

**EHB 1844**

**THE STATE SENATE**  
**Monday, March 29, 1999**

**ENGROSSED**

**House Bill No. 1844**

**As Amended**

ENGROSSED HOUSE BILL NO. 1844 - By: FIELDS of the House and ROZELL of the Senate.

( oil and gas - amending 6 sections in Title 52 - liquefied petroleum gas - removing fees - amending 74 O.S., Section 130.17 - alternative fuels - effective date - emergency )

SECTION 1. AMENDATORY 52 O.S. 1991, Section 420.1, is amended to read as follows:

Section 420.1 ~~(a) The terms "liquefied~~ A. The provisions of Chapter 8 of Title 52 of the Oklahoma Statutes shall be known and may be cited as the "Oklahoma Liquefied Petroleum Gas Regulation Act".

B. For purposes of the Oklahoma Liquefied Petroleum Gas Regulation Act:

1. "Administrator" means the State Liquefied Petroleum Gas Administrator;

2. "Board" means the Oklahoma Liquefied Petroleum Gas Board;  
and

3. "Liquefied petroleum gases", "LPG", or "LP-Gas", ~~when used in this act, shall mean~~ means and ~~include~~ includes any material

1 which is composed predominantly of any of the following  
2 hydrocarbons, or mixtures of the same: propane, propylene, butanes  
3 (normal butane and isobutane), and butylenes.

4 SECTION 2. AMENDATORY 52 O.S. 1991, Section 420.2, is  
5 amended to read as follows:

6 Section 420.2 ~~(a)~~ A. There is hereby created a State Liquefied  
7 Petroleum Gas Administrator, to be appointed by the Governor from a  
8 list of nominees submitted by the Oklahoma Liquefied Petroleum Gas  
9 Board, hereinafter created. ~~Said~~ The appointment shall be subject  
10 to confirmation by the Senate. The Administrator shall ~~receive:~~

11 1. Receive a salary to be established by the Oklahoma Liquefied  
12 Petroleum Gas Board; ~~shall act~~

13 2. Act in no other official or quasi-official capacity except  
14 as herein provided; and ~~shall serve~~

15 3. Serve at the pleasure of the Governor.

16 ~~(b)~~ B. The Administrator, subject to approval of ~~said~~ the  
17 Board, shall appoint and fix the duties and compensation of  
18 employees necessary to perform the duties imposed upon the Oklahoma  
19 Liquefied Petroleum Gas Board by law.

20 ~~(c)~~ C. 1. Persons appointed to the positions of Administrator,  
21 chief deputy administrator, deputy administrator or liquefied  
22 petroleum gas inspector shall:

23 a. be citizens of the United States; ~~shall,~~

- 1           b.   be legal residents of this state; ~~shall,~~  
2           c.   be physically, mentally and morally capable of  
3           performing the duties imposed upon them ~~under this~~  
4           ~~act; shall~~ pursuant to the Oklahoma Liquefied  
5           Petroleum Gas Regulation Act,  
6           d.   not have been convicted of a felony, and ~~shall, after~~  
7           e.   after the date of their appointment, not be engaged in  
8           any business in this state related to the production,  
9           manufacture, distribution, sale, installation or  
10          transportation of any of the products or equipment  
11          covered by ~~Sections 420.1 through 420.13 of this title~~  
12          the Oklahoma Liquefied Petroleum Gas Regulation Act.

13          Every

14          2. Each appointee shall, by education, training and experience,  
15          be qualified and competent to perform the duties imposed upon them  
16          pursuant to the Oklahoma Liquefied Petroleum Gas Regulation Act,  
17          which for:

- 18           a.   the Administrator shall include at least two (2)  
19           years' experience in positions of responsibility in or  
20           connected with the liquefied petroleum gas industry,  
21           ~~for~~

1           **b.** the chief deputy administrator and deputy  
2 administrators shall include at least one and one-half  
3 (1 1/2) years of such experience, and ~~for~~

4           **c.** the inspectors shall include at least two (2) years'  
5 experience in actual physical installation or  
6 inspection of liquefied petroleum gas systems,  
7 containers, apparatus or appliances, or installations  
8 thereof, ~~be qualified and competent to perform the~~  
9 ~~duties imposed upon them under this act.~~

10        **3.** Before entering upon their duties, appointees shall take the  
11 constitutional oath of office.

12        ~~(d)~~ **D.** In the event of a vacancy in the office of  
13 Administrator, or in the event of ~~his~~ the absence or disability of  
14 the Administrator, the chief deputy administrator is hereby  
15 empowered and authorized to perform the duties of the Administrator  
16 during the time of such vacancy, absence or disability.

