

## HOUSE BILL No. 2804

By Committee on Transportation

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9 AN ACT relating to motor fuels; requiring the payment in advance.

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11 *Be it enacted by the Legislature of the State of Kansas:*

12 Section 1. (a) All business establishments with gasoline or diesel, or  
13 both, fuel pumps located thereon shall require full payment in advance  
14 or pay at the pump for any quantity of gasoline or diesel fuel sold at any  
15 time.

16 (b) Compliance with subsection (a) requires the business establish-  
17 ment and its representatives to receive payment in full prior to activating  
18 the gasoline or diesel fuel pumping device.

19 (c) Payment includes purchase by any legal means, including cash,  
20 credit card, debit card, checks, prearranged credit account directly with  
21 the retailer or otherwise.

22 (d) The provisions of this section shall not apply to gasoline or diesel  
23 fuel sold at wholesale to a retail sales site, gasoline or diesel fuel delivered  
24 to construction vehicles or construction sites or gasoline or diesel fuel  
25 sold for purposes not subject to the Kansas motor-fuel tax law, K.S.A. 79-  
26 3401 et seq., and amendments thereto.

27 (e) Any person or business establishment that violates any provision  
28 of this section shall be guilty of an unclassified misdemeanor and be sub-  
29 ject to a fine of not more than \$500 for each offense.

30 Sec. 2. This act shall take effect and be in force from and after its  
31 publication in the statute book.