

FIRST REGULAR SESSION

# SENATE BILL NO. 125

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR TAYLOR.

Pre-filed December 13, 2004, and ordered printed.

TERRY L. SPIELER, Secretary.

0549L.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 known as section 142.816, to read as follows:

**142.816. 1. Motor fuel sold to any school district within this state and used to operate buses used solely to transport students to or from school or to transport students to or from any place for educational purposes is exempt from the fuel tax imposed by this chapter. The department shall promulgate rules to implement the provisions of this section.**

**2. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.**

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