

**FOR VOTE BY 12/30/2020**



**IFTA SHORT TRACK FINAL BALLOT PROPOSAL  
STFBP #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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1 **Interlining Indicates Deletion: Underlining Indicates Addition**

2  
3 **ARTICLES OF AGREEMENT**  
4 **R1800 ADMINISTRATION**

5  
6 **\*R1810 INTERNATIONAL FUEL TAX ASSOCIATION, INC.**  
7

8 **.100 Association Bylaws**  
9 The Bylaws of the Association Shall outline and govern the establishment, selection, and  
10 responsibilities of the Board of Trustees and officers. The Bylaws shall also govern the  
11 12 membership of the Audit Committee, the Agreement Procedures Committee, ~~and~~ the  
12 Industry Advisory Committee, and the Attorney Committee, and govern the creation and  
13 membership of other standing and special committees. Member jurisdictions agree to  
14 abide by the Bylaws as a condition for participation in the Agreement.  
15

16 ***[SECTIONS .200.010 THROUGH .070 REMAIN UNCHANGED]***  
17

18 **.080 Attorney Committee**  
19 There is established an Attorney Committee to provide support on legal  
20 issues to the Association, its committees, the Board of Trustees, and  
21 member jurisdictions. ~~The Attorney Committee will provide training to~~  
22 legal personnel from ~~participating member~~ jurisdictions, facilitate  
23 cooperation between member jurisdictions with respect to legal issues,  
24 assist in the preparation and review of ballots, by-law amendments and  
25 other proposals as they arise, and ~~to~~ perform other services as  
26 requested by the Board  
27

28 ***[SECTIONS .300, .400 AND .500 REMAIN UNCHANGED]***  
29

**REVISIONS FOLLOWING THE SECOND COMMENT PERIOD**

- See lines 21, 22 and 25