

House Bill 3301

Sponsored by Representative WHISNANT; Representatives ESQUIVEL, GARRARD, Senator WHITSETT (at the request of Oregonians in Action, Deschutes County Farm Bureau)

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**.

Repeals prohibition against selling or offering for sale gasoline unless it contains 10 percent ethanol by volume.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the sale of gasoline; creating new provisions; amending ORS 646.912; repealing ORS
3 646.913; and declaring an emergency.

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

5 **SECTION 1. ORS 646.913 is repealed.**

6 **SECTION 2.** ORS 646.912 is amended to read:

7 646.912. *[(1)]* The State Department of Agriculture shall study and monitor ethanol fuel pro-
8 duction, use and sales in this state.

9 *[(2) When capacity of ethanol production facilities in Oregon reaches a level of at least 40 million*
10 *gallons, the department shall notify all retail dealers, nonretail dealers and wholesale dealers in this*
11 *state, in a notice that meets the requirements of subsection (3) of this section.]*

12 *[(3) The notice under subsection (2) of this section shall inform retail dealers, nonretail dealers and*
13 *wholesale dealers that:]*

14 *[(a) The capacity of ethanol production facilities in Oregon has reached the levels described in*
15 *subsection (2) of this section; and]*

16 *[(b) Three months after the date of the notice, a retail dealer, nonretail dealer or wholesale dealer*
17 *may sell or offer for sale only gasoline described in ORS 646.913.]*

18 **SECTION 3. The amendments to ORS 646.912 by section 2 of this 2011 Act and the repeal**
19 **of ORS 646.913 by section 1 of this 2011 Act apply to gasoline that is sold or offered for sale**
20 **on or after the effective date of this 2011 Act.**

21 **SECTION 4. This 2011 Act being necessary for the immediate preservation of the public**
22 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
23 **on its passage.**

24

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.