

STATE OF NEW YORK

6147

2023-2024 Regular Sessions

IN ASSEMBLY

April 3, 2023

Introduced by M. of A. DARLING -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to allowing for hands-free gas dispensing at self-service gas stations in the county of Nassau

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The general business law is amended by adding a new section
2 396-xx to read as follows:

3 § 396-xx. Hands-free gas dispensing in the county of Nassau. 1.
4 Notwithstanding any other law, rule or regulation to the contrary, any
5 person, firm or corporation owning or operating a premises or facility
6 for the retail sale of motor fuels for use in motor vehicles and offer-
7 ing self-service in the county of Nassau shall be permitted to equip
8 gasoline and diesel fuel dispensing nozzles on the premises with hold
9 open clips to allow for hands-free gasoline and diesel fuel dispensing.

10 2. Such hands-free gasoline and diesel fuel dispensing nozzles shall
11 only be permitted for use if:

12 (a) the gasoline and diesel fuel dispensing nozzles meet acceptable
13 safety standards as set forth by law, rule or regulation; and

14 (b) a sign is posted in a clear and conspicuous manner indicating that
15 any person, other than an attendant, who uses a hands-free gasoline or
16 diesel fuel dispensing nozzle shall remain within ten feet and within
17 plain sight of the refueling point during any refueling operation.

18 3. It shall be the responsibility of the person, firm or corporation
19 owning or operating a premises or facility for the retail sale of motor
20 fuels for use in motor vehicles in the county of Nassau to familiarize
21 attendant employees of such premises or facility with the location and
22 operation of the stations' emergency fuel shut-off switch.

23 4. Any new premises or facility being constructed for the retail sale
24 of motor fuels for use in motor vehicles in the county of Nassau shall

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

LBD06987-02-3

1 be required, at the time of initial construction, to equip every gaso-
2 line and diesel fuel dispensing nozzle on the premises with a hold open
3 clip to allow for hands-free gasoline and diesel fuel dispensing.

4 5. For purposes of this section, "hold open clip" means a small metal
5 lever within a gas pump handle which allows a gasoline or diesel fuel
6 dispensing nozzle to continue pumping gasoline or diesel fuel without an
7 individual having to manually and continuously hold the gas pump handle.

8 § 2. This act shall take effect immediately.