

SENATE No. 106

The Commonwealth of Massachusetts

PRESENTED BY:

Mr. Baddour

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to Protect Motor Fuel Service Station Owners.

PETITION OF:

NAME:

Mr. Baddour

DISTRICT/ADDRESS:

First Essex

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT TO PROTECT MOTOR FUEL SERVICE STATION OWNERS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 1 of Chapter 93E is hereby amended by inserting the following definitions in alphabetical
2 order:

3 “producer” means any person engaged directly or indirectly in the extraction of or the production of crude
4 oil or refined crude oil products:

5 “refiner” means any person engaged directly or indirectly in the refining of motor fuel, or a producer who
6 contracts with another to refine petroleum products for the purposes of sale of motor fuel by the producer.

7 Section 2. Chapter 93E is hereby amended by inserting after section 5A the following new
8 section 5B:

9 Section 5B. (a) It shall be unlawful for any supplier which also is a refiner or producer to operate any
10 motor fuel service station in the Commonwealth of Massachusetts through an employee or commissioned
11 agent with the following exceptions;

12 - Any station already operated through an employee or commissioned agent as of January 1, 2009.

13 - A supplier which is also a refiner may operate additional motor fuel service stations if said stations are
14 without Lessee dealers for a limited period of time of not more than 12 months. These motor fuel service
15 stations shall be dealer operated after this 12 month period.

16 (b). It shall be unlawful for any supplier which operates as an interstate chain marketer to operate any
17 motor fuel service station in the commonwealth of Massachusetts through an employee or commissioned
18 agent.