

SENATE BILL NO. 155

INTRODUCED BY B. TUTVEDT

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LICENSE FEES FOR PETROLEUM DEALERS; SETTING AN INSPECTION AND TESTING SCHEDULE FOR PETROLEUM METERS; ALLOWING A LICENSE FEE TO BE CREDITED TO A FUTURE YEAR IF A METER IS NOT INSPECTED AND TESTED; AND AMENDING SECTION 82-15-105, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 82-15-105, MCA, is amended to read:

"82-15-105. Licenses and fees -- ~~status of license on transfer of ownership testing~~. (1) A petroleum dealer or liquefied petroleum dealer may not do business in this state until licensed by the department. The license must be obtained by the dealer by making application to the department upon forms provided by the department. A dealer who has not been issued a license and who is found selling, offering for sale, delivering, or distributing petroleum products shall be punished upon conviction as provided by this part.

(2) ~~(a) The department shall adopt rules establishing license~~ License fees must be paid annually except as provided in subsection (2)(b)(i) and are based upon the measuring devices used by the dealer as follows:

(i) each gasoline meter, diesel meter, compressed natural gas dispenser, or fuel oil meter with a listed maximum delivery rate of 20 gallons per minute or less, \$27;

(ii) each petroleum vehicle tank meter or stationary petroleum meter with a maximum listed delivery rate of between 20 gallons per minute and 130 gallons per minute, \$88;

(iii) each petroleum vehicle tank meter or stationary petroleum meter with a maximum listed delivery rate of more than 130 gallons per minute, \$104; and

(iv) each liquefied petroleum meter, \$128.

(b) Upon payment of the license fee provided for in subsection (2)(a), a meter must be inspected and tested as follows:

(i) meters that deliver 20 gallons per minute or less must be inspected and tested every 2 years. The fee required in subsection (2)(a)(i) is for a 2-year period.

(ii) all other meters must be inspected and tested annually.

