

JAN 19 2007

A BILL FOR AN ACT

RELATING TO GASOLINE.

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

1 SECTION 1. Chapter 486H, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "S486H- Retail prices; fractional-cent pricing.

5 Notwithstanding any law to the contrary, no retail station may
6 sell regular unleaded, mid-grade, premium gasoline, or diesel
7 for a fractional-cent price. For purposes of this section,
8 "fractional-cent price" means any price that includes a fraction
9 of a cent."

10 SECTION 2. Section 486B-2, Hawaii Revised Statutes, is
11 amended by amending subsection (b) to read as follows:

12 "(b) The following deceptive, false, or misleading acts or
13 practices committed or permitted by any person offering to sell
14 any petroleum product that is regulated by this chapter or
15 chapters 486H and 486J are also a violation of this section:

16 (1) Misrepresenting the brand, grade, quality, or price of
17 a petroleum product;



- 1 (2) Using false or deceptive representations or
2 designations in connection with the pricing, profits,
3 or sale of a petroleum product;
- 4 (3) Advertising petroleum products or services and not
5 selling them as advertised;
- 6 (4) Advertising petroleum products of a designated brand,
7 grade, trademark, or trade name not actually sold or
8 available for sale;
- 9 (5) Making false, deceptive, or misleading statements
10 concerning conditions of sale, price reductions, costs
11 of operations, profits, or failing to disclose
12 business relationships within the petroleum industry
13 that affect the wholesale pricing of petroleum
14 products;
- 15 (6) Representing that the consumer will receive a rebate,
16 discount, or other economic benefit and then failing
17 to give that rebate, discount, or other economic
18 benefit; ~~and~~
- 19 (7) Forging or falsifying any records or documents
20 required by this chapter or chapter 486H or 486J or
21 knowingly keeping, using, or displaying the false or
22 forged records or documents~~[]~~; and



1 (8) Selling gasoline at a fractional-cent price, as
2 prohibited in section 486H- ."

3 SECTION 3. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun, before its effective date.

6 SECTION 4. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect on July 1, 2007.

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INTRODUCED BY: Russell S. Kohl
Anna Mercedes K.

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Report Title:

Gasoline; Pricing

Description:

Prohibits fractional-cent pricing in the retail sale of gasoline and diesel.

