

1979 Assembly Bill 737

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CHAPTER 92, Laws of 1979

AN ACT to amend 168.11 (2) (intro.), (3) and (4) of the statutes, relating to storing and dispensing petroleum products.

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

SECTION 1. 168.11 (2) (intro.), (3) and (4) of the statutes are amended to read:

168.11 (2) (intro.) No person may deliver, place, receive or store in any visible container any gasoline; any product of petroleum, regardless of name, meeting the gasoline specifications prescribed by the department under s. 168.04; or any product of petroleum commonly or commercially used as a fuel in a spark-ignition internal combustion engine or as a fuel for any appliance or device if such product of petroleum has a flash point of less than ~~110F.~~ 100 F. when tested in the Tagliabue closed cup tester unless the container is constructed of sound metal or of equally sound nonflammable material meeting the requirements of the department's flammable and combustible liquids code; is substantially a bright red color; and has the common name of the product clearly labeled or painted on it. These requirements do not apply to:

(3) Except for containers referred to in sub. (2) (a), (b) and (c) no person ~~shall~~ may deliver, place, receive or store any kerosene, diesel fuel or burner oil, or a like product of petroleum which has a flash point of ~~110F.~~ 100 F. or more when tested in the Tagliabue closed cup tester, in any visible container which is in any manner colored red.

(4) No person ~~shall~~ may use interchangeably any ~~pipe-line~~ pipeline, hose, pump or metering device to dispense gasoline (or a like product of petroleum which has a flash point of less than ~~110F.~~ 100 F. when tested in the Tagliabue closed cup tester) and to dispense kerosene, diesel fuel or burner fuel oils (or a like product of petroleum which has a flash point of ~~110F.~~ 100 F. or more when tested in the Tagliabue closed cup tester) unless such ~~pipe-line~~ pipeline, hose, pump or metering device has been sufficiently flushed and cleaned before such interchanged use to eliminate any contamination of products due to such interchanged use.
