

# Marketer Alert!!

Valued NDPMA Member:

Please review this insert regarding non-digital fueling devices. State officials say regardless of current gas prices, weights and measures personnel will red tag and temporarily put out of service any pump not found in compliance with this 2008 memo. Please call the association office if you have any questions.



## Public Service Commission State of North Dakota

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**TO:** All Fuel Device Owners and Operators

**FROM:** <sup>KH</sup> Kevin Hanson, Assistant Director, Testing and Safety Division

**DATE:** April 16, 2008

**RE:** Non-Digital Fuel Measuring Devices

The rising price of fuel is causing problems for non-digital retail fuel dispensers that cannot register a price of \$4.00 a gallon or higher. North Dakota Administrative Code requires retail fuel dispensers to be able to calculate the total sale price at the dispenser at the time of sale. Normally, violation of this rule would cause the dispenser in question to be rejected for repair.

**It is the device owner/operator's responsibility to ensure that all of their dispensers are able to calculate the correct price.** Retail fuel device owner/operators will be required to update any dispenser that is not able to calculate the correct price.

Please understand that the Commission is not requiring owner/operators to upgrade to digital. Also, the Commission is not requiring immediate compliance with the North Dakota Administrative Code, but is giving owner/operators a **full year** to get their older pumps into compliance.

All **affected** retail fuel dispensers unable to calculate correct price must be upgraded to comply by **April 16, 2009**.

Owner/operators of affected retail fuel dispensers may not postpone upgrading of affected retail fuel dispensers even if the price of fuel drops below \$4.00 per gallon.

If you have any questions, I may be contacted at (701) 328-3337. Thank you for your cooperation.