

State of Arizona  
Senate  
Forty-fifth Legislature  
First Regular Session  
2001

CHAPTER 154

# SENATE BILL 1193

AN ACT

AMENDING SECTIONS 28-2003, 28-5801, 28-5808 AND 28-6991, ARIZONA REVISED STATUTES; MAKING AN APPROPRIATION; RELATING TO REGISTRATION OF TRAILERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



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

2 Section 1. Section 28-2003, Arizona Revised Statutes, is amended to  
3 read:

4 28-2003. Fees; vehicle title and registration; identification  
5 plate; definition

6 A. The following fees are required:

7 1. For each certificate of title, salvage certificate of title,  
8 restored salvage certificate of title or nonrepairable vehicle certificate  
9 of title, four dollars.

10 2. For each certificate of title for a mobile home, seven  
11 dollars. The director shall deposit three dollars of each fee imposed by  
12 this paragraph in the state highway fund established by section 28-6991.

13 3. For the registration of a motor vehicle, eight dollars, except that  
14 the fee for motorcycles is nine dollars.

15 4. For a duplicate registration card or any duplicate permit, four  
16 dollars.

17 5. For each special thirty day nonresident registration issued under  
18 section 28-2154, fifteen dollars.

19 6. Except as provided in paragraph 7 of this subsection, for the  
20 registration of a trailer or semitrailer that is ten thousand pounds or less  
21 gross vehicle weight, eight dollars, and for the registration of a trailer  
22 or semitrailer that exceeds ten thousand pounds gross vehicle weight:  
23 ~~forty-nine~~

24 (a) ON INITIAL REGISTRATION, A ONE-TIME FEE OF TWO HUNDRED FORTY-FIVE  
25 dollars.

26 (b) ON RENEWAL OF REGISTRATION, A ONE-TIME FEE OF ONE HUNDRED  
27 FORTY-FIVE DOLLARS.

28 7. For the registration of a noncommercial trailer that is not a  
29 travel trailer and that is less than six thousand pounds gross vehicle  
30 weight:

31 (a) On initial registration, a one-time fee of twenty dollars.

32 (b) On renewal of registration, a one-time fee of five dollars.

33 8. For a transfer of a noncommercial trailer that is not a travel  
34 trailer and that is less than six thousand pounds gross vehicle weight,  
35 twelve dollars.

36 9. For each special ninety day resident registration issued under  
37 section 28-2154, fifteen dollars.

38 10. For each one trip registration permit issued under section 28-2155,  
39 one dollar.

40 11. For each temporary general use registration issued under section  
41 28-2156, fifteen dollars.

42 12. For each identification plate bearing a serial or identification  
43 number to be affixed to any vehicle, five dollars.

44 B. For the purposes of this section, "travel trailer" means a trailer  
45 that is:

1 1. Mounted on wheels.

2 2. Designed to provide temporary living quarters for recreational,  
3 camping or travel use.

4 3. Less than eight feet in width and less than forty feet in length.

5 Sec. 2. Section 28-5801, Arizona Revised Statutes, is amended to read:

6 28-5801. Vehicle license tax rate

7 A. At the time of application for and before registration each year  
8 of a vehicle, the registering officer shall collect the vehicle license tax  
9 imposed by article IX, section 11, Constitution of Arizona. On the  
10 taxpayer's vehicle license tax bill, the registering officer shall provide  
11 the taxpayer with the following:

12 1. Information showing the amount of the vehicle license tax that each  
13 category of recipient will receive and the amount that is owed by the  
14 taxpayer.

15 2. The amount of vehicle license tax the taxpayer would pay pursuant  
16 to section 28-5805 if the taxpayer's motor vehicle was powered by alternative  
17 fuel.

