



## 93RD GENERAL ASSEMBLY

### State of Illinois

#### 2003 and 2004

Introduced 2/4/2004, by Wendell E. Jones

#### SYNOPSIS AS INTRODUCED:

New Act

Creates the Truth in Pumping Act. Provides that, within 3 months after the effective date of the Act, each retailer of motor fuel shall post a notice in a prominently visible place on each retail dispensing device that is used to dispense motor fuel in Illinois itemizing each federal, State, and local tax imposed on motor fuel at that location. Provides that, for taxes that are imposed on a per-gallon basis, the notice shall state how many cents per gallon are imposed in taxes, broken down by each tax imposed, and that, for taxes that are imposed on gross receipts, the notice shall state how many cents per dollar are imposed in taxes, broken down by each tax imposed. Provides that, in addition, the notice shall give an estimate of the total cost in federal, State, and local taxes for the purchase of 5, 10, and 15 gallons of motor fuel at that location. Preempts home rule. Effective immediately.

LRB093 20901 MKM 46860 b

FISCAL NOTE ACT  
MAY APPLY

HOME RULE NOTE  
ACT MAY APPLY

1 AN ACT concerning disclosure of taxes.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the Truth  
5 in Pumping Act.

6 Section 5. Full disclosure of motor fuel taxes. Within 3  
7 months after the effective date of this Act, each retailer of  
8 motor fuel, as defined in Section 1.1 of the Motor Fuel Tax  
9 Law, shall post the notice required under this Act in a  
10 prominently visible place on each retail dispensing device that  
11 is used to dispense motor fuel in Illinois. The notice shall  
12 itemize each federal, State, and local tax imposed on motor  
13 fuel at that location.

14 For taxes that are imposed on a per-gallon basis, the  
15 notice shall state how many cents per gallon are imposed in  
16 taxes, broken down by each tax imposed. For taxes that are  
17 imposed on gross receipts, the notice shall state how many  
18 cents per dollar are imposed in taxes, broken down by each tax  
19 imposed. In addition, the notice shall give an estimate of the  
20 total cost in federal, State, and local taxes for the purchase  
21 of 5, 10, and 15 gallons of motor fuel at that location.

22 Section 10. Home rule. A home rule unit may not regulate  
23 the posting of notices concerning taxes imposed on motor fuel  
24 in a manner inconsistent with the regulation by the State on  
25 the posting of notices concerning taxes imposed on motor fuel  
26 under this Act. This Section is a limitation under subsection  
27 (i) of Section 6 of Article VII of the Illinois Constitution on  
28 the concurrent exercise by home rule units of powers and  
29 functions exercised by the State.

30 Section 99. Effective date. This Act takes effect upon  
31 becoming law.