

REFERENCE TITLE: VLT; registration fees; gas tax

State of Arizona  
Senate  
Fifty-third Legislature  
First Regular Session  
2017

## **SB 1445**

Introduced by  
Senators Worsley: Brophy McGee, Fann, Hobbs, Mendez

AN ACT

AMENDING TITLE 20, CHAPTER 2, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-269; AMENDING SECTION 28-2003, ARIZONA REVISED STATUTES; AMENDING TITLE 28, CHAPTER 16, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 28-5606.01; AMENDING SECTIONS 28-5801 AND 28-5808, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 12, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1744; AMENDING SECTION 41-1752, ARIZONA REVISED STATUTES; RELATING TO VEHICLE FEES AND TAXATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 20, chapter 2, article 2, Arizona Revised  
3 Statutes, is amended by adding section 20-269, to read:

4 20-269. Motor vehicle liability insurers; semiannual fee

5 ON OR BEFORE JANUARY 31 AND JULY 31 EACH YEAR AN INSURER ISSUING  
6 MOTOR VEHICLE LIABILITY POLICIES IN THIS STATE SHALL PAY TO THE DEPARTMENT  
7 OF PUBLIC SAFETY A SEMIANNUAL FEE IN AN AMOUNT AS DETERMINED BY THE  
8 DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY PURSUANT TO SECTION 41-1744  
9 FOR EVERY VEHICLE THAT THE INSURER INSURES UNDER A MOTOR VEHICLE LIABILITY  
10 POLICY. THE FEE SHALL BE FULLY EARNED AND NONREFUNDABLE AT THE TIME THE  
11 INSURER COLLECTS THE PREMIUM FOR THE MOTOR VEHICLE LIABILITY INSURANCE  
12 POLICY. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY SHALL DEPOSIT THE  
13 MONIES, PURSUANT TO SECTIONS 35-146 AND 35-147, IN THE ARIZONA HIGHWAY  
14 PATROL FUND ESTABLISHED BY SECTION 41-1752. THE PAYMENT THAT IS DUE ON OR  
15 BEFORE JANUARY 31 SHALL COVER VEHICLES INSURED UNDER POLICIES THAT ARE  
16 ISSUED DURING THE PERIOD FROM JULY 1 THROUGH DECEMBER 31 OF THE PREVIOUS  
17 YEAR. THE PAYMENT THAT IS DUE ON OR BEFORE JULY 31 SHALL COVER VEHICLES  
18 THAT ARE INSURED UNDER POLICIES THAT ARE ISSUED DURING THE PERIOD FROM  
19 JANUARY 1 THROUGH JUNE 30 OF THE SAME YEAR.

20 Sec. 2. Section 28-2003, Arizona Revised Statutes, is amended to  
21 read:

22 28-2003. Fees; vehicle title and registration; identification  
23 plate; definition

24 A. The following fees are required:

25 1. For each certificate of title, salvage certificate of title,  
26 restored salvage certificate of title or nonrepairable vehicle certificate  
27 of title, four dollars.

28 2. For each certificate of title for a mobile home, seven  
29 dollars. The director shall deposit three dollars of each fee imposed by  
30 this paragraph in the state highway fund established by section 28-6991.

31 3. Except as provided in section 28-1177, for the registration of a  
32 motor vehicle, eight dollars, except that the fee for motorcycles is nine  
33 dollars.

34 4. For a duplicate registration card or any duplicate permit, four  
35 dollars.

36 5. For each special ninety day nonresident registration issued  
37 under section 28-2154, fifteen dollars.

38 6. For the registration of a trailer or semitrailer that is not a  
39 travel trailer, ~~and~~ that is ten thousand pounds or less gross vehicle  
40 weight and that is used in the furtherance of a commercial enterprise,  
41 eight dollars.

42 7. For the registration of a trailer or semitrailer that is not a  
43 travel trailer and that exceeds ten thousand pounds gross vehicle weight:

44 (a) On initial registration, a ~~one-time~~ ONETIME fee of two hundred  
45 forty-five dollars.

