



Sen. Mike Jacobs

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1 AMENDMENT TO SENATE BILL 1132

2 AMENDMENT NO. _____. Amend Senate Bill 1132 by replacing
3 everything after the enacting clause with the following:

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

1 or 3-609.01 of such Code; or (3) a special decal or device
2 issued pursuant to Section 11-1301.2 of such Code; and shall
3 only charge such driver prices as offered to the general public
4 for motor fuel dispensed at the self-service island. However,
5 such attendant shall not be required to perform other services
6 which are offered at the full-service island.

7 (b) Gasoline stations and service stations in this State
8 are subject to the federal Americans with Disabilities Act and
9 must:

10 (1) provide refueling assistance upon the request of an
11 individual with a disability (A gasoline station or service
12 station is not required to provide such service at any time
13 that it is operating on a remote control basis with a
14 single employee, but is encouraged to do so, if feasible.);

15 (1.5) provide a minimum of 2 calling devices, one on
16 each side of a fueling site, that allow the disabled
17 operator of a motor vehicle to request refueling
18 assistance; the calling device must meet the following
19 minimum specifications:

20 (A) it must provide a recognizable signal inside
21 the retail establishment that a driver needs
22 assistance operating the pump;

23 (B) it must be able to be operated from the vehicle
24 by a person with limited manual dexterity using only
25 one hand without requiring tight grasping or pinching;

26 (C) it must be mounted at a height between 34 and

1 48 inches from the ground;

2 (D) it must be operable from the vehicle in
3 accordance with all requirements of the Americans with
4 Disabilities Act Accessibility Guidelines; and

5 (E) it must display the telephone number of the
6 gasoline station or service station;

7 (2) let patrons know, through signs that designate
8 hours of service, the times ~~appropriate signs,~~ that
9 customers with disabilities can obtain refueling
10 assistance by using the calling device ~~either honking or~~
11 ~~otherwise signaling an employee;~~ and

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

14 (c) The signage required under paragraph (2) of subsection
15 (b) shall be designated by the station owner and shall be
16 posted in a prominently visible place. The sign shall be
17 clearly visible to customers.

18 (d) The Secretary of State shall provide to persons with
19 disabilities information regarding the availability of
20 refueling assistance under this Section by the following
21 methods:

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

25 (2) by publishing a brochure containing information
26 about that availability, which shall be made available at

1 all Secretary of State offices throughout the State.

2 (e) The Department of Human Services shall post on its
3 Internet website information regarding the availability of
4 refueling assistance for persons with disabilities and the
5 addresses and telephone numbers of all gasoline and service
6 stations in Illinois.

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

10 (1) is not actually physically present at the gasoline
11 or service station; or

12 (2) is physically present at the gasoline or service
13 station but does not actually require refueling
14 assistance.

15 (g) The Department of Transportation shall work in
16 cooperation with appropriate representatives of gasoline and
17 service station trade associations and the petroleum industry
18 to increase the signage at gasoline and service stations on
19 interstate highways in this State with regard to the
20 availability of refueling assistance for persons with
21 disabilities.

22 (Source: P.A. 95-167, eff. 1-1-08; 95-193, eff. 1-1-08; 95-876,
23 eff. 8-21-08.)".