

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL****No. 29**Session of  
1987

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INTRODUCED BY BELL, SHUMAKER, REIBMAN, ANDREZESKI, PETERSON AND  
GREENLEAF, JANUARY 15, 1987

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SENATOR BELL, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
AS AMENDED, FEBRUARY 10, 1987

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## AN ACT

1 Requiring retail gasoline dealers to post gasoline additive  
2 information; and imposing penalties.

3 The General Assembly of the Commonwealth of Pennsylvania  
4 hereby enacts as follows:

5 Section 1. Definitions.

6 The following words and phrases when used in this act shall  
7 have the meanings given to them in this section unless the  
8 context clearly indicates otherwise:

9 "Co-solvent." An alcohol or any other chemical with higher  
10 molecular weight than methanol or ethanol which is blended with  
11 either or both to prevent phase separation in gasoline.

12 "Ethanol." Ethyl alcohol, a flammable liquid having the  
13 formula  $C_2H_5CH$ , used or sold for the purpose of blending or  
14 mixing with gasoline for use in motor vehicles, boats,  
15 motorboats or watercraft, and commonly or commercially known or  
16 sold as ethanol or ethyl alcohol.

1 "Gasoline." Any liquid prepared, advertised, offered for  
2 sale, sold for use as, or used for the generation of power for  
3 the propulsion of motor vehicles, boats, motorboats or  
4 watercraft, including any product obtained by blending together  
5 any one or more products of petroleum with or without other  
6 products, if the resultant product is capable of the same use.

7 "Gasoline additives." Methanol, ethanol or co-solvent in  
8 concentrations above 1% by volume.

9 "Manufacturer." A person, firm or corporation maintaining a  
10 place of business where gasoline is manufactured, refined or  
11 blended.

12 "Methanol." Methyl alcohol, a flammable liquid having the  
13 formula  $\text{CH}_3\text{OH}$ , used or sold for the purpose of blending or  
14 mixing with gasoline for use in motor vehicles, boats,  
15 motorboats or watercraft, and commonly or commercially known or  
16 sold as methanol or methyl alcohol.

17 "Retail service station dealer." A person, firm or  
18 corporation maintaining a place of business where gasoline is  
19 sold and delivered into the tanks of motor vehicles, boats,  
20 motorboats or watercraft.

21 Section 2. Posting of gasoline additive information.

22 (a) Requirement.--All retail service station dealers shall  
23 conspicuously post on each pump from which gasoline containing  
24 gasoline additives is dispensed a sign clearly indicating that  
25 the gasoline contains gasoline additives, the type or types of  
26 gasoline additives contained in the gasoline and the maximum  
27 percentage by volume, to the nearest whole percent, of each  
28 gasoline additive.

29 (b) Size of sign.--The information required by subsection  
30 (a) shall be conveyed in bold block lettering at least one-

1 quarter inch in size.

2 (c) Visibility.--If a pump is used to dispense gasoline on  
3 more than one driveway, the sign required by subsection (a)  
4 shall be placed on both sides of the pump so that a sign shall  
5 be clearly visible from each driveway.

6 Section 3. Notification by manufacturers of gasoline additive  
7 information.

8 (a) Duty of manufacturers.--

9 (1) Manufacturers of gasoline which contains gasoline  
10 additives shall notify gasoline purchasers, in writing, as to  
11 the presence of the additives. This requirement shall  
12 continue for each seller until the product is resold to the  
13 public.

14 (2) The manufacturers also shall provide anyone who  
15 purchases the gasoline for resale to the public or to retail  
16 service station dealers with pump signs meeting the following  
17 criteria:

18 (i) The pump sign shall indicate that the gasoline  
19 dispensed from that pump contains gasoline additives and  
20 shall set forth the maximum percentage by volume, to the  
21 nearest whole percent, of each gasoline additive.

22 (ii) This information shall be set forth in block  
23 lettering which is at least one-quarter inch in size.

24 (3) When providing pump signs to purchasers of its  
25 gasoline who intend to resell the gasoline to the public or  
26 to retail service station dealers, the manufacturer shall  
27 provide an adequate number of the signs for the purchaser or  
28 retail service stations to whom the purchaser sells, to meet  
29 the requirements of this act.

30 Section 4. Federal requirements.

1       It shall be unlawful to sell or offer for sale any gasoline  
2 additives where the blend or mixture is in violation of the  
3 specifications or the registration requirements established by  
4 the United States Environmental Protection Agency pursuant to  
5 section 211 of the Clean Air Act (Public Law 95-95, 42 U.S.C. §  
6 7545).

7       Section 5.   Penalties.

8       Any retail service station dealer who fails to comply with  
9 the provisions of this act after being notified by the  
10 manufacturer under section 3, and a manufacturer who fails to  
11 comply with the provisions of this act, commits a summary  
12 offense and shall, upon conviction, for the first offense, be  
13 sentenced to pay a fine not exceeding \$100 and, for a second and  
14 each subsequent offense, be sentenced to pay a fine not  
15 exceeding \$200.

16       Section 6.   Effective date.

17       This act shall take effect in ~~60~~ 45 days.

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