

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 213

Short Title: Self-Service Gas Operations.

(Public)

Sponsors: Representatives Sam Hunt; Bowman, N. J. Crawford, Fletcher, Greenwood, Kerr, Loflin, Luebke, Privette, Redwine, and Warner.

Referred to: Commerce.

March 6, 1991

A BILL TO BE ENTITLED

AN ACT TO REGULATE THE OPERATION OF SELF-SERVICE GASOLINE PUMPS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 119 of the General Statutes is amended by adding a new section to read:

"§ 119-27.2. Operation of self-service gasoline pumps.

(a) Every owner of, or other person in control of, a self-service gas pump or station whose equipment permits purchase and physical transfer of gasoline or oil products by insertion of money into some device or machine without the necessity of personal service by the owner or his agent shall insure that the pump or equipment includes an operating mechanism that permits the automatic dispensing of gasoline or oil products without constant attention by the purchaser once it is engaged by the purchaser. The automatic dispensing equipment shall not be disabled in any manner and shall automatically stop the dispensing of the gasoline or oil product when the container into which the product is dispensed is filled, to prevent the spillage of gasoline or oil products, or shall stop the dispensing of the gasoline or oil product when the purchaser manually releases the mechanism.

(b) The North Carolina Department of Agriculture shall have the responsibility for the enforcement of this section. When the inspector from the Department of Agriculture finds a violation of the requirements of subsection (a) of this section, a notice of violation shall be issued to the owner or his agent. The owner or agent shall then have 30 days to correct the violation. If the violation is not corrected within 30

1 days, then a civil penalty shall be imposed of ten dollars (\$10.00) per day for each
2 violation from the date of the issuance of the notice of violation and continuing until the
3 violation has been corrected."

4 Sec. 2. This act becomes effective October 1, 1991.