

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
4

5 Legislative Document

No. 179

6  
7 H.P. 154 House of Representatives, January 13, 1983

8 Reference to the Committee on Business Legislation. Sent up for  
9 concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

11 Presented by Representative Hickey of Augusta.

12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-THREE  
16

17 AN ACT to Amend the Maine Statutes to  
18 Provide for the Sale of Kerosene or Similar  
19 Illuminating or Fuel Oils which Flash under  
20 100° Fahrenheit, Open Cup Test.  
21

22 Be it enacted by the People of the State of Maine as  
23 follows:

24 10 MRSA §1652, as amended by PL 1979, c. 541, Pt.  
25 A, §94, is further amended to read:

26 §1652. Regulation of sale of certain oils

27 No person ~~shall~~ may sell or keep for sale, except  
28 for remanufacture or as provided, kerosene, range  
29 oil, fuel oil or other burning oil for illuminating,  
30 heating or cooking purposes which will flash at a  
31 temperature of less than ~~115°~~ 100° Fahrenheit, to be  
32 ascertained by the application of any standard  
33 approved closed cup tester. Nothing contained in

1 this section ~~shall~~ may prohibit the sale or keeping  
2 for sale of gasoline or naphtha as such for fuel or  
3 illuminating purposes.

4 STATEMENT OF FACT

5 The purpose of this bill is to provide for the  
6 sale of kerosene or similar illuminating or fuel oils  
7 which flash under 100 degrees Fahrenheit, open cup  
8 test. The current statute provides for a flash point  
9 of 115 degrees Fahrenheit but a minimum flash point  
10 of 100 degrees Fahrenheit would be consistent with  
11 the industry standard specification for kerosene and  
12 fuel oil No. 1, established by the American National  
13 Standard Institute and the American Society of Test-  
14 ing and Materials, with a resulting improvement in  
15 the distribution of kerosene and similar illuminating  
16 or fuel oils by removing geographic restrictions for  
17 certain fuels.

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