

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 961
SENATE BILL 241

1 AN ACT AMENDING G.S. 119-26 RELATING TO THE POWERS OF THE GASOLINE
2 AND OIL INSPECTION BOARD.

3
4 The General Assembly of North Carolina do enact:

5 **Section 1.** G.S. 119-26, as the same appears in the 1958 Replacement Volume 3B
6 of the General Statutes of North Carolina, is hereby amended by inserting after the semicolon
7 and before the word "and" in line 19 thereof the following clause:

8 "to require that the label, name, or brand under which gasoline is thereafter to be sold be
9 applied at the time of its first purchase within the State."

10 **Sec. 1 1/2.** G.S. 119-26, as the same appears in the 1958 Replacement Volume 3B
11 of the General Statutes of North Carolina, is further amended by striking out the period after
12 the word "State" as the same appears in line 23 thereof, and adding in lieu thereof a semicolon,
13 and the following language:

14 "and provided further, that if the Gasoline and Oil Inspection Board should promulgate any
15 regulation which requires that gasoline be labeled, named or branded at the time of its first sale
16 in the State, that such regulation shall provide in addition that any subsequent owner may
17 rename, rebrand, or relabel such gasoline if such subsequent owner first files with the Board a
18 notice of intention to do so, said notice to contain information showing the original brand,
19 name, label, the company or person from whom the gasoline has been or is to be purchased, the
20 minimum specifications registered by the seller, the brand, name, or label that is to be given
21 such gasoline and the minimum specifications of such gasoline as filed with the Board;
22 provided, further, that no labeling, naming or branding of gasoline which may be required by
23 the Gasoline and Oil Inspection Board under the provisions of this Act, shall be construed as
24 permitting gasoline to become the subject of fair trade contracts, as provided in G.S. 66-52."

25 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

26 **Sec. 3.** This Act shall be effective from and after the date of its ratification.

27 In the General Assembly read three times and ratified, this the 17th day of June,
28 1961.