

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sens. SQUADRON, ADAMS, DUANE, HASSELL-THOMPSON,
STEWART-COUSINS -- read twice and ordered printed, and when printed to
be committed to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to
requiring automobile dealers display a "Gallons-Per-Mile (GPM) Fuel
Savings Guide"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. Legislative intent. It is the purpose of this act to
2 encourage the purchase of more efficient vehicles through the provision
3 of clear and accessible information to the public regarding cost savings
4 and fuel usage comparisons between vehicles by emphasizing the gallons
5 of gasoline used by a vehicle rather than the number of miles driven.
6 S 2. The environmental conservation law is amended by adding a new
7 section 3-0319 to read as follows:
8 S 3-0319. CONSUMER FUEL CONSUMPTION INFORMATION.
9 1. THE DEPARTMENT SHALL DEVELOP A MODEL SIGN WHICH PROVIDES CONSUMER
10 FUEL CONSUMPTION INFORMATION. THE MODEL SIGN SHALL BE ENTITLED
11 "GALLONS-PER-MILE (GPM) FUEL SAVINGS GUIDE". THE MODEL SIGN AND INFORMA-
12 TION REGARDING POSTING REQUIREMENTS SHALL BE AVAILABLE ON THE DEPART-
13 MENT'S WEBSITE.
14 2. THE "GALLONS-PER-MILE (GPM) FUEL SAVINGS GUIDE" SIGN SHALL BEAR THE
15 FOLLOWING INFORMATION:
16 (A) THE TITLE HEADING "GALLONS-PER-MILE (GPM) FUEL SAVINGS GUIDE" WITH
17 A SUBTITLE HEADING "WHY USE GPM?";
18 (B) AN EXPLANATION OF HOW TO CALCULATE GPM AND THE PURPOSE OF THE GPM
19 MEASUREMENT;
20 (C) A CHART WITH FOUR COLUMNS INCLUDING THE FOLLOWING INFORMATION:
21 (I) MILES-PER-GALLON (MPG) FROM TEN MPG TO FIFTY MPG IN INCREMENTS OF
22 FIVE;

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD00024-01-1

(II) THE CORRESPONDING GALLONS PER ONE THOUSAND MILES;

(III) THE COST OF FUEL PER ONE THOUSAND MILES BASED ON THE MOST RECENT UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S FUEL ECONOMY GUIDE PRICE OF GAS;

(IV) THE INCREMENTAL SAVINGS PER ONE THOUSAND MILES AS COMPARED TO THE PREVIOUS INCREMENT, BASED ON THE MOST RECENT UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S FUEL ECONOMY GUIDE PRICE OF GAS;

(D) SUCH OTHER INFORMATION AS THE DEPARTMENT DEEMS NECESSARY, INCLUDING APPROPRIATE DISCLAIMERS.

3. AUTOMOBILE DEALERS THAT OFFER FOR SALE OR LEASE NEW PASSENGER MOTOR VEHICLES SHALL DISPLAY THE "GALLONS-PER-MILE (GPM) FUEL SAVINGS GUIDE" ON A SIGN NOT LESS THAN EIGHTEEN INCHES BY TWENTY-FOUR INCHES IN SIZE WITH FONT OF A SIZE NOT LESS THAN ONE INCH IN HEIGHT. THE SIGN SHALL BE DISPLAYED IN A PROMINENT AND CONSPICUOUS LOCATION INSIDE THE DEALERSHIP.

4. ANY AUTOMOBILE DEALER WHO VIOLATES SUBDIVISION THREE OF THIS SECTION, SHALL UPON THE FIRST VIOLATION BE PROVIDED A WRITTEN WARNING, AND SHALL BE SUBJECT TO A CIVIL PENALTY OF NOT MORE THAN FIFTY DOLLARS FOR A SECOND VIOLATION AND NOT MORE THAN ONE HUNDRED FIFTY DOLLARS FOR A THIRD AND ANY SUBSEQUENT VIOLATION.

S 3. This act shall take effect on the first of January next succeeding the date upon which it shall have become a law; provided, however, that subdivision 4 of section 3-0319 of the environmental conservation law, as added by section two of this act, shall take effect one year after such effective date.