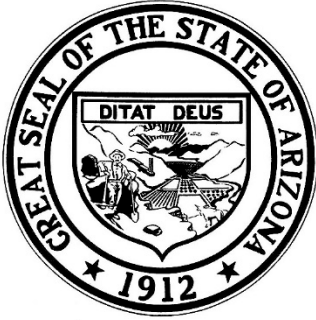


## HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2166**

Biasiucci Floor Amendment

- 
1. Clarifies that the Arizona Department of Transportation must provide the use fuel dispenser labels to vendors if the vendor submits a receipt from one fueling position *for each use fuel type*.

Amendment explanation prepared by Luca Moldovan  
Phone Number 63250  
lm  
2/24/2025

BIASIUCCI FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2166  
(Reference to TRANSPORTATION & INFRASTRUCTURE S/E Committee amendment)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

~~[GREEN STRIKEOUT IN BRACKETS]~~ indicates new text removed from statute or previously enacted session law.

~~[Green strikeout in brackets]~~ indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

~~<<Green strikeout in carets>>~~ indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Strike everything after the enacting clause and insert:

3 "Section 1. Section 28-5605, Arizona Revised Statutes, is amended  
4 to read:

5 28-5605. Use fuel tax collection; fuel dispenser labels:  
6 civil penalty

7 A. A vendor shall not collect more than the use fuel tax imposed  
8 pursuant to section 28-5606, subsection B, paragraph 1 from a person who  
9 purchases use fuel for use in the propulsion of a light class motor  
10 vehicle on a highway in this state or for use in the propulsion of a use  
11 class motor vehicle that is exempt pursuant to section 28-5432 from the  
12 weight fee prescribed in section 28-5433 on a highway in this state.

13 B. Subject to the following, vendors shall label use fuel  
14 dispensers pursuant to standards established by the weights and measures  
15 services division of the Arizona department of agriculture:

16 1. Labels on use fuel dispensers shall notify the purchaser of the  
17 state use fuel tax rate. The department of transportation shall provide  
18 the use fuel dispenser labels to vendors IF THE VENDOR SUBMITS A RECEIPT  
19 FROM ONE FUELING POSITION [FOR EACH USE FUEL TYPE] AND, IF APPLICABLE, ONE  
20 IN-STORE POINT OF SALE SYSTEM.

21 2. If the vendor ~~only~~ sells use fuel ONLY to light class motor  
22 vehicles or use class motor vehicles that are exempt pursuant to section  
23 28-5432 from the weight fee prescribed in section 28-5433, or both, the  
24 vendor shall post that limitation and include the tax rate prescribed in  
25 section 28-5606, subsection B, paragraph 1.

26 3. If light class motor vehicles and use class motor vehicles are  
27 allowed to fuel at the same use fuel dispenser, the vendor shall include  
28 the tax rate prescribed in section 28-5606, subsection B, paragraph 2 and  
29 post a notice that the tax rate for light class motor vehicles and use

1 class motor vehicles that are exempt pursuant to section 28-5432 from the  
2 weight fee prescribed in section 28-5433 is the tax rate prescribed in  
3 section 28-5606, subsection B, paragraph 1.

4       4. If the vendor prohibits light class motor vehicles or use class  
5 motor vehicles from dispensing fuel from a specific fuel dispenser, the  
6 vendor shall post that prohibition.

7       5. In addition to posting a sign on a use fuel dispenser that  
8 indicates that the price of the use fuel dispensed from that dispenser  
9 includes the applicable federal and state taxes, a vendor that dispenses  
10 use fuel from a cardlock facility shall require the purchaser of use fuel  
11 for light class motor vehicles or use class motor vehicles that are exempt  
12 pursuant to section 28-5432 from the weight fee prescribed in section  
13 28-5433, or both, to complete a declaration of status in a form and a  
14 manner approved by the director. For the purposes of this paragraph,  
15 "cardlock facility" means a use fuel vendor that satisfies all of the  
16 following:

17       (a) Is licensed in this state.

18       (b) Sells only to preapproved purchasers of use fuel who have been  
19 issued cards, keys or other controlled access to identify the exclusive  
20 withdrawal of that particular purchaser.

21       (c) Does not have a representative on the premises to observe the  
22 withdrawal of use fuel from the vendor's storage.

23       (d) Measures volumes of fuel dispensed by pump meters or other  
24 accurate recording devices.

25       C. A vendor who violates subsection B of this section is subject to  
26 a civil penalty of ~~one hundred dollars~~ \$100 for each day the violation  
27 continues."

28 Enroll and engross to conform

29 Amend title to conform

LEO BIASIUCCI

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02/24/2025

09:07 AM

C: JR