1 (b) On renewal of registration or if previously registered in  
2 another state, a ~~one-time~~ ONETIME fee of:

3 (i) If the trailer's or semitrailer's model year is less than six  
4 years old, one hundred forty-five dollars.

5 (ii) If the trailer's or semitrailer's model year is at least six  
6 years old, ninety-five dollars.

7 8. For the registration of a noncommercial trailer that is not a  
8 travel trailer and that is ten thousand pounds or less gross vehicle  
9 weight:

10 (a) On initial registration, a ~~one-time~~ ONETIME fee of twenty  
11 dollars.

12 (b) On renewal of registration, a ~~one-time~~ ONETIME fee of five  
13 dollars.

14 9. For a transfer of a noncommercial trailer that is not a travel  
15 trailer and that is ten thousand pounds or less gross vehicle weight,  
16 twelve dollars.

17 10. For each special ninety day resident registration issued under  
18 section 28-2154, fifteen dollars.

19 11. For each one trip registration permit issued under section  
20 28-2155, one dollar.

21 12. For each temporary general use registration issued under  
22 section 28-2156, fifteen dollars.

23 13. For each identification plate bearing a serial or  
24 identification number to be affixed to any vehicle, five dollars.

25 14. IN ADDITION TO THE FEES IMPOSED BY PARAGRAPH 3 OF THIS  
26 SUBSECTION, A FEE ON ANY VEHICLE THAT DOES NOT RELY EXCLUSIVELY FOR  
27 PROPULSION ON A SOURCE OF FUEL SUBJECT TO A TAX PURSUANT TO CHAPTER 16,  
28 ARTICLE 1 OF THIS TITLE AND THAT IS EQUAL TO AN AMOUNT THAT THE DIRECTOR,  
29 ON OR BEFORE FEBRUARY 1 EACH YEAR, ESTIMATES IS THE AVERAGE AMOUNT OF  
30 TAXES PAID BY AN AVERAGE VEHICLE PURSUANT TO CHAPTER 16, ARTICLE 1 OF THIS  
31 TITLE DURING THE CURRENT FISCAL YEAR.

32 B. For the purposes of this section, "travel trailer" means a  
33 trailer that is:

34 1. Mounted on wheels.

35 2. Designed to provide temporary living quarters for recreational,  
36 camping or travel use.

37 3. Less than eight feet in width and less than forty feet in  
38 length.

39 Sec. 3. Title 28, chapter 16, article 1, Arizona Revised Statutes,  
40 is amended by adding section 28-5606.01, to read:

41 28-5606.01. Imposition of natural gas motor fuel taxes

42 A. IN ADDITION TO ALL OTHER TAXES PROVIDED BY LAW, A TAX IS IMPOSED  
43 ON NATURAL GAS IN ANY FORM THAT IS USED IN THE PROPULSION OF VEHICLES ON  
44 PUBLIC STREETS, ROADS AND HIGHWAYS IN THIS STATE.

1 B. THE TAX SHALL BE IMPOSED, COLLECTED AND DISTRIBUTED IN THE SAME  
2 MANNER AS THE TAXES IMPOSED BY SECTION 28-5606.

3 C. ON OR BEFORE FEBRUARY 1 EACH YEAR, THE DIRECTOR SHALL ESTABLISH  
4 A RATE FOR THE NEXT FISCAL YEAR FOR THE TAX IMPOSED BY THIS SECTION AS  
5 FOLLOWS:

6 1. THE DIRECTOR SHALL DETERMINE THE QUANTITY OF NATURAL GAS, IN  
7 EACH FORM, THAT CONTAINS THE ENERGY EQUIVALENT TO A GALLON OF MOTOR FUEL  
8 AND A GALLON OF USE FUEL WHEN USED IN THE PROPULSION OF VEHICLES.

9 2. FOR EACH FORM OF NATURAL GAS USED IN THE PROPULSION OF VEHICLES,  
10 THE DIRECTOR SHALL ESTABLISH A UNIT OF MEASUREMENT AND A TAX RATE, ROUNDED  
11 UP TO THE NEXT FULL CENT, SO THAT THE AMOUNT OF THE TAX PAID IS AS NEARLY  
12 AS EQUIVALENT AS POSSIBLE TO THE TAX THAT WOULD OTHERWISE BE PAID IF THE  
13 VEHICLE USED MOTOR FUEL OR USE FUEL FOR PROPULSION.

