

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 567
Commerce, Small Business and Entrepreneurship Committee Substitute Adopted
3/21/07

Short Title: Allow Distribution of E-Blend Fuel.

(Public)

Sponsors:

Referred to:

March 7, 2007

1 A BILL TO BE ENTITLED
2 AN ACT TO PROMOTE ENERGY EFFICIENCY BY ALLOWING THE
3 DISTRIBUTION OF E-BLEND FUELS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Article 9 of Chapter 143 of the General Statutes is amended
6 by adding a new section to read:

7 "**§ 143-143.6. Distribution of fuels that are a blend of petroleum and ethanol.**

8 (a) Notwithstanding any other law or rule, E-blend fuel may be dispensed from
9 equipment that is fully in compliance with all requirements for use in dispensing
10 gasoline or E-10 if all of the following requirements are met by the entity dispensing the
11 fuel:

12 (1) The manufacturer of the dispensing equipment has provided a written
13 statement that the dispensing equipment is, in the opinion of the
14 manufacturer, compatible with E-blend and does not present a distinct
15 hazard to the public. The written statement shall reference a particular
16 type and model of equipment and shall be signed by a responsible
17 official on behalf of the manufacturer. The written statement shall be
18 retained in the files of the retail outlet or other entity dispensing the
19 fuel and shall be made available to the Office of State Fire Marshal,
20 upon request.

21 (2) The dispensing equipment fully complies with the requirements
22 established by State law for dispensing E-10.

23 (3) The manufacturer has initiated the process of applying to an
24 independent testing laboratory to have the equipment listed for use in
25 dispensing E-blend fuels.

26 (b) As used in this section:

- 1 (1) "E-10" means a blend of petroleum and ethanol including no more
2 than ten percent (10%) ethanol intended for use as a motor vehicle
3 fuel.
4 (2) "E-blend" means a blend of petroleum and ethanol including more
5 than ten percent (10%) ethanol intended for use as a motor vehicle
6 fuel.
7 (3) "Listed" means equipment or materials included on a list published by
8 an approved testing laboratory, inspection agency, or other
9 organization concerned with current production evaluation that
10 maintains periodic inspection of production of listed equipment or
11 materials, and whose listing states that equipment or materials comply
12 with approved nationally recognized standards and have been tested or
13 evaluated and found suitable for use in a specified manner."

14 **SECTION 2.** This act is effective when it becomes law and expires July 1,
15 2009.