

ARKANSAS SENATE
83rd General Assembly - Regular Session, 2001
Amendment Form

Subtitle of Senate Bill No. 567

"AN ACT TO AMEND ARKANSAS CODE 15-75-307 TO CLARIFY THE REQUIREMENTS
FOR MULTI-COUNTY CLASS ONE PERMITS FOR LIQUEFIED PETROLEUM GAS
BUSINESSES."

Amendment No. 1 to Senate Bill No. 567.

Amend Senate Bill No. 567 as originally introduced:

Delete the Title and substitute the following:

"AN ACT TO AMEND ARKANSAS CODE 15-75-307 TO CLARIFY THE REQUIREMENTS FOR A MULTI-COUNTY CLASS ONE (1) PERMIT FOR LIQUEFIED PETROLEUM GAS BUSINESSES; TO ADD A SUNSET PROVISION; AND FOR OTHER PURPOSES."

AND

Delete the Subtitle and substitute the following:

"AN ACT TO CLARIFY THE REQUIREMENTS FOR A MULTI-COUNTY CLASS ONE (1) PERMIT FOR LIQUEFIED PETROLEUM GAS BUSINESSES AND TO ADD A SUNSET PROVISION."

AND

Page 2, delete line 16 and substitute the following:

"which the operation is to be conducted:

(A) The territory map shall, on an approved map, designate three (3) Arkansas counties.

(B)(i) The applicant shall designate within one (1) Arkansas county the location of the proposed principal place of business of the applicant and the proposed location of the principal bulk storage tank facility.

(ii) The designated county shall be the home county area of operation of the applicant.

(C)(i) The application shall designate on the approved map two (2) counties adjoining and contiguous to the home county.

(ii) The two (2) adjoining counties shall be within the area of operation of the applicant, but the applicant shall not be required to locate facilities within those two (2) adjoining counties.

(D) The permit fee shall be paid for each county in which the applicant operates."

AND

Page 2, delete lines 20 through 36 and substitute the following:

"(A) There shall be a minimum of three (3) employees.

(B) For each permit, one (1) employee shall be certified as a General Safety Supervisor and one (1) employee shall be certified as an installation personnel.

(C) One (1) employee may be certified as both transport and delivery/installation, a combination certification, but that combination certification shall not relieve the requirement for a minimum of three (3) employees;

(5)(A) Must provide a bulk storage capacity of not less than ~~fifteen thousand (15,000) water gallons~~ thirty thousand (30,000) water gallons at the principal location of the permitted facility, the location of which must be approved by the board in advance of the application and which must be maintained by the applicant in safe working condition throughout the duration of the permit applied for under penalty of permit forfeiture by action of the Liquefied Petroleum Gas Board.

(B) Storage containers being used in connection with cotton gins, rice dryers, manufacturing plants, or any other type commercial use, regardless of size, will not be accepted as bulk storage and cannot be included in the requirements for the ~~fifteen thousand (15,000)~~ thirty thousand (30,000) gallons storage;

(C) Must maintain a place of business within one (1) of the three (3) permitted counties which shall be the principal working location for the employees of the permitted facility and must maintain posted office hours at the principal working location;"

AND

Page 3, delete line 1

AND

Page 3 line 15 add the following:

"SECTION 2. Arkansas Code 15-75-320 is amended by adding the following additional subsection:

(h)(1) Any otherwise qualified dealer who does not select to operate in the entire county and pay the required permit fee for the entire county as outlined in subdivision (b)(2) of this section before December 31, 2001, shall be presumed to select to operate in the area of operation defined in the previously authorized area of operation on file before July 1, 1999, in the records of the Liquefied Petroleum Gas Board and shall not be permitted to select a county wide service area thereafter.

(2) After December 31, 2001, additional permitted areas of operation shall be by new application only."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Baker

MF/RTK

RTK144

Secretary