18 B. Except as provided in subsection SUBSECTIONS C AND D of this  
19 section:

20 1. During the first twelve months of the life of a vehicle as  
21 determined by its initial registration, the vehicle license tax is based on  
22 each one hundred dollars in value, the value of the vehicle is sixty per cent  
23 of the manufacturer's base retail price of the vehicle and the vehicle  
24 license tax rate for each of the recipients is as follows:

25 ~~(a) Through May 31, 2000:~~

26 ~~(i) The rate for the Arizona highway user revenue fund is one dollar~~  
27 ~~twenty-six cents.~~

28 ~~(ii) The rate for the county general fund is sixty-nine cents.~~

29 ~~(iii) The rate for counties for the same use as highway user revenue~~  
30 ~~fund monies is sixteen cents.~~

31 ~~(iv) The rate for incorporated cities and towns is sixty-nine cents.~~

32 ~~(v) The rate for the state highway fund pursuant to section 28-5808,~~  
33 ~~subsection A, paragraph 2, subdivision (d) is five cents.~~

34 ~~(vi) The rate for the state highway fund pursuant to section 28-5808,~~  
35 ~~subsection A, paragraph 2, subdivision (e) is fourteen cents.~~

36 ~~(vii) The rate for the state general fund to aid school financial~~  
37 ~~assistance is six cents.~~

38 ~~(b) From and after May 31, 2000:~~

39 ~~(i) (a) The rate for the Arizona highway user revenue fund is one~~  
40 ~~dollar twenty-six cents.~~

41 ~~(ii) (b) The rate for the county general fund is sixty-nine cents.~~

42 ~~(iii) (c) The rate for counties for the same use as highway user~~  
43 ~~revenue fund monies is sixteen cents.~~

44 ~~(iv) (d) The rate for incorporated cities and towns is sixty-nine~~  
45 ~~cents.~~

1 ~~(v) The rate for the state highway fund pursuant to section 28-5808,~~  
2 ~~subsection A, paragraph 2, subdivision (d) is five cents.~~

3 ~~(vi) The rate for the state highway fund pursuant to section 28-5808,~~  
4 ~~subsection A, paragraph 2, subdivision (e) is ten cents.~~

5 2. During each succeeding twelve month period, the vehicle license tax  
6 is based on each one hundred dollars in value, the value of the vehicle is  
7 16.25 per cent less than the value for the preceding twelve month period and  
8 the vehicle license tax rate for each of the recipients is as follows:

9 ~~(a) Through May 31, 2000:~~

10 ~~(i) The rate for the Arizona highway user revenue fund is one dollar~~  
11 ~~thirty cents.~~

12 ~~(ii) The rate for the county general fund is seventy-one cents.~~

13 ~~(iii) The rate for counties for the same use as highway user revenue~~  
14 ~~fund monies is seventeen cents.~~

15 ~~(iv) The rate for incorporated cities and towns is seventy-one cents.~~

16 ~~(v) The rate for the state highway fund pursuant to section 28-5808,~~  
17 ~~subsection A, paragraph 2, subdivision (d) is five cents.~~

18 ~~(vi) The rate for the state highway fund pursuant to section 28-5808,~~  
19 ~~subsection A, paragraph 2, subdivision (e) is fourteen cents.~~

20 ~~(vii) The rate for the state general fund to aid school financial~~  
21 ~~assistance is six cents.~~

22 ~~(b) From and after May 31, 2000:~~

23 ~~(i) (a) The rate for the Arizona highway user revenue fund is one~~  
24 ~~dollar thirty cents.~~

25 ~~(ii) (b) The rate for the county general fund is seventy-one cents.~~

26 ~~(iii) (c) The rate for counties for the same use as highway user~~  
27 ~~revenue fund monies is seventeen cents.~~

28 ~~(iv) (d) The rate for incorporated cities and towns is seventy-one~~  
29 ~~cents.~~

30 ~~(v) The rate for the state highway fund pursuant to section 28-5808,~~  
31 ~~subsection A, paragraph 2, subdivision (d) is five cents.~~

32 ~~(vi) The rate for the state highway fund pursuant to section 28-5808,~~  
33 ~~subsection A, paragraph 2, subdivision (e) is ten cents.~~

34 3. The minimum amount of the vehicle license tax computed under this  
35 section is ten dollars per year for each vehicle that is subject to the tax.  
36 If the product of all of the rates prescribed in paragraph 1 or 2 of this  
37 subsection is less than ten dollars, the vehicle license tax is ten dollars.  
38 The vehicle license tax collected pursuant to this paragraph shall be  
39 distributed to the recipients prescribed in this subsection based on the  
40 percentage of each recipient's rate to the sum of all of the rates.

