Rules of
Department of Natural Resources
Division 100—Petroleum Storage Tank Insurance Fund
Board of Trustees
Chapter 3—Transport Load Fee

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Title 10—DEPARTMENT OF
NATURAL RESOURCES
Division 100—Petroleum Storage Tank
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Chapter 3—Transport Load Fee

10 CSR 100-3.010 Assessment of Transport
Load Fee

PURPOSE: This rule establishes the amount
of the surcharge on petroleum products which
is deposited into the Petroleum Storage Tank
Insurance Fund, and sets forth provisions for
suspending or reinstating payment of the sur-
charge.

(1) The board shall assess a surcharge on all
petroleum products within the state which are
enumerated by section 414.032, RSMo,
except that railroad corporations as defined in
section 388.010, RSMo, and airline compa-
nies as defined in section 155.010, RSMo,
shall not be subject to this fee, nor shall such
entities be eligible to participate in or make
claims against the Petroleum Storage Tank
Insurance Fund.

(2) Such surcharge shall be assessed at the
rate of twenty-five dollars ($25) per eight
thousand (8,000) gallons of petroleum prod-
uct.

(3) The Department of Revenue shall collect
such surcharge on behalf of the board, and
shall deposit such surcharges to the credit of
the Petroleum Storage Tank Insurance Fund.

(4) Remittances shall be made according to
procedures set forth by the Department of
Revenue, and shall be accompanied by forms
provided by the Department of Revenue.

(5) Any interest and penalties collected by the
Department of Revenue shall also be deposit-
ed to the credit of the Petroleum Storage Tank
Insurance Fund.

(6) The board shall assess the financial
soundness of the Petroleum Storage Tank
Insurance Fund at least once each year, and
shall determine whether it is in the best inter-
ests of fund participants and beneficiaries to
increase, decrease, or maintain the surcharge,
except that the amount of the surcharge shall
never exceed twenty-five dollars ($25) per
average transport load.

(7) The board shall ensure that the fund
retains a balance of at least twelve (12) mil-
lion dollars, but not more than one hundred
(100) million dollars. If, at the end of any
quarter, the fund balance, calculated as cash
minus encumbrances minus accounts payable
minus reserves for known claims, is above
one hundred (100) million dollars, it shall
notify the Department of Revenue to suspend
collection of the surcharge. If, at the end of
any quarter during which the surcharge is not
being collected, the fund balance, calculated
as described above, is below twenty (20) mil-
lion dollars, the board shall notify the
Department of Revenue to reinstate collec-
tion.

AUTHORITY: sections 319.129 and 319.132,
1, 1999, effective Nov. 30, 1999.

*Original authority: 319.129, RSMo 1989, amended 1991,