

HOUSE AMENDMENTS TO HOUSE BILL 3011

By COMMITTEE ON TRANSPORTATION AND ECONOMIC DEVELOPMENT

April 24

1 Delete lines 4 through 22 of the printed bill and insert:

2 **“SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 480.315 to**
3 **480.385.**

4 **“SECTION 2. (1) As used in this section, ‘low-population county’ means a county that,**
5 **based on a certificate of population prepared under ORS 190.510 to 190.610, has a population**
6 **of not more than 40,000.**

7 **“(2) Notwithstanding ORS 480.330 and 480.340, if a filling station, service station, garage**
8 **or other dispensary where Class 1 flammable liquids are dispensed at retail is located in a**
9 **low-population county, the owner or operator may, during hours that no owner, operator or**
10 **employee is present at the dispensary:**

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

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

15 **“(c) Allow the use of an automatic nozzle to dispense the liquids without the owner, op-**
16 **erator or employee being in the immediate vicinity of the tank or container being filled.**

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

19 **“(4) If a county ceases to be a low-population county on or after the effective date of this**
20 **2015 Act, dispensaries located within the county may operate as described in subsection (2)**
21 **of this section notwithstanding the change in county population.”.**

22