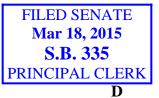
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015



SENATE DRS45164-MH-82 (03/11)

	Short Title: Add Blendstock to Motor Fuel Marketing Act.			(Public)	
	Sponsors:	Sponsors: Senator Hartsell (Primary Sponsor).			
	Referred t	Referred to:			
1					
1 2	AN ACT		A BILL TO BE ENTITLED	WE TO THE	
2 3		AN ACT TO ADD REQUIREMENTS PERTAINING TO BLENDSTOCKS TO THE MOTOR FUELS MARKETING ACT.			
4		The General Assembly of North Carolina enacts:			
5		SECTION 1.(a) G.S. 75-90(a)(1) is recodified as G.S. 75-90(a)(1a).			
6		SECTION 1.(b) G.S. 75-90, as amended by Section 1(a) of this act, reads as			
7	rewritten:	JLC.	Hort I.(b) G.S. 75 90, as antended by Section I(a) of the	s det, redus ds	
8	"§ 75-90.	Ava	ilability of gasoline suitable for blending with fuel alcoho	ol: blender of	
9	3	record.			
10	(a)		ollowing definitions apply in this section:		
11		(1)	Blended Fuel. – Defined in G.S. 105-449.60.		
12		(1a)	Blender. – Defined in G.S. 105-449.60.		
13		<u>(1b)</u>	Blendstock. – A petroleum product intended for blending wi	th fuel alcohol	
14			to produce blended fuel and that is not suitable for use as a fue		
15			vehicle prior to blending.		
16		(2)	Distributor. – Defined in G.S. 105-449.60.		
17		(3)	Fuel Alcohol. – Defined in G.S. 105-449.60.		
18		(4)	Gasoline. – Defined in G.S. 105-449.60(22)a.		
19		(5)	Retailer. – Defined in G.S. 105-449.60.		
20		(6)	Supplier. – Defined in G.S. 105-449.60.		
21	· · ·	(b) A supplier that imports gasoline <u>or blendstock into one or more terminals in the</u>			
22	State shall comply with the following requirements:				
23		<u>(1)</u>	For each grade of gasoline imported to a terminal, the supp		
24			each such grade of gasoline for sale to a distributor or retailer		
25			that is not preblended with fuel alcohol and that is suitable	for subsequent	
26		(2)	blending with fuel alcohol.	lion shall offer	
27 28		<u>(2)</u>	For each grade of blendstock imported to a terminal, the suppeach such grade of blendstock for sale to a distributor or		
28 29			terminal.	Tetanel at that	
30	Nothir	no in	this subsection is intended to require any supplier to offer	for sale to a	
31		distributor or retailer a gasoline or blendstock that the supplier does not import into the State, or			
32	to authorize a retailer or distributor to offer for sale to the public any gasoline or blendstock				
33	that does not meet the minimum octane requirements or other fuel quality standards				
34		administered by the North Carolina Department of Agriculture and Consumer Services.			
35	(c)				
36	imported oil and is therefore in the public interest. The General Assembly further finds that				



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1 gasoline may be blended with fuel alcohol below the terminal rack by distributors and retailers 2 as well as above the terminal rack by suppliers and that there is no reason to restrict or prevent 3 blending by suppliers, distributors, or retailers. Therefore, any provision of any contract that 4 would restrict or prevent a distributor or retailer from blending gasoline with fuel alcohol or 5 from qualifying for any federal or State tax credit due to blenders is contrary to public policy 6 and is void. This subsection does not impair the obligation of existing contracts, but does apply 7 if such contract is modified, amended, or renewed. 8 The Attorney General is authorized to investigate any allegation of a violation of (d) 9 this section made by a supplier and any allegations of unfair competition by a supplier with respect to the sale of products regulated by this section. If an investigation discloses a violation, 10 11 the Attorney General may exercise the powers set forth in G.S. 75-85 with respect to violations

- 12 of this Article."
- 13
- **SECTION 2.** This act becomes effective October 1, 2015.