

## HOUSE AMENDMENTS TO HOUSE BILL 2426

By COMMITTEE ON EMERGENCY MANAGEMENT, GENERAL GOVERNMENT, AND  
VETERANS

March 14

1 On page 1 of the printed bill, line 3, delete “, 480.347 and 480.349” and insert “and 480.347”.

2 In line 4, delete “and 480.343” and insert “, 480.343 and 480.349”.

3 Delete lines 8 through 30 and insert:

4 **“SECTION 2. (1) A filling station, service station, garage or other dispensary where Class**  
5 **1 flammable liquids are dispensed at retail may not designate more than the same number**  
6 **of fuel dispensing devices for self-service use by customers as are designated for attended**  
7 **service by an owner, operator or employee of the dispensary of Class 1 flammable liquids.**

8 **“(2) A self-service fuel dispensing device may be equipped with an automated payment**  
9 **device and must be equipped with an automatic nozzle as described in ORS 480.340.**

10 **“(3) A filling station, service station, garage or other dispensary offering fuel dispensing**  
11 **devices for self-service must:**

12 **“(a) Post one or more notification signs that are clearly readable by an operator of a**  
13 **motor vehicle stating which fuel dispensing devices are designated for self-service and which**  
14 **fuel dispensing devices are designated for attended service by an owner, operator or em-**  
15 **ployee of the dispensary of Class 1 flammable liquids; and**

16 **“(b) Designate at least one person to provide attended service.**

17 **“(4) Except as provided in ORS 480.341 and subsection (7) of this section, a filling station,**  
18 **service station, garage or other dispensary may allow self-service dispensing of Class 1**  
19 **flammable liquids at retail only during hours that the dispensary makes an owner, operator**  
20 **or employee of the dispensary available for the dispensing of Class 1 flammable liquids.**

21 **“(5) The price charged for Class 1 flammable liquids must be identical at a self-service**  
22 **fuel dispensing device and at any fuel dispensing device reserved for use by an owner, oper-**  
23 **ator or employee of a dispensary.**

24 **“(6) Sales under subsection (4) of this section do not make a filling station, service sta-**  
25 **tion, garage or other dispensary where Class 1 flammable liquids are dispensed at retail**  
26 **subject to any provisions of ORS 480.315 to 480.385 regulating nonretail facilities.**

27 **“(7) The operator of a motorcycle, as defined in ORS 801.365, may dispense Class 1**  
28 **flammable liquids into the operator’s motorcycle, regardless of whether an owner, operator**  
29 **or employee of the dispensary offers use of self-service fuel dispensing devices for use by**  
30 **customers.**

31 **“(8) This section does not prohibit, limit or condition any dispensing of Class 1 flammable**  
32 **liquids or diesel fuel otherwise authorized under ORS 480.315 to 480.385.”.**

33 On page 2, delete lines 21 through 23 and insert:

34 **“(1) As used in this section, ‘rural Oregon’ means Baker, Clatsop, Crook, Curry, Gilliam, Grant,**  
35 **Harney, Hood River, Jefferson, Klamath, Lake, Malheur, Morrow, Sherman, Tillamook, Umatilla,**

1 Union, Wallowa, Wasco and Wheeler Counties.”.

2 On page 6, delete lines 14 through 31.

3 In line 32, delete “9” and insert “8”.

4 Delete line 45 and insert:

5 **“SECTION 9. ORS 480.315, 480.320, 480.330, 480.343 and 480.349 are repealed.**

6 **“SECTION 10. The Department of the State Fire Marshal, in collaboration with organ-**  
7 **izations representing filling stations, service stations, garages or other dispensaries, may**  
8 **engage in public outreach efforts to educate the public generally about the changes in at-**  
9 **tended fuel service laws and to educate operators of filling stations, service stations, garages**  
10 **or other dispensaries where Class 1 flammable liquids are dispensed at retail about the re-**  
11 **quirements under section 2 of this 2023 Act, the amendments to ORS 479.180, 480.340, 480.341,**  
12 **480.344, 480.345 and 480.347 by sections 3 to 8 of this 2023 Act and the repeal of ORS 480.315,**  
13 **480.320, 480.330, 480.343 and 480.349 by section 9 of this 2023 Act.**

14 **“SECTION 11. Section 10 of this 2023 Act is repealed on January 2, 2024.**

15 **“SECTION 12. Notwithstanding ORS 480.385, the State Fire Marshal may only impose civil**  
16 **penalties for conduct violating section 2 of this 2023 Act or the amendments to ORS 479.180,**  
17 **480.340, 480.341, 480.344, 480.345 and 480.347 by sections 3 to 8 of this 2023 Act, if the conduct**  
18 **occurs on or after March 1, 2024.”.**

19 On page 7, line 1, delete “11” and insert “13”.

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