14 Sec. 4. Section 28-5801, Arizona Revised Statutes, is amended to  
15 read:

16 28-5801. Vehicle license tax rate

17 A. At the time of application for and before registration each year  
18 of a vehicle, the registering officer shall collect the vehicle license  
19 tax imposed by article IX, section 11, Constitution of Arizona. On the  
20 taxpayer's vehicle license tax bill, the registering officer shall provide  
21 the taxpayer with the following:

22 1. Information showing the amount of the vehicle license tax that  
23 each category of recipient will receive and the amount that is owed by the  
24 taxpayer.

25 2. The amount of vehicle license tax the taxpayer would pay  
26 pursuant to section 28-5805 if the taxpayer's motor vehicle was powered by  
27 alternative fuel.

28 B. Except as provided in subsections C, D and E of this section:

29 1. During the first twelve months of the life of a vehicle as  
30 determined by its initial registration, the vehicle license tax is based  
31 on each one hundred dollars in value, the value of the vehicle is sixty  
32 ~~per cent~~ PERCENT of the manufacturer's base retail price of the vehicle  
33 and the vehicle license tax rate for each of the recipients is as follows:

34 (a) The rate for the Arizona highway user revenue fund is one  
35 dollar twenty-six cents.

36 (b) The rate for the county general fund is sixty-nine cents.

37 (c) The rate for counties for any purposes related to  
38 transportation, as determined by the board of supervisors, is sixteen  
39 cents.

40 (d) The rate for incorporated cities and towns is sixty-nine cents.

41 (e) THE RATE FOR THE ARIZONA HIGHWAY PATROL FUND ESTABLISHED BY  
42 SECTION 41-1752 IS \_\_\_\_\_ CENTS.

43 2. During each succeeding twelve month period, the vehicle license  
44 tax is based on each one hundred dollars in value, the value of the  
45 vehicle is 16.25 ~~per cent~~ PERCENT less than the value for the preceding

1 twelve month period and the vehicle license tax rate for each of the  
2 recipients is as follows:

3 (a) The rate for the Arizona highway user revenue fund is one  
4 dollar thirty cents.

5 (b) The rate for the county general fund is seventy-one cents.

6 (c) The rate for counties for the same use as highway user revenue  
7 fund monies is seventeen cents.

8 (d) The rate for incorporated cities and towns is seventy-one  
9 cents.

10 (e) THE RATE FOR THE ARIZONA HIGHWAY PATROL FUND ESTABLISHED BY  
11 SECTION 41-1752 IS \_\_\_\_\_ CENTS.

12 3. The minimum amount of the vehicle license tax computed under  
13 this section is ten dollars per year for each vehicle that is subject to  
14 the tax. If the product of all of the rates prescribed in paragraph 1  
15 or 2 of this subsection is less than ten dollars, the vehicle license tax  
16 is ten dollars. The vehicle license tax collected pursuant to this  
17 paragraph shall be distributed to the recipients prescribed in this  
18 subsection based on the percentage of each recipient's rate to the sum of  
19 all of the rates.

20 C. The vehicle license tax is as follows for noncommercial trailers  
21 that are not travel trailers and that are ten thousand pounds or less  
22 gross vehicle weight:

23 1. On initial registration, BOTH OF THE FOLLOWING:

24 (a) A ~~one-time~~ ONETIME vehicle license tax of one hundred five  
25 dollars.

26 (b) A ONETIME VEHICLE LICENSE TAX OF \_\_\_\_\_ DOLLARS. THE DIRECTOR  
27 SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147, MONIES RECEIVED  
28 PURSUANT TO THIS SUBDIVISION IN THE ARIZONA HIGHWAY PATROL FUND  
29 ESTABLISHED BY SECTION 41-1752.

30 2. On renewal of registration, BOTH OF THE FOLLOWING:

31 (a) A ~~one-time~~ ONETIME vehicle license tax of seventy dollars.

