

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 343 Session of
1997

INTRODUCED BY REBER, NAILOR, ALLEN, HENNESSEY, PRESTON, DEMPSEY,
MILLER, TRELLO, E. Z. TAYLOR AND ROBERTS, FEBRUARY 10, 1997

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, FEBRUARY 10, 1997

AN ACT

1 Amending the act of April 27, 1927 (P.L.450, No.291), entitled,
2 as amended, "An act relating to fires and fire prevention;
3 imposing duties and conferring powers upon the Pennsylvania
4 State Police; authorizing the appointment of the chiefs of
5 fire departments and certain public officers and others as
6 assistants to the Pennsylvania State Police, and defining
7 their powers and duties; providing for the investigation of
8 the cause, origin, and circumstance of fires and the
9 inspection of all, and the removal or change of, certain
10 buildings by owners and occupants thereof, including
11 political subdivisions; imposing duties on school authorities
12 and on certain corporations, associations, and fire rating
13 agencies; providing for the attendance of witnesses before
14 the Pennsylvania State Police, and the enforcement of its
15 orders; and prescribing penalties," requiring certain
16 splashback preventers at self-service gasoline stations.

17 The General Assembly of the Commonwealth of Pennsylvania
18 hereby enacts as follows:

19 Section 1. Section 1 of the act of April 27, 1927 (P.L.450,
20 No.291), referred to as the State Fire Marshal Law, amended
21 April 4, 1996 (P.L.99, No.23), is amended to read:

22 Section 1. (a) Be it enacted, &c., That the Commissioner of
23 the Pennsylvania State Police may appoint and remove the chief
24 of the fire department of any county, city, borough, town, or
25 township or individual citizens as assistants to the department,

1 and, when so appointed, shall be subject to the obligations
2 imposed by this act and to the authority of the Pennsylvania
3 State Police.

4 (b) The Pennsylvania State Police may adopt and enforce
5 rules and regulations governing the having, using, storage,
6 sale, and keeping of gasoline, naphtha, kerosene, fuel oil, or
7 other substance of like character. The Pennsylvania State Police
8 shall require every self-service gasoline station to equip each
9 of its retail dispensing nozzles with approved rubber or plastic
10 anti-splashback devices to prevent splashback occurrences during
11 the dispensing of gasoline by consumers.

12 (c) The Pennsylvania State Police shall permit attended
13 self-service gasoline stations to use hold-open gasoline
14 dispensing nozzles provided that the nozzles meet safety
15 standards adopted by regulation by the Pennsylvania State
16 Police. Signs shall be posted indicating that any person, other
17 than the attendant, who uses a hold-open gasoline dispensing
18 nozzle shall remain at the refueling point during the refueling
19 operation.

20 Section 2. This act shall take effect in 60 days.