

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1174

Introduced by

Representatives Wald, Onstad, Ruby

Senators Olafson, Warner, Klein

1 A BILL for an Act to create and enact a new section to chapter 32-03 of the North Dakota
2 Century Code, relating to the liability of persons working with liquefied petroleum gas; to provide
3 for application; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 32-03 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Limited liability for persons working with liquefied petroleum gas.** Any person
8 engaged in this state in the business of selling at retail, supplying, handling, or transporting
9 liquefied petroleum gas is immune from civil liability for any loss, damage, or injury if the alleged
10 injury, damage, or loss was caused by:

- 11 1. The alteration, modification, or repair of liquefied petroleum gas equipment or a
12 liquefied petroleum gas appliance if the alteration, modification, or repair was done
13 without the knowledge and consent of the liquefied petroleum gas seller, supplier,
14 handler, or transporter; or
- 15 2. The use of liquefied petroleum gas equipment or a liquefied petroleum gas
16 appliance in a manner or for a purpose other than that for which the equipment or
17 appliance was intended and that could reasonably have been expected.

18 **SECTION 2. APPLICATION.** This Act applies to alleged injuries, damages, or losses
19 occurring on or after the effective date of this Act.

20 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.