

# HOUSE BILL 669

C2

(3lr2254)

## ENROLLED BILL

— *Economic Matters/Finance* —

Introduced by **Delegates Vaughn, Barkley, Barnes, Davis, and Rudolph**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Business Regulation – Introduction of Additives into Gasoline –**  
3 **Authorization**

4 FOR the purpose of authorizing the Comptroller to authorize any person who holds a  
5 certain dealer license to introduce an additive into gasoline for resale under  
6 certain circumstances; ~~declaring the intent of the General Assembly regarding~~  
7 ~~certain regulations; *providing for the content of certain regulations;*~~ and  
8 generally relating to authorization to introduce additives into gasoline.

9 BY repealing and reenacting, with amendments,  
10 Article – Business Regulation  
11 Section 10–308  
12 Annotated Code of Maryland  
13 (2010 Replacement Volume and 2012 Supplement)

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#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics* indicate opposite chamber/conference committee amendments.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Business Regulation**

4 10–308.

5 (a) Before making the first sale in the State of gasoline imported into the  
6 State, the seller shall register with the Comptroller each additive introduced into the  
7 gasoline after it was received in the State.

8 (b) The registration shall:

9 (1) include the amount of additive blended into each gallon of gasoline;  
10 and

11 (2) describe the additive by including:

12 (i) its trade name, trademark, and manufacturer;

13 (ii) its quantitative analysis; and

14 (iii) the manufacturer's trade name or other identification.

15 (c) **(1)** An additive may [only] be introduced into gasoline for resale or  
16 distribution by a person who holds a Class "A" dealer license issued in accordance with  
17 § 9–322 of the Tax – General Article.

18 **(2) THE COMPTROLLER MAY AUTHORIZE ANY PERSON WHO**  
19 **HOLDS A DEALER LICENSE OTHER THAN A CLASS "A" DEALER LICENSE ISSUED**  
20 **IN ACCORDANCE WITH § 9–322 OF THE TAX – GENERAL ARTICLE TO INTRODUCE**  
21 **AN ADDITIVE INTO GASOLINE FOR RESALE OR DISTRIBUTION IF THE PERSON**  
22 **COMPLIES WITH:**

23 **(I) THE REQUIREMENTS OF THIS SUBTITLE; AND**

24 **(II) ~~ANY OTHER~~ REGULATIONS ADOPTED BY THE**  
25 **COMPTROLLER, INCLUDING REGULATIONS REGULATIONS:**

26 **1. ~~GOVERNING THAT SPECIFY THE METHOD OF~~ FOR**  
27 **INTRODUCING AN ADDITIVE INTO GASOLINE, SUCH AS IN-LINE BLENDING OR**  
28 **ANY METHOD EQUAL TO OR SUPERIOR TO IN-LINE BLENDING, AS DETERMINED**  
29 **BY THE COMPTROLLER; AND**

1                                    **2. THAT PROVIDE FOR THE PAYMENT OF THE MOTOR**  
 2 **FUEL EXCISE TAX UNDER § 9-305 OF THE TAX - GENERAL ARTICLE BY A**  
 3 **LICENSED DEALER.**

4                    ~~SECTION 2. AND BE IT FURTHER ENACTED, That it is the intention of the~~  
 5 ~~General Assembly that any regulations adopted by the Comptroller governing the~~  
 6 ~~introduction of additives into gasoline by a person who holds a dealer license other~~  
 7 ~~than a Class "A" dealer license be the same as the requirements for Class "A" dealers,~~  
 8 ~~including requirements relating to the additive used and the method of introducing an~~  
 9 ~~additive into gasoline.~~

10                    SECTION ~~2.~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take  
 11 effect June 1, 2013.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.