41 C. The vehicle license tax is as follows for noncommercial trailers  
42 that are not travel trailers and that are less than six thousand pounds gross  
43 vehicle weight:

44 1. On initial registration, a one-time vehicle license tax of one  
45 hundred five dollars.

1           2. On renewal of registration, a one-time vehicle license tax of  
2 seventy dollars.

3           D. THE VEHICLE LICENSE TAX IS AS FOLLOWS FOR A TRAILER OR SEMITRAILER  
4 THAT EXCEEDS TEN THOUSAND POUNDS GROSS VEHICLE WEIGHT:

5           1. ON INITIAL REGISTRATION, A ONE-TIME VEHICLE LICENSE TAX OF FIVE  
6 HUNDRED FIFTY-FIVE DOLLARS.

7           2. ON RENEWAL OF REGISTRATION, A ONE-TIME VEHICLE LICENSE TAX OF THREE  
8 HUNDRED FIFTY-FIVE DOLLARS.

9           ~~D.~~ E. The vehicle license tax collected pursuant to subsection C OR  
10 D of this section shall be distributed to the recipients prescribed in  
11 subsection B of this section based on the percentage of each recipient's rate  
12 to the sum of all of the rates.

13           ~~E.~~ F. For the purposes of subsection C of this section, "travel  
14 trailer" has the same meaning prescribed in section 28-2003.

15           Sec. 3. Section 28-5808, Arizona Revised Statutes, is amended to read:  
16 28-5808. Vehicle license tax distribution

17           A. The director shall distribute monies collected by the director  
18 pursuant to section 28-5801, except monies deposited in the state general  
19 fund, on the first and fifteenth calendar day of each month as follows:

20           1. On the first calendar day, the director shall deposit, pursuant to  
21 sections 35-146 and 35-147, all of the Arizona highway user revenue fund  
22 monies received from the first to the fifteenth calendar day of the preceding  
23 month to the Arizona highway user revenue fund.

24           2. On the fifteenth calendar day, the director shall deposit, PURSUANT  
25 TO SECTIONS 35-146 AND 35-147, all of the Arizona highway user revenue fund  
26 monies received from the sixteenth through the last day of the preceding  
27 month in the Arizona highway user revenue fund and distribute or deposit all  
28 other monies received during the entire preceding month as follows:

29           (a) The county general fund monies to the county general fund.

30           (b) The county highway monies to the state treasurer to be apportioned  
31 among the counties for the same use as highway user revenue fund monies on  
32 the basis that the population of the unincorporated area of each county bears  
33 to the population of the unincorporated areas of all counties in this state  
34 as shown by the most recent United States decennial census.

35           (c) The incorporated cities and towns monies to the county treasurer  
36 to be distributed to the incorporated cities and towns of the county  
37 apportioned in proportion to the population of each as shown by the most  
38 recent United States census.

39           ~~(d) Except as provided in subsection C of this section, the state  
40 highway fund monies collected pursuant to section 28-5801, subsection B,  
41 paragraph 1, subdivision (a), item (v) and subdivision (b), item (v) and  
42 paragraph 2, subdivision (a), item (v) and subdivision (b), item (v) shall  
43 be deposited, pursuant to sections 35-146 and 35-147, in the state highway  
44 fund established by section 28-6991.~~

1           ~~(e) The state highway fund monies collected pursuant to section~~  
2 ~~28-5801, subsection B, paragraph 1, subdivision (a), item (vi) and~~  
3 ~~subdivision (b), item (vi) and paragraph 2, subdivision (a), item (vi) and~~  
4 ~~subdivision (b), item (vi) shall be deposited, pursuant to sections 35-146~~  
5 ~~and 35-147, in the state highway fund established by section 28-6991.~~

6           B. The director shall distribute monies collected by the director  
7 pursuant to sections 28-5804, 28-5805, 28-5806 and 28-5810, except monies  
8 deposited in the state general fund, on the first and fifteenth calendar day  
9 of each month as follows:

10           1. On the first calendar day, the director shall deposit, pursuant to  
11 sections 35-146 and 35-147, 37.61 per cent of all monies received from the  
12 first through the fifteenth calendar day of the preceding month in the  
13 highway user revenue fund.

