

The House Committee on Health and Human Services offers the following substitute to HB 437:

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia
2 Annotated, relating to petroleum products, so as to provide for assistance to individuals with
3 disabilities at self-service gasoline stations; to provide for requirements for assistance; to
4 provide for signage on gasoline pumps with information relating to the assistance; to provide
5 that no private cause of action is created; to provide for related matters; to repeal conflicting
6 laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated,
10 relating to petroleum products, is amended by adding a new Code section to read as follows:

11 "10-1-164.2.

12 (a) Every gasoline station which sells gasoline on a self-service basis shall require an
13 attendant employed by the station to dispense gasoline for the holder of a special disability
14 permit provided for in subsection (e) of Code Section 40-2-74.1 if the holder of the permit;

15 (1) Is driving the motor vehicle into which the gasoline is to be dispensed; and

(2) Is not accompanied by another person 16 years of age or older who is not mobility impaired or blind.

The gasoline station shall be required to have a telephone number that is operational and answered by an attendant during the hours the gasoline station is open to the public for which a person can call to request assistance. The gasoline station shall fill in such number on the decal or sticker affixed pursuant to subsection (b) of this Code section. If a request is made when a second attendant is not present, the gasoline station is not required to provide assistance, but is encouraged to do so, where feasible.

(b) The Department of Agriculture shall affix a decal or sticker on the front of each self-service gasoline pump upon initial inspection or re-inspection. Such decal or sticker shall be at least 15 square inches printed on a blue background and shall include:

(1) The international symbol of accessibility;

(2) Wording such as 'For Help Call', 'Call for Assistance', or 'Assistance Available Upon Request'; and

(3) A blank for the gasoline station to fill in the telephone number for such gasoline station to reach an attendant.

(c) Nothing in this Code section shall be construed to create a private cause of action."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.