

SECOND REGULAR SESSION

SENATE BILL NO. 1183

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR VOGEL.

Read 1st time March 1, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5440S.011

AN ACT

To amend chapter 142, RSMo, by adding thereto one new section relating to motor fuel tax exemptions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 142, RSMo, is amended by adding thereto one new
2 section, to be known as section 142.817, to read as follows:

142.817. Motor fuel sold to be used by an interstate
2 transportation authority, a city transit authority, or a city utilities
3 board, as such terms are defined in section 94.600, RSMo, to operate a
4 public mass transportation facility is exempt from the fuel tax imposed
5 by this chapter. The department shall promulgate rules to implement
6 the provisions of this section. Any rule or portion of a rule, as that
7 term is defined in section 536.010, RSMo, that is created under the
8 authority delegated in this section shall become effective only if it
9 complies with and is subject to all of the provisions of chapter 536,
10 RSMo, and, if applicable, section 536.028, RSMo. This section and
11 chapter 536, RSMo, are nonseverable and if any of the powers vested
12 with the general assembly pursuant to chapter 536, RSMo, to review, to
13 delay the effective date, or to disapprove and annul a rule are
14 subsequently held unconstitutional, then the grant of rulemaking
15 authority and any rule proposed or adopted after August 28, 2006, shall
16 be invalid and void.

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