

SENATE BILL NO. 133—COMMITTEE ON JUDICIARY

FEBRUARY 21, 2007

Referred to Committee on Judiciary

SUMMARY—Enacts provisions pertaining to civil actions involving liquefied petroleum gas. (BDR 3-77)

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; providing an affirmative defense to liability for persons or entities dealing in liquefied petroleum gas under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 This bill provides an affirmative defense to liability for persons or entities
2 dealing in liquefied petroleum gas if the liquefied petroleum gas system which
3 caused the damage was altered or modified by the retail end-user without the
4 consent or knowledge of the person or entity dealing in the liquefied petroleum gas
5 product or if the liquefied petroleum gas system was used by the retail end-user in a
6 manner or for a purpose other than that for which it was intended.

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

- 1 **Section 1.** Chapter 41 of NRS is hereby amended by adding
2 thereto a new section to read as follows:
3 ***1. In any action for damages for personal injury, death or***
4 ***property damage in which a seller, supplier, installer, handler or***
5 ***transporter of liquefied petroleum gas is named as a defendant, it***
6 ***is an affirmative defense to liability that:***
7 ***(a) The liquefied petroleum gas system which caused the***
8 ***damage was altered or modified by the retail end-user without the***



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1 *consent or knowledge of the seller, supplier, installer, handler or*
2 *transporter; or*

3 *(b) The liquefied petroleum gas system was used by the retail*
4 *end-user in a manner or for a purpose other than that for which it*
5 *was intended.*

6 2. *As used in this section:*

7 *(a) "Liquefied petroleum gas" has the meaning ascribed to it*
8 *in NRS 590.475.*

9 *(b) "Liquefied petroleum gas system" includes, without*
10 *limitation, any containers, valves, pressure regulators, piping,*
11 *controls, venting systems and other equipment and appliances.*

12 *(c) "Retail end-user" means any person or entity, other than a*
13 *seller, supplier, installer, handler or transporter of liquefied*
14 *petroleum gas, who uses liquefied petroleum gas.*

