

COMMITTEE ON APPROPRIATIONS
SENATE AMENDMENTS TO S.B. 1033
(Reference to printed bill)

Strike everything after the enacting clause and insert:

"Section 1. Section 28-5101, Arizona Revised Statutes, is amended to read:

28-5101. Third party authorization

A. The director may authorize third parties to perform certain title and registration, motor carrier licensing and tax reporting, dealer licensing and driver license functions.

B. The director may authorize a person to be a third party electronic service provider. An authorized third party electronic service provider shall meet all of the requirements established by the department relating to security, the minimum number of types of transactions, payment options and multiple service delivery channels. Before authorization by the director pursuant to this subsection, a person shall submit a plan approved by the director for transition of an authorized third party electronic service provider's customer service transactions to the department for the purposes of continued operation by the department. The director may require updates of the plan as deemed necessary by the director. AN AUTHORIZED THIRD PARTY ELECTRONIC SERVICE PROVIDER IS SUBJECT TO AN INDEPENDENT THIRD PARTY SECURITY REVIEW AT ITS EXPENSE EVERY THREE YEARS AS A CONDITION OF RENEWAL OF THE THIRD PARTY ELECTRONIC SERVICE PROVIDER AGREEMENT. ALL DEFICIENCIES SHALL BE ADDRESSED TO THE SATISFACTION OF THE DIRECTOR. THE SECURITY REVIEW SHALL ADDRESS ALL OF THE FOLLOWING:

1. SECURITY.
2. APPLICATION DEVELOPMENT PROCESS.
3. APPLICATION MAINTENANCE.
4. APPLICATION MONITORING.
5. SYSTEM BACKUPS.
6. DISASTER RECOVERY.

1 C. A person shall not engage in any business pursuant to this article
2 unless the director authorizes the person to engage in the business.

3 D. The director may furnish necessary documents or license plates
4 subject to this article.

5 E. Except as provided in subsection F of this section, an authorized
6 third party or an authorized third party electronic service provider shall
7 submit to the department all statutorily prescribed fees and taxes it
8 collects. In addition to the statutorily prescribed fees and taxes, an
9 authorized third party or an authorized third party electronic service
10 provider may collect and retain a reasonable and commensurate fee for its
11 services.

12 F. In addition to payment pursuant to section 28-374, the department
13 shall reimburse the authorized third party or third party electronic service
14 provider as follows:

15 1. One dollar of each initial, renewal, replacement or duplicate
16 registration fee for a vehicle or an aircraft.

17 2. One dollar of each initial, duplicate or transfer title fee for a
18 vehicle or an aircraft.

19 3. An amount equal to two per cent of each vehicle license tax payment
20 or aircraft license tax payment the authorized third party collects and
21 submits to the department or four dollars for each registration year or part
22 of a registration year, whichever is more. The reimbursement amount shall
23 not exceed the amount of vehicle license tax or aircraft license tax
24 collected.

25 4. Four dollars for each initial, renewal, replacement or duplicate
26 application that the third party processes and that relates to driver
27 licenses, nonoperating identification licenses or permits. An authorized
28 third party may add the cost for expedited processing of renewal, replacement
29 or duplicate applications if requested by the applicant.

30 5. An amount equal to two per cent of each overweight or excess size
31 vehicle registration or permit fee the third party collects and submits to

1 the department or one dollar for each overweight or excess size vehicle
2 registration or permit processed, whichever is more.

3 6. One dollar for each motor vehicle or special motor vehicle record,
4 ~~excluding motor vehicle records released to commercial recipients, including~~
5 ~~insurers and their authorized agents.~~

6 7. Five dollars or one-fourth of one per cent of the fuel taxes
7 reported, whichever is greater, for each fuel tax report filed
8 electronically. In fiscal years 2008-2009 through 2012-2013, the maximum
9 annual amount retained each year shall not exceed one million five hundred
10 thousand dollars. Beginning in fiscal year 2013-2014, the maximum annual
11 amount retained each year shall not exceed four hundred eighty thousand
12 dollars.

13 8. One dollar for each fuel tax permit.

14 9. One dollar for each nonsufficient funds or dishonored check
15 payment.

16 10. One dollar for each abandoned vehicle report processed, except for
17 applications for crushed vehicles.

18 11. One dollar for each abandoned vehicle payment.

19 12. Two dollars for each initial special or personalized license plate
20 application.

21 13. One dollar for each initial, renewal or replacement vehicle dealer
22 license plate.

23 14. Five dollars for each application for an initial vehicle dealer
24 license or continuation of a vehicle dealer license.

25 15. One dollar of each twelve dollar fee paid pursuant to section
26 28-2356.

