

REFERENCE TITLE: vehicle mileage tax; electric vehicles

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

HB 2257

Introduced by
Representative Farley

AN ACT

AMENDING TITLE 28, CHAPTER 16, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 7;
AMENDING SECTION 28-6501, ARIZONA REVISED STATUTES; RELATING TO THE VEHICLE
MILEAGE TAX.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 28, chapter 16, Arizona Revised Statutes, is amended
3 by adding article 7, to read:

4 ARTICLE 7. VEHICLE MILEAGE TAX

5 28-6051. Imposition of vehicle mileage tax: electric vehicles:
6 definitions

7 A. IN ADDITION TO ALL OTHER TAXES PROVIDED BY LAW, A VEHICLE MILEAGE
8 TAX OF ONE CENT PER MILE DRIVEN IS IMPOSED ON ELECTRIC VEHICLES THAT ARE
9 DRIVEN ON HIGHWAYS IN THIS STATE.

10 B. THE DEPARTMENT SHALL COLLECT THE TAX AND SHALL ADOPT RULES
11 NECESSARY TO IMPLEMENT THIS ARTICLE.

12 C. ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE DEPARTMENT SHALL
13 INCREASE THE TAX RATE PRESCRIBED BY SUBSECTION A OF THIS SECTION FOR THE
14 FOLLOWING TAX YEAR BASED ON THE AVERAGE ANNUAL PERCENTAGE INCREASE, IF ANY,
15 IN THE GDP PRICE DEFLATOR IN THE TWO MOST RECENT COMPLETE STATE FISCAL YEARS.

16 D. FOR THE PURPOSES OF THIS SECTION:

17 1. "ELECTRIC VEHICLE" MEANS A VEHICLE THAT IS PROPELLED BY A MOTOR
18 THAT IS POWERED BY ELECTRICAL ENERGY FROM RECHARGEABLE BATTERIES OR ANOTHER
19 SOURCE ON THE VEHICLE OR FROM AN EXTERNAL SOURCE IN, ON OR ABOVE THE STREET
20 AND THAT IS NOT CAPABLE OF BEING POWERED BY MOTOR VEHICLE FUEL OR USE FUEL.

21 2. "GDP PRICE DEFLATOR" MEANS THE AVERAGE OF THE FOUR IMPLICIT PRICE
22 DEFLATORS FOR THE GROSS DOMESTIC PRODUCT REPORTED BY THE UNITED STATES
23 DEPARTMENT OF COMMERCE OR ITS SUCCESSOR FOR THE FOUR QUARTERS OF THE STATE
24 FISCAL YEAR.

25 Sec. 2. Section 28-6501, Arizona Revised Statutes, is amended to read:

26 28-6501. Definition of highway user revenues

27 In this article, unless the context otherwise requires or except as
28 otherwise provided by statute, "highway user revenues" means all monies
29 received in this state from licenses, taxes, penalties, interest and fees
30 authorized by the following:

31 1. Chapters 2, 7, 8 and 15 of this title, except for:

32 (a) The special plate administration fees prescribed in sections
33 28-2404, 28-2412 through 28-2448 and 28-2514.

34 (b) The donations prescribed in sections 28-2404, 28-2412 through
35 28-2415, 28-2417 through 28-2448, 28-2453, 28-2454 and 28-2455.

36 2. Section 28-1177.

37 3. Chapters 10 and 11 of this title.

38 4. Chapter 16, articles 1, 2, ~~and~~ 4 AND 7 of this title, except as
39 provided in sections 28-5926 and 28-5927.

40 Sec. 3. Requirements for enactment: two-thirds vote

41 Pursuant to article IX, section 22, Constitution of Arizona, this act
42 is effective only on the affirmative vote of at least two-thirds of the
43 members of each house of the legislature and is effective immediately on the
44 signature of the governor or, if the governor vetoes this act, on the
45 subsequent affirmative vote of at least three-fourths of the members of each
46 house of the legislature.