17        SECTION **3.**            AMENDATORY            52 O.S. 1991, Section 420.4, as  
18 last amended by Section 2, Chapter 234, O.S.L. 1997 (52 O.S. Supp.  
19 1998, Section 420.4), is amended to read as follows:

20        Section 420.4 A. **1.** No person, firm, or corporation shall  
21 sell, manufacture, fabricate, assemble, or install in this state any  
22 system, container, apparatus, or appliance used or to be used in  
23 this state in or for the transportation, storage, dispensing, or

1 utilization of LPG, nor shall any transporter, distributor, or  
2 retailer of LPG store, dispense or transport over the highways of  
3 this state any LPG intended for use in this state in any such  
4 system, container, apparatus, or appliance, without having first  
5 applied for and obtained a registration permit to do so.

6 2. A permit shall not be required by any person, firm, or  
7 corporation engaged in the production or manufacture of LPG, or  
8 selling or reselling LPG to transporters, processors, distributors,  
9 or retailers, nor by any person, firm, or corporation selling or  
10 delivering motor vehicles or tractors which are factory equipped  
11 with an LPG system, container, apparatus, or appliance for the  
12 utilization of LPG as motor fuel.

13 3. The provisions of this section shall not prevent an  
14 individual from installing in ~~his~~ such person's own single-unit  
15 residence any system, container, apparatus, or appliance which uses  
16 or will utilize LPG, provided, that such individual has secured an  
17 inspection of such installation by the Administrator or someone  
18 designated by the Administrator or by a person duly licensed to make  
19 such an installation prior to the use of said system, container,  
20 apparatus or appliance.

21 B. 1. Applications for registration permits shall be in  
22 writing, on a form provided by the Oklahoma Liquefied Petroleum Gas  
23 Board, and shall contain such pertinent information as is required

1 by the Board. Upon approval of each ~~said~~ application and receipt of  
2 the certificates of insurance or securities required by the  
3 provisions of this section, the Administrator shall issue to the  
4 applicant a permit to engage in the phase of the liquefied petroleum  
5 gas industry in this state to which such permit applies.

6 2. The permit shall be nontransferable. Nothing in ~~Sections~~  
7 ~~420.1 through 420.15 of this title~~ the Oklahoma Liquefied Petroleum  
8 Gas Regulation Act shall be construed to regulate the manufacturing,  
9 fabrication, assembling, selling, or installing of any system,  
10 container, apparatus, or appliance having a fuel container with a  
11 maximum individual water capacity of less than two and one-half (2  
12 1/2) pounds.

13 ~~B.~~ C. 1. All ~~such~~ registration permits shall expire annually  
14 with no permit extending longer than one (1) calendar year. The  
15 expiration dates will be set by the Board in the rules. The  
16 Administrator may issue a semiannual permit to applicants engaging  
17 in the business within six (6) months or less of the annual renewal  
18 date. A semiannual permit shall expire on the following annual  
19 expiration date. The fee for a semiannual permit shall be one-half  
20 (1/2) that of the fee of the annual permit. All registration  
21 permits required pursuant to the provisions of this section shall be  
22 renewed upon payment of the annual fees on or before the expiration  
23 of the registration permit, and upon fulfilling all insurance

1 requirements. The Board is authorized to establish necessary  
2 penalty provisions required to ensure prompt payment of said annual  
3 fees.

4 2. The Board is authorized to establish specifications which  
5 set forth the scope of authority for each class of permits. In  
6 addition, the Board is authorized to establish categories for  
7 licenses.

8 3. The Board is authorized to establish an initial permit fee  
9 for the issuance of Class I and Class II permits to any person, firm  
10 or corporation for the first time.

11 ~~C. D.~~ D. Persons, firms, and corporations required to be  
12 registered pursuant to the provisions of ~~Sections 420.1 through~~  
13 ~~420.15 of this title~~ the Oklahoma Liquefied Petroleum Gas Regulation  
14 Act, at the time of issuance of each ~~such~~ permit, shall pay to the  
15 Administrator the initial permit fee ~~if applicable and whichever of~~  
16 ~~the following~~ fees and the annual renewal fees are applicable to the  
17 ~~permit issued:~~ established pursuant to rules promulgated by the  
18 Board.

