

House Engrossed  
**FILED**  
**KEN BENNETT**  
**SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fiftieth Legislature  
Second Regular Session  
2012

CHAPTER 39

# HOUSE BILL 2253

AN ACT

AMENDING SECTION 6-1202, ARIZONA REVISED STATUTES; RELATING TO TRANSMITTERS OF MONEY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 6-1202, Arizona Revised Statutes, is amended to  
3 read:

4 6-1202. License required

5 A. A person shall not sell or issue payment instruments, engage in the  
6 business of receiving money for transmission or transmitting money, engage in  
7 the business of exchanging payment instruments or money into any form of  
8 money or payment instrument or engage in the business of receiving money for  
9 obligors AN OBLIGOR for the purpose of paying that obligor's bills, invoices  
10 or accounts without first obtaining a license as provided in this chapter or  
11 becoming an authorized delegate of a licensee with respect to those  
12 activities. A licensee is under the jurisdiction of the department. A  
13 person who is not licensed under this chapter or who is not an authorized  
14 delegate of a licensee with respect to those activities is presumed to be  
15 engaged in a business that is regulated by this chapter and that requires a  
16 license if he THE PERSON advertises, solicits or holds himself out as being  
17 in the business of selling or issuing payment instruments, of receiving money  
18 for transmission or transmitting money or of converting one form of money to  
19 another form of money.

20 B. No person other than a corporation OR LIMITED LIABILITY COMPANY  
21 organized and in good standing under the laws of the state of its  
22 incorporation OR FORMATION or, ~~if~~ a corporation OR LIMITED LIABILITY COMPANY  
23 organized under the laws of a country other than the United States and in  
24 good standing under the laws of the country of its incorporation OR FORMATION  
25 and authorized to do business in this state, ~~may~~ apply for or be issued a  
26 license as provided in this chapter.

27 C. A person engages in business activity regulated by this chapter in  
28 this state if any of the following applies:

29 1. Conduct constituting any element of the regulated activity occurs  
30 in this state.

31 2. Conduct occurs outside this state and constitutes an attempt, offer  
32 or conspiracy to engage in the activity within this state and an act in  
33 furtherance of the attempt, offer or conspiracy occurs within this state.

34 3. As part of a business activity described by this section a person  
35 knowingly transmits money into this state or makes payments in this state  
36 without disclosing the identity of each person on whose behalf money was  
37 transmitted or payment was made.

APPROVED BY THE GOVERNOR MARCH 16, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 16, 2012.

Passed the House February 13, 2012

Passed the Senate March 13, 2012

by the following vote: 52 Ayes,

by the following vote: 30 Ayes,

5 Nays, 2 Not Voting,  
1 vacant

0 Nays, 0 Not Voting

[Signature]  
Speaker of the House  
Pro Tempore

[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 received by the Governor this

14 day of March, 20 12

at 3:50 o'clock P M.

[Signature]  
Secretary to the Governor

Approved this 16<sup>th</sup> day of

March

at 11:37 o'clock A M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 16<sup>th</sup> day of March, 20 12

at 1:25 o'clock P M.

[Signature]  
Secretary of State

H.B. 2253