

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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SENATE BILL 567  
Commerce, Small Business and Entrepreneurship Committee Substitute Adopted  
3/21/07  
House Committee Substitute Favorable 4/17/07

Short Title: Allow Distribution of E-Blend Fuel.

(Public)

Sponsors:

Referred to:

March 7, 2007

A BILL TO BE ENTITLED

AN ACT TO PROMOTE ENERGY EFFICIENCY BY ALLOWING THE  
DISTRIBUTION OF E-BLEND FUELS.

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 9 of Chapter 143 of the General Statutes is amended by  
adding a new section to read:

**"§ 143-143.6. Distribution of fuels that are a blend of petroleum and ethanol.**

(a) Notwithstanding any other law or rule, E-blend fuel may be dispensed from  
equipment that is fully in compliance with all requirements for use in dispensing  
gasoline or E-10 if all of the following requirements are met by the entity dispensing the  
fuel:

- (1) The manufacturer of the dispensing equipment has provided a written  
statement that the dispensing equipment is, in the opinion of the  
manufacturer, compatible with E-blend and does not present a distinct  
hazard to the public. The written statement shall reference a particular  
type and model of equipment and shall be signed by a responsible  
official on behalf of the manufacturer. The written statement shall be  
retained in the files of the retail outlet or other entity dispensing the  
fuel and shall be made available to the Office of State Fire Marshal,  
upon request.
- (2) The dispensing equipment fully complies with the requirements  
established by State law for dispensing E-10.
- (3) The manufacturer has initiated the process of applying to an  
independent testing laboratory to have the equipment listed for use in  
dispensing E-blend fuels.
- (4) The dispensing equipment fully discloses in bold type the type of fuel  
being dispensed by percentage of ethanol included.

1       (b) As used in this section:

2           (1) "E-10" means a blend of petroleum and ethanol including no more  
3           than ten percent (10%) ethanol intended for use as a motor vehicle  
4           fuel.

5           (2) "E-blend" means a blend of petroleum and ethanol including more  
6           than ten percent (10%) ethanol intended for use as a motor vehicle  
7           fuel.

8           (3) "Listed" means equipment or materials included on a list published by  
9           an approved testing laboratory, inspection agency, or other  
10          organization concerned with current production evaluation that  
11          maintains periodic inspection of production of listed equipment or  
12          materials, and whose listing states that equipment or materials comply  
13          with approved nationally recognized standards and have been tested or  
14          evaluated and found suitable for use in a specified manner."

15       **SECTION 2.** This act is effective when it becomes law and expires July 1,  
16       2009.