

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Substitute for House Committee Substitute for Senate Substitute for Senate
2 Committee Substitute for Senate Bill No. 133, Page 8, Section 142.822, Line 74, by inserting after
3 all of said section and line the following:
4

5 "142.869. 1. (1) The tax imposed by this chapter shall not apply to passenger motor
6 vehicles, buses as defined in section 301.010, or commercial motor vehicles registered in this state
7 which are powered by alternative fuel, and for which a valid decal has been acquired as provided in
8 this section, provided that sales made to alternative fueled vehicles powered by propane,
9 compressed natural gas, or liquefied natural gas that do not meet the requirements of subsection 4 of
10 this section shall be taxed exclusively pursuant to subdivisions (4) to (7) of subsection 1 of section
11 142.803, respectively. The owners or operators of such motor vehicles, except plug-in electric
12 hybrids, shall, in lieu of the tax imposed by section 142.803, pay an annual alternative fuel decal fee
13 as follows: seventy-five dollars on each passenger motor vehicle, school bus as defined in section
14 301.010, and commercial motor vehicle with a licensed gross vehicle weight of eighteen thousand
15 pounds or less; one hundred dollars on each motor vehicle with a licensed gross weight in excess of
16 eighteen thousand pounds but not more than thirty-six thousand pounds used for farm or farming
17 transportation operations and registered with a license plate designated with the letter "F"; one
18 hundred fifty dollars on each motor vehicle with a licensed gross vehicle weight in excess of
19 eighteen thousand pounds but less than or equal to thirty-six thousand pounds, and each passenger-
20 carrying motor vehicle subject to the registration fee provided in sections 301.059, 301.061 and
21 301.063; two hundred fifty dollars on each motor vehicle with a licensed gross weight in excess of
22 thirty-six thousand pounds used for farm or farming transportation operations and registered with a
23 license plate designated with the letter "F"; and one thousand dollars on each motor vehicle with a
24 licensed gross vehicle weight in excess of thirty-six thousand pounds. Owners or operators of plug-
25 in electric hybrids shall pay one-half of the stated annual alternative fuel decal fee. Notwithstanding
26 provisions of this section to the contrary, motor vehicles licensed as historic under section 301.131
27 which are powered by alternative fuel shall be exempt from both the tax imposed by this chapter and
28 the alternative fuel decal requirements of this section. For the purposes of this section, a plug-in
29 electric hybrid shall be any hybrid vehicle made by a manufacturer with a model year of 2018 or
30 newer, that has not been modified from the original manufacturer specifications, with an internal
31 combustion engine and batteries that can be recharged by connecting a plug to an electric power
32 source.

33 (2) Notwithstanding the provisions of subdivision (1) of this subsection to the contrary, the director
34 shall provide owners of vehicles required to purchase an alternative fuel decal under subdivision (1) of this
35 subsection, the option of purchasing a biennial alternative fuel decal for a fee of twice the annual alternative
36 fuel decal fee stated in subdivision (1) of this subsection.
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Action Taken _____ Date _____

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2 2. Beginning January 1, 2022, the fees in subsection 1 of this section shall be increased by
3 twenty percent of the fee in effect on August 28, 2021, per year for a period of five years, except
4 that the fee for motor vehicles with a licensed gross vehicle weight in excess of thirty-six thousand
5 pounds shall be increased by ten percent of the fee in effect on August 28, 2021, per year for a
6 period of five years.

7 3. Except interstate fuel users and vehicles licensed under a reciprocity agreement as
8 defined in section 142.617, the tax imposed by section 142.803 shall not apply to motor vehicles
9 registered outside this state which are powered by alternative fuel other than propane, compressed
10 natural gas, and liquefied natural gas, and for which a valid temporary alternative fuel decal has
11 been acquired as provided in this section. The owners or operators of such motor vehicles shall, in
12 lieu of the tax imposed by section 142.803, pay a temporary alternative fuel decal fee of eight
13 dollars on each such vehicle. Such decals shall be valid for a period of fifteen days from the date of
14 issuance and shall be attached to the lower right-hand corner of the front windshield on the motor
15 vehicle for which it was issued. Such decal and fee shall not be transferable. All proceeds from
16 such decal fees shall be deposited as specified in section 142.345. Alternative fuel dealers selling
17 such decals in accordance with rules and regulations prescribed by the director shall be allowed to
18 retain fifty cents for each decal fee timely remitted to the director.