19 ~~1. Class I - Dealer Permit - One Hundred Fifty Dollars~~  
20 ~~(\$150.00).~~

21 ~~2. Class II - Truck Transporter Permit - One Hundred Fifty~~  
22 ~~Dollars (\$150.00).~~

1       ~~3. Class III - DOT Cylinder Transporter Permit - One Hundred~~  
2 ~~Dollars (\$100.00).~~

3       ~~4. Class IV - Installer Permit - Thirty-five Dollars (\$35.00).~~

4       ~~5. Class IV-D - Driver/Installer Permit - Thirty-five Dollars~~  
5 ~~(\$35.00).~~

6       ~~6. Class V - LPG Carburetion Installer Permit - Fifty Dollars~~  
7 ~~(\$50.00).~~

8       ~~7. Class VI - DOT Cylinder and/or LP Gas Motor Fuel Station~~  
9 ~~Operator - Seventy Dollars (\$70.00).~~

10       ~~8. Class VI-A - LP Gas Dispensing Permit - Five Dollars~~  
11 ~~(\$5.00).~~

12       ~~9. Class VII - Cylinder Exchange Program Permit - Thirty-five~~  
13 ~~Dollars (\$35.00).~~

14       ~~10. Class VIII - Appliance Dealer Permit - Thirty-five Dollars~~  
15 ~~(\$35.00).~~

16       ~~11. Class IX - LPG Container Sales Permit - Thirty-five Dollars~~  
17 ~~(\$35.00).~~

18       ~~12. Class IX-A - Manufactured Homes and Recreation Sales Permit~~  
19 ~~- Thirty-five Dollars (\$35.00).~~

20       ~~13. Class X - Manager's Permit - One Hundred Dollars (\$100.00).~~

21       ~~D.~~ E. 1. Each person, firm, or corporation holding a permit  
22 authorizing the use of an LPG bulk delivery truck or trailer shall  
23 pay at the time of inspection an annual inspection fee ~~of One~~

1 ~~Hundred Twenty Dollars (\$120.00)~~ established pursuant to rules  
2 promulgated by the Board for each ~~said~~ delivery truck or trailer  
3 belonging to ~~said~~ the person, firm, or corporation. Each person,  
4 firm, or corporation ~~who~~ which does not hold a permit issued by the  
5 Board authorizing the use of an LPG bulk delivery truck or trailer  
6 in the state shall pay an annual inspection fee ~~of One Hundred~~  
7 ~~Twenty Dollars (\$120.00)~~ established pursuant to rules promulgated  
8 by the Board for each such truck or trailer belonging to ~~said~~ the  
9 person, firm, or corporation being used to dispense or transport LPG  
10 in the state.

11 2. The Board may increase the inspection fee ~~shall increase to~~  
12 ~~Two Hundred Forty Dollars (\$240.00)~~ per vehicle if ~~said~~ the  
13 inspection is not completed within sixty (60) days of the expiration  
14 date, or at a later date at the discretion of the Administrator.

15 ~~E. F.~~ Any LPG bulk delivery truck or trailer failing to be  
16 approved at its annual inspection shall be assessed a reasonable fee  
17 ~~of Twenty-five Dollars (\$25.00)~~ at the time that it is reinspected.

18 ~~F. G.~~ The fees ~~provided for~~ authorized in this section shall be  
19 applicable to residents and nonresidents of Oklahoma.

20 ~~G. H.~~ The Board is authorized to approve or disapprove  
21 applications for registration permits to distributors and retailers  
22 of LPG and managers of LPG establishments. The Administrator is  
23 authorized to approve or disapprove all other applications for

1 registration permits that may be issued pursuant to the provisions  
2 of this section.

3 1. No application shall be approved by the Administrator unless  
4 the Administrator is satisfied that the applicant by written  
5 examination has shown a working knowledge of the safety requirements  
6 provided by the rules of the Board.

7 2. No application shall be approved by the Board unless the  
8 Board is satisfied by adequate written examination of the applicant,  
9 or the individual who is or shall be directly responsible for  
10 actively supervising the operations of such applicant which is a  
11 partnership, firm, or corporation, that the applicant or such  
12 individual has a working knowledge of the safety requirements  
13 provided by the rules of the Board.

14 a. The Board shall cause to be held public hearings on  
15 the second Monday in the months of January, April,  
16 July, and October of each year on all applications for  
17 new registration permits required by the provisions of  
18 this section, or upon such other occasions as the  
19 Board may deem necessary.

