

SENATE BILL NO. 493

May 27, 2021, Introduced by Senators STAMAS, JOHNSON, HOLLIER and SCHMIDT and referred to the Committee on Economic and Small Business Development.

A bill to amend 1964 PA 283, entitled
"Weights and measures act,"
by amending section 28e (MCL 290.628e), as amended by 2012 PA 469.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 28e. (1) ~~Beginning July 2, 2013, if~~ **If** motor fuel is sold
2 at a roadside retail location, the roadside advertising ~~shall~~ **must**
3 comply with all of the following:

4 (a) The price advertised ~~shall~~ **must** be clearly and completely
5 posted in full, including any fractional prices, to the tenth of a

1 cent.

2 (b) The price advertised ~~shall~~**must** include the grade of fuel
3 being sold, with the following abbreviations allowed:

4 (i) Regular gasoline: "Regular", "Reg.", or "Reg,".

5 (ii) Midgrade gasoline: "Midgrade", "Mid.", or "Mid,".

6 (iii) Premium gasoline: "Premium", "Prem.", or "Prem,".

7 (iv) Diesel fuel: "Diesel", "Dsl.", or "Dsl,".

8 (v) Kerosene fuel: "Kerosene", "Ker.", or "Ker,".

9 (vi) E85 fuel ethanol: "E85".

10 (c) All prices ~~shall~~**must** be capable of being displayed at the
11 pump, but only the unit price of the selected product ~~shall~~**must** be
12 displayed during the transaction. All indications on the pump
13 display ~~shall~~**must** calculate the correct total price of the
14 purchase.

15 (d) ~~Subject to subsection (3), if the advertised~~**If a unit**
16 ~~price of the~~**a single grade of** motor fuel is **a reduced price,**
17 ~~subject to 1 or more conditions for sale at that price, other than~~
18 ~~payment by cash or credit card, the~~**such as payment by cash or the**
19 **purchase of a car wash, both of the following apply:**

20 (i) **The** retailer shall post the conditions immediately adjacent
21 to the ~~sales~~**reduced** price with equal illumination **and** in lettering
22 of the same style and of at least 1/2 the size that is used to post
23 the ~~sale~~**reduced** price.

24 (ii) ~~(e) If the unit price for the same grade of motor fuel~~
25 ~~differs, and~~**The retailer shall post the nonreduced price and any**
26 **reduced prices for the same grade of motor fuel on the same sign**
27 **with equal illumination, in lettering of the same style and size,**
28 **and with the nonreduced price placed in the highest position on the**
29 **sign. If** the sign will not accommodate displaying all prices in

1 lettering of the same style and size, the ~~highest~~**nonreduced** price
2 ~~shall~~**must** be displayed in lettering using the largest size of the
3 prices that are displayed.

4 (2) Subsection (1)(b) does not preclude the owner or operator
5 of a business selling motor fuel at a roadside retail location from
6 using a proprietary fuel name.

7 ~~(3) Beginning July 2, 2017, the requirement of subsection~~
8 ~~(1)(d) also applies to conditions regarding payment by cash or~~
9 ~~credit card.~~

10 Enacting section 1. This amendatory act takes effect 90 days
11 after the date it is enacted into law.