32 (b) A ONETIME VEHICLE LICENSE TAX OF \_\_\_\_\_ DOLLARS. THE DIRECTOR  
33 SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147, MONIES RECEIVED  
34 PURSUANT TO THIS SUBDIVISION IN THE ARIZONA HIGHWAY PATROL FUND  
35 ESTABLISHED BY SECTION 41-1752.

36 D. The vehicle license tax is as follows for a trailer or  
37 semitrailer that is not a travel trailer and that exceeds ten thousand  
38 pounds gross vehicle weight:

39 1. On initial registration, BOTH OF THE FOLLOWING:

40 (a) A ~~one-time~~ ONETIME vehicle license tax of five hundred  
41 fifty-five dollars.

42 (b) A ONETIME VEHICLE LICENSE TAX OF \_\_\_\_\_ DOLLARS. THE DIRECTOR  
43 SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147, MONIES RECEIVED  
44 PURSUANT TO THIS SUBDIVISION IN THE ARIZONA HIGHWAY PATROL FUND  
45 ESTABLISHED BY SECTION 41-1752.

1           2. On renewal of registration or if previously registered in  
2 another state, a ~~one-time~~ ONETIME vehicle license tax of:

3           (a) If the trailer's or semitrailer's model year is less than six  
4 years old, BOTH OF THE FOLLOWING:

5           (i) Three hundred fifty-five dollars.

6           (ii) \_\_\_\_\_ DOLLARS. THE DIRECTOR SHALL DEPOSIT, PURSUANT TO  
7 SECTIONS 35-146 AND 35-147, MONIES RECEIVED PURSUANT TO THIS ITEM IN THE  
8 ARIZONA HIGHWAY PATROL FUND ESTABLISHED BY SECTION 41-1752.

9           (b) If the trailer's or semitrailer's model year is at least six  
10 years old, BOTH OF THE FOLLOWING:

11           (i) One hundred dollars.

12           (ii) \_\_\_\_\_ DOLLARS. THE DIRECTOR SHALL DEPOSIT, PURSUANT TO  
13 SECTIONS 35-146 AND 35-147, MONIES RECEIVED PURSUANT TO THIS ITEM IN THE  
14 ARIZONA HIGHWAY PATROL FUND ESTABLISHED BY SECTION 41-1752.

15           E. The vehicle license tax for an all-terrain vehicle or  
16 off-highway vehicle as defined in section 28-1171 is three dollars if the  
17 all-terrain vehicle or off-highway vehicle meets both of the following  
18 criteria:

19           1. Is designed by the manufacturer primarily for travel over  
20 unimproved terrain.

21           2. Has an unladen weight of eighteen hundred pounds or less.

22           F. The vehicle license tax collected pursuant to subsection C, D  
23 or E of this section shall be distributed to the recipients prescribed in  
24 subsection B of this section based on the percentage of each recipient's  
25 rate to the sum of all of the rates.

26           G. For the purposes of ~~subsection~~ SUBSECTIONS C and D of this  
27 section, "travel trailer" has the same meaning prescribed in section  
28 28-2003.

29           Sec. 5. Section 28-5808, Arizona Revised Statutes, is amended to  
30 read:

31           28-5808. Vehicle license tax distribution

32           A. Except as provided in SECTION 28-5801 AND subsection D of this  
33 section, the director shall distribute monies collected by the director  
34 pursuant to section 28-5801, except monies deposited in the state general  
35 fund, on the first and fifteenth calendar day of each month as follows:

36           1. On the first calendar day, the director shall deposit, pursuant  
37 to sections 35-146 and 35-147, all of the Arizona highway user revenue  
38 fund monies received from the first through the fifteenth calendar day of  
39 the preceding month in the Arizona highway user revenue fund, except that  
40 on the first calendar day the director shall deposit, pursuant to sections  
41 35-146 and 35-147, in the parity compensation fund established by section  
42 41-1720, 1.51 ~~per cent~~ PERCENT of the portion of vehicle license tax  
43 revenues that otherwise would be deposited in the state highway fund from  
44 the first through the fifteenth calendar day of the preceding month.

