**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be imposed without causing such price to exceed $3.25 per gallon, then the suspension provisions of this section are no longer applicable.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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