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

3882

2009-2010 Regular Sessions

I N A S S E M B L Y

January 28, 2009

Introduced by M. of A. CLARK -- Multi-Sponsored by -- M. of A. ALESSI, CAHILL, HOOPER -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to the sale of motor fuels to senior citizens and persons with disabilities

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 199-o to read as follows:

S 199-O. SALE OF MOTOR FUELS TO SENIOR CITIZENS AND PERSONS WITH DISABILITIES. 1. ANY PERSON, FIRM OR CORPORATION WHICH REGULARLY DEALS IN THE RETAIL SALE OF MOTOR FUELS TO CONSUMERS, OFFERING BOTH SELF-SERVICE AND FULL SERVICE AT ANY INDIVIDUAL STATION, SHALL PROVIDE FULL SERVICE OF SUCH MOTOR FUELS, INCLUDING ANY SERVICES REASONABLY NECESSARY, TO PERSONS SIXTY-FIVE YEARS OF AGE OR OLDER AND ANY PERSONS WITH DISABILITIES AT THE SAME PRICE CHARGED AT THE SELF-SERVICE ISLANDS.

2. THE PROVISIONS OF THIS SECTION SHALL APPLY AS LONG AS THE INDIVIDUAL STATION IS OPEN TO THE PUBLIC.

3. FOR THE PURPOSES OF THIS SECTION "PERSON WITH DISABILITIES" SHALL MEAN THE REGISTERED OWNER OF A MOTOR VEHICLE WHO HAS BEEN ISSUED SPECIAL LICENSE TAGS BY THE STATE OR WHO DISPLAYS A HANDICAPPED CARD OR INSIGNIA ISSUED BY A GOVERNMENTAL ENTITY PURSUANT TO SECTION FOUR HUNDRED FOUR-A OF THE VEHICLE AND TRAFFIC LAW.

4. ANY PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION SHALL BE GUILTY OF A VIOLATION AND SHALL BE SUBJECT TO A CIVIL FINE IN AN AMOUNT UP TO ONE HUNDRED DOLLARS FOR EACH VIOLATION.

S 2. This act shall take effect on the one hundred eightieth day after it shall have become a law.

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

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