



Hundredth Legislature - First Session - 2007
Committee Statement
LB 274

Hearing Date: February 7, 2007
Committee On: Judiciary

Introducer(s): (McDonald)

Title: Require a warning label on liquefied petroleum gas tanks and provide a limitation on liability

Roll Call Vote – Final Committee Action:

- Advanced to General File
 - X Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

8	Yes	Sen. Ashford, Sen. Chambers, Sen. Lathrop, Sen McDonald, Sen. McGill, Sen Pedersen, Sen. Pirsch, Sen. Schimek
	No	
	Present, not voting	
	Absent	

Proponents:

Sen. McDonald
Michelle Swertzic
Dennis Barnard
Neal Kanel

Representing:

Nebraska Propane Gas Assoc.
Sapp Bros. Petroleum
Nebraska Propane Gas Assoc.

Opponents:

John Lindsay

Representing:

NATA

Neutral:

Representing:

Summary of purpose and/or changes:

Legislative Bill 274 creates a requirement for certain precautions to be taken with regard to the operation of liquefied petroleum gas systems. Under the bill, a leak check must be performed by a qualified service technician whenever there is an interruption of service. Furthermore, there must be a warning label be placed on each liquefied petroleum gas tank supplying gas to a system. The label must be placed near the shutoff and must warn about the importance of conducting a leak check prior to turning the valve back on.

If the label is displayed pursuant to the bill, but the leak check is not performed pursuant to the bill, the liquefied petroleum gas provider will not be held liable for any damage, injury or death resulting from failure to have the leak check performed.

The operative date of the bill is July 1, 2008.

Explanation of amendments, if any:

1. On page 3, after line 11 insert:

“The container warning label shall include the statutory reference to this section.” and strike beginning with “resulting” in line 17 through “performed” in line 18 and insert “if the proximate cause of the damage, injury, or death was the negligence of a person or persons other than the liquefied petroleum gas provider.”

Senator Brad Ashford, Chairperson