HOUSE BILL NO. 468

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WALLACE (Sponsor), DAY, WILSON (130), LOEHNER, BAKER (123), SMITH (150), DIXON, NANCE, BAKER (25), WETER, SCHAD, WHORTON, MUNZLINGER, MOORE, ROORDA, DETHROW, SATER, KUESSNER, BIVINS, WELLS, COOPER (158), NOLTE, GRILL, SANDER, FLOOK, FISHER, SCHNEIDER, WALTON, QUINN (7), DEEKEN, WOOD, AULL, WILSON (119), MEADOWS, CORCORAN, KOMO, ERVIN, FRANZ, KELLY, TILLEY, KINGERY, VIEBROCK, MAY AND EMERY (Co-sponsors).

Read 1st time January 18, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

0950L.01I

AN ACT

To amend chapter 142, RSMo, by adding thereto one new section relating to a motor fuel tax exemption for school districts.

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 section, to be
2   known as section 142.814, to read as follows:

142.814. 1. Motor fuel sold to be used to operate school buses to transport students
2   **to or from school or to transport students to or from any place for educational purposes**
3   **is exempt from the fuel tax imposed by this chapter. As used in this section, "school buses"**
4   **shall have the same meaning as in subdivision (19) of section 302.010, RSMo.**
5   **2.   The department shall promulgate rules to implement the provisions of this**
6   **section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo,**
7   **that is created under the authority delegated in this section shall become effective only if**
8   **it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if**
9   **applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable**
10 **and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo,**
11 **to review, to delay the effective date, or to disapprove and annul a rule are subsequently**

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

12 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
13 **adopted after August 28, 2007, shall be invalid and void.**

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