

Senate Bill 127

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Veterans' and Military Affairs)

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**.

Conditionally suspends prohibition against retail customer dispensing of motor vehicle fuel if state of emergency requiring mandatory evacuation is declared.

A BILL FOR AN ACT

1
2 Relating to the dispensing of fuels during a state of emergency.

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

4 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS 480.315 to**
5 **480.385.**

6 **SECTION 2. (1) As used in this section, "declared state of emergency" means:**

7 (a) **A major disaster, as defined in 42 U.S.C. 5122 (2), declared by the President of the**
8 **United States;**

9 (b) **A state of emergency declared by the Governor under ORS 401.165; or**

10 (c) **A state of emergency declared by a city or county under ORS 401.309.**

11 (2) **If a declared state of emergency includes an order for mandatory evacuation, during**
12 **the term of the state of emergency the prohibition under ORS 480.330 does not apply within**
13 **the designated area of the state of emergency if:**

14 (a) **The filling station, service station, garage or other dispensary is closed or is unat-**
15 **tended;**

16 (b) **The pumps or other devices for dispensing liquid fuel are on and ready to be activated;**
17 **and**

18 (c) **The filling station, service station, garage or other dispensary has automated equip-**
19 **ment on the pump or other device to allow the receipt of payment for fuel by credit card,**
20 **money or other means.**

21 (3) **Subsection (2) of this section does not authorize the installation or use of any dis-**
22 **persing device prohibited under ORS 480.340.**

23

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.