

## Session 120 - (2013-2014)

### S 0600 General Bill, By Peeler

#### Summary: Joint Transportation Review Committee

A BILL TO AMEND SECTIONS 11-43-120, 11-43-130, 11-43-150, 11-43-160, 11-43-170, 11-43-180, 11-43-220, 11-43-510, 11-43-520, 11-43-540, 11-43-550, AND 11-43-560, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO THE CREATION, DUTIES, AND FUNCTIONS OF THE TRANSPORTATION INFRASTRUCTURE BANK, SO AS TO PROVIDE THAT THE BANK IS ADMINISTERED BY THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION, TO ELIMINATE ITS BOARD OF DIRECTORS, AND TO PROVIDE THAT A PROJECT MAY NOT BE DESIGNATED AS AN ELIGIBLE PROJECT FOR PURPOSES OF BANK FUNDING IN ADVANCE OF THE CURRENT AVAILABILITY OF FUNDING FOR THE COMPLETION OF THAT SPECIFIC PROJECT; TO AMEND SECTION 12-28-310, AS AMENDED, RELATING TO THE USER FEE ON GASOLINE AND DIESEL, SO AS TO IMPOSE THE USER FEE ON FUEL GRADE ETHANOL; TO AMEND SECTION 12-28-1125, RELATING TO AN OCCASIONAL IMPORTER'S LICENSE, SO AS TO CLARIFY THAT A PERSON MUST APPLY FOR THE LICENSE IF THE PERSON CAUSES MOTOR FUEL SUBJECT TO THE USER FEE TO BE DELIVERED INTO THIS STATE INTO STORAGE FACILITIES, OTHER THAN A QUALIFIED TERMINAL, BY ANY MEANS OF CONVEYANCE OTHER THAN IN THE FUEL SUPPLY OF A VEHICLE; BY ADDING SECTION 12-36-2625 SO AS TO PROVIDE THAT THE SALES TAX REVENUE GENERATED FROM THE SALE OF A MOTOR VEHICLE OR THE EXECUTION OF A LEASE FOR A MOTOR VEHICLE, MUST BE CREDITED TO THE STATE HIGHWAY FUND FOR ELIGIBLE HIGHWAY IMPROVEMENT PROJECTS; TO AMEND ARTICLE 23, CHAPTER 37, TITLE 12, RELATING TO THE PROPERTY TAXES ON MOTOR CARRIERS, SO AS TO EXEMPT SUCH VEHICLES AND SEMITRAILERS FROM THE PROPERTY TAX AND INSTEAD IMPOSE A ROAD USER FEE ON COMMERCIAL MOTOR VEHICLES, TO DEFINE COMMERCIAL MOTOR VEHICLES, TO ASSIGN ADMINISTRATION OF THE FEE TO THE SOUTH CAROLINA DEPARTMENT OF MOTOR VEHICLES, TO PROVIDE FOR THE CALCULATION OF THE FEE SIMILAR TO THE MANNER IN WHICH THE PROPERTY TAX ON MOTOR CARRIERS WAS CALCULATED, TO MAINTAIN THE EXCLUSIVITY OF THIS STATE IMPOSED FEE IN LIEU OF ANY LOCAL FEES OR TAXES IN THE SAME MANNER SUCH EXCLUSIVITY APPLIED WITH THE FORMER PROPERTY TAX ON MOTOR CARRIERS; TO PROVIDE THAT THE FIRST SEVENTEEN MILLION DOLLARS ANNUALLY OF THE REVENUE OF THE ROAD USE FEE ON COMMERCIAL VEHICLES AND THE ONE TIME REGISTRATION FEE ON SEMITRAILERS MUST BE DISTRIBUTED AS PROVIDED UNDER FORMER LAW AND THE BALANCE DISTRIBUTED TO THE STATE HIGHWAY FUND AND USED EXCLUSIVELY FOR INTERSTATE HIGHWAYS, AND TO DELETE CERTAIN ADMINISTRATIVE PENALTIES AND CRIMINAL OFFENSES APPLICABLE TO ENFORCEMENT OF THE FORMER PROPERTY TAX; TO AMEND SECTIONS 56-3-120, 56-3-610, AND 56-3-660, ALL RELATING TO THE REQUIREMENTS FOR REGISTERING AND LICENSING MOTOR VEHICLES, SO AS TO CONFORM THE TIMING OF THE PAYMENTS OF THE APPLICABLE FEES FOR COMMERCIAL MOTOR VEHICLES TO THE SCHEDULE FOR PAYMENTS OF THE ROAD USE FEE ON SUCH VEHICLES; TO AMEND SECTION 58-23-620, AS AMENDED, RELATING TO THE LIMITATION ON THE IMPOSITION OF FEES ON MOTOR CARRIERS BY LOCAL GOVERNMENTS, SO AS TO REQUIRE THE APPORTIONMENT OF ANY LOCAL LICENSE TAX OR FEE IMPOSED ON SUCH VEHICLES THAT ARE OPERATED INTERSTATE; BY ADDING SECTION 11-11-260 SO AS TO REQUIRE THAT EACH YEAR THE GENERAL ASSEMBLY APPROPRIATE AN AMOUNT FOR BRIDGE MAINTENANCE EQUAL TO TWENTY PERCENT OF PROJECTED GROWTH IN GENERAL FUND REVENUES; TO AMEND SECTION 57-1-310, AS AMENDED, RELATING TO THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION, SO AS TO INCREASE THE COMMISSION BY ONE AT-LARGE MEMBER; TO AMEND SECTION 57-1-730, RELATING TO THE POWERS AND DUTIES OF THE JOINT TRANSPORTATION REVIEW COMMITTEE, SO AS TO REQUIRE THE COMMITTEE TO CONDUCT AN ANNUAL OVERSIGHT REVIEW OF THE DEPARTMENT OF TRANSPORTATION COMMISSION AND THE DEPARTMENT OF TRANSPORTATION; BY ADDING SECTION 57-1-735 SO AS TO REQUIRE STATE AGENCIES TO COOPERATE WITH THE REVIEW COMMITTEE; BY ADDING SECTION 57-1-737 SO AS TO SPECIFY MATTERS THAT MUST BE INCLUDED IN THE OVERSIGHT REPORT; AND TO REPEAL SECTION 6 OF ACT 114 OF 2007 RELATING TO THE GOVERNOR'S AUTHORITY TO APPOINT THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION.

**04/10/13 Senate Introduced and read first time (Senate Journal-page 6)**

**04/10/13 Senate Referred to Committee on Finance (Senate Journal-page 6)**