

"AN ACT TO AMEND SECTION 22 OF ACT 31 OF 1965 [ARK. STATS. 53-721], THE LIQUEFIED PETROLEUM GAS BOARD ACT, TO PROVIDE FOR THE ESTABLISHMENT AND OPERATION OF DOT CYLINDER EXCHANGE STATIONS FOR THE CONVENIENT EXCHANGE OF PORTABLE LIQUEFIED PETROLEUM GAS CONTAINERS; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. That Section 22 of Act 31 of 1965, the same being Section 53-721 of the Arkansas Statutes, is hereby amended to read as follows:

"Section 22. No person shall transport, deliver, or handle liquefied petroleum gases or install any container or system, or connect any container to any liquefied petroleum gas system unless and until he shall have been certified by the Board, which shall conduct an examination to determine whether he has sufficient knowledge and skill to perform such work in a safe and satisfactory manner. No certificate or permit shall be required for the storing and handling of portable containers, or cylinders constructed in compliance with Federal Department of Transportation (DOT) Regulations, at cylinder exchange stations set up and established by authorized liquefied petroleum gas dealers, as a means of furnishing adequate facilities for the convenient exchange of exhausted containers for fully serviced ones by their customers provided:

1. The water gallon capacity of any container does not exceed 30 gallons.
2. All cylinders are serviced by the authorized dealer at approved cylinder filling plants, and transported to the exchange station by accepted methods.
3. There is no sale of containers or its contents to the exchange station for resale to the user.
4. The exchange station operator is properly instructed by the dealer in the appropriate safety procedures, necessary for the operation of said station."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It has been found and is declared by the General Assembly that a severe hardship exists in the rural areas of this State, as a result of extreme inconvenience being experienced by the users of liquefied petroleum gas in obtaining portable replacement cylinders for empty ones. It is further declared that the establishment of appropriate cylinder exchange stations throughout the rural areas will greatly reduce the hardship and offer greater convenience in obtaining replacement service for the users. Therefore, an emergency is hereby declared to exist and this Act, being immediately necessary for the preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

APPROVED: April 8, 1987

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