

ASSEMBLY BILL NO. 292—ASSEMBLYMEN ANGLE AND HETTRICK

MARCH 6, 2001

Referred to Committee on Natural Resources, Agriculture, and Mining

SUMMARY—Revises provisions relating to sale and maintenance of equipment for liquefied petroleum gas. (BDR 51-914)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to liquefied petroleum gas; requiring certain dealers of liquefied petroleum gas to offer to sell or lease the tank and related equipment under certain circumstances; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 590.525 is hereby amended to read as follows:
- 2 590.525 ***1.*** All equipment must be installed and maintained in a safe
- 3 operating condition and in conformity with the regulations and
- 4 specifications adopted by the board pursuant to ***the provisions of*** NRS
- 5 590.515 and 590.519.
- 6 ***2.*** ***A dealer who is licensed pursuant to the provisions of subsection 1***
- 7 ***of NRS 590.575 shall provide to his new and current customers a written***
- 8 ***offer:***
- 9 ***(a) To sell the tank and related equipment to the customer at fair***
- 10 ***market value;***
- 11 ***(b) To lease the tank and related equipment for a period specified in***
- 12 ***the written offer with the option to purchase the equipment upon the***
- 13 ***expiration of the period; or***
- 14 ***(c) To lease the tank and related equipment for a period of years***
- 15 ***specified in the written offer with:***
- 16 ***(1) The exclusive right of the dealer to install, maintain, fill or refill***
- 17 ***the tank and related equipment for the first year of the lease; and***
- 18 ***(2) The option to purchase the tank and related equipment upon the***
- 19 ***expiration of that year.***
- 20 ***3.*** ***Except as otherwise provided in this subsection, any dealer who is***
- 21 ***licensed pursuant to the provisions of subsection 1 of NRS 590.575 may***
- 22 ***install, maintain, fill or refill any tank and related equipment purchased***
- 23 ***or leased pursuant to the provisions of subsection 2. If a customer leases***



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1 *a tank and related equipment pursuant to the provisions of paragraph (c)*
2 *of subsection 2, any dealer may install, maintain, fill or refill the tank*
3 *and related equipment after the expiration of the first year of the lease.*
4 **Sec. 2.** NRS 590.535 is hereby amended to read as follows:
5 590.535 1. ~~{No person, firm or corporation,}~~ *Except as otherwise*
6 *provided in NRS 590.525, a person*, other than the owner ~~{and those}~~ *or*
7 *another person* authorized by the owner *to do* so , ~~{to do,}~~ shall *not* sell,
8 fill, refill, deliver or permit to be delivered, or use in any manner any
9 liquefied petroleum gas container or receptacle for any gas ~~{}~~ *or*
10 compound, or for any other purpose . ~~{whatsoever.}~~
11 ~~— 2. No person, firm or corporation shall hereafter}~~
12 **2.** *A person shall not* engage in this state in the business of
13 manufacturing, fabricating, assembling, selling or installing any systems,
14 containers, apparatuses or appliances used, or to be used, in this state for
15 the transportation, storage, dispensation or utilization of LPG, ~~{nor shall~~
16 ~~any}~~ *and a* transporter, distributor or retailer of LPG *shall not* engage in
17 storing, dispensing or utilizing, ~~{nor shall any transporter, distributor or~~
18 ~~retailer}~~ *or* dispense or transport over the highways of this state , any LPG
19 intended for use in this state in any system, container, apparatus or
20 appliance without having ~~{first}~~ applied *for* and obtained from the board a
21 license to do so.
22 3. The licenses required by this section ~~{shall}~~ *do* not apply to the
23 following types of businesses or operations:
24 (a) Those engaged in the production or manufacture of LPG.
25 (b) Those engaged in the wholesale selling or reselling of LPG to
26 transporters, industrial consumers, processors, distributors or retailers,
27 except wholesalers selling to ultimate consumers in this state.
28 (c) Those selling or delivering motor vehicles or tractors, or supplying
29 ~~{the same,}~~ *motor vehicles or tractors*, which are factory-equipped with an
30 LP-Gas system, container, apparatus or appliance for the ~~{utilization}~~ *use*
31 therein of LPG as motor fuel.

