

HOUSE BILL NO. 1417

Introduced by

Representatives Wald, Onstad, Ruby

Senators Klein, Olafson, Warner

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 and which
18 was done without the knowledge and consent of the liquefied petroleum gas seller,
19 supplier, handler, or transporter.

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

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