

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Motor Fuel Sales Act is amended by changing
5 Section 2 as follows:

6 (815 ILCS 365/2) (from Ch. 121 1/2, par. 1502)

7 Sec. 2. Assistance at stations with self-service and
8 full-service islands.

9 (a) Any attendant on duty at a gasoline station or service
10 station offering to the public retail sales of motor fuel at
11 both self-service and full-service islands shall, upon
12 request, dispense motor fuel for the driver of a car which is
13 parked at a self-service island and displays: (1) registration
14 plates issued to a physically disabled person pursuant to
15 Section 3-616 of the Illinois Vehicle Code; (2) registration
16 plates issued to a disabled veteran pursuant to Section 3-609
17 or 3-609.01 of such Code; or (3) a special decal or device
18 issued pursuant to Section 11-1301.2 of such Code; and shall
19 only charge such driver prices as offered to the general public
20 for motor fuel dispensed at the self-service island. However,
21 such attendant shall not be required to perform other services
22 which are offered at the full-service island.

23 (b) Gasoline stations and service stations in this State

1 are subject to the federal Americans with Disabilities Act and
2 must:

3 (1) provide refueling assistance upon the request of an
4 individual with a disability (A gasoline station or service
5 station is not required to provide such service at any time
6 that it is operating on a remote control basis with a
7 single employee on duty at the motor fuel site, but is
8 encouraged to do so, if feasible.);

9 (2) by January 1, 2014, provide and display at least
10 one ADA compliant motor fuel dispenser with a direct
11 telephone number to the station that allows a disabled
12 operator of a motor vehicle to request refueling
13 assistance, with the telephone number posted in close
14 proximity to the International Symbol of Accessibility
15 required by the federal Americans with Disabilities Act,
16 however, if the station does not have at least one ADA
17 compliant motor fuel dispenser, the station must display on
18 at least one motor fuel dispenser a direct telephone number
19 to the station that allows a disabled operator of a motor
20 vehicle to request refueling assistance ~~let patrons know,~~
21 ~~through appropriate signs, that customers with~~
22 ~~disabilities can obtain refueling assistance by either~~
23 ~~honking or otherwise signaling an employee; and~~

24 (3) provide the refueling assistance without any
25 charge beyond the self-serve price.

26 (c) The signage required under paragraph (2) of subsection

1 (b) shall be designated by the station owner and shall be
2 posted in a prominently visible place. The sign shall be
3 clearly visible to customers.

4 (d) The Secretary of State shall provide to persons with
5 disabilities information regarding the availability of
6 refueling assistance under this Section by the following
7 methods:

8 (1) by posting information about that availability on
9 the Secretary of State's Internet website, along with a
10 link to the Department of Human Services website; and

11 (2) by publishing a brochure containing information
12 about that availability, which shall be made available at
13 all Secretary of State offices throughout the State.

14 (e) The Department of Human Services shall post on its
15 Internet website information regarding the availability of
16 refueling assistance for persons with disabilities and the
17 addresses and telephone numbers of all gasoline and service
18 stations in Illinois.

19 (f) A person commits a Class C misdemeanor if he or she
20 telephones a gasoline station or service station to request
21 refueling assistance and he or she:

22 (1) is not actually physically present at the gasoline
23 or service station; or

24 (2) is physically present at the gasoline or service
25 station but does not actually require refueling
26 assistance.

1 (g) The Department of Transportation shall work in
2 cooperation with appropriate representatives of gasoline and
3 service station trade associations and the petroleum industry
4 to increase the signage at gasoline and service stations on
5 interstate highways in this State with regard to the
6 availability of refueling assistance for persons with
7 disabilities.

8 (h) If an owner of a gas station or service station is
9 found by the Illinois Department of Agriculture, Bureau of
10 Weights and Measures, to be in violation of this Act, the owner
11 shall pay an administrative fine of \$250. Any moneys collected
12 by the Department shall be deposited into the Motor Fuel and
13 Petroleum Standards Fund. The Department of Agriculture shall
14 have the same authority and powers as provided for in the Motor
15 Fuel and Petroleum Standards Act in enforcing this Act.

16 (Source: P.A. 95-167, eff. 1-1-08; 95-193, eff. 1-1-08; 95-876,
17 eff. 8-21-08.)