

PROPOSED AMENDMENT  
SENATE AMENDMENTS TO H.B. 2030  
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 44, Arizona Revised Statutes, is amended by adding  
3 chapter 37, to read:

4 CHAPTER 37

5 AUTOMATED KIOSK

6 ARTICLE 1. GENERAL PROVISIONS

7 44-7901. Definition of automated kiosk

8 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES, "AUTOMATED  
9 KIOSK" MEANS AN INTERACTIVE MACHINE THAT IS INSTALLED WITHIN A RETAIL SPACE  
10 AND THAT IS USED TO PURCHASE USED CONSUMER ELECTRONICS, INCLUDING CELLULAR  
11 TELEPHONES, DEVICES FOR PLAYING DIGITAL AUDIO FILES AND TABLET COMPUTERS.

12 44-7902. Operation; reporting requirements; identification  
13 numbers

14 A. A PERSON MAY OPERATE AN AUTOMATED KIOSK IN THIS STATE IF THE  
15 AUTOMATED KIOSK DOES ALL OF THE FOLLOWING:

- 16 1. USES A LIVE REPRESENTATIVE TO REMOTELY VERIFY A SELLER'S IDENTITY  
17 THROUGH A GOVERNMENT-ISSUED IDENTIFICATION CARD.  
18 2. SECURES STORAGE OF ITEMS THAT THE AUTOMATED KIOSK ACCEPTS.  
19 3. CAPTURES AND STORES IMAGES DURING A TRANSACTION.  
20 4. ELECTRONICALLY REPORTS ALL TRANSACTIONS.

21 B. A PERSON THAT OPERATES AN AUTOMATED KIOSK SHALL MAKE A TRUE,  
22 COMPLETE AND ACCURATE REPORT OF EACH TRANSACTION AND PROVIDE THE REPORT TO  
23 THE LOCAL AUTHORITY THAT HAS JURISDICTION WHERE THE AUTOMATED KIOSK IS  
24 LOCATED. THE REPORT SHALL INCLUDE ALL OF THE FOLLOWING:

- 25 1. THE NAME AND ADDRESS OF THE SELLER.

1           2. A DIGITAL PHOTOGRAPH OF THE ITEM PURCHASED AND OF THE SELLER.

2           3. AN ELECTRONIC SIGNATURE AND THUMBPRINT OF THE SELLER.

3           4. AN ACCURATE AND LEGIBLE DESCRIPTION OF EACH ITEM PURCHASED,  
4 INCLUDING THE MANUFACTURER'S NAME, MODEL NUMBER AND SERIAL NUMBER.

5           C. THE SERIAL NUMBER REPORTED PURSUANT TO SUBSECTION B OF THIS  
6 SECTION MAY BE THE INTERNATIONAL MOBILE STATION EQUIPMENT IDENTITY, THE  
7 MOBILE EQUIPMENT IDENTIFIER OR ANOTHER UNIQUE IDENTIFYING NUMBER THAT IS  
8 ASSIGNED TO THE ITEM BY THE MANUFACTURER. IF THE INTERNATIONAL MOBILE  
9 STATION EQUIPMENT IDENTITY, THE MOBILE EQUIPMENT IDENTIFIER OR OTHER UNIQUE  
10 IDENTIFYING NUMBER IS NOT AVAILABLE AT THE TIME OF PURCHASE, THE REPORT  
11 FILED PURSUANT TO THIS SECTION MUST BE UPDATED WITH THE INTERNATIONAL  
12 MOBILE STATION EQUIPMENT IDENTITY, THE MOBILE EQUIPMENT IDENTIFIER OR OTHER  
13 UNIQUE IDENTIFYING NUMBER AS SOON AS POSSIBLE AND NOT LATER THAN TWENTY  
14 DAYS AFTER THE DATE OF PURCHASE.

15           44-7903. Retention requirement

16           A. ANY PERSON THAT OPERATES AN AUTOMATED KIOSK SHALL RETAIN  
17 PURCHASED ITEMS FOR AT LEAST TWENTY DAYS AND MAY SHIP PURCHASED ITEMS FOR  
18 RETENTION TO A SECURE OFF-SITE LOCATION. ITEMS RETAINED AT AN OFF-SITE  
19 LOCATION UNDER THIS SECTION ARE SUBJECT TO RETURN AND INSPECTION BY ANY  
20 GOVERNMENTAL AGENCY IN THIS STATE.

21           B. THE RETENTION REQUIREMENT OF THIS SECTION BEGINS WHEN ALL REPORTS  
22 PRESCRIBED BY SECTION 44-7902 ARE COMPLETE AND SUBMITTED TO THE LOCAL  
23 AUTHORITY THAT HAS JURISDICTION WHERE THE AUTOMATED KIOSK IS LOCATED.

24           44-7904. Licensing by local authority

25           A LOCAL AUTHORITY MAY LICENSE A PERSON THAT OPERATES AN AUTOMATED  
26 KIOSK IF THE LICENSE RELATES TO THE BUSINESS OF BUYING USED PROPERTY EXCEPT  
27 THAT:

28           1. THE LICENSING REQUIREMENTS MAY NOT CONFLICT WITH THIS CHAPTER.

29           2. THE LICENSING FEES MAY NOT EXCEED THE FOLLOWING FOR EACH  
30 AUTOMATED KIOSK:

31           (a) A TOTAL OF FIVE HUNDRED DOLLARS FOR AN INITIAL APPLICATION FEE  
32 AND ANNUAL LICENSE FEE.

- 1 (b) FIVE HUNDRED DOLLARS FOR AN ANNUAL LICENSE RENEWAL FEE.
- 2 3. A LOCAL AUTHORITY MAY NOT CHARGE A PERSON THAT OPERATES AN
- 3 AUTOMATED KIOSK ANY FEE RELATED TO THE REPORTS PRESCRIBED BY SECTION
- 4 44-7902."
- 5 Amend title to conform

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03/20/2017  
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C: MU