

1971 Assembly Bill 840

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CHAPTER 206, Laws of 1971

AN ACT to repeal 168.04 (1) (h); to renumber 168.16 (3); to amend 168.04 (1) (intro.) and (g), 168.06 (1), 168.07 (2), 168.09, 168.10, 168.11 (2) (d) and 168.14 (2); and to create 168.04 (1m), 168.12 (5) and 168.16 (3) of the statutes, relating to oil and gasoline inspection.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 168.04 (1) (intro.) and (g) of the statutes are amended to read:

168.04 (1) (intro.) Gasoline sold or offered for sale in this state shall be visually free of undissolved water, sediment and suspended matter, shall be clear and bright at the ambient temperature or 70° F. (21C.), whichever is higher, and shall meet the following minimum specifications:

(g) The natural residue shall not exceed ~~3-per cent~~ 2%.

SECTION 2. 168.04 (1) (h) of the statutes is repealed.

SECTION 3. 168.04 (1m) of the statutes is created to read:

168.04 (1m) Gasoline sold or offered for sale in this state shall also meet the following specifications:

(a) Reid vapor pressure shall not exceed the following pounds per square inch:

1. 11.5 in the months of June, July, August and September.
2. 13.5 in the months of April, May and October.
3. 14.5 in the months of January, February, March, November and December.

(b) Sulphur shall not exceed 0.25% by weight.

(c) Corrosion by the copper strip tarnish test shall not exceed no. 1 (slight tarnish).

(d) Existent gum shall not exceed 5 mg. per 100 ml.

SECTION 4. 168.06 (1) of the statutes is amended to read:

168.06 (1) For the purposes of administering this chapter, inspectors are authorized to take samples of gasoline, kerosene, other refined oils, fuel oils and petroleum distillates for tests and to make inspections at any points within or without this state, and shall have power to open any original container containing gaso-

line, kerosene, other refined oils, fuel oils and petroleum distillates and take a true sample of not less than 8 ounces of the contents thereof, even though such original containers may still be in the possession of a common or contract carrier, provided such opening and sampling does not unduly inconvenience or hamper the transportation of such products. After such original containers are thus opened and sampled the same shall be resealed with seals furnished by the department for such purposes. The authority conferred by this section shall be in addition to, and not in limitation of any of the provisions of s. 168.05.

SECTION 5. 168.07 (2) of the statutes is amended to read:

168.07 (2) Inspections made by the inspectors shall be conducted, so far as applicable, in accordance with the methods outlined in ~~federal standard stock catalog, section IV, part 5, federal specification VV-L 791 d, as adopted November 15, 1948, or any changes, modifications or amendments that may be made thereto~~ the latest revision of the ASTM Book of Standards of the American Society for Testing and Materials.

SECTION 6. 168.09 of the statutes is amended to read:

168.09 Any inspector shall have authority to enter in or upon the premises of any manufacturer, vendor, dealer or user of gasoline, kerosene, other refined oils, fuel oils and petroleum distillates, during regular business hours to determine whether any petroleum product intended for sale or use has not been sampled and inspected in accordance with the provisions of this chapter.

SECTION 7. 168.10 of the statutes is amended to read:

168.10 Every agent or employe of any railroad company or other transportation company and every person transporting gasoline, kerosene, other refined oils, fuel oils and petroleum distillates, having the custody of books or records showing the shipment or receipt of gasoline, kerosene, or other refined oils, fuel oils and petroleum distillates shall give and permit the department and the inspectors free access to such books and records for the purpose of determining the amount of petroleum products shipped and received. All clerks, bookkeepers, express agents, railroad agents or officials, employes, or common carriers, or other persons shall render the department and the inspectors all information in their possession when so requested in tracing, finding, sampling and inspecting such shipments.

SECTION 8. 168.11 (2) (d) of the statutes is amended to read:

168.11 (2) (d) Containers of 275 gallons capacity or more. This provision does not exempt such containers from the identification requirements set forth in the Wisconsin administrative code, chapter Ind. 8.

SECTION 9. 168.12 (5) of the statutes is created to read:

168.12 (5) No inspection fee shall be charged on a commingled or blended petroleum product when such commingling or blending is approved by the inspector as a satisfactory means of disposing of contaminated or substandard products.

SECTION 10. 168.14 (2) of the statutes is amended to read:

168.14 (2) It shall be unlawful for any person to receive, unload, use, sell or offer for sale in this state, any gasoline, kerosene, other refined oils, fuel oils and petroleum distillates which he knows, or reasonably should know, is misnamed.

SECTION 11. 168.16 (3) of the statutes is renumbered s. 168.16 (4).

SECTION 12. 168.16 (3) of the statutes is created to read:

168.16 (3) The department is authorized, upon request of state agencies or local authorities, to assist in the investigation of hazardous situations involving suspected or known products of petroleum.

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