20 b. Notice of each hearing shall be mailed to each such  
21 applicant and shall be posted in a conspicuous place  
22 in the Office of the Administrator in Oklahoma City,  
23 Oklahoma, at least thirty (30) days prior to the date

1 of such hearing. ~~Said~~ The notice shall include the  
2 name, address, permit class, and business location of  
3 each applicant whose application is to be considered  
4 at the hearing.

5 c. Such applicant, or the individual who is or shall be  
6 directly responsible for and actively supervising the  
7 operations of such applicant, shall be present at such  
8 hearing before the application will be considered by  
9 the Board.

10 d. If, after the public hearing, an applicant is found by  
11 the Board to have a working knowledge of the safety  
12 requirements provided by the rules ~~and regulations~~ of  
13 the Board, the Board shall cause an order to that  
14 effect to be entered upon its records and the  
15 application shall be approved. In the event an  
16 applicant fails to qualify, ~~said~~ that fact shall be  
17 entered upon the Board's records.

18 ~~3. I.~~ I. The Board shall charge a fee ~~of Fifty-five Dollars~~  
19 ~~(\$55.00)~~ for testing materials and the expense of holding the  
20 examinations provided for in this section. ~~Said~~ The fee shall be  
21 paid upon filing an application for any permit.

1       ~~H.~~ J. A registration permit shall not be issued to any  
2 applicant unless the Administrator has received certificates of  
3 insurance or security as required by this section.

4       ~~I.~~ K. Except as otherwise provided for in this section, all  
5 persons, firms, or corporations engaged in the business of selling,  
6 manufacturing, fabricating, assembling, or installing any LPG  
7 system, container, apparatus, or appliance in this state, and  
8 required to be registered pursuant to the provisions of ~~Sections~~  
9 ~~420.1 through 420.15 of this title~~ the Oklahoma Liquefied Petroleum  
10 Gas Regulation Act, shall file with the Administrator a certificate  
11 indicating liability insurance coverage for the manufacturer and  
12 contractor. The Board is authorized to establish coverage amounts  
13 for each class of permit, provided coverage shall be for an amount  
14 of not less than Twenty-five Thousand Dollars (\$25,000.00) to Fifty  
15 Thousand Dollars (\$50,000.00) for bodily injury and limits of not  
16 less than Twenty-five Thousand Dollars (\$25,000.00) for property  
17 damage, and shall be in full force and effect, covering the plant,  
18 equipment, and motor vehicles used in such business, and the  
19 operations of the business.

20       ~~J.~~ L. Except as otherwise provided for in this section, all  
21 transporters, distributors, or retailers of LPG in this state,  
22 required to be registered pursuant to ~~Sections 420.1 through 420.15~~  
23 ~~of this title~~ the Oklahoma Liquefied Petroleum Gas Regulation Act,

1 shall file with the Administrator a certificate indicating that  
2 public liability and property damage insurance coverage has been  
3 issued. The Board is authorized to establish coverage amounts for  
4 each class of permit, provided coverage shall be for an amount of  
5 not less than Twenty-five Thousand Dollars (\$25,000.00) to Fifty  
6 Thousand Dollars (\$50,000.00) for bodily injury and limits of not  
7 less than Twenty-five Thousand Dollars (\$25,000.00) for property  
8 damage has been issued, and is in full force and effect, covering  
9 the plant, equipment, and motor vehicles used in such business, and  
10 the operations of said business.

11 ~~K.~~ M. Insurance pursuant to the provisions of this section  
12 shall be maintained in full force and effect during the operation of  
13 the business for which the coverage was issued. Except as otherwise  
14 provided for in this section, no registration permit shall be issued  
15 until said certificate is filed with the Administrator. No  
16 insurance coverage shall be canceled or terminated without thirty  
17 (30) days prior written notice of cancellation or termination to the  
18 Administrator.

19 ~~H.~~ N. 1. The Board is authorized, upon proof of or a  
20 satisfactory showing that any person, firm, or corporation is  
21 financially able to pay or satisfy any judgment, claim, or demand  
22 against such person, firm, or corporation, to waive the insurance  
23 coverage required by this section. The Board, in lieu of said

1 certificate, may require the deposit, with the Administrator, of  
2 securities, or satisfactory indemnity bond, in an amount and of a  
3 kind designated by the Board, to secure the liability of such  
4 person, firm, or corporation to pay any judgment, claim, or demand.

5 2. Such security shall not be in excess of the limits set forth  
6 in this section. If the Board deems the financial status of such  
7 person, firm, or corporation to be impaired so as to reduce the  
8 ability of such person, firm, or corporation to make payment or to  
9 satisfy any judgment, claim, or demand, the Board may revoke such  
10 waiver and require such person, firm, or corporation to file  
11 certificates required by this section within thirty (30) days' after  
12 written notice is sent by the Board to such person, firm, or  
13 corporation.

