

6221

2011-2012 Regular Sessions

I N A S S E M B L Y

March 9, 2011

Introduced by M. of A. KAVANAGH, STEVENSON -- Multi-Sponsored by -- M. of A. P. RIVERA, THIELE -- read once and referred 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 ASSEMBLY, 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;  
23 (II) THE CORRESPONDING GALLONS PER ONE THOUSAND MILES;

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

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

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

7 (D) SUCH OTHER INFORMATION AS THE DEPARTMENT DEEMS NECESSARY, INCLUD-  
8 ING APPROPRIATE DISCLAIMERS.

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

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

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