

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; and

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

23 (c) The signage required under paragraph (2) of subsection
24 (b) shall be designated by the station owner and shall be
25 posted in a prominently visible place. The sign shall be
26 clearly visible to customers.

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

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

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

11 (d-5) On its Internet website, the Department of
12 Agriculture shall maintain a list of gasoline and service
13 stations that are required to report to the Department of
14 Agriculture's Bureau of Weights and Measures. The list shall
15 include the addresses and telephone numbers of the gasoline and
16 service stations. The Department of Agriculture shall provide
17 the Department of Human Services with a link to this website
18 information.

19 (e) The Department of Human Services shall post on its
20 Internet website information regarding the availability of
21 refueling assistance for persons with disabilities and the link
22 to the list ~~addresses and telephone numbers of all~~ gasoline and
23 service stations provided by the Department of Agriculture in
24 ~~Illinois.~~

25 (f) A person commits a Class C misdemeanor if he or she
26 telephones a gasoline station or service station to request

1 refueling assistance and he or she:

2 (1) is not actually physically present at the gasoline
3 or service station; or

4 (2) is physically present at the gasoline or service
5 station but does not actually require refueling
6 assistance.

7 (g) The Department of Transportation shall work in
8 cooperation with appropriate representatives of gasoline and
9 service station trade associations and the petroleum industry
10 to increase the signage at gasoline and service stations on
11 interstate highways in this State with regard to the
12 availability of refueling assistance for persons with
13 disabilities.

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

22 (Source: P.A. 97-1152, eff. 6-1-13.)