1           2. On the fifteenth calendar day, the director shall deposit,  
2 pursuant to sections 35-146 and 35-147, all of the Arizona highway user  
3 revenue fund monies received from the sixteenth through the last day of  
4 the preceding month in the Arizona highway user revenue fund, except that  
5 on the fifteenth calendar day, the director shall deposit, pursuant to  
6 sections 35-146 and 35-147, in the parity compensation fund established by  
7 section 41-1720, 1.51 ~~per cent~~ PERCENT of the portion of vehicle license  
8 tax revenues that otherwise would be deposited in the state highway fund  
9 from the sixteenth through the last day of the preceding month. On the  
10 fifteenth calendar day, the director shall distribute or deposit all other  
11 monies received during the entire preceding month as follows:

12           (a) The county general fund monies to the county general fund.

13           (b) The county transportation monies to the state treasurer to be  
14 apportioned among the counties for any purposes related to transportation,  
15 as determined by the board of supervisors, on the basis that the  
16 population of the unincorporated area of each county bears to the  
17 population of the unincorporated areas of all counties in this state.

18           (c) The incorporated cities and towns monies to the incorporated  
19 cities and towns of the county in proportion to the population of each.

20           3. The deposit of the monies in the parity compensation fund  
21 pursuant to paragraphs 1 and 2 of this subsection shall not impact the  
22 distribution of vehicle license tax revenues to the state general fund and  
23 to cities, towns and counties pursuant to this section.

24           B. The director shall distribute monies collected by the director  
25 pursuant to sections 28-5804, 28-5805, 28-5806 and 28-5810, except monies  
26 deposited in the state general fund, on the first and fifteenth calendar  
27 day of each month as follows:

28           1. On the first calendar day, the director shall deposit, pursuant  
29 to sections 35-146 and 35-147, 37.61 ~~per cent~~ PERCENT of all monies  
30 received from the first through the fifteenth calendar day of the  
31 preceding month in the highway user revenue fund.

32           2. On the fifteenth calendar day, the director shall deposit,  
33 pursuant to sections 35-146 and 35-147, 37.61 ~~per cent~~ PERCENT of all  
34 monies received from the sixteenth through the last day of the preceding  
35 month in the highway user revenue fund and distribute or deposit the  
36 following amounts as a percentage of all monies received pursuant to  
37 sections 28-5804, 28-5805, 28-5806 and 28-5810 during the entire preceding  
38 month as follows:

39           (a) 20.45 ~~per cent~~ PERCENT to the county general fund.

40           (b) 4.91 ~~per cent~~ PERCENT to the state treasurer to be apportioned  
41 among the counties for any purposes related to transportation, as  
42 determined by the board of supervisors, on the basis that the population  
43 of the unincorporated area of each county bears to the population of the  
44 unincorporated areas of all counties in this state.

1 (c) 20.45 ~~per cent~~ PERCENT to the incorporated cities and towns of  
2 the county in proportion to the population of each.

3 (d) 1.64 ~~per cent~~ PERCENT, pursuant to sections 35-146 and 35-147,  
4 in the state highway fund established by section 28-6991.

5 (e) 4.09 ~~per cent~~ PERCENT in the state highway fund established by  
6 section 28-6991.

7 (f) 10.85 ~~per cent~~ PERCENT, pursuant to sections 35-146 and 35-147,  
8 in the state general fund to aid school financial assistance.

9 C. For purposes of this section the population of a county, city or  
10 town shall be determined as provided by section 28-6532 or 42-5033.01. If  
11 an incorporated city or town has had no federal enumeration of population,  
12 the supervisors shall both:

13 1. Appoint a qualified person to take an accurate census of the  
14 incorporated city or town.

15 2. Certify the results to the county treasurer, and the  
16 incorporated city or town shall share in the distribution as provided by  
17 this section.

18 D. On the fifteenth calendar day of each month, the director shall  
19 transfer to the state general fund from the portion of vehicle license tax  
20 revenues that otherwise would be deposited in the state highway fund  
21 pursuant to section 28-6538, subsection A, paragraph 1 the following  
22 amounts:

23 1. An amount equal to ninety ~~per cent~~ PERCENT of the fees collected  
24 pursuant to section 28-4802, subsection A in the preceding month.

