

FOR COMMENT PERIOD ENDING JUNE 12, 2020



**IFTA FULL TRACK PRELIMINARY BALLOT PROPOSAL
FTPBP #2-2020**

Sponsor

Jurisdictions of British Columbia, California, Kentucky, Manitoba, Ontario, Pennsylvania, Quebec, Saskatchewan, Texas, Utah, Wisconsin

Date Submitted

April 14, 2020

Proposed Effective Date

Upon Passage

Manual Sections to be Amended (January 1996 Version, Eff. July 1, 1998, as revised)

IFTA Articles of Agreement R1810 International Fuel Tax Association, Inc.

Subject

Establishing the Attorney Section as a Standing Committee renamed as the Attorney Committee

History/Digest

The Attorney Section was established by the IFTA Board in 1992. Like the standing committees recognized in the Agreement (and unlike the special committees), the Attorney Section operated under a Charter adopted in 1998 that identified the Section's continuing purposes as: a) training legal personnel from IFTA jurisdictions; b) facilitating cooperation between member jurisdictions on legal issues; c) reviewing ballot proposals with respect to legal issues; and d) planning and conducting the annual Attorney Section meeting. The work of the Attorney Section was coordinated by the Attorney Section Steering Committee (ASSC) until the ASSC was declared dissolved by the IFTA Board in April 2019.

IFTA operates in a highly complex legal environment, involving the laws of 58 participating jurisdictions, 2 federal jurisdictions, 2 constitutional systems, the IFTA Agreement and the by-laws of IFTA Inc. It is important to the Association that it have an organized body that can assist the Association, the Board, the other committees, and member jurisdictions in navigating this complex legal framework, and facilitate jurisdiction attorney education and communication.

For nearly 30 years, the Attorney Section has supported the Association in fulfilling the Purpose of IFTA (R130) to have a uniform administration of motor fuels use taxation laws and in providing cooperation and mutual assistance in the administration/collection of motor fuel use taxes (R140).

Intent

The intent of this ballot is to amend the Agreement to recognize an Attorney Committee as a standing committee so that it may continue providing this support.

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Interlining Indicates Deletion; Underlining Indicates Addition

**ARTICLES OF AGREEMENT
R1800 ADMINISTRATION**

***R1810 INTERNATIONAL FUEL TAX ASSOCIATION, INC.**

.100 Association Bylaws

The Bylaws of the Association Shall outline and govern the establishment, selection, and responsibilities of the Board of Trustees and officers. The Bylaws shall also govern the 12 membership of the Audit Committee, the Agreement Procedures Committee, ~~and~~ the Industry Advisory Committee, and the Attorney Committee, and govern the creation and membership of other standing and special committees. Member jurisdictions agree to abide by the Bylaws as a condition for participation in the Agreement.

[SECTIONS .200.010 THROUGH .070 REMAIN UNCHANGED]

.080 Attorney Committee

There is established an Attorney Committee to provide support on legal issues to the Association, its committees, the Board of Trustees, and member jurisdictions, provide training to legal personnel from participating jurisdictions, facilitate cooperation between member jurisdictions with respect to legal issues, assist in the preparation and review of ballots, by-law amendments and other proposals as they arise, and to perform other services as requested by the Board

[SECTIONS .300, .400 AND .500 REMAIN UNCHANGED]