

SENATE BILL 447

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3lr2178
CF HB 669

By: **Senators Pugh, Astle, and Garagiola**
Introduced and read first time: January 30, 2013
Assigned to: Finance

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 31, 2013

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; providing for the content of certain regulations; and
7 generally relating to authorization to introduce additives into gasoline.

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

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

15 **Article – Business Regulation**

16 10–308.

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

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.



1 (b) The registration shall:

2 (1) include the amount of additive blended into each gallon of gasoline;

3 and

4 (2) describe the additive by including:

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

6 (ii) its quantitative analysis; and

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

8 (c) (1) An additive may [only] be introduced into gasoline for resale or
9 distribution by a person who holds a Class "A" dealer license issued in accordance with
10 § 9-322 of the Tax – General Article.

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

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

17 (II) ~~ANY OTHER~~ **REGULATIONS ADOPTED BY THE**
18 **COMPTROLLER, INCLUDING REGULATIONS:**

19 **1. THAT SPECIFY THE METHOD FOR INTRODUCING**
20 **AN ADDITIVE INTO GASOLINE, SUCH AS IN-LINE BLENDING OR ANY METHOD**
21 **EQUAL TO OR SUPERIOR TO IN-LINE BLENDING, AS DETERMINED BY THE**
22 **COMPTROLLER; AND**

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

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 June 1, 2013.