

HOUSE BILL 998

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2000 Regular Session  
0lr2379  
CF 0lr1560

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By: **Delegates Harrison, Benson, Boschert, Boutin, Branch, Brown, C. Davis, DeCarlo, Donoghue, Fulton, Glassman, Kach, K. Kelly, Kirk, Kittleman, Klausmeier, Krysiak, La Vay, Love, McHale, Mitchell, Moe, Paige, Pendergrass, and Walkup**

Introduced and read first time: February 11, 2000  
Assigned to: Economic Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 21, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Business Regulation - Registration of Service Station Dealers and Sale of**  
3 **Gasoline Products**

4 FOR the purpose of extending to a certain date a conditional prohibition against the  
5 Comptroller of the State issuing a certificate of registration to a retail service  
6 station dealer who markets motor fuel through a retail service station that has  
7 been altered, enlarged, or structurally modified; altering the effective date of a  
8 certain provision of law that would require a producer, refiner, or wholesaler of  
9 motor fuel to extend voluntary allowances uniformly to all retail service station  
10 dealers supplied by the producer, refiner, or wholesaler; and generally relating  
11 to the sale of gasoline products.

12 BY repealing and reenacting, with amendments,  
13 Article - Business Regulation  
14 Section 10-304 and 10-312  
15 Annotated Code of Maryland  
16 (1998 Replacement Volume and 1999 Supplement)

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

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**Article - Business Regulation**

2 10-304.

3 (a) The Comptroller may not issue a certificate of registration to a retail  
4 service station dealer who markets motor fuel through a retail service station altered,  
5 enlarged, or structurally modified after July 1, 1977, and before [October 1, 2000]  
6 OCTOBER 1, 2004, unless:

7 (1) the station contains an enclosed work area where the service of motor  
8 vehicles is offered to customers regardless of whether motor fuel is bought; and

9 (2) the services offered include a battery charge, lubrication, oil change,  
10 tire repair, and replacement of accessories such as fan belts, radiator hoses, or wiper  
11 blades.

12 (b) Notwithstanding subsection (a) of this section, the Comptroller may issue  
13 a certificate of registration to a retail service station dealer who markets motor fuel  
14 through:

15 (1) a retail service station that, before it is altered, enlarged, or  
16 structurally modified, lacks an enclosed work area; or

17 (2) a retail service station that is altered, enlarged, or structurally  
18 modified if the owner and retail service station dealer agree to the elimination of an  
19 enclosed work area.

20 10-312.

21 Each producer, refiner, or wholesaler of motor fuel who supplies motor fuel to  
22 retail service station dealers:

23 (1) after [September 30, 2000] SEPTEMBER 30, 2004, shall extend all  
24 voluntary allowances uniformly to all retail service station dealers supplied;

25 (2) shall apply all equipment rentals uniformly to all retail service  
26 station dealers supplied; and

27 (3) during periods of shortage:

28 (i) shall apportion uniformly and equitably all gasoline and special  
29 fuel to all retail service station dealers supplied; and

30 (ii) may not discriminate among retail service station dealers  
31 supplied in their allotments.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
33 October 1, 2000.

