



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB0649

Introduced 2/8/2007, by Sen. John M. Sullivan

SYNOPSIS AS INTRODUCED:

815 ILCS 370/4.1

from Ch. 5, par. 1704.1

Amends the Motor Fuel and Petroleum Standards Act. Removes language requiring a label to be placed on the retail motor fuel dispensing device for motor fuel containing at least 2% by volume of the methanol derivative methyl tertiary butyl ether (MTBE). Requires that biodiesel and biodiesel blends be identified by the capital letter "B" followed by the numerical value representing the volume percentage of biodiesel fuel. Provides requirements for a label that must be located on the retail motor fuel dispensing device concerning biodiesel and biodiesel blend fuels. Provides that devices used to dispense only motor fuels that contain a total of less than 5% by volume of biodiesel need not be labeled. Effective immediately.

LRB095 07304 LCT 27443 b

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Motor Fuel and Petroleum Standards Act is
5 amended by changing Section 4.1 as follows:

6 (815 ILCS 370/4.1) (from Ch. 5, par. 1704.1)

7 Sec. 4.1. (a) Upon any retail motor fuel dispensing device
8 which is used to dispense a motor fuel containing at least 1%
9 by volume of ethanol, of methanol, or of a combination thereof,
10 there shall be displayed a label which identifies the maximum
11 percentage by volume, to the nearest whole percent, of ethanol,
12 of methanol, and of co-solvent contained in the motor fuel.
13 Such labelling shall be done in contrasting colors with block
14 letters at least 1/2 inch in height and 1/4 inch in width, and
15 not more than one inch in height and 1/2 inch in width, and
16 shall be visible to customers. The label shall be located on
17 the front or sides of the dispenser and within the top 30
18 percent of the height of the dispenser. On a dual-faced
19 dispenser, the label shall be affixed on each front or each
20 side in accordance with these requirements. Devices used to
21 dispense only motor fuels which contain a total of less than 1%
22 by volume of methanol and ethanol need not be so labelled.

23 (a-5) Blank. ~~Upon any retail motor fuel dispensing device~~

1 ~~that is used to dispense a motor fuel containing at least 2% by~~
2 ~~volume of the methanol derivative methyl tertiary butyl ether~~
3 ~~(MTBE), there shall be displayed a label stating: "CONTAINS~~
4 ~~METHYL TERTIARY BUTYL ETHER (MTBE)". The label shall be done in~~
5 ~~contrasting colors with block letters at least 1/2 inch in~~
6 ~~height and 1/4 inch in width, and not more than one inch in~~
7 ~~height and 1/2 inch in width, and shall be visible to~~
8 ~~customers. The label shall be located on the front or sides of~~
9 ~~the dispenser and within the top 30 percent of the height of~~
10 ~~the dispenser. On a dual faced dispenser, the label shall be~~
11 ~~affixed on each front or each side in accordance with these~~
12 ~~requirements. Devices used to dispense only motor fuels that~~
13 ~~contain a total of less than 2% by volume of the methanol~~
14 ~~derivative MTBE need not be so labeled.~~

15 (a-10) Upon any retail motor fuel dispensing device that is
16 used to dispense a motor fuel containing biodiesel or biodiesel
17 blends, the biodiesel and biodiesel blends shall be identified
18 by the capital letter "B" followed by the numerical value
19 representing the volume percentage of biodiesel fuel, such as
20 B10, B20, or B100, as follows:

21 (1) Upon any retail motor fuel dispensing device that
22 is used to dispense a motor fuel containing between 5% and
23 up to and including 20% of biodiesel, there shall be
24 displayed on each retail dispenser:

25 (a) the capital letter "B" followed by the
26 numerical value representing the maximum volume

1 percentage of biodiesel fuel and ending with
2 "biodiesel blend", such as B10 biodiesel fuel blend or
3 B20 biodiesel fuel blend; or

4 (b) the phrase "biodiesel blend between 5% and 20%"
5 or similar words.

6 (2) Upon any retail motor fuel dispensing device that
7 is used to dispense a motor fuel containing more than 20%
8 of biodiesel, there shall be displayed on each retail
9 dispenser the capital letter "B" followed by the numerical
10 value representing the volume percentage of biodiesel fuel
11 and ending with either "biodiesel" or "biodiesel blend",
12 such as B100 biodiesel or B60 biodiesel blend.

13 (3) The label shall be done in contrasting colors with
14 block letters at least 1/2 inch in height and 1/4 inch in
15 width, and not more than one inch in height and 1/2 inch in
16 width, and shall be visible to customers. The label shall
17 be located on the front or sides of the dispenser and
18 within the top 30% of the height of the dispenser. On a
19 dual-faced dispenser, the label shall be affixed on each
20 front or each side in accordance with these requirements.
21 Devices used to dispense only motor fuels that contain a
22 total of less than 5% by volume of biodiesel need not be
23 labeled.

24 (b) Each seller of a motor fuel which contains methanol,
25 ethanol, or biodiesel ~~the methanol derivative MTBE~~ shall notify
26 the purchaser thereof of the percentage by volume of ethanol,

1 of methanol, of biodiesel ~~the methanol derivative MTBE~~, and of
2 co-solvent which have been added to such motor fuel, and this
3 information shall appear on the bill of lading, manifest or
4 delivery ticket for such motor fuel. However, this subsection
5 (b) shall not apply to sales at retail.

6 (c) No motor fuel, whether or not it contains any lead or
7 lead compounds, may contain more ethanol, or methanol, ~~or the~~
8 ~~methanol derivative MTBE~~ than is permitted, or contain less
9 co-solvent than is required, by the United States Environmental
10 Protection Agency for unleaded motor fuels under Section 211(f)
11 of the federal Clean Air Act.

12 (d) All motor fuel sold or offered for sale by the
13 distributor shall contain the percentage and type of alcohol as
14 stated on the bill of lading, manifest or delivery ticket.

15 (e) (Blank). ~~With respect to the methanol derivative MTBE,~~
16 ~~the labeling and notification requirements in this Section~~
17 ~~shall be enforced beginning 60 days after the effective date of~~
18 ~~this amendatory Act of the 91st General Assembly.~~

19 (f) Nothing in this Section shall be construed to require
20 or impose an obligation upon the owner or operator of a retail
21 motor fuel dispensing station, facility, or device to perform a
22 test on or measurement of a shipment of motor fuel received to
23 determine the specific content of ethanol, methanol, or
24 biodiesel ~~the methanol derivative MTBE~~.

25 (Source: P.A. 91-718, eff. 6-2-00.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.