

House Bill 2482

Sponsored by Representative BENTZ (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Removes hours of operation restriction on self-service at filling stations, service stations, garages and other dispensaries in low-population counties.

A BILL FOR AN ACT

Relating to self-service fuel dispensaries in low-population counties; amending ORS 480.341.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 480.341 is amended to read:

480.341. (1) As used in this section, "low-population county" means a county that, based on a certificate of population prepared under ORS 190.510 to 190.610, has a population of not more than 40,000.

(2) Notwithstanding ORS 480.330 and 480.340, if a filling station, service station, garage or other dispensary where Class 1 flammable liquids are dispensed at retail is located in a low-population county, the owner or operator may[, *after 6 p.m. and before 6 a.m.*]:

(a) Permit a person other than the owner, operator or employee to use or manipulate a device for dispensing liquids into the fuel tank of a motor vehicle or other retail container;

(b) Permit the use of an installed coin-operated or self-service dispensing device for the liquids; and

(c) Allow the use of an automatic nozzle to dispense the liquids without the owner, operator or employee being in the immediate vicinity of the tank or container being filled.

(3) A dispensary described in this section is not subject to any provisions of ORS 480.315 to 480.385 regulating nonretail facilities.

(4) If a county ceases to be a low-population county on or after January 1, 2016, dispensaries located within the county may operate as described in subsection (2) of this section notwithstanding the change in county population.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.