27 16. One dollar for each traffic survival school application and one
28 dollar for each certificate of completion processed.

29 17. One dollar for each replacement license plate or tab.

30 18. ONE DOLLAR FOR EACH MOTOR CARRIER PERMIT.

31 19. FIVE DOLLARS FOR EACH INTERNATIONAL FUEL TAX AGREEMENT REPORT.

1 G. The department's authorized third party electronic service provider
2 may retain two dollars for processing documents electronically when the
3 statutory fee pursuant to this title is two dollars or more.

4 H. The director may authorize the electronic third party service
5 provider to process electronic fund transfers to the department for payment
6 of motor vehicle taxes and fees. The electronic third party service provider
7 may add a two dollar processing fee for each electronic funds transfer.

8 I. Each authorized third party that holds itself out as providing
9 services to the general public shall post a sign in a conspicuous location in
10 each facility of the authorized third party that contains the amount charged
11 for each transaction performed by the authorized third party and the amount
12 charged by the department for the same transaction.

13 Sec. 2. Section 28-5739, Arizona Revised Statutes, is amended to read:

14 28-5739. Single trip and other limited use fuel tax permits

15 A. If a use class motor vehicle is propelled by use fuel and is
16 operated in this state in the course of interstate traffic, the department
17 may issue, in lieu of an interstate user license, a special single trip use
18 fuel tax permit authorizing operation of the vehicle for a single trip
19 through this state or from a point on the Arizona border to a point in this
20 state and return to the border.

21 B. The fee for the single trip use fuel tax permit is sixty-five
22 dollars for more than fifty miles traveled on the highways in this state and
23 sixteen dollars for fifty miles or less traveled on the highways in this
24 state.

25 C. The single trip use fuel tax permit is valid for ninety-six hours.

26 D. The department:

27 1. Shall issue a single trip use fuel tax permit in duplicate.

28 2. May issue a single trip use fuel tax permit for a vehicle entering
29 this state at Teec Nos Pos and exiting at Black Rock or entering this state
30 at Black Rock and exiting at Teec Nos Pos even if the vehicle exits and
31 reenters this state during the trip.

1 3. May issue a special thirty, ninety or one hundred eighty day use
2 fuel tax permit for a use class motor vehicle if the vehicle is in this state
3 for a limited time. The fees for these permits are as follows:

4 (a) For a thirty day permit, one hundred thirty dollars.

5 (b) For a ninety day permit, three hundred ninety dollars.

6 (c) For a one hundred eighty day permit, seven hundred eighty dollars.

7 E. The director may authorize third parties to issue use fuel tax
8 permits pursuant to this section ~~in accordance with rules adopted by the~~
9 ~~director.~~

10 F. The director shall deposit, pursuant to sections 35-146 and 35-147,
11 all fees collected pursuant to this section at ports of entry on the border
12 between this state and Mexico in the safety enforcement and transportation
13 infrastructure fund established by section 28-6547.

14 G. The fees imposed pursuant to this section do not apply to a use
15 class motor vehicle that is used in the production of:

16 1. Motion pictures, including films to be shown in theaters and on
17 television.

18 2. Industrial, training and educational films.

19 3. Commercials for television.

20 4. Video discs.

21 5. Videotapes.

22 Sec. 3. Section 28-5863, Arizona Revised Statutes, is amended to read:

23 28-5863. Single trip motor carrier fee trip permit; fee;
24 expiration

25 A. There is imposed against each motor vehicle for a single trip motor
26 carrier fee trip permit a motor carrier fee of either:

27 1. Twelve dollars for fifty miles or less to be traveled on the
28 highways of this state.

29 2. Forty-eight dollars for more than fifty miles to be traveled on the
30 highways of this state.

1 B. A single trip motor carrier fee trip permit:

2 1. Expires on the completion of the specific trip for which it is
3 issued and applies only for a period of ninety-six hours from the time of
4 issuance unless an extension of time is authorized by the director.

5 2. Is valid for a single trip for vehicles entering this state at
6 Black Rock and exiting at Teec Nos Pos or entering this state at Teec Nos Pos
7 and exiting at Black Rock even if the vehicles exit and reenter this state
8 during the trip.

9 C. The director may authorize third parties to issue single trip motor
10 carrier fee trip permits pursuant to this section ~~in accordance with rules~~
11 ~~adopted by the director.~~

12 D. The director shall deposit, pursuant to sections 35-146 and 35-147,
13 all fees collected pursuant to this section at ports of entry on the border
14 between this state and Mexico in the safety enforcement and transportation
15 infrastructure fund established by section 28-6547."

16 Amend title to conform

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