

**HB 2482 B STAFF MEASURE SUMMARY**  
**House Committee On Transportation Policy**

**Carrier:** Rep. Bentz

---

**Action Date:** 03/22/17

**Action:** Do pass with amendments. (Printed B-Eng.)

**Vote:** 9-0-0-0

**Yeas:** 9 - Barreto, Evans, McKeown, McLain, Meek, Noble, Vial, Wilson, Witt

**Fiscal:** No fiscal impact

**Revenue:** Has minimal revenue impact

**Prepared By:** Tim Walker, LPRO Analyst

---

**WHAT THE MEASURE DOES:**

Permits certain filling stations, service stations, garages or other dispensaries of Class 1 flammable liquids to allow self-dispensing 24 hours per day in counties with a certified population of less than 40,000 residents.

**ISSUES DISCUSSED:**

- Requirement to have someone present to dispense fuel
- Previous inclusion of certain counties on the coast

**EFFECT OF AMENDMENT:**

Requires a dispensary of retail fuel, which includes retail space providing goods and services other than goods and services for maintaining, repairing, or cleaning a motor vehicle, provide an employee, owner, or operator to dispense Class 1 flammable liquids between 6:00 p.m. and 6:00 a.m. if the retail portion of this business is open.

**BACKGROUND:**

Oregon is one of two states (with New Jersey) that require a third party to dispense gasoline and other Class 1 liquids at retail locations. House Bill 2482-B allows self-service at retail locations 24 hours per day in rural counties with fewer than 40,000 certified residents, which includes Clatsop, Malheur, Union, Wasco, Tillamook, Hood River, Curry, Jefferson, Crook, Baker, Morrow, Lake, Grant, Harney, Wallowa, Gilliam, Sherman, and Wheeler counties. Because these counties are sparsely populated, proponents of the measure assert that it is impractical to staff a retail facility for fueling 24 hours per day. This could create a situation in which a traveler may be without the ability to refuel in a remote location late at night. Currently, a traveler caught under these circumstances would need to call the State Police, who would bring a nominal amount of fuel and phone the operator of the nearest retail fuel location to open the location to provide fuel to the hapless traveler. Dispensaries that also sell goods and services at retail at the same location must provide an employee to dispense Class 1 liquids between the hours of 6 p.m. and 6 a.m.

Class 1 liquids include, but are not limited to liquids such as: gasoline, methanol, acetone, and benzene. House Bill 3011 (2015) authorized self-service between the hours of 6:00 p.m. and 6:00 a.m. under certain circumstances.