**A** **BILL**

TO AMEND SECTION 12‑28‑110 OF THE 1976 CODE, RELATING TO DEFINITIONS CONCERNING THE MOTOR FUEL USER FEE, BY ADDING “LIQUEFIED NATURAL GAS” TO THE DEFINITION OF “ALTERNATIVE FUEL” AND TO ADD “DIESEL GALLON EQUIVALENT” TO THE LIST OF DEFINITIONS FOR THE CHAPTER; AND TO AMEND SECTION 12‑28‑310 TO PROVIDE THAT A USER FEE OF SIXTEEN CENTS PER DIESEL GALLON EQUIVALENT BE APPLIED TO LIQUEFIED NATURAL GAS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 12‑28‑110(1) of the 1976 Code is amended to read:

“(1) ‘Alternative fuel’ means a liquefied petroleum gas, liquefied natural gas, compressed natural gas product, or a combination of liquefied petroleum gas and a compressed natural gas product used in an internal combustion engine or motor to propel any form of vehicle, machine, or mechanical contrivance. It includes all forms of fuel commonly or commercially known or sold as butane, propane, or compressed natural gas.”

SECTION 2. Section 12‑28‑110 of the 1976 Code is amended by adding an appropriately numbered new item to read:

“( ) ‘Diesel gallon equivalent’ means six and six one‑hundredths pounds of liquefied natural gas.”

SECTION 3. Section 12‑28‑310 of the 1976 Code is amended to read:

“Section 12‑28‑310. (A) Subject to the exemptions provided in this chapter, a user fee of sixteen cents a gallon is imposed on:

(1) all gasoline, gasohol, or blended fuels containing gasoline that are used or consumed for any purpose in this State; and

(2) all diesel fuel, substitute fuels, or alternative fuels other than liquefied natural gas, or blended fuels containing diesel fuel that are used or consumed in this State in producing or generating power for propelling motor vehicles.

(B) A user fee of sixteen cents per diesel gallon equivalent is imposed on liquefied natural gas subject to the exemptions otherwise provided in this chapter.

~~(B)~~(C) The user fee levied on motor fuel subject to the user fee pursuant to this chapter is a levy and assessment on the consumer, and the levy and assessment on other persons as specified in this chapter are as agents of the State for the collection of the user fee. This section does not affect the method of collecting the user fee as provided in this chapter. The user fee imposed by this section must be collected and paid at those times, in the manner, and by the persons specified in this chapter.

~~(C)~~(D) The license user fee imposed by this section is instead of all sales, use, or other excise tax that may be imposed otherwise by any municipality, county, or other local political subdivision of the State.”

SECTION 4. This act takes effect upon approval by the Governor.

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