

SB 176 A STAFF MEASURE SUMMARY

Carrier: Rep. Mitchell

House Committee On Human Services and Housing

Action Date: 05/06/19

Action: Do Pass the A-Eng bill.

Vote: 7-0-2-0

Yeas: 7 - Helt, Keny-Guyer, Meek, Mitchell, Sanchez, Schouten, Williams

Exc: 2 - Noble, Zika

Fiscal: No fiscal impact

Revenue: No revenue impact

Prepared By: Amie FenderSosa, LPRO Analyst

Meeting Dates: 4/24, 5/6

WHAT THE MEASURE DOES:

Requires gas stations, where self-service is authorized, that make personnel available to dispense Class 1 flammable liquids, to provide equal access for persons with disabilities. Requires notice be posted, clearly readable from motor vehicles, informing disabled operators how to obtain refueling assistance. Requires refueling assistance be provided upon request of disabled persons. Prohibits additional fees.

ISSUES DISCUSSED:

- Department of Justice standards for those with mobility impairments
- Expectations for gas dispensers
- Attendant access

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Americans with Disabilities Act requires self-serve gas stations to provide equal access to individuals with disabilities by providing refueling assistance upon request without additional charge and by providing notice (such as signs) to consumers indicating how to obtain assistance. Self-service in Oregon is only authorized in low-population counties in eastern parts of the state, and specified coastal counties. Oregon prohibited self-service until 2015, when House Bill 3011 was enacted, allowing consumers in eastern Oregon to serve themselves between 6:00 p.m. and 6:00 a.m. House Bill 2482 followed in 2017, allowing self-service 24 hours per day in those counties and requiring gas stations that also sold goods and services to provide an attendant to dispense fuel between the hours of 6:00 a.m. and 6:00 p.m. The measure also allowed self-service gasoline in Clatsop, Curry, and Tillamook counties from 6:00 p.m. to 6:00 a.m. and required stations that also sold goods and services to provide an attendant to dispense fuel when the retail space was open for business.

Senate Bill 176 A requires service stations with attendants, in counties where self-service is authorized, to provide equal access to fuel dispensing services to individuals with disabilities without additional charge, and requires conspicuous notice of such service.