14 SECTION 4. AMENDATORY 52 O.S. 1991, Section 420.5, as  
15 amended by Section 52, Chapter 270, O.S.L. 1993 (52 O.S. Supp. 1998,  
16 Section 420.5), is amended to read as follows:

17 Section 420.5 ~~(a)~~ A. There ~~are~~ is hereby levied the following  
18 ~~fees~~ fee, to be paid to the Administrator, upon the sale, purchase,  
19 rental ~~and/or~~ or use in this state of liquefied petroleum gas  
20 containers ~~and/or~~ or cylinders:

21 ~~(1) On~~ on all I.C.C. Department of Transportation (D.O.T.)  
22 cylinders, ~~manufactured home containers or cylinders, and vehicle~~  
23 fuel containers, ~~a fee of Three Dollars (\$3.00) each.~~

1       ~~(2) On and on~~ all other containers, a fee ~~of Seven Dollars and~~  
2 ~~fifty cents (\$7.50) each~~ established pursuant to rules promulgated  
3 by the Oklahoma Liquefied Petroleum Gas Board.

4       ~~(b) After the effective date of this act, each~~

5       B. 1. Each:

6           a. manufacturer of LP-Gas containers in Oklahoma; ~~each,~~

7           b. vendor of containers manufactured without the state; ~~,~~

8           and ~~each~~

9           c. person, firm or corporation

10 placing any LPG container or cylinder in use in this state on which  
11 the applicable fee has not been paid, shall, within ten (10) days  
12 following the month in which such sale, rental, purchase or the  
13 placing of such container or cylinder in use in this state occurs,  
14 furnish to the Administrator a report on a form prescribed by the  
15 Administrator, reporting all such sales, rentals, purchases, and/or  
16 any such containers or cylinders placed in use in this state during  
17 the preceding month, ~~and shall accompany such report with a.~~ A  
18 remittance in the amount of the applicable fees levied under this  
19 section shall accompany the report; provided, however, that as to  
20 vendors of containers manufactured without this state, the ~~said fee~~  
21 ~~or~~ fees shall apply and become due upon delivery to such vendors, or  
22 for their account, within the state, of containers or cylinders  
23 purchased without the state; ~~and provided, further, that in.~~ In no

1 event shall the fees ~~herein levied~~ be paid or become payable on any  
2 container or cylinder sold, rented, purchased or placed in use in  
3 this state prior to the effective date of this ~~act~~ section, or more  
4 than once on any such container or cylinder, or upon any such  
5 container or cylinder resold, rerented, repurchased or reused in  
6 this state.

7 2. The Administrator is authorized to refund fees upon  
8 containers sold without the state upon which such fees have  
9 previously been paid, or any such fees which have erroneously been  
10 paid, upon written application supported by affidavit setting forth  
11 the basis for such refund.

12 3. The Administrator is authorized to adopt a system of  
13 identification of containers on which the fees herein levied have  
14 been paid.

15 ~~(e)~~ C. No person, firm or corporation shall use or install in  
16 this state any container or cylinder upon which the applicable fee  
17 levied ~~above~~ by this section applies and has not been paid. In case  
18 of failure to pay within the specified time, there shall be assessed  
19 a penalty of twenty-five percent (25%), which shall be added to the  
20 applicable fee.

21 SECTION 5. AMENDATORY 52 O.S. 1991, Section 420.9, as  
22 amended by Section 6, Chapter 330, O.S.L. 1994 (52 O.S. Supp. 1998,  
23 Section 420.9), is amended to read as follows:

1 Section 420.9 A. All liquefied petroleum gases designated as  
2 commercial propane, commercial butane, or mixtures thereof, sold for  
3 consumption in this state, shall, when subjected to the test methods  
4 of the Gas Processors Association of America, meet applicable  
5 specifications adopted as tentative standards by said Association  
6 for the particular product sold.

7 B. All vehicles used in hauling or transporting liquefied  
8 petroleum gases upon the highways of this state shall be identified  
9 in such manner as the Administrator may, by rule, prescribe.

10 C. ~~Nothing in this act contained shall be construed to alter,~~  
11 ~~modify, or amend the motor carrier laws of the State of Oklahoma.~~

12 The Department of Public Safety of the State of Oklahoma shall  
13 cooperate with the Administrator in the enforcement of the  
14 provisions of this ~~act~~ section, and the rules promulgated  
15 thereunder.

