



ATTORNEY GENERAL OF MISSOURI
ERIC SCHMITT

July 2, 2021

OPINION LETTER NO. 76-2021

The Honorable John R. Ashcroft
Missouri Secretary of State
James C. Kirkpatrick State Information Center
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Ashcroft:

This opinion letter responds to your request dated June 17, 2021 for our review under § 116.334, RSMo of a proposed summary statement prepared for the petition submitted by Jeremy Cady (2022-R002). The proposed summary statement is as follows:

Do you want to adopt Senate Bill 262 passed by the General Assembly in 2021, which amends Missouri Law to:

- increase motor fuel tax by an additional 2.5 cents per gallon per year for a total increase of 12.5 cents per gallon when fully enacted;
- increase fees for alternative and electric fuel decals by 10 or 20 percent (depending on vehicle weight) per year for five years; and
- allow taxpayers who retain original receipts for paid motor fuel tax to apply for a refund with the Department of Revenue for the additional tax paid on a fiscal year basis?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,

A handwritten signature in blue ink that reads "Eric S. Schmitt".

ERIC S. SCHMITT
Attorney General