1 State of Arkansas As Engrossed: H3/1/01 A Bill Act 918 of 2001 2 83rd General Assembly HOUSE BILL 1218 3 Regular Session, 2001 4 By: Representative Hickinbotham 5 6 7 For An Act To Be Entitled 8 9 AN ACT TO AMEND THE LIQUEFIED PETROLEUM GAS BOARD ACT; TO PROVIDE THAT A SELLER OF LIQUEFIED PETROLEUM GAS 10 AUTHORIZE A SUBSTITUTE SELLER WHENEVER THE SELLER IS 11 UNABLE TO DELIVER LIQUIFIED PETROLEUM GAS TO ITS 12 CUSTOMERS: AND FOR OTHER PURPOSES. 13 14 **Subtitle** 15 16 AN ACT TO AMEND THE LIQUEFIED PETROLEUM GAS BOARD ACT. 17 18 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 21 22 SECTION 1. Arkansas Code 15-75-406, concerning liquefied petroleum gas, is amended to add an additional subsection to read as follows: 23 (f)(1) If a seller of liquefied petroleum gas is unable to promptly 24 25 respond to a request for the delivery of liquefied petroleum gas from a person 26 lawfully in possession of a liquefied petroleum gas container bearing upon the surface thereof the name, mark, initials, or other identifying device of that 27 seller, the seller shall immediately authorize in writing some other seller, 28 or sellers, to fill or refill the liquefied petroleum gas container. This 29 authorization, including the name, address, and telephone number of the 30 31 authorized seller, shall be immediately communicated to any customer of the 32 original seller who inquires regarding the delivery of liquefied petroleum 33 gas. (2) For the purposes of this subsection, a seller is able to 34 35 "promptly respond to a request" to deliver liquefied petroleum gas if the seller can complete the delivery within ninety-six (96) hours of the request. 36

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(3) This section shall not apply when a seller of liquified
petroleum gas has determined that:
(A) The gas container in the possession of the person
requesting delivery is more than ten percent (10%) full; or
(B) Delivery of the liquified petroleum gas would create a
safety hazard because of equipment defects; or
(C) The person requesting delivery has failed to pay the
seller for a previous delivery of liquified petroleum gas; or
(D) Credit has not been established with the seller by the
person requesting delivery, and the person requesting delivery is unable to
pay for the liquified petroleum gas in full at the time of delivery.
(4) In order to expedite the delivery of liquified petroleum gas,
the required pressure testing by the seller is waived for any delivery of
liquified petroleum gas under this subsection only.
/s/ Hi cki nbotham
APPROVED: 3/19/2001