-7-501, R17-7-502, R17-7-601 through R17-7-609, R17-7-701 through R17-7-708, R17-7-801, and R17-7-802 (Articles and Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening:		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to amend existing rules relating to its authorized third parties. The rules will prescribe the minimum standards of quality service an authorized third party must maintain to remain in good standing with the Department's Authorized Third Party Program Requirements.		
Comments:	COlson2@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Executive Order 2012-03. On October 9, 2012, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Motor Carrier Safety: Incorporation of Federal Regulations (Amend)**		
Title:	17, Transportation		
Chapter:	5, Department of Transportation – Commercial Programs		
Article(s):	2, Motor Carriers		
Section(s):	R17-5-201, R17-5-202, R17-5-203, R17-5-204, R17-5-205, R17-5-206, R17-5-207, R17-5-208, R17-5-209, R17-5-210, R17-5-211, and R17-5-212		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 3010, November 16, 2012		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department, in partnership with the Arizona Department of Public Safety (DPS), engages in this rulemaking to incorporate sections of the 2011 edition of the Code of Federal Regulations (CFR). The United States Department of Transportation (USDOT) requires that states adopt Federal Motor Carrier Safety Regulations to ensure eligibility for federal enforcement grants. Both ADOT and DPS rely on these federal monies to fund numerous enforcement positions especially at Arizona's southern ports of entry.		
Comments:	COlson2@azdot.gov		
Public Hearing:	To be determined		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Executive Order 2012-03. On July 19, 2012, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Outdoor Advertising Control (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 3, Department of Transportation - Highways 7, Highway Beautification R17-3-701 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening:		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to streamline and clarify existing rules relating to outdoor advertising control. The rules have become archaic and increasingly difficult to understand. This rulemaking will incorporate conforming highway classification terminology, support conformance with current technology, provide consistency with federal standards and requirements, and address compliance with licensing time-frames and the removal of an unauthorized fee. New rules will ensure greater efficiency and conservation of resources for the Department and stakeholders, ease regulatory burdens by clarifying citations and reorganizing rule provisions, and align with federal requirements to avoid any potential sanctions against the Department for failure to conduct the rulemaking action.		
Comments:	HHunnicutt@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	**Rule Effective Date*:**	To be determined

The following rulemaking was reviewed per Laws 2010, Ch. 287, § 18. On August 11, 2010, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Oversize and Overweight Special Permits (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 6, Department of Transportation – Overdimensional Permits 1, General Provisions; 2, Permit Classes; 3, Safety Requirements; 4, Transport Restrictions; 5, Envelope Permit Special Provisions R17-6-101, R17-6-102, Table 1, R17-6-103 through R17-6-113, R17-6-201 through R17-6-206, Table 2, R17-6-207 through R17-6-211, R17-6-301, R17-6-302, Ill. 1, R17-6-303, Ill. 2, R17-6-304, Ill. 4, R17-6-305 through R17-6-308, R17-6-401 through R17-6-411, Tables 3.01 through 3.09, Ill. 3, R17-6-412, Table 4, R17-6-413, Table 5, R17-6-414, and R17-6-501 through R17-6-505 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 2308, September 21, 2012		
	Notice of Proposed Rulemaking: 19 A.A.R. 430, March 15, 2013		
	Notice of Final Rulemaking:		
Description:	The Department, in cooperation with the Overdimensional Permit Council and other representatives of the regulated community, is updating its overdimensional permit rules to ensure effectiveness in achieving statutory objectives under A.R.S. Title 28, Chapter 3, Articles 18 and 19. Rule amendments are intended to correct outdated information and statutory references, to provide further clarification on existing processes as necessary to promote the public safety, and to ensure the rules are clear, concise, and understandable. The Department and the Overdimensional Permit Council will be publishing additional notices to ensure that all interested parties are provided sufficient opportunity to participate in this rulemaking effort.		
Comments:	JLindley@azdot.gov		
Public Hearing:	April 15, 2013 1:30 p.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	April 15, 2013		
Council Date:	June 4, 2013	**Rule Effective Date*:**	August 3, 2013

The following rulemaking was reviewed per Executive Order 2012-03. On September 27, 2012, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Page-Lake Powell Area Houseboat Hauling Envelope Permits (New)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 6, Department of Transportation – Overdimensional Permits 5, Envelope Permit Special Provisions R17-6-506 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 3265, December 14, 2012		
	Notice of Proposed Rulemaking: 19 A.A.R. 4, January 4, 2013		
	Notice of Final Rulemaking: 19 A.A.R. 892, April 26, 2013		
Description:	The Department engages in this rulemaking to establish fees and other requirements for the issuance of envelope permits for vehicles hauling houseboats within a ten mile radius of Lake Powell, subject to certain size and weight restrictions, as required by A.R.S. § 28-1144(B).		
Comments:	HHunnicutt@azdot.gov		
Public Hearing:	February 5, 2013 1:30 p.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	February 5, 2013		
Council Date:	April 2, 2013	**Rule Effective Date*:**	June 1, 2013

The following rulemaking was reviewed per Laws 2010, Ch. 287, § 18. On November 18, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Rental Vehicle Surcharge Reimbursement (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 4, Department of Transportation – Title, Registration, and Driver Licenses 3, Vehicle Registration R17-4-350 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 18 A.A.R. 5, January 6, 2012		
	Notice of Proposed Rulemaking: 18 A.A.R. 2922, November 9, 2012		
	Notice of Final Rulemaking: 19 A.A.R. 888, April 26, 2013		
Description:	The Department engages in this rulemaking to incorporate a more recent version of the Government Auditing Standards and to ensure conformity with the format, style, and grammar requirements of the Department, Administrative Procedure Act, Secretary of State's Office, and Governor's Regulatory Review Council. These changes are intended to ease the regulatory burden by providing clear and current information for the regulated community.		
Comments:	COlson2@azdot.gov		
Close of Record:	December 17, 2012		
Council Date:	April 2, 2013	**Rule Effective Date*:**	June 1, 2013

***Rule effective dates are approximate. Generally, rules become effective sixty days after filing a Notice of Final Rulemaking with the Secretary of State's Office. However, under certain circumstances, in accordance with A.R.S. § 41-1032, the agency may demonstrate that the rules need to be effective immediately upon filing.

