

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Amend Certain Laws Related to the Department of Agriculture, Food and Rural Resources, Division of Quality Assurance and Regulation**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 10 MRSA §2623, sub-§1**, as enacted by PL 2001, c. 491, §1, is amended to read:

**1. Sales of commodities.** Except as otherwise provided by the State Sealer, sales of commodities must comply with the following:

A. Commodities in liquid form must be sold by liquid measure or by weight;

B. Commodities not in liquid form must be sold only by weight, by measure or by count; and

C. A seller selling commodities in liquid form and using temperature compensators ~~must~~shall have the seller's entire fleet of vehicles equipped with temperature compensators or have prior approval by the State Sealer for regional use of temperature compensators; and ~~must~~shall provide accurate and adequate quantity information that permits the buyer to make price and quantity comparisons. Such equipment must be sealed and in use throughout the year.;

D. Beginning January 1, 2010 all new delivery vehicles intended for the retail sale of refined petroleum products in the State must be equipped with automatic temperature compensating meters. A seller selling refined petroleum products and using temperature compensators shall have the seller's entire fleet of vehicles equipped with temperature compensators; and

E. Beginning January 1, 2015 all delivery vehicles intended for the retail sale of refined petroleum products in the State must be equipped with automatic temperature compensating meters. A seller selling refined petroleum products and using temperature compensators shall have the seller's entire fleet of vehicles equipped with temperature compensators, and they must be operational.

**Sec. 2. 10 MRSA §2627**, as enacted by PL 1973, c. 91, §10, is amended by inserting at the end a new paragraph to read:

Whenever an item is advertised for sale, there must be a declaration of the price of the item either on each individual item, on the shelf where the item is located or on a placard or sign immediately adjacent to the item.

**Sec. 3. 10 MRSA §2631** is enacted to read:

### **§ 2631. Conformity to national engine fuels and automotive lubricants regulations**

The engine fuel and automotive lubricants requirements, as adopted by the National Conference on Weights and Measures and published in the National Institute of Standards and Technology uniform regulation "Uniform Engine Fuels and Automotive Lubricants Regulation," apply to any internal

combustion engine fuels, lubricating oils or other similar products stored, sold, distributed, transported, exposed for sale or offered for sale, distribution or transportation in the State, except as specifically modified, amended or rejected by a regulation issued by the state sealer.

## SUMMARY

This bill amends laws related to quality assurance and regulations administered by the Department of Agriculture, Food and Rural Resources.

1. The bill phases in the requirement for automatic temperature compensating meters on vehicles making retail deliveries of petroleum products.

2. The bill requires that whenever an item is advertised for retail sale a declaration of the price must be either on each item, on the shelf on which the item is located or on a placard placed adjacent to the item.

3. The bill adopts nationally recognized standards and specifications for engine fuels, petroleum products and lubricants.