S T A T E O F N E W Y O R K

2536

2009-2010 Regular Sessions

I N A S S E M B L Y

January 20, 2009

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

AN ACT to amend the general business law, in relation to oil delivery

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

Section 1. The general business law is amended by adding a new section 309 to read as follows:

S 309. OIL DELIVERY. 1. EVERY PIPE AND TANK USED FOR THE STORAGE AND DELIVERY OF HOME HEATING OIL SHALL BE MARKED WITH A UNIQUE IDENTIFICATION NUMBER OR BAR CODE AS PRESCRIBED BY THE COMMISSIONER OF ENVIRONMENTAL CONSERVATION.

2. SUCH NUMBER OR BAR CODE SHALL SERVE AS AN IDENTIFIER FOR HOME DELIVERY COMPANIES TO ENSURE THAT SUCH COMPANIES ARE DELIVERING THE CORRECT AMOUNT OF HOME HEATING OIL AND TO THE CORRECT HOME.

3. THE COMMISSIONER OF ENVIRONMENTAL CONSERVATION MAY PROMULGATE ANY OTHER RULES AND REGULATIONS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SECTION.

S 2. This act shall take effect immediately and shall be applicable to all pipes and tanks newly installed or replaced on or after the effective date of this act.

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

LBD02425-01-9