19 4. Owners or operators of passenger motor vehicles, buses as defined in section 301.010, or
20 commercial motor vehicles registered in this state which are powered by compressed natural gas or
21 liquefied natural gas who have installed a compressed natural gas fueling station or liquefied natural
22 gas fueling station used solely to fuel the motor vehicles they own or operate as of December 31,
23 2015, may continue to apply for and use the alternative fuel decal in lieu of paying the tax imposed
24 under subdivisions (4) and (5) of subsection 1 of section 142.803. Owners or operators of
25 compressed natural gas fueling stations or liquefied natural gas fueling stations whose vehicles bear
26 an alternative fuel decal shall be prohibited from selling or providing compressed natural gas or
27 liquefied natural gas to any motor vehicle they do not own or operate. Owners or operators of motor
28 vehicles powered by compressed natural gas or liquefied natural gas bearing an alternative fuel
29 decal after January 1, 2016, that decline to renew the alternative fuel decals for such motor vehicles
30 shall no longer be eligible to apply for and use alternative fuel decals under this subsection. Any
31 compressed natural gas or liquefied natural gas obtained at any fueling station not owned by the
32 owner or operator of the motor vehicle bearing an alternative fuel decal shall be subject to the tax
33 under subdivisions (4) and (5) of subsection 1 of section 142.803.

34 5. An owner or operator of a motor vehicle powered by propane may continue to apply for
35 and use the alternative fuel decal in lieu of paying the tax imposed under subdivision (6) of
36 subsection 1 of section 142.803. If the appropriate motor fuel tax under subdivision (6) of
37 subsection 1 of section 142.803 is collected at the time of fueling, an operator of a propane fueling
38 station that uses quick-connect fueling nozzles may sell propane as a motor fuel without verifying
39 the application of a valid Missouri alternative fuel decal. If an owner or operator of a motor vehicle
40 powered by propane that bears an alternative fuel decal refuels at an unattended propane refueling
41 station, such owner or operator shall not be eligible for a refund of the motor fuel tax paid at such
42 refueling.

43 6. The director shall annually or biennially, on or before January thirty-first of each year,
44 collect or cause to be collected from owners or operators of the motor vehicles specified in
45 subsection 1 of this section the annual or biennial decal fee. Applications for such decals shall be
46 supplied by the department of revenue. In the case of a motor vehicle which is not in operation by
47 January thirty-first of any year, or a fractional period of such year and a whole year, a decal may be
48 purchased for a fractional period of such year, and the amount of the decal fee shall be reduced by
49 one-twelfth for each complete month which shall have elapsed since the beginning of such year.

1 This subsection shall not apply to an owner or operator of a motor vehicle powered by propane who
2 fuels such vehicle exclusively at unattended fueling stations that collect the motor fuel tax.

3 7. Upon the payment of the fee required by subsection 1 of this section, the director shall
4 issue a decal, which shall be valid for the current calendar year, or the current calendar year and the
5 subsequent calendar year in the case of a biennial alternative fuel decal, and shall be attached to the
6 lower right-hand corner of the front windshield on the motor vehicle for which it was issued.

7 8. The decal fee paid pursuant to subsection 1 of this section for each motor vehicle shall be
8 transferable upon a change of ownership of the motor vehicle and, if the LP gas or natural gas
9 equipment is removed from a motor vehicle upon a change of ownership and is reinstalled in
10 another motor vehicle, upon such reinstallation. Such transfers shall be accomplished in accordance
11 with rules and regulations promulgated by the director.

12 9. It shall be unlawful for any person to operate a motor vehicle required to have an
13 alternative fuel decal upon the highways of this state without a valid decal unless the motor vehicle
14 is exclusively fueled at propane, compressed natural gas, or liquefied natural gas fueling stations
15 that collect the motor fuel tax.

16 10. No person shall cause to be put, or put, any alternative fuel into the fuel supply
17 receptacle or battery of a motor vehicle required to have an alternative fuel decal unless the motor
18 vehicle either has a valid decal attached to it or the appropriate motor fuel tax is collected at the time
19 of such fueling.

20 11. Any person violating any provision of this section is guilty of an infraction and shall,
21 upon conviction thereof, be fined five hundred dollars.

22 12. Motor vehicles displaying a valid alternative fuel decal are exempt from the licensing
23 and reporting requirements of this chapter."; and
24

25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.