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AUDITOR GENERAL

STATE OF ARIZONA  
OFFICE OF THE  
**AUDITOR GENERAL**

WILLIAM THOMSON  
DEPUTY AUDITOR GENERAL

April 19, 2005

The Honorable Robert Blendu, Chair  
Joint Legislative Audit Committee

The Honorable Laura Knaperek, Vice Chair  
Joint Legislative Audit Committee

Dear Senator Blendu and Representative Knaperek:

Our Office has recently completed a 6-month followup of the Department of Transportation, Motor Vehicle Division regarding the implementation status of the 2 audit recommendations (including sub-parts of the recommendations) presented in the sunset review report released in September 2004 (Auditor General Report No. 04-11). As the attached grid indicates:

- 1 recommendation has been implemented; and
- 1 recommendation requiring legislative action, has not been implemented.

Since the recommendation that has not yet been implemented requires legislative action, and unless otherwise directed by the Joint Legislative Audit Committee, this report concludes our follow-up work on the Department's efforts to implement the recommendations resulting from the September 2004 sunset review report.

Sincerely,

Debbie Davenport  
Auditor General

DD:jw  
Attachment

cc: Victor Mendez, Director  
Arizona Department of Transportation

**ARIZONA DEPARTMENT OF TRANSPORTATION**  
**Motor Vehicle Division**  
**6-Month Follow-Up Report To**  
**Auditor General Report No. 04-11**

**SUNSET FACTOR 5: MVD needs to ensure that the Overdimensional Permit Advisory Council, one of its three advisory councils, complies with open meeting law provisions.**

<b>Recommendation</b>	<b>Status of Implementing Recommendation</b>	<b>Explanation for Recommendations That Have Not Been Implemented</b>
1. MVD needs to ensure that the Overdimensional Permit Advisory Council, one of its three advisory councils, complies with open meeting law provisions.	<b>Implemented at 6 Months</b>	

**ARIZONA DEPARTMENT OF TRANSPORTATION**  
**Motor Vehicle Division**  
**6-Month Follow-Up Report To**  
**Auditor General Report No. 04-11**

**SUNSET FACTOR 8: The extent to which the agency has addressed deficiencies in its enabling statutes, which prevent it from fulfilling its statutory mandate.**

<b>Recommendation</b>	<b>Status of Implementing Recommendation</b>	<b>Explanation for Recommendations That Have Not Been Implemented</b>
<p>1. The Legislature should consider changing A.R.S. §§28-449, 28-450, and 28-452 to comply with provisions of the federal Driver’s Privacy Protection Act (DPPA).</p>	<p>Not Implemented</p>	<p>HB 2577 would have repealed A.R.S. §§28-449, 28-450, and 28-452, and amended other statutes in compliance with DPPA. This bill was introduced in the first regular session of the 47<sup>th</sup> Legislature in 2005, but was not heard.</p>