

MEMORANDUM

Agenda Item No. 11(A)(14)

TO: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

DATE: July 7, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution urging the United States Congress to enact S. 3609, H.R. 6787, the Gas Prices Relief Act of 2022, or similar legislation that would provide a federal gas tax holiday

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Danielle Cohen Higgins.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

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County Attorney

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(14)
7-7-22

RESOLUTION NO. _____

RESOLUTION URGING THE UNITED STATES CONGRESS
TO ENACT S. 3609, H.R. 6787, THE GAS PRICES RELIEF ACT
OF 2022, OR SIMILAR LEGISLATION THAT WOULD
PROVIDE A FEDERAL GAS TAX HOLIDAY

WHEREAS, the average price for a gallon of regular unleaded gasoline in the U.S. was approximately \$5.01 as of June 15, 2022; and

WHEREAS, according to data from the U.S. Energy Information Administration, this represents an increase of more than 50 percent over the previous 12-months, and an increase of more than 100 percent since the first week of 2021; and

WHEREAS, this sharp rise in the cost of gas at the pumps represents an unprecedented burden on American families; and

WHEREAS, current indicators suggest that this steady increase in the average price of gas could continue into the near future; and

WHEREAS, the federal government levies a tax of 18.4 cents on every gallon of gas sold in the United States; and

WHEREAS, providing for a federal gas tax holiday would be one way to lower energy prices for the average American, including residents of and visitors to Miami-Dade County; and

WHEREAS, according to data from the Federal Highway Administration, a suspension of the federal gas tax would save the average American more than \$100.00 per year; and

WHEREAS, on February 9, 2022, United States Senator Mark Kelly (D-Arizona) introduced S. 3609, a bill entitled the Gas Prices Relief Act of 2022, for consideration during the 117th Congress; and

WHEREAS, on February 18, 2022, United States Representative Tom O’Halloran (D-Arizona) introduced H.R. 6787, a companion bill to S. 3609; and

WHEREAS, if enacted, the Gas Prices Relief Act of 2022 would amend the Internal Revenue Code of 1986 (the “Code”) to, among other things, set the rate of tax under section 4081(a)(2)(A)(i) of the Code to zero for all gasoline removed, entered, or sold on or after the date of enactment of the Act and before January 1, 2023; and

WHEREAS, this Board wishes to support the Gas Prices Relief Act of 2022, or similar legislation that would provide a federal gas tax holiday,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the United States Congress to enact S. 3609, H.R. 6787, the Gas Prices Relief Act of 2022, or similar legislation that would provide a federal gas tax holiday.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to Senator Mark Kelly, Representative Tom O’Halloran, and the members of the Florida Congressional Delegation.

Section 3. Directs the County’s federal lobbyists to advocate for the legislative action set forth in section 1, above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2022 Federal Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Danielle Cohen Higgins. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman
Oliver G. Gilbert, III, Vice-Chairman
Sen. René García
Sally A. Heyman
Eileen Higgins
Kionne L. McGhee
Raquel A. Regalado
Sen. Javier D. Souto
Keon Hardemon
Danielle Cohen Higgins
Joe A. Martinez
Jean Monestime
Rebeca Sosa

The Chairperson thereupon declared this resolution duly passed and adopted this 7th day of July, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

D.P.C

Dale P. Clarke