

REFERENCE TITLE: international money wire transfer assessment

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

HB 2677

Introduced by
Representatives Ugenti: Burges, Carter, Crandell, Smith D

AN ACT

AMENDING TITLE 42, CHAPTER 5, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 9;
AMENDING TITLE 43, CHAPTER 10, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING
SECTION 43-1086.01; RELATING TO WIRE TRANSFERS OF MONEY.

(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 5, Arizona Revised Statutes, is amended
3 by adding article 9, to read:

4 ARTICLE 9. INTERNATIONAL MONEY WIRE TRANSFER ASSESSMENT

5 42-5401. Levy of tax

6 A. THERE IS LEVIED AND THE DEPARTMENT SHALL COLLECT AN ASSESSMENT ON
7 ANY ENTITY THAT TRANSMITS WIRE TRANSFERS OF MONEY. THE ASSESSMENT IS LEVIED
8 AT A RATE PRESCRIBED BY THE DIRECTOR FOR EACH WIRE TRANSFER OF MONEY
9 TRANSACTION THAT IS TRANSMITTED TO A LOCATION OUTSIDE THE UNITED STATES PLUS
10 A PERCENTAGE PRESCRIBED BY THE DIRECTOR OF THE AMOUNT OF THE TRANSACTION THAT
11 EXCEEDS FIVE HUNDRED DOLLARS.

12 B. THE TAXPAYER SHALL PAY THE ASSESSMENT TO THE DEPARTMENT AT THE SAME
13 TIME AS PAYING THE TRANSACTION PRIVILEGE TAX UNDER SECTION 42-5064. IF THE
14 TAXPAYER FOR ANY REASON DOES NOT PAY TRANSACTION PRIVILEGE TAX, THE
15 ASSESSMENT IMPOSED BY THIS ARTICLE IS DUE AND PAYABLE TO THE DEPARTMENT, AND
16 IS DELINQUENT IF NOT PAID, AS PROVIDED IN SECTION 42-5014, SUBSECTION A.

17 42-5402. Administration

18 UNLESS THE CONTEXT OTHERWISE REQUIRES, ARTICLE 1 OF THIS CHAPTER
19 GOVERNS THE ADMINISTRATION, COLLECTION AND ENFORCEMENT OF THE ASSESSMENT
20 IMPOSED BY THIS ARTICLE, EXCEPT THAT:

21 1. IF THE TAXPAYER IS SUBJECT TO THE TRANSACTION PRIVILEGE TAX:

22 (a) A SEPARATE LICENSE AND BOND ARE NOT REQUIRED FOR THE ASSESSMENT
23 IMPOSED BY THIS ARTICLE, BUT THE ASSESSMENT DUE UNDER THIS ARTICLE SHALL BE
24 INCLUDED, REPORTED AND PAID WITH THE TRANSACTION PRIVILEGE TAX, WITH A
25 SEPARATE ACCOUNTING FOR THE ASSESSMENT IMPOSED BY THIS ARTICLE.

26 (b) THE ASSESSMENT IMPOSED BY THIS ARTICLE MAY BE INCLUDED WITHOUT
27 SEGREGATION IN ANY NOTICE AND LIEN FILED FOR UNPAID TRANSACTION PRIVILEGE
28 TAXES.

29 2. A SEPARATE BOND IS NOT REQUIRED OF EMPLOYEES OF THE DEPARTMENT IN
30 ADMINISTERING THIS ARTICLE.

31 42-5403. Disposition of revenue; border security fund;
32 exemption

33 A. THE DEPARTMENT SHALL SEPARATELY ACCOUNT FOR MONIES PAID UNDER THIS
34 ARTICLE AND SHALL DEPOSIT THE NET REVENUES IN THE BORDER SECURITY FUND
35 ESTABLISHED BY THIS SECTION.

36 B. THE BORDER SECURITY FUND IS ESTABLISHED CONSISTING OF MONIES
37 DEPOSITED PURSUANT TO THIS SECTION.

38 C. MONIES IN THE FUND SHALL BE USED TO PURCHASE EQUIPMENT AND EMPLOY
39 PERSONNEL AND FOR THE CONSTRUCTION OF A FENCE ALONG THE BORDER BETWEEN THIS
40 STATE AND MEXICO.

41 D. MONIES IN THE FUND ARE SUBJECT TO LEGISLATIVE APPROPRIATION AND ARE
42 EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF
43 APPROPRIATIONS.