14           2. On the fifteenth calendar day, the director shall deposit, pursuant  
15 to sections 35-146 and 35-147, 37.61 per cent of all monies received from the  
16 sixteenth through the last day of the preceding month in the highway user  
17 revenue fund and distribute or deposit the following amounts as a percentage  
18 of all monies received pursuant to sections 28-5804, 28-5805, 28-5806 and  
19 28-5810 during the entire preceding month as follows:

20           (a) 20.45 per cent to the county general fund.

21           (b) 4.91 per cent to the state treasurer to be apportioned among the  
22 counties for the same use as highway user revenue fund monies on the basis  
23 that the population of the unincorporated area of each county bears to the  
24 population of the unincorporated areas of all counties in this state as shown  
25 by the most recent United States decennial census.

26           (c) 20.45 per cent to the county treasurer to be distributed to the  
27 incorporated cities and towns of the county apportioned in proportion to the  
28 population of each as shown by the most recent United States census.

29           (d) Except as provided in subsection C of this section, 1.64 per cent  
30 shall be deposited, pursuant to sections 35-146 and 35-147, in the state  
31 highway fund established by section 28-6991.

32           (e) 4.09 per cent in the state highway fund established by section  
33 28-6991.

34           (f) 10.85 per cent shall be deposited, pursuant to sections 35-146 and  
35 35-147, in the state general fund to aid school financial assistance.

36           C. Through September 30, 2003, if the department's authorized share  
37 of federal surface transportation program monies in each year is more than  
38 forty-two million dollars, the director shall deposit each year in equal  
39 installments during the year an annual amount equal to the difference between  
40 this state's authorized share of federal surface transportation program  
41 monies and forty-two million dollars from the amount prescribed in subsection  
42 A, paragraph 2, subdivision (d) and subsection B, paragraph 2, subdivision  
43 (d) of this section in the local transportation assistance fund established  
44 by section 28-8101. Monies deposited in the local transportation assistance  
45 fund pursuant to this subsection shall be distributed to eligible cities,

1 towns and counties as provided in section 28-8103. The amount distributed  
2 pursuant to this subsection shall not exceed the amount prescribed in  
3 ~~subsection A, paragraph 2, subdivision (d) and subsection B, paragraph 2,~~  
4 subdivision (d) of this section.

5 D. If an incorporated city or town has had no federal enumeration, the  
6 supervisors shall both:

7 1. Appoint a qualified person to take an accurate census of the  
8 incorporated city or town.

9 2. Certify the results to the county treasurer, and the incorporated  
10 city or town shall share in the distribution as provided by this section.

11 Sec. 4. Section 28-6991, Arizona Revised Statutes, is amended to read:  
12 28-6991. State highway fund; sources

13 A state highway fund is established that consists of:

14 1. Monies distributed from the Arizona highway user revenue fund  
15 pursuant to chapter 18 of this title.

16 2. Monies appropriated by the legislature.

17 3. Monies received from donations for the construction, improvement  
18 or maintenance of state highways or bridges. These monies shall be credited  
19 to a special account and shall be spent only for the purpose indicated by the  
20 donor.

21 4. Monies received from counties under cooperative agreements,  
22 including proceeds from bond issues. The state treasurer shall deposit these  
23 monies to the credit of the fund in a special account on delivery to the  
24 treasurer of a concise written agreement between the department and the  
25 county stating the purposes for which the monies are surrendered by the  
26 county, and these monies shall be spent only as stated in the agreement.

27 5. Monies received from the United States under an act of Congress to  
28 provide aid for the construction of rural post roads, but monies received on  
29 projects for which the monies necessary to be provided by this state are  
30 wholly derived from sources mentioned in paragraphs 2 and 3 of this section  
31 shall be allotted by the department and deposited by the state treasurer in  
32 the special account within the fund established for each project. On  
33 completion of the project, on the satisfaction and discharge in full of all  
34 obligations of any kind created and on request of the department, the  
35 treasurer shall transfer the unexpended balance in the special account for  
36 the project into the state highway fund, and the unexpended balance and any  
37 further federal aid thereafter received on account of the project may be  
38 spent under the general provisions of this title.

39 6. Monies in the custody of an officer or agent of this state from any  
40 source that is to be used for the construction, improvement or maintenance  
41 of state highways or bridges.

42 7. Monies deposited in the state general fund and arising from the  
43 disposal of state personal property belonging to the department.

