

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 255

By: Rader

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5
6 AS INTRODUCED

7 An Act relating to Oklahoma Petroleum Storage Tank
8 Consolidation Act; amending 17 O.S. 2021, Section
9 347, which relates to ethanol or methanol labeling;
10 requiring motor fuel with certain amount of ethanol
11 be labeled pursuant to federal requirements; and
12 providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 17 O.S. 2021, Section 347, is
15 amended to read as follows:

16 Section 347. A. No person shall sell or offer for sale motor
17 fuel from a motor fuel dispenser supplied by a storage tank into
18 which motor fuel that contains a mixture of at least one percent
19 (1%) by volume of ethanol or methanol has been delivered within the
20 sixty-day period preceding the date of sale or offer of sale unless
21 the person prominently displays on the dispenser from which the
22 mixture is sold a label that complies with subsection B of this
23 section.

24 B. 1. A label as required in subsection A of this section
shall:

1 ~~1.~~ Be a. be displayed on each face of the motor fuel
2 dispenser on which the price of the motor fuel mixture
3 sold from the dispenser is displayed~~†,~~

4 ~~2.~~ State b. state "Contains Ethanol" or "Contains
5 Methanol", as applicable~~†,~~

6 ~~3.~~ Appear c. appear in contrasting colors with block
7 letters at least one-half (1/2) inch high and one-
8 fourth (1/4) inch wide~~†,~~ and

9 ~~4.~~ Be d. be displayed in a clear, conspicuous and
10 prominent manner, visible to customers using either
11 side of the dispenser.

12 2. If the motor fuel contains fifteen percent (15%) ethanol, a
13 pump label as required in subsection A of this section shall meet
14 federal E15 labeling requirements as ruled by the Environmental
15 Protection Agency pursuant to 40 CFR Part 80.

16 C. If a motor fuel dispenser is supplied by a storage tank into
17 which motor fuel containing at least ten percent (10%) ethanol by
18 volume or at least five percent (5%) methanol by volume is delivered
19 in the sixty-day period preceding the date of the sale or offer of
20 sale, the sign as required in subsection A of this section shall
21 also state the percentage of ethanol or methanol by volume, to the
22 nearest whole percent, of the motor fuel having the highest
23 percentage of ethanol or methanol delivered into that storage tank
24 during that period.

1 D. On request by a motor fuel user, a person selling or
2 offering for sale motor fuel from a motor fuel dispenser shall
3 reveal:

4 1. The percentage of ethanol contained in the motor fuel being
5 sold;

6 2. The percentage of methanol contained in the motor fuel being
7 sold; and

8 3. If the motor fuel contains methanol, the types and
9 percentages of associated cosolvents contained in the motor fuel
10 being sold.

11 E. The provisions of this section shall not prohibit the
12 posting of any other alcohol or additive information. Other alcohol
13 or additive information and any relevant posting shall be subject to
14 regulation by the Corporation Commission.

15 F. The Corporation Commission shall promulgate rules as
16 necessary to implement the provisions of this section.

17 SECTION 2. This act shall become effective November 1, 2023.

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