**South Carolina General Assembly**

124th Session, 2021-2022

**H. 5112**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Pendarvis, Bailey, Matthews, Henegan, Garvin, Hosey, Jones, Govan, Bustos, Long, B. Cox, R. Williams, Chumley, Gilliam, Haddon, King, Henderson‑Myers, Howard, Burns, Elliott, Robinson, Hixon and Tedder

Document Path: l:\council\bills\nbd\11348dg22.docx

Companion/Similar bill(s): 5103

Introduced in the House on March 10, 2022

Currently residing in the House Committee on **Ways and Means**

Summary: Suspend imposition of the user fee on Gasoline and diesel and road tax

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/10/2022 House Introduced and read first time ([House Journal‑page 103](file:///h:\hj\20220310.docx))

3/10/2022 House Referred to Committee on **Ways and Means** ([House Journal‑page 103](file:///h:\hj\20220310.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=5112&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/10/2022](file:///p:\pprever\2021-22\5112_20220310.docx)

**A** **JOINT RESOLUTION**

TO SUSPEND THE IMPOSITION OF THE USER FEE ON GASOLINE AND DIESEL FUEL AND THE IMPOSITION OF THE ROAD TAX UNTIL THE IMPOSITION, OR PART THEREOF, DOES NOT CAUSE THE AVERAGE RETAIL PRICE OF REGULAR GRADE GASOLINE IN SOUTH CAROLINA TO EXCEED $3.25 PER GALLON.

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

SECTION 1. (A) The imposition of the user fee on gasoline and diesel fuel pursuant to Section 12‑28‑310, and the imposition of the road tax pursuant to Section 56‑11‑410 are suspended until the imposition, or part thereof, does not cause the average retail price of regular grade gasoline in South Carolina, taxes and fees included, to exceed $3.25 per gallon. However, once some of the fee and tax can be imposed without causing such price to exceed $3.25 per gallon, then so much of the fee and tax may be imposed so as to cause the average price to equal $3.25. Once the entire fee and tax can be imposed without causing such price to exceed $3.25 per gallon, then the suspension provisions of this section are no longer applicable.

(B) The Department of Revenue shall determine the average retail price of regular grade gasoline in South Carolina beginning the first Monday after this joint resolution takes effect. The department shall notify retailers of the amount of fee and tax that must be imposed for the week. The department shall update retailers every Monday of the amount that must be imposed.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

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