

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senator Beebe**

A Bill

ACT 604 OF 1995
SENATE BILL 100

For An Act To Be Entitled

8 "AN ACT TO AMEND TITLE 15, CHAPTER 75, SUBCHAPTER 3
9 RELATING TO PERMITS FOR THE SALE, STORAGE, AND
10 TRANSPORTATION OF LIQUEFIED PETROLEUM GAS; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "TO AMEND TITLE 15, CHAPTER 75,
15 SUBCHAPTER 3 RELATING TO PERMITS FOR
16 SALE, STORAGE, AND TRANSPORTATION OF
17 LIQUEFIED PETROLEUM GAS."

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

21 SECTION 1. Arkansas Code 15-75-308(b) is amended to read as follows:

22 "(b) The applicant for a class two permit:

23 (1) Must furnish evidence of the following insurance:

24 (A) Manufacturers' and Contrac-	Each Person	\$250,000
25 tors' Bodily Injury Lia-	Each Accident	500,000
26 bility Insurance		
27 (B) Manufacturers' and Contrac-	Each Accident	\$250,000
28 tors' Property Damage	Aggregate	500,000
29 Liability Insurance		
30 (C) Products Bodily Injury	Each Person	\$250,000
31 Liability Insurance	Each Accident	500,000
32	Aggregate	500,000
33 (D) Products Property Damage	Each Accident	\$250,000
34 Liability Insurance	Aggregate	

35 500,000

36 (2) Must provide a certified or notarized financial statement

1 which has been compiled within the past sixty (60) days;

2 (3) Must provide full-time employment of qualified personnel
3 whose competency shall be proven through a current written or oral
4 examination;

5 (4) Must comply with all other applicable requirements for class
6 two applicants."

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8 SECTION 2. Arkansas Code 15-75-309 is amended to read as follows:

9 "15-75-309. Class three permit

10 (a) The holder of a class three permit:

11 (1) *May fill, sell and deliver ICC/DOT cylinders & ASME motor*
12 *fuel cylinders only;*

13 (2) *May establish cylinder exchange stations, deliver filled*
14 *cylinders to ICC/DOT cylinder and ASME cylinder exchange stations and service*
15 *cylinders throughout the state;*

16 (3) Must pay an annual permit fee in the sum of one hundred
17 dollars (\$100.00);

18 (4) Must provide liquefied petroleum gas for the cylinders by the
19 following method:

20 (i) Furnish a storage container to be located in Arkansas,
21 with a capacity of not less than one thousand (1,000) gallons, unless the
22 board authorizes a smaller container, in connection with the proper type
23 filling facilities;

24 (ii) *Cylinders (not to exceed thirty (30) gallons) must be*
25 *filled by weight or other approved method only at cylinder filling facilities*
26 *approved by the Liquefied Petroleum Gas Board;*

27 (b) The storage container furnished by the class three permit must be
28 inspected and approved by the Liquefied Petroleum Gas Board prior to its first
29 use in the class three operation and once annually thereafter.

30 (c) When any cylinder exchange station location changes status from
31 active to inactive or inactive to active the class three permit holder must
32 notify the Liquefied Petroleum Gas Board within thirty (30) days after the
33 change of status.

34 (d) *The applicant for a class three permit:*

35 (1) *Must furnish evidence of the following insurance:*

- 1 (A) *Manufacturers_ and Contractors_ Each Person \$500,000*
- 2 *Bodily Injury Liability Insurance Each Accident \$500,000*
- 3 (B) *Manufacturers_ and Contractors_ Each Accident \$500,000*
- 4 *Property Damage Liability Insurance Aggregate \$500,000*
- 5 (C) *Products Bodily Injury Each Person \$500,000*
- 6 *Liability Insurance Each Accident \$500,000*
- 7 *Aggregate \$500,000*
- 8 (D) *Products Property Damage Each Accident \$500,000*
- 9 *Liability Insurance Aggregate \$500,000*
- 10 (2) *Must provide full-time employment of qualified personnel whose*
- 11 *competency shall be proved through a current written or oral examination;*
- 12 (3) *Must provide a certified or notarized financial statement which*
- 13 *has been compiled within the past sixty (60) days; and*
- 14 (4) *Must comply with all other applicable requirements."*

16 SECTION 3. *Arkansas 15-75-311 is amended to read as follows:*

- 17 "(a) *The holder of a class five permit:*
- 18 (1) *May deliver liquefied petroleum gas to or for class one*
- 19 *dealers, but shall not retail liquefied petroleum gas or sell or install*
- 20 *liquefied petroleum gas containers or systems;*
- 21 (2) *Shall not use motor fuel directly from cargo trailer tanks;*
- 22 (3) *May deliver liquefied petroleum gas to class three dealers*
- 23 *engaged in cylinder exchange, delivery or service if the class three permit*
- 24 *holder has installed an approved storage container with a minimum capacity of*
- 25 *six thousand (6,000) gallons;*
- 26 (4) *Must notify the Liquefied Petroleum Gas Board prior to the*
- 27 *first delivery of liquefied petroleum gas to a class three permit holder, to*
- 28 *ensure that proper inspection of cylinder exchange filling facilities has been*
- 29 *performed, and no delivery may be made until the facility has been inspected*
- 30 *and approved by the board and the notice transmitted to the board; and*
- 31 (5) *Must pay an annual permit fee in the sum of two hundred*
- 32 *dollars (\$200).*
- 33 (b) *An applicant for a class five permit:*
- 34 (1) *Must furnish evidence of the following insurance:*
- 35 (A) *Automobile Bodily Injury Each Person \$500,000*

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