

AMENDMENTS TO LB 274

Introduced by McDonald, 41

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. (1) The Legislature finds it is necessary that
4 a leak check be performed following an interruption of service of
5 a liquefied petroleum gas vapor service system to ensure safe and
6 proper operation. Further, the Legislature finds that a leak check
7 must be performed by a qualified service technician.

8 (2) It is the intent of the Legislature to create a
9 mechanism that will educate users of liquefied petroleum gas of
10 the requirements for a leak check when an interruption of service
11 occurs.

12 (3) For purposes of this section:

13 (a) Interruption of service means the gas supply to a
14 liquefied petroleum gas vapor service system is turned off;

15 (b) Leak check means an operation performed on a complete
16 liquefied petroleum gas piping system and the connection equipment
17 to verify that the liquefied petroleum gas vapor service system
18 does not leak;

19 (c) Liquefied petroleum gas provider means any person
20 or entity engaged in the business of supplying, handling,
21 transporting, or selling at retail liquefied petroleum gas in this
22 state; and

23 (d) Liquefied petroleum gas vapor service system means

1 an installation with a maximum operating pressure of one hundred
2 twenty-five pounds per square inch or less and includes, but is
3 not limited to, the container assembly, pressure regulator or
4 regulators, piping system, gas utilization equipment and components
5 thereof, and venting system in residential, commercial, or
6 institutional installations. Liquefied petroleum gas vapor service
7 system does not include:

8 (i) Portable liquefied petroleum gas appliances and
9 equipment of all types that are not connected to a fixed-fuel
10 piping system;

11 (ii) Farm appliances and equipment in liquid service,
12 including, but not limited to, brooders, dehydrators, dryers, and
13 irrigation equipment;

14 (iii) Liquefied petroleum gas equipment for vaporization,
15 gas mixing, and gas manufacturing;

16 (iv) Liquefied petroleum gas piping for buildings under
17 construction or renovations that is not to become part of the
18 permanent building piping system, such as temporary fixed piping
19 for building heat; or

20 (v) Fuel gas system engines, including, but not limited
21 to tractors, mowers, trucks, and recreational vehicles.

22 (4) The liquefied petroleum gas provider shall affix a
23 container warning label on each tank supplying liquefied petroleum
24 gas to a liquefied petroleum gas vapor service system. The
25 container warning label shall be affixed near the tank shutoff.

26 (5) The container warning label required by subsection
27 (4) of this section shall include this warning:

1 WARNING: Do Not Open Container Shutoff Valve! If this
2 valve is turned off for any reason, the National Fuel Gas Code
3 (NFPA 54) requires a leak check of the system serviced by the
4 container at the time the valve is turned back on. The leak
5 check must be conducted by a qualified service technician. Do Not
6 Attempt To Open The Valve Yourself! Failure to follow this warning
7 may result in the ignition of leaking gas, causing serious and
8 potentially fatal injury, fire, or explosion.

9 The container warning label shall include the statutory
10 reference to this section.

11 (6) If the container warning label is affixed near the
12 tank shutoff as required by subsection (4) of this section and
13 the liquefied petroleum gas vapor service system is turned on
14 prior to a leak check by a qualified service technician approved
15 by the liquefied petroleum gas provider, the liquefied petroleum
16 gas provider shall not be liable for any damage, injury, or
17 death if the proximate cause of the damage, injury, or death was
18 the negligence of a person or persons other than the liquefied
19 petroleum gas provider.

20 Sec. 2. This act becomes operative on July 1, 2008.