

Oregon Office of State Fire Marshal

Questions and Answers Regarding the Self-Serve of Gasoline in Oregon



Office of State Fire Marshal
Regulatory Services Unit – Cardlock Program
3565 Trelstad Ave SE
Salem, OR 97317

Phone (503) 934-8285 Email SFM.LP@state.or.us

Questions and Answers Regarding Self-Serve of Gasoline in Oregon and House Bill 2482

House Bill 2482 was passed by the Oregon Legislature during the 2017 regular session and signed into law by Governor Kate Brown on June 6, 2017. The law became effective on January 1, 2018. This document was created to answer questions about how this bill has changed the prohibition of self-serve dispensing of class 1 flammable liquids in Oregon.

1. With House Bill 2482 now in effect, when and where may I dispense my own gasoline?

It is important to recognize that House Bill 2482 allows self-serve to occur in certain areas of the state and at certain times, it does not mandate it. Therefore, it is the prerogative of the dispensary operator to allow or not to allow customers to dispense their own gasoline or any other fuel at their facility. At unattended nonretail fueling facilities offering retail sales, the dispensary must also be able to accept a form of payment.

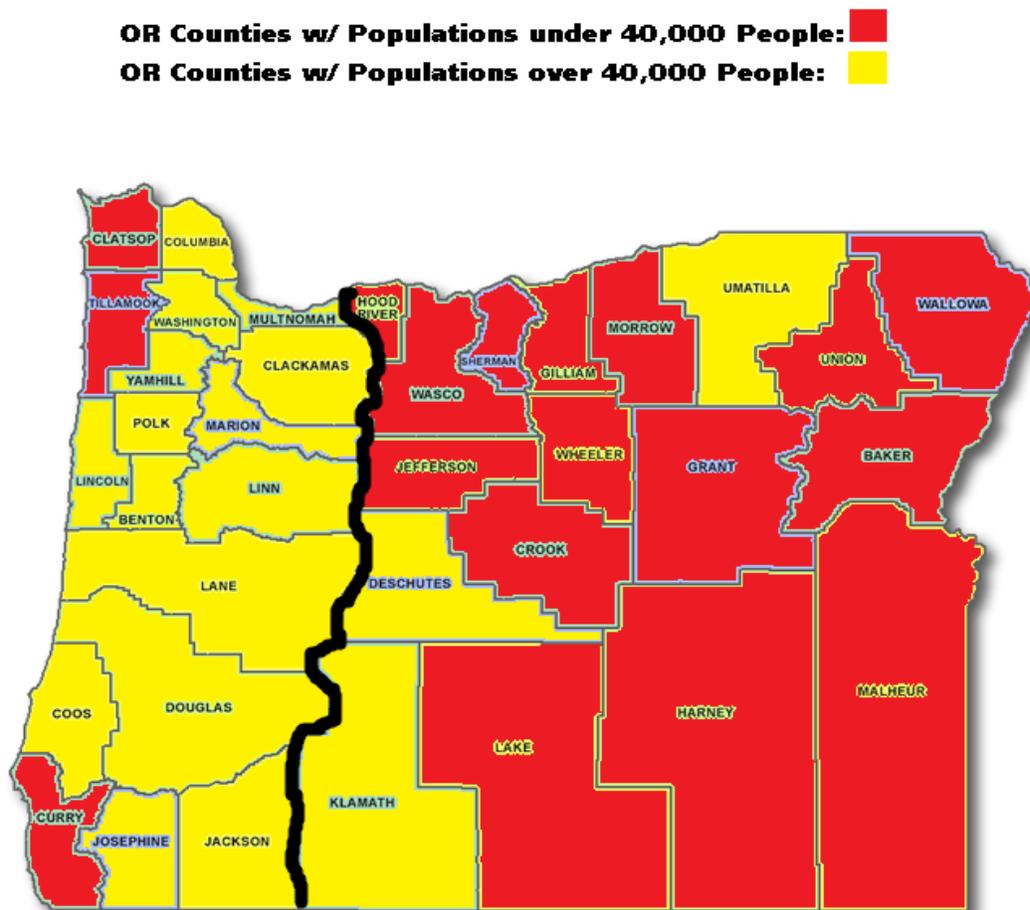
That being said, it depends where you wish to dispense your own gasoline. If you are located in an Eastern Oregon low population county, you may dispense your own gasoline at any retail service station or any nonretail fueling facility at any time of the day. Keep in mind that only applies to nonretail facilities that offer retail sales.

If you are located in one of the three low population counties on the Oregon coast, you may dispense your own gasoline only at a retail service station and only between the hours of 6:00 pm and 6:00 am.

If you are located in any of the other counties in the state, the prohibition of self-serve is still in effect and you may not dispense your own gasoline unless you are a nonretail fueling customer who meets those requirements.

2. Which counties are considered low population counties and Eastern Oregon counties?

This map shows which counties meet the definition of a low population county. The counties east of the thick black line are the Eastern Oregon counties.



3. Can a gasoline service station keep me from dispensing my gasoline?

Yes. House Bill 2482 allows self-serve to occur in certain counties at certain times. It does not require a retail service station or a nonretail fueling facility to allow retail self-serve to occur.

4. Can I dispense my own gasoline at all the nonretail (cardlock) sites in Oregon even if I am not a qualified nonretail customer?

No. House Bill 2482 allows self-serve retail sales at nonretail fueling facilities only in Eastern Oregon low population counties and only if the facility operator chooses to allow self-serve retail sales.

5. Do I have to dispense my gasoline where the law now allows it?

Maybe, House Bill 2482 requires an employee of the dispensary to be available to dispense gasoline in the following circumstances.

In Eastern Oregon low population counties, the bill states if the site of the retail dispensary includes retail space providing goods or services, other than goods or services for maintaining, repairing or cleaning a motor vehicle, the dispensary shall make an owner, operator, or employee available to dispense gasoline after 6:00 am and before 6:00 pm.

In the three low population counties on the Oregon coast, the requirement is the same with the exception that it applies only between the hours of 6:00 pm and 6:00 am and if the retail space is open for business.

6. Will dispensaries have to post the hours that self-serve of gasoline is allowed at their facility?

House Bill 2482 does not place any requirement on facilities to post the hours that they allow self-serve to occur.

7. Who has enforcement authority of these new provisions?

Since this bill amends ORS 480.341, enforcing the new provisions is within the scope of State Fire Marshal's authority per ORS 480.385.