

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Geoff Diehl***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to repeal the linkage of the gas tax to the Consumer Price Index.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	<i>10/8/2013</i>
<i>Matthew A. Beaton</i>	<i>11th Worcester</i>	<i>10/9/2013</i>
<i>Leah Cole</i>	<i>12th Essex</i>	<i>10/9/2013</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>10/10/2013</i>
<i>Ryan C. Fattman</i>	<i>18th Worcester</i>	<i>10/8/2013</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>10/9/2013</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>10/8/2013</i>
<i>Bradford Hill</i>	<i>4th Essex</i>	<i>10/9/2013</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>10/10/2013</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>10/10/2013</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>10/8/2013</i>
<i>James J. Lyons, Jr.</i>	<i>18th Essex</i>	<i>10/8/2013</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>	<i>10/8/2013</i>
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>	<i>10/8/2013</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>10/9/2013</i>
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>	<i>10/9/2013</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	
<i>Donald H. Wong</i>	<i>9th Essex</i>	<i>10/8/2013</i>



**HOUSE . . . . . No.**

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By Mr. Diehl of Whitman, a petition (subject to Joint Rule 12) of Geoff Diehl and others for legislation to repeal the linkage of the gas tax to the Consumer Price Index. Revenue.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
\_\_\_\_\_

An Act to repeal the linkage of the gas tax to the Consumer Price Index.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Section 1 of chapter 64A of the General Laws, as recently amended by  
2 section 44 of chapter 46 of the Acts of 2013, is hereby further amended by striking out, in the  
3 definition of “tax per gallon”, the following words:- , “adjusted at the beginning of each calendar  
4 year, by the percentage, if any, by which the Consumer Price Index for the preceding year  
5 exceeds the Consumer Price Index for the calendar year that ends before such preceding year;  
6 provided, that the Consumer Price Index for any calendar year shall be as defined in section 1 of  
7 the Internal Revenue Code pursuant to 26 U.S.C. section 1; and provided further, that the tax  
8 shall not be less than 21.5 cents per gallon.”

9  
10           SECTION 2. The provisions of this act are severable, and if any clause, sentence,  
11 paragraph or section of this measure, or an application thereof, shall be adjudged by any court of  
12 competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the  
13 remainder thereof but shall be confined in its operation to the clause, sentence, paragraph,  
14 section or application adjudged invalid.

15  
16           SECTION 3. This act shall take effect on January 1, 2015.