Completed Rulemaking Activities

The following rulemaking activities are complete and will remain listed until the rules are finally codified into the *Arizona Administrative Code*.

The following rulemaking was reviewed per Executive Order 2011-05. On September 23, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Logo Sign Program - Rural (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 3, Department of Transportation - Highways 9, Highway Traffic Control Devices R17-3-901, R17-3-902, R17-3-903, R17-3-904, R17-3-905, Illustration A, Illustration B, and Illustration C (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 17 A.A.R. 2422, December 2, 2011		
	Notice of Proposed Rulemaking: 18 A.A.R. 81, January 13, 2012		
	Notice of Final Rulemaking: 18 A.A.R. 1263, June 1, 2012		
Description:	The Department engages in this rulemaking to amend existing rules relating to its rural and interstate highway logo sign program currently administered by a vendor under contract with the Department. This rulemaking defines the duties of the Department and its authorized contractor in managing the program, defines the parameters of the program and logo sign criteria, increases the number of services allowed on logo signs from six to twelve, and aligns the program with Federal Highway Administration signage regulations.		
Comments:	JMcVay@azdot.gov		
Public Hearing:	February 13, 2012 1:30 p.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	February 13, 2012 (5:00 p.m.)		
Council Date:	May 1, 2012	**Rule Effective Date:**	July 6, 2012

The following rulemaking was reviewed per Laws 2010, Ch. 287, § 18. On June 24, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Motor Carrier Financial Responsibility (Amend/Repeal)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 5, Department of Transportation – Commercial Programs 5, Motor Carrier Financial Responsibility R17-5-501, R17-5-504, and R17-5-506 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 17 A.A.R. 1819, September 16, 2011		
	Notice of Proposed Rulemaking: 18 A.A.R. 190, January 27, 2012		
	Notice of Final Rulemaking: 18 A.A.R. 2365, September 28, 2012		
Description:	The Department engages in this rulemaking to amend existing rules relating to the financial responsibility reporting requirements of motor carriers operating in intrastate commerce and to update statutory references and other information to facilitate motor carrier compliance with Arizona financial responsibility laws.		
Comments:	JLindley@azdot.gov		
Close of Record:	February 27, 2012 (5:00 p.m.)		
Council Date:	September 11, 2012	**Rule Effective Date:**	November 10, 2012

The following rulemaking was reviewed per Executive Order 2011-05. On August 9, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Outdoor Advertising Technical Correction (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 3, Department of Transportation - Highways 7, Highway Encroachments and Permits R17-3-701 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 17 A.A.R. 1818, September 16, 2011		
	Notice of Proposed Rulemaking: 17 A.A.R. 1852, September 23, 2011		
	Notice of Oral Proceeding: 17 A.A.R. 2348, November 18, 2011		
	Notice of Final Rulemaking: 18 A.A.R. 2347, September 28, 2012		
Description:	The Department has determined that certain language under R17-3-701(A)(1)(b) and (A)(1)(s) conflicts with 23 CFR 750.707. Under 23 U.S.C. 131, federal funds may be withheld if states do not comply with federal outdoor advertising requirements.		
Comments:	HHunnicutt@azdot.gov		
Public Hearing:	December 20, 2011 1:30 p.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	Extended to January 20, 2012 (5:00 p.m.), as announced at the public hearing.		
Council Date:	September 11, 2012	**Rule Effective Date:**	November 10, 2012

The following rulemaking was reviewed per Executive Order 2011-05. On August 9, 2011, the Department received authorization from the Governor's Office to proceed with this rulemaking.

Rule Package:	**Relocation Assistance (Amend)**		
Title: **Chapter:** **Article(s):** **Section(s):**	17, Transportation 3, Department of Transportation - Highways 3, Relocation Assistance R17-3-301, R17-3-302, R17-3-303, R17-3-304, R17-3-305, and R17-3-306 (Sections may be added, deleted, or modified as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 17 A.A.R. 2422, December 2, 2011		
	Notice of Proposed Rulemaking: 18 A.A.R. 1672, July 13, 2012		
	Notice of Final Rulemaking: 19 A.A.R. 141, February 1, 2013		
Description:	The Department engages in this rulemaking to amend existing rules relating to its relocation assistance program, which provides relocation assistance services to persons and businesses displaced when the Department carries out a program or project with federal or state financial assistance. The rules will be revised to incorporate by reference more recent federal relocation assistance regulations and to ensure compliance with other applicable federal laws and implementing regulations as required under 49 CFR 24.8 to avoid possible sanctions by federal agencies under 49 CFR 24.4 and 24.603.		
Comments:	JMcVay@azdot.gov		
Public Hearing:	August 27, 2012 1:30 p.m. ADOT Auditorium 206 S. 17th Ave., Room 107 Phoenix, AZ 85007		
Close of Record:	August 27, 2012		
Council Date:	January 8, 2013	**Rule Effective Date:**	March 10, 2013