44 8. Receipts from the sale or disposal of any or all other property  
45 held by the department and purchased with state highway monies.

1 9. Monies generated pursuant to section 28-410.

2 10. Monies distributed pursuant to section 28-5808, subsection A,  
3 paragraph 2, subdivision (d) and subsection B, paragraph 2, subdivision (d).

4 11. Monies deposited pursuant to sections 28-1143, 28-2010, 28-2353 and  
5 28-3003.

6 12. Except as provided in section 28-5101, the following monies:

7 (a) Monies deposited pursuant to section 28-2206 and section 28-5808,  
8 subsection A, paragraph 2, subdivision (e) and subsection B, paragraph 2,  
9 subdivision (e).

10 (b) One dollar of each registration fee and one dollar of each title  
11 fee collected pursuant to section 28-2003.

12 (c) Two dollars of each late registration penalty collected by the  
13 director pursuant to section 28-2162.

14 (d) The air quality compliance fee collected pursuant to section  
15 49-542.

16 (e) The special plate administration fees collected pursuant to  
17 sections 28-2404, 28-2412 through 28-2417 and 28-2514.

18 (f) The windshield sticker fee collected pursuant to section 28-2355.

19 (g) Monies collected pursuant to sections 28-372, 28-2155 and 28-2156  
20 if the director is the registering officer.

21 13. Monies deposited pursuant to chapter 5, article 5 of this title.

22 14. Donations received pursuant to section 28-2269.

23 15. Dealer and registration monies collected pursuant to section  
24 28-4304.

25 16. Abandoned vehicle administration monies deposited pursuant to  
26 section 28-4804.

27 Sec. 5. Appropriation; purpose; exemption

28 A. The sum of \$180,000 is appropriated from the state highway fund  
29 established by section 28-6991, Arizona Revised Statutes, in fiscal year  
30 2001-2002 to the department of transportation for the purpose of implementing  
31 this act.

32 B. The appropriation made in subsection A of this section is exempt  
33 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
34 lapsing of appropriations.

35 Sec. 6. Delayed effective date

36 Sections 28-2003, 28-5801, 28-5808 and 28-6991, Arizona Revised  
37 Statutes, as amended by this act, are effective from and after August 31,  
38 2001.

APPROVED BY THE GOVERNOR APRIL 19, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 20, 2001.

Passed the House April 09, 2001,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate February 21, 2001,

by the following vote: 25 Ayes,

4 Nays, 1 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

S.B. 1193

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

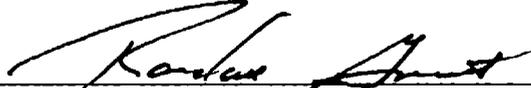
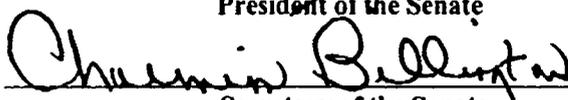
\_\_\_\_\_  
Secretary of State

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 16, 2001,

by the following vote: 25 Ayes,

3 Nays, 2 Not Voting

  
\_\_\_\_\_  
President of the Senate  
  
\_\_\_\_\_  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

16 day of April, 2001,

at 2:59 o'clock A M.

  
\_\_\_\_\_  
Secretary to the Governor

APPROVED THIS 19 day of

April, 2001,

at 2:16 o'clock P M.

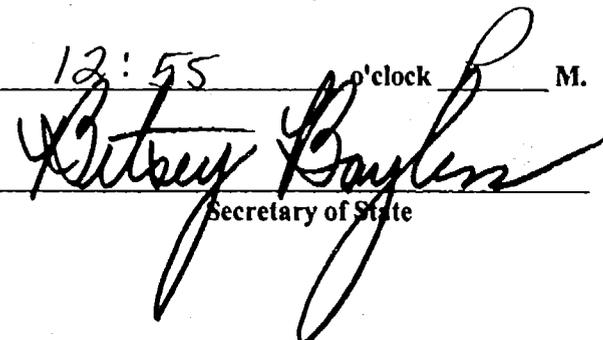
  
\_\_\_\_\_  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 20 day of April, 2001,

at 12:55 o'clock P M.

  
\_\_\_\_\_  
Secretary of State

S.B. 1193