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

Introduced and read first time: January 16, 2006

Rules suspended

Assigned to: Finance

A BILL ENTITLED

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; and generally
6 relating to prohibitions against commingling gasoline by brand or grade.

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

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

14 **Article - Business Regulation**

15 10-322.

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

18 10-323.

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

23 (1) gasoline with special fuel; OR

24 (2) GASOLINE BY BRAND OR GRADE.

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

3 (c) This section does not prohibit the adulteration or commingling of gasoline
4 with special fuel that occurs as a natural result of transit in a pipeline carrier.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
6 effect October 1, 2006.