

# HOUSE BILL No. 4657

May 7, 2003, Introduced by Reps. Nitz, Julian, Hune, DeRossett, Emmons, Meyer, Shaffer, Drolet, Palmer, Ehardt, Garfield, DeRoche, Stahl, Middaugh and Casperson and referred to the Committee on Agriculture and Resource Management.

A bill to amend 1984 PA 44, entitled  
 "Motor fuels quality act,"  
 by amending section 4 (MCL 290.644), as amended by 1986 PA 127.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 4. (1) A retail dealer shall not transfer, sell,  
 2 dispense, or offer gasoline for sale in this state unless the  
 3 pump dispensing the gasoline is posted with a notice, as provided  
 4 in subsection (2), that indicates the grade of gasoline and the  
 5 additives in the gasoline that are dispensed from the pump. If  
 6 the gasoline contains at least 1% alcohol by volume, the notice  
 7 shall state: "Contains (indicate the type of alcohol such as  
 8 ~~ethanol or~~ methanol, and if methanol the label shall state  
 9 "alcohol: methanol", followed, in the same size type, by the  
 10 concentration to the nearest whole percent)". ~~However, if~~ **If**  
 11 the gasoline contains alcohols or ethers that have a molecular

1 weight greater than ethanol and are not mixed with methanol, ~~or~~  
2 ~~ethanol, or both,~~ those alcohols or ethers are not subject to  
3 the notice requirement of this section. **Gasoline that contains**  
4 **ethanol is not subject to the notice requirement of this section.**

5 (2) The director shall design a uniform means of providing  
6 the notice required by subsection (1). The notice shall be  
7 designed in such a manner that the consumer can readily identify  
8 the grade of gasoline and the additives in the gasoline. The  
9 notice shall include a statement indicating that the gasoline  
10 dispensed from the pump meets the quality and purity standards  
11 established by the laws of this state and indicating the number  
12 of the 24-hour toll free consumer hot line maintained pursuant to  
13 section 7(2).

14 (3) The director shall include the design for the uniform  
15 notice required by this section in a rule promulgated ~~pursuant~~  
16 ~~to Act No. 306 of the Public Acts of 1969, being sections 24.201~~  
17 ~~to 24.315 of the Michigan Compiled Laws~~ **under the administrative**  
18 **procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.**

19 (4) A person who violates this section or rules promulgated  
20 pursuant to this section is liable for a civil fine not to exceed  
21 \$1,000.00 for each ~~and every~~ day of the continuance of the  
22 violation. A civil fine ordered pursuant to this section shall  
23 be submitted to the state treasurer for deposit in the gasoline  
24 inspection and testing fund created by section 8.

25 (5) Subsection (1) shall not apply until 90 days after the  
26 rule required by subsection (3) is promulgated.