



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

SB0532

Introduced 2/17/2005, by Sen. 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.

LRB094 09359 RSP 39603 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.