

Conference Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
Senate  
Fiftieth Legislature  
Second Regular Session  
2012

CHAPTER 324

# **SENATE BILL 1279**

AN ACT

AMENDING TITLE 42, CHAPTER 19, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 42-19003.01; RELATING TO PERSONAL PROPERTY TAX.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Title 42, chapter 19, article 1, Arizona Revised Statutes,  
3 is amended by adding section 42-19003.01, to read:

4 42-19003.01. Business computers and equipment; hardware;  
5 software; definition

6 A. EXCEPT AS PROVIDED BY SUBSECTION C OF THIS SECTION, PERSONAL  
7 COMPUTERS AND GENERAL PURPOSE COMPUTERS USED IN A TRADE OR BUSINESS SHALL BE  
8 VALUED AS PERSONAL PROPERTY.

9 B. OPERATING SYSTEM SOFTWARE NECESSARY TO ENABLE THE OPERATION OF  
10 PERSONAL COMPUTERS, GENERAL PURPOSE COMPUTERS AND PERIPHERAL EQUIPMENT SHALL  
11 BE VALUED AS A PART OF THE COMPUTER ON WHICH IT IS INSTALLED.

12 C. ALL OTHER SOFTWARE, OTHER THAN OPERATING SYSTEM SOFTWARE, WHETHER  
13 IT IS CANNED OR CUSTOMIZED FOR A SPECIFIC APPLICATION BY A PERSONAL COMPUTER  
14 OR A GENERAL PURPOSE COMPUTER, SHALL NOT BE VALUED AS PERSONAL PROPERTY.

15 D. FOR THE PURPOSES OF THIS SECTION, "OPERATING SYSTEM SOFTWARE" MEANS  
16 THE COLLECTION OF SOFTWARE THAT DIRECTS THE COMPUTER'S LOW-LEVEL OPERATIONS,  
17 CONTROLLING AND SCHEDULING THE EXECUTION OF APPLICATION PROGRAMS AND MANAGING  
18 THE LOW-LEVEL OPERATION OF STORAGE, INPUT, OUTPUT AND COMMUNICATION  
19 RESOURCES.

20 Sec. 2. Intent

21 The enactment of section 42-19003.01, Arizona Revised Statutes, as  
22 added by this act, is not intended to constitute a change in state law with  
23 respect to the taxation of personal computers and general purpose computers  
24 and shall not be used as a basis for a claim for refund under title 42,  
25 chapter 16, article 6, Arizona Revised Statutes.

APPROVED BY THE GOVERNOR MAY 11, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 14, 2012.

Passed the House April 9, 2012,

Passed the Senate February 9, 2012,

by the following vote: 54 Ayes,

by the following vote: 28 Ayes,

0 Nays, 6 Not Voting

1 Nays, 1 Not Voting

[Signature]  
Speaker of the House

[Signature]  
President of the Senate

[Signature]  
Chief Clerk of the House

[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. 1279

~~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~~

HOUSE FINAL PASSAGE  
as per Joint Conference

Passed the House May 1, 2012,

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

SENATE FINAL PASSAGE  
as per Joint Conference

Passed the Senate April 30, 2012

by the following vote: 29 Ayes,

1 Nays, 0 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 3<sup>rd</sup> day of May, 2012,

at 10:24 o'clock A M.

[Signature]  
Secretary to the Governor

Approved this 1<sup>st</sup> day of

May, 2012,

at 4:36 o'clock P. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 14<sup>th</sup> day of May, 2012

at 8:30 o'clock a M.

[Signature]  
Secretary of State

S.B. 1279