25 2. An amount equal to sixty ~~per cent~~ PERCENT of the fees collected  
26 pursuant to section 28-4802, subsection B in the preceding month.

27 E. On the fifteenth calendar day of each month, the director shall  
28 transfer to the state general fund from the portion of vehicle license tax  
29 revenues that otherwise would be deposited in the state highway fund  
30 pursuant to section 28-6538, subsection A, paragraph 1 the difference  
31 between the actual amount of the vehicle license tax revenue collected as  
32 a result of registration of vehicles pursuant to section 28-2159 in the  
33 preceding month for a five-year registration period and the amount that  
34 would have been collected if those same vehicles had been registered for a  
35 two-year vehicle registration period.

36 Sec. 6. Title 41, chapter 12, article 3, Arizona Revised Statutes,  
37 is amended by adding section 41-1744, to read:

38 41-1744. Highway patrol expenses; motor vehicle liability  
39 policy insurers; fee determination

40 EACH YEAR, ON OR BEFORE FEBRUARY 1, THE DIRECTOR SHALL DETERMINE THE  
41 REQUIRED EXPENSES OF THE HIGHWAY PATROL FOR THE NEXT FISCAL YEAR. BASED  
42 ON THAT DETERMINATION, THE DIRECTOR SHALL ESTABLISH THE DOLLAR AMOUNT OF  
43 THE FEE TO BE IMPOSED BY SECTION 20-269 FOR THE NEXT FISCAL YEAR, ROUNDED  
44 TO THE NEXT HIGHER WHOLE DOLLAR, BY TAKING ONE HUNDRED TWENTY PERCENT OF  
45 THE DETERMINED REQUIRED EXPENSES OF THE HIGHWAY PATROL FOR THE NEXT FISCAL

1 YEAR AND SUBTRACTING ANY OTHER ANTICIPATED MONIES TO BE DEPOSITED IN THE  
2 ARIZONA HIGHWAY PATROL FUND IN THE NEXT FISCAL AND SUBTRACTING THE  
3 ESTIMATED BALANCE IN THE FUND AT THE END OF THE CURRENT FISCAL YEAR. ON  
4 OR BEFORE MAY 1 THE DIRECTOR SHALL NOTIFY THE INSURERS THAT ARE SUBJECT TO  
5 THE FEE OF THE FEE AMOUNT FOR THE NEXT FISCAL YEAR.

6 Sec. 7. Section 41-1752, Arizona Revised Statutes, is amended to  
7 read:

8 41-1752. Arizona highway patrol fund

9 A. ~~THE~~ Arizona highway patrol fund is established.

10 B. The Arizona highway patrol fund consists of:

11 1. Monies distributed to the fund from the Arizona highway user  
12 revenue fund by the legislature subject to section 28-6537.

13 2. Miscellaneous service fees.

14 3. Rewards.

15 4. Awards.

16 5. Insurance recoveries.

17 6. Receipts from the sale or disposal of any property held by the  
18 Arizona highway patrol or purchased with Arizona highway patrol monies.

19 7. Monies received from the public safety personnel retirement  
20 system pursuant to section 20-224.01.

21 8. MONIES DEPOSITED PURSUANT TO SECTION 20-269.

22 ~~9.~~ 9. Monies deposited pursuant to section 28-3513.

23 10. MONIES DEPOSITED PURSUANT TO SECTION 28-5801.

24 C. Subject to legislative appropriation, the patrol superintendent  
25 shall administer and spend monies in the Arizona highway patrol fund in  
26 conformity with the laws governing state financial operations.

27 D. Monies in the Arizona highway patrol fund:

28 1. Do not revert to the state general fund or Arizona highway user  
29 revenue fund.

30 2. Are exempt from the provisions of section 35-190 relating to  
31 lapsing of appropriations.

32 E. Subject to legislative appropriation, monies in the Arizona  
33 highway patrol fund shall be used to administer the provisions of law  
34 relating to the highway patrol and the Arizona highway patrol reserve and  
35 all matters pertaining to those laws, except that monies received pursuant  
36 to subsection B, paragraph 7 of this section shall be used for the  
37 department of public safety.

38 Sec. 8. Requirements for enactment; two-thirds vote

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