

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

SECOND REGULAR SESSION-1996

Legislative Document

No. 1651

H.P. 1201

House of Representatives, January 8, 1996

An Act Concerning the Seasonal Sale of Reformulated Gasoline.

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Natural Resources suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative POULIN of Oakland.
Cosponsored by Senator LORD of York and
Representatives: BERRY of Livermore, GREENLAW of Standish, NICKERSON of Turner,
Senator: RUHLIN of Penobscot.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 10 MRSA §1663** is enacted to read:

6 **§1663. Sale of reformulated gasoline**

8 This section governs the sale of reformulated gasoline.

10 **1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

12 A. "Conventional gasoline" means nonreformulated gasoline.

14 B. "Reformulated gasoline" means gasoline described in Section 211(k) of the federal Clean Air Act, as amended, 42 United States Code, Section 7545 (k).

18 **2. Sale of reformulated gasoline.** From May 15th to September 15th annually, the sale or dispensing by any refiner, blender, importer or marketer of conventional gasoline for resale in the State is prohibited. A retail seller of fuel may continue to sell reformulated gasoline to the ultimate consumer for 30 days after September 15th.

22 **3. Sale of conventional gasoline.** Except as provided in subsection 2, a person may not sell or deliver for sale reformulated gasoline in this State unless that person is prohibited by federal law from selling or delivering conventional gasoline.

26 **Sec. 2. Seasonal exemption from reformulated gasoline sales.** The Commissioner of Environmental Protection, within 30 days of the effective date of this Act, shall petition the United States Environmental Protection Agency to remove all counties in the State from the list of counties that must use reformulated gasoline for the 4-month period beginning May 15th and ending September 15th, annually.

32 **Sec. 3. Effective date.** Section 1 of this Act takes effect September 15, 1996.

34 **STATEMENT OF FACT**

36 This bill prohibits the sale of reformulated gasoline in the State except during a 4-month period and unless the sale of

2 nonreformulated gasoline is prohibited by federal law. During
the 4-month period, all service stations in the State are
4 required to sell reformulated gasoline exclusively. This bill
also requires the Commissioner of Environmental Protection to
petition the Administrator of the United States Environmental
6 Protection Agency to remove all Maine counties from the list of
areas required to sell reformulated gasoline for the 4-month
8 period.