

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1704

Short Title: Allow Prepaid Gas Purchase Ordinance. (Public)

Sponsors: Representative Love (By Request).

Referred to: Transportation, if favorable, Judiciary II.

April 19, 2007

1 A BILL TO BE ENTITLED
2 AN ACT ALLOWING COUNTIES AND MUNICIPALITIES TO ADOPT
3 ORDINANCES REQUIRING PREPAYMENT OF RETAIL MOTOR FUEL
4 PURCHASES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Article 6 of Chapter 153A of the General Statutes is amended
7 by adding a new section to read:

8 **"§ 153A-144. Prepayment of retail motor fuel purchases.**

9 A county may by ordinance require that all retail business establishments with
10 gasoline, diesel, or any other motor fuel pumps located on the premises must require full
11 payment in advance for any quantity of motor fuel sold at any time. The ordinance may
12 require that each retail business establishment and its representatives shall receive
13 payment in full prior to activating the motor fuel pumping device. For the purposes of
14 this section, the term "payment" includes purchase by any legal means using cash, credit
15 card, debit card, checks, or otherwise."

16 **SECTION 2.** Article 8 of Chapter 160A of the General Statutes is amended
17 by adding a new section to read:

18 **"§ 160A-201. Prepayment of retail motor fuel purchases.**

19 A city may by ordinance require that all retail business establishments with gasoline,
20 diesel, or any other motor fuel pumps located on the premises must require full payment
21 in advance for any quantity of motor fuel sold at any time. The ordinance may require
22 that each retail business establishment and its representatives shall receive payment in
23 full prior to activating the motor fuel pumping device. For the purposes of this section,
24 the term "payment" includes purchase by any legal means using cash, credit card, debit
25 card, checks, or otherwise."

26 **SECTION 3.** This act is effective when it becomes law.