

ENROLLED BILL
-- Finance/Economic Matters --

Introduced by **Chairman, Finance Committee (By Request - Departmental - Comptroller)**

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.

President.

CHAPTER _____

1 AN ACT concerning

2 **Motor Fuel - Gasoline Commingling by Brand or Grade - Prohibition**

3 FOR the purpose of providing that a marina may not commingle gasoline under
4 certain circumstances; providing that certain motor fuel sellers and petroleum
5 transporters may not commingle gasoline by brand or grade; making conforming
6 changes; requiring the State Comptroller to notify marinas in the State of the
7 requirements of this Act; providing for the effective dates of this Act; and
8 generally relating to prohibitions against commingling gasoline by brand or
9 grade.

10 BY repealing and reenacting, with amendments,
11 Article - Business Regulation
12 Section 10-322 and 10-323
13 Annotated Code of Maryland
14 (2004 Replacement Volume and 2005 Supplement)

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 10-322.

5 A retail service station dealer OR MARINA may not with intent to defraud
6 commingle gasoline by brand or grade.

7 10-323.

8 (a) A common carrier, contract carrier, manufacturer, refiner, special fuel
9 seller, wholesaler of motor fuel, or person who buys motor fuel in bulk for resale in
10 bulk who is engaged in the transportation of motor fuel may not willfully adulterate
11 or commingle:

12 (1) gasoline with special fuel; OR

13 (2) GASOLINE BY BRAND OR GRADE.

14 (b) Except for motor fuel intended for its own use, a petroleum transporter
15 may not place an additive in motor fuel.

16 (c) This section does not prohibit the adulteration or commingling of gasoline
17 ~~with special fuel~~ that occurs as a ~~natural~~ result of transit ~~in~~ THROUGH a pipeline
18 ~~carrier~~ SYSTEM.

19 SECTION 2. AND BE IT FURTHER ENACTED, That the State Comptroller
20 shall notify all marinas located in Maryland regarding the requirements of this Act by
21 bulletin, or any other appropriate means as determined by the State Comptroller.

22 SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall
23 take effect October 1, 2006.

24 ~~SECTION 2. 4.~~ AND BE IT FURTHER ENACTED, That, except as provided in
25 Section 3 of this Act, this Act shall take effect ~~October~~ September 1, 2006.