

HOUSE BILL NO. 1419

Introduced by

Representatives Kasper, Nathe, Gruchalla

Senators Klein, Oehlke, Robinson

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 immunity from civil liability for liquefied petroleum gas dealers; and to
3 provide for application.

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 created
6 and enacted as follows:

7 **Liquefied petroleum gas dealers immunity from civil liability.**

- 8 1. Any person engaged in this state in the business of selling at retail, supplying,
9 handling, or transporting liquefied petroleum gas is immune from civil liability if the
10 direct cause of any loss, damage, or injury was caused by the alteration, modification,
11 or repair of liquefied petroleum gas equipment or a liquefied petroleum gas appliance
12 if the alteration, modification, or repair was done without the knowledge and consent of
13 the liquefied petroleum gas seller, supplier, handler, or transporter or was completed
14 by a person not certified to repair the equipment or appliance.
- 15 2. This section applies only to fixed liquefied petroleum gas fuel systems. "Fixed liquefied
16 petroleum gas fuel system" means an installation with a maximum operating pressure
17 of one hundred twenty-five pounds per square inch [56.70 kilograms per 6.45 square
18 centimeters] or less and includes the container assembly, pressure regulator, piping
19 system, gas utilization equipment and components, and vesting system in residential,
20 commercial, or institutional installations.

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