

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2415

By: Erwin

COMMITTEE SUBSTITUTE

An Act relating to oil and gas; limiting liability of certain persons installing or servicing certain liquefied petroleum gas systems; stating certain conditions; stating application of act; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 420.3A of Title 52, unless there is created a duplication in numbering, reads as follows:

A. A person is not liable for damages caused solely by a malfunction or improper operation of a liquefied petroleum gas (LPG) system that the person installed or serviced in a residential, commercial, or public building if:

1. The person is registered pursuant to Section 420.1 et seq. of this title to perform the installation or service;

2. The installation or service was performed in compliance with the safety rules and standards adopted by the Oklahoma Liquefied Petroleum Gas Board;

3. The person has no control over the operation of the LPG system;

4. The person was not negligent; and

5. The person did not supply a defective product which was a producing cause of harm.

B. This act shall apply only to a cause of action for damages arising out of a malfunction or the improper operation of a liquefied petroleum gas system that occurs on or after the effective date of this act.

SECTION 2. This act shall become effective September 1, 1994.

44-2-8841 KB