



STATE OF CONNECTICUT

DEPARTMENT OF CONSUMER PROTECTION

Notice of Decision to Take Action On Proposed Regulation

Re: Regulations Concerning Motor Fuel Price Posting

The Department of Consumer Protection held a public hearing on May 28, 2014 to solicit public input regarding proposed new administrative regulations concerning Motor Fuel Price Posting. Said public hearing had been properly noticed by the Secretary of the State on April 25, 2014.

The purpose of the proposed regulations is to create a framework to allow electronic price posting signs at motor fuel stations in Connecticut. Section 16a-15 of the Connecticut General Statutes provides the authority for the Department to create and implement regulations for pump-top signs. The proposed regulations will allow electronic signs to be employed in Connecticut, as the current regulations were drafted with only printed paper or magnetic price displays in mind. The Department of Consumer Protection's Division of Food and Standards will retain jurisdiction over motor fuel stations and their price posting signs.

Written comments were received during the public comment period from Cumberland Farms, Inc., proposing additional language to three sections (Sec. 16a-15-8(b); Sec. 16a-15-9(a)(1); and Sec. 16a-15-9(a)(6)) because of a belief that some existing language within the regulation was not broad enough to allow the placement of one electronic sign displaying multiple grades of fuel. In light of the suggestions presented, and to better clarify the terms "display" and "sign" as used within the regulations, the following changes will be made to the proposed regulations, shown below with the suggestions made by Cumberland Farms, Inc.:

1. Section 16a-15-8(b)

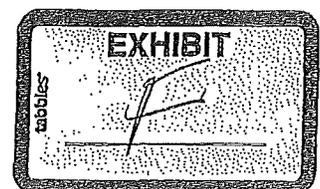
SUGGESTED CHANGE: "There shall be a separate sign for each grade of covered product dispensed from an individual dispenser, except that electronic displays as described in section 16a-15-9 may consist of one sign with multiple grades appearing thereon."

DEPARTMENT'S FINAL LANGUAGE: "[There shall be a separate sign for] The price of each grade of covered product dispensed from an individual dispenser shall be displayed individually."

The Department is therefore adding Section 16a-15-8(b) to the final version of the proposed regulation.

2. Section 16a-15-9(a)(1)

SUGGESTED CHANGE: "Each sign shall be 7 ¼ " high and 9 ½ " wide, except that electronic displays may vary to accommodate multiple grades on one sign as described in section 16a-15-8."



DEPARTMENT'S FINAL LANGUAGE: "[Each sign] The price display for each grade of covered product shall be 7 ¼ " high and 9 ½ " wide."

3. Section 16a-15-9(a)(6)

SUGGESTED CHANGE: "Price signs, including the color combinations for numbers, characters and sign backgrounds, shall meet the specifications of this section and shall look like these examples, except that electronic displays may vary to accommodate multiple grades on one sign as described in section 16a-15-8."

DEPARTMENT'S FINAL LANGUAGE: No changes or additions will be made to the published regulation section. The price sign graphics in the regulation are merely examples of what these signs should look like in practice. No special variations or exceptions from these examples are necessary to allow electronic signs to be implemented in Connecticut.

The above revised language will therefore be made to the proposed regulations, as compared to the version originally made available via the published notice. These changes should properly update the regulation and allay all concerns that specific types of electronic price posting signs will be disallowed in Connecticut. Uniformity of price signs between the states is also advanced by updating the regulation language, which aids both the sellers of motor fuels as well as the buying public.

A copy of the final version of these Regulations is attached hereto. With the changes noted above, the process leading to approval of this proposed regulation by the Regulation Review Committee of the General Assembly will next continue by forwarding these Regulations to the Office of the Attorney General for review. Thank you for your interest in this proposed regulation and the work of the Department of Consumer Protection.

Very truly yours,



William M. Rubenstein
Commissioner

Dated: 6/01/04

Attachment: Regulations Concerning Motor Fuel Price Posting (amended as noted above).