



STATE OF ARIZONA  
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY  
GOVERNOR

EXECUTIVE OFFICE

May 10, 2019

The Honorable Katie Hobbs  
Secretary of State  
1700 W. Washington, 7<sup>th</sup> Floor  
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bill from the Fifty-fourth Legislature, 1st Regular Session, which I signed on May 10<sup>th</sup>, 2019:

H.B. 2005 moving violations; defensive driving school (Kavanagh)  
H.B. 2151 satisfaction of judgment; justice courts (J. Allen)  
H.B. 2373 tax corrections act of 2019 (Toma)  
H.B. 2519 supervision; physician assistants (Barto)  
H.B. 2662 zoning hearing; annexation; petition; testimony (Weninger)  
S.B. 1214 rental car surcharge; exception (Livingston)  
S.B. 1291 prohibited weapons; nunchaku; repeal (Gowan)

Sincerely,

Douglas A. Ducey  
Governor  
State of Arizona

cc: Senate Secretary  
Chief Clerk of the House of Representatives  
Arizona News Service

Senate Engrossed

**FILED**  
**KATIE HOBBS**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fifty-fourth Legislature  
First Regular Session  
2019

**CHAPTER 206**  
**SENATE BILL 1214**

AN ACT

AMENDING SECTION 28-5810, ARIZONA REVISED STATUTES; RELATING TO VEHICLE SURCHARGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 28-5810, Arizona Revised Statutes, is amended to  
3 read:

4 28-5810. Rental vehicle surcharge; reimbursement; definition

5 A. A person engaged in the business of renting motor vehicles  
6 without drivers shall collect, at the time the rental vehicle is rented, a  
7 five ~~per cent~~ PERCENT surcharge on each rental contract that is for a  
8 period of one hundred eighty days or less. A MOTOR VEHICLE THAT IS OWNED  
9 BY A GOVERNMENTAL ENTITY IS EXEMPT FROM THE SURCHARGE PRESCRIBED BY THIS  
10 SUBSECTION.

11 B. The surcharge:

12 1. Shall be computed on the total amount stated in the rental  
13 contract, less any taxes and fees imposed by title 42, chapter 5, article  
14 1 and title 48, chapter 26, article 2.

15 2. Is not subject to the taxes imposed by title 42, chapter 5,  
16 article 1 and title 48, chapter 26, article 2.

17 3. Shall be noted on the rental contract and collected pursuant to  
18 the contract.

19 4. Shall be retained by the vehicle owner or person engaged in the  
20 business of renting rental vehicles.

21 5. Shall be used only for reimbursement of the amount of vehicle  
22 license tax imposed on the rental vehicle pursuant to section 28-5801,  
23 whether rented in this state or in another state or jurisdiction, and paid  
24 by the rental vehicle owner or person engaged in the business of renting  
25 rental vehicles at the time of vehicle registration.

26 C. On February 15 of each year, a person who is engaged in the  
27 business of renting rental vehicles and who collects a surcharge pursuant  
28 to this section shall file a report with the director stating:

29 1. The total amount of vehicle license tax paid the previous year.

30 2. The total amount of vehicle rental revenues for the previous  
31 year.

32 3. The amount by which the surcharge exceeds the amount of vehicle  
33 license tax.

34 D. Surcharges collected in excess of the amount of vehicle license  
35 tax paid shall be remitted, deposited and distributed pursuant to section  
36 28-5808.

37 E. The report to the director required by this section shall be a  
38 sworn statement subject to penalty of perjury for misrepresenting the  
39 amount of vehicle license tax paid or the amount of surcharge collected.

40 F. The director shall adopt rules prescribing auditing procedures,  
41 records maintenance and other requirements necessary to administer this  
42 section.

43 G. To assist with administering this article, each year at the  
44 request of the director of the department of transportation, the  
45 department of revenue shall provide a report to the director of the

1 department of transportation that includes, to the extent available, the  
2 following:

3 1. The names of all of the persons who are engaged in the business  
4 of renting rental vehicles and who hold a transaction privilege tax  
5 license pursuant to section 42-5071.

6 2. The address of the business.

7 3. The effective date of the license.

8 H. For the purposes of this section, "rental vehicle" means both of  
9 the following:

10 1. A passenger vehicle that is designed to transport fifteen or  
11 fewer passengers and that is rented without a driver.

12 2. A truck, trailer or semitrailer that has a gross vehicle weight  
13 of less than twenty-six thousand one pounds, that is rented without a  
14 driver and that is used in the transportation of personal property.

**APPROVED BY THE GOVERNOR MAY 10, 2019.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 10, 2019.**

Passed the House May 2, 2019,

Passed the Senate February 14, 2019,

by the following vote: 60 Ayes,

by the following vote: 29 Ayes,

0 Nays, 0 Not Voting

0 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

6<sup>th</sup> day of May, 2019,

at 2:02 o'clock P M.

[Signature]  
Secretary to the Governor

Approved this 10<sup>th</sup> day of

May, 2019,

at 3:51 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 10 day of May, 2019,

at 5:12 o'clock P. M.

[Signature]  
Secretary of State

S.B. 1214