

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H3/1/01

A Bill

HOUSE BILL 1218

5 By: Representative Hickinbotham
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For An Act To Be Entitled

9 AN ACT TO AMEND THE LIQUEFIED PETROLEUM GAS BOARD ACT;
10 TO PROVIDE THAT A SELLER OF LIQUEFIED PETROLEUM GAS
11 AUTHORIZE A SUBSTITUTE SELLER WHENEVER THE SELLER IS
12 UNABLE TO DELIVER LIQUIFIED PETROLEUM GAS TO ITS
13 CUSTOMERS; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT TO AMEND THE LIQUEFIED PETROLEUM
16 GAS BOARD ACT.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1. Arkansas Code 15-75-406, concerning liquefied*
23 *petroleum gas, is amended to add an additional subsection to read as follows:*
24 *(f)(1) If a seller of liquefied petroleum gas is unable to promptly*
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*
27 *surface thereof the name, mark, initials, or other identifying device of that*
28 *seller, the seller shall immediately authorize in writing some other seller,*
29 *or sellers, to fill or refill the liquefied petroleum gas container. This*
30 *authorization, including the name, address, and telephone number of the*
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.*

34 *(2) For the purposes of this subsection, a seller is able to*
35 *"promptly respond to a request" to deliver liquefied petroleum gas if the*
36 *seller can complete the delivery within ninety-six (96) hours of the request.*

1 (3) This section shall not apply when a seller of liquified
2 petroleum gas has determined that:

3 (A) The gas container in the possession of the person
4 requesting delivery is more than ten percent (10%) full; or

5 (B) Delivery of the liquified petroleum gas would create a
6 safety hazard because of equipment defects; or

7 (C) The person requesting delivery has failed to pay the
8 seller for a previous delivery of liquified petroleum gas; or

9 (D) Credit has not been established with the seller by the
10 person requesting delivery, and the person requesting delivery is unable to
11 pay for the liquified petroleum gas in full at the time of delivery.

12 (4) In order to expedite the delivery of liquified petroleum gas,
13 the required pressure testing by the seller is waived for any delivery of
14 liquified petroleum gas under this subsection only.

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/s/ Hickinbotham