16 D. Transport trucks transporting liquefied petroleum gases  
17 intrastate required to bear an Oklahoma license shall not be subject  
18 to fees prescribed by the motor carrier laws of the State of  
19 Oklahoma, but shall be subject to the fees required by the  
20 provisions of the Oklahoma Liquefied Petroleum Gas Regulation Act.

21 E. Transport trucks transporting liquefied petroleum gases out  
22 of the state, but not required to bear Oklahoma license, shall not  
23 be subject to the permit fees prescribed by ~~this act~~ the Oklahoma

1 Liquefied Petroleum Gas Regulation Act, but shall be subject to all  
2 of the other requirements of ~~this act~~ the Oklahoma Liquefied  
3 Petroleum Gas Regulation Act and any safety rule or specification  
4 promulgated thereunder.

5 ~~E.~~ F. Bulk deliveries of liquefied petroleum gases at retail  
6 shall be metered in accordance with rules promulgated by the LP-Gas  
7 Board.

8 ~~F.~~ G. Containers shall be filled or used only upon  
9 authorization of the fee simple owner. The name of the fee simple  
10 owner, if other than the consumer, shall be conspicuously shown on  
11 the container.

12 ~~G.~~ H. At least one attendant shall remain close to the transfer  
13 connection from the time the connections are first made until they  
14 are finally disconnected, during the transfer of the product.  
15 During the actual transfer of liquids into containers at domestic  
16 type dwellings and installations, the attendant shall not enter into  
17 any type of enclosure, ~~such as~~ including but not limited to truck  
18 cabs, dwellings, and barns, ~~etc.~~ and shall maintain visual contact  
19 with the liquid level gauge at all times.

20 SECTION 6. AMENDATORY 52 O.S. 1991, Section 420.11, is  
21 amended to read as follows:

22 Section 420.11 ~~(a)~~ A. All funds ~~and/or~~ and fees, from  
23 whatsoever source derived, collected by the State Liquefied

1 ~~Petroleum Gas Administrator under the provisions of Chapter 8 of~~  
2 ~~this title pursuant to the provisions of the Oklahoma Liquefied~~  
3 ~~Petroleum Gas Regulation Act,~~ shall be paid daily into the State  
4 Treasury, ~~and the~~. The State Treasurer shall credit same such funds  
5 and fees to the Liquefied Petroleum Gas Fund, which fund is hereby  
6 created.

7 B. The Administrator ~~and/or~~ and the Board are hereby vested and  
8 empowered with the authority to make any and all necessary  
9 expenditures from ~~said~~ the fund as are in their judgment reasonable  
10 and required to effectuate the purposes of ~~this act~~ the Oklahoma  
11 Liquefied Petroleum Gas Regulation Act.

12 C. All expenditures from ~~said~~ the Liquefied Petroleum Gas Fund  
13 shall ~~be made under appropriations duly made and provided by~~  
14 ~~statute, and shall~~ be paid by the State Treasurer on warrants issued  
15 on vouchers approved by the Administrator. The Administrator shall  
16 give quarterly reports to the Board and annually file with the  
17 Governor a report of ~~his~~ the Administrator's activities, which shall  
18 include a statement of all receipts and disbursements.

19 ~~(b) Beginning July 1, 1984, all funds and/or fees collected by~~  
20 ~~the Administrator under the provisions of Chapter 8 of this title~~  
21 ~~shall be deposited with the State Treasurer for credit to the~~  
22 ~~General Revenue Fund of the state. On July 1, 1984, any~~  
23 ~~unappropriated balance remaining in the Liquefied Petroleum Gas Fund~~

1 ~~shall be transferred to the credit of the General Revenue Fund of~~  
2 ~~the state. Any unexpended funds remaining in the Liquefied~~  
3 ~~Petroleum Gas Fund after November 15, 1984, shall be transferred to~~  
4 ~~the credit of the General Revenue Fund of the state.~~

5 SECTION 7. AMENDATORY 74 O.S. 1991, Section 130.17, as  
6 last amended by Section 9, Chapter 160, O.S.L. 1998 (52 O.S. Supp.  
7 1998, Section 130.17), is amended to read as follows:

8 Section 130.17 A. 1. All applications for examination,  
9 certification or renewal of certification shall be made in writing  
10 to the Department of Central Services on forms provided, if  
11 necessary, by the Department of Central Services. All applications  
12 shall be accompanied by the appropriate fee.

13 2. ~~If the applicant