

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 An Act to amend the Code of Virginia by adding a section numbered 59.1-162.1, relating to direct
3 fueling of commercial vehicles.

4 [S 582]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That the Code of Virginia is amended by adding a section numbered 59.1-162.1 as follows:**

8 *§ 59.1-162.1. Direct fueling of commercial vehicles authorized; conditions.*

9 *Notwithstanding any other provision of law, the dispensing of diesel fuel from a tank vehicle into the*
10 *fuel tank of any highway vehicle on the premises of a commercial, industrial, governmental or*
11 *manufacturing establishment is permitted, provided the following conditions are met:*

12 *1. The highway vehicle is used in connection with the business or function of the establishment;*

13 *2. The owner or operator of the tank vehicle complies with all requirements pertaining to the*
14 *collection and payment of taxes on diesel fuel pursuant to Title 58.1 and fees pursuant to Title 62.1;*

15 *3. The owner or operator of the tank vehicle complies with all requirements pertaining to Chapter 35*
16 *of Title 3.1;*

17 *4. Each delivery shall be metered and recorded and the customer shall be provided an invoice or*
18 *delivery ticket plainly indicating the quantity of fuel dispensed, the price per gallon, the amount of tax*
19 *and the total price of the fuel dispensed;*

20 *5. The tank vehicle is designed, equipped and operated to prevent spills during fueling operations*
21 *and to minimize spillage in the event of operator error or equipment malfunction;*

22 *6. The owner of the tank vehicle has established and maintains in place a contingency plan for the*
23 *cleanup of spills occurring during fueling operations, and the operator has been trained in the*
24 *prevention of spills, and containment of spills should they occur, and in compliance with such spill plan;*
25 *and*

26 *7. The owner is licensed in Virginia as a distributor.*

27 **2. That the provisions of this act shall become effective January 1, 2001.**