

Senate Study Bill 2013

Bill Text

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1 1 Section 1. NEW SECTION. 214A.20 OXYGENATED GASOLINE.
1 2 1. OXYGEN CONTENT. On and after July 1, 1998, all
1 3 gasoline offered for sale or sold in this state shall contain
1 4 at least two and seven-tenths percent oxygen by weight.
1 5 2. BLENDING RESTRICTION. A person, including a retail
1 6 dealer or wholesale dealer, shall not blend gasoline which
1 7 contains an oxygenate octane enhancer at the time it is
1 8 received from the refiner or producer with an additional
1 9 oxygenate octane enhancer.
1 10 3. EXEMPTIONS. A wholesale dealer or retail dealer may
1 11 offer for sale or sell gasoline that is not oxygenated in
1 12 accordance with subsection 1 as follows:
1 13 a. At an airport, marina, mooring facility, or resort, for
1 14 use in aircraft or watercraft.
1 15 b. At a public or private racecourse, for use exclusively
1 16 in off-highway motor sports racing.
1 17 c. For use in vehicles which will be operated exclusively
1 18 off-road, including but not limited to motor vehicles,
1 19 snowmobiles, motorcycles, and implements of husbandry, and in
1 20 small engines.
1 21 A retail dealer shall not have more than one storage tank
1 22 used for gasoline which is not oxygenated under subsection 1
1 23 on the premises of the dealer. The pump used to dispense the
1 24 nonoxygenated gasoline shall be posted with a permanent
1 25 notice, as determined by rules adopted by the secretary of
1 26 agriculture, stating that the gasoline dispensed by the pump
1 27 is nonoxygenated and has a limited use.
1 28 EXPLANATION
1 29 This bill provides that all gasoline offered for sale or
1 30 sold in this state on or after July 1, 1998, shall contain at
1 31 least 2.7 percent oxygen by weight. The bill prohibits the
1 32 blending of gasoline which comes from the refiner or producer
1 33 which contains an oxygenate octane enhancer with an additional
1 34 oxygenate octane enhancer.
1 35 The bill exempts from the oxygen requirement gasoline used
2 1 in aircraft, boats, motor-sports racing, off-road vehicles,
2 2 and small engines. The bill also limits retail dealers to one
2 3 tank at each dealership for nonoxygenated gasoline and
2 4 requires the secretary of agriculture to adopt rules regarding
2 5 the posting of notice at pumps used to dispense nonoxygenated
2 6 gasoline.
2 7 Violations of the provisions of the bill are simple
2 8 misdemeanors under section 214A.11.
2 9 LSB 3537SC 77
2 10 da/sc/14