

A Bill for an Act Relating to Petroleum and Petroleum Products.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 486-1, Hawaii Revised Statutes, is amended by adding the following definitions, to be appropriately numbered and to read as follows:

() The term “gasoline”, means any petroleum product which conforms to the standards set forth in D-439 of American Society for Testing Materials, except that (A) vapor pressure specification may be omitted, and (B) a distillation end point specification of 437 degrees F maximum shall be added.

() The terms “octane number or octane rating”, means the Research Octane Number (RON) for fuel as defined by the American Society for Testing Materials.

() The term “petroleum product dispenser”, means a commercial measuring device subject to this chapter and includes but is not limited to: lubricating oil bottles, measure-containers, containers, and mechanisms or machines designed to measure and deliver liquid by a definite volume. Means may or may not be provided (A) to indicate automatically or on a command signal, one of a series of unit prices or the total money value or cost of the liquid measured, or (B) to make deliveries corresponding to specific money values at a definite unit price.

() The term “manufacturer”, includes manufacturers, processors, pro-

ducers, packers, refiners, importers, dealers, or agents at wholesale or retail level.

() The term "advertising" or "advertising medium", includes all publicity, mass media, signs, banners, posters, placards, labels, streamers, marks, brands, grades, descriptions, or displays.

() The term "petroleum product", includes gasoline, liquefied petroleum gas when used as fuel, distillate, diesel fuel, kerosene, thinner, solvent, or any motor fuel or any oil represented as lubricating or motor oil.

() The terms "standard test" or "standard method", means tests or methods conducted or prescribed in accordance with the latest published standards of: The American Society for Testing Materials, The United States of America Standards Institute, The National Bureau of Standards, or any test or method prescribed in this chapter or in accordance with regulations promulgated pursuant to this chapter.

() The term "vehicle tank", means any tank, which is mounted on a vehicle and is intended for use as a commercial measure.

() The term "holding tank", means any tank, other than vehicle tanks, intended to hold, store, or otherwise contain, any product for commercial use, either as a measure per se or as a container.

() The term "lubricating oil", means those products which are intended for use in internal combustion engines and which conform to the specifications of this chapter or the regulations promulgated pursuant to this chapter. In addition to all other requirements of this chapter: (A) Lubricating oil shall be free from water and suspended matter when tested by means of centrifuge, in accordance with the standard test therefor. (B) Lubricating oil containers shall be marked so as to include on the label a designation of the S.A.E. viscosity classification. The viscosity may also be expressed in Saybolt Seconds Universal (SSU) at 210 degrees F. The flash points for the various S.A.E. (Society of Automotive Engineers) classifications shall not be less than the following when tested in accordance with the Standard Test for flash point and fire point by means of the Cleveland open cup:

Viscosity Classification	Minimum Flash Degrees Fahrenheit
SAE 5W	305
SAE 10W	335
SAE 20W	345
SAE 20	345
SAE 30	355
SAE 40	375
SAE 50	400
Grade 60	435
Grade 70	470

(C) Lubricating oil containers shall be marked so as to disclose whether the contents have previously been used for the lubricating of internal combustion engines or any gearing or shafting attached thereto, or for any other lubri-

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cating purposes, or have been re-run, filtered redistilled, reclaimed, or re-refined.”

SECTION 2. Section 486-9, Hawaii Revised Statutes, is amended by deleting from the second paragraph the “and” which precedes item (4) and by adding a new item (5) at the end of the paragraph to read as follows:

“And (5) specifications, tolerances, and other technical requirements with respect to the packaging, handling, storing, advertising, labeling, dispensing, and selling of petroleum products which the director deems necessary for the protection of the consumer.”

SECTION 3. All laws or portions thereof which are inconsistent with this Act are repealed.

SECTION 4. This Act shall take effect upon its approval.

(Approved July 14, 1969.)