

Senate Bill 34

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Includes aviation jet fuel within definition of motor vehicle fuels for purposes of subjecting supply facilities to inspection by State Department of Agriculture.

A BILL FOR AN ACT

1
2 Relating to motor vehicle fuels; amending ORS 646.945.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 646.945 is amended to read:

5 646.945. As used in ORS 646.947 to 646.963:

6 (1) "Bulk facility" means a facility, including pipeline terminals, refinery terminals, rail and
7 barge terminals and associated underground and aboveground tanks, connected or separate, from
8 which motor vehicle fuels are withdrawn from bulk and delivered to retail, wholesale or nonretail
9 facilities or into a cargo tank or barge used to transport those products.

10 (2) "Dealer" means any motor vehicle fuel retail dealer, nonretail dealer or wholesale dealer.

11 (3) "Director" means the Director of Agriculture.

12 (4) "Motor vehicle fuel" means gasoline, diesel or any other liquid product used for the gener-
13 ation of power in an internal combustion engine, except [*aviation jet fuels,*] liquefied petroleum or
14 natural gases.

15 (5) "Nonretail dealer" means any person [*who*] **that** owns, operates, controls or supervises an
16 establishment at which motor vehicle fuel is dispensed through a card- or key-activated fuel dis-
17 pensing device to nonretail customers.

18 (6) "Octane rating" means the rating of the anti-knock characteristics of a grade or type of
19 gasoline determined by dividing by two the sum of the research octane number and the motor octane
20 number.

21 (7) "Octane rating certification documentation" means an invoice, bill of lading, delivery ticket,
22 letter or other documentation that specifies the actual octane rating or a rounded rating that is the
23 largest whole number or half of a number that is less than or equal to the number determined by
24 or certified to the person transferring the gasoline.

25 (8) "Retail dealer" means any person [*who*] **that** owns, operates, controls or supervises an es-
26 tablishment at which motor vehicle fuel is sold or offered for sale to the public.

27 (9) "Wholesale dealer" means any person [*who*] **that** sells motor vehicle fuel if the seller knows
28 or has reasonable cause to believe that the buyer intends to resell the motor vehicle fuel in the
29 same or an altered form to a retail dealer, a nonretail dealer or another wholesale dealer.

30 (10) "Withdrawn from bulk" means removed from a bulk facility for delivery directly into a

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 cargo tank or a barge to be transported to a location other than another bulk facility for use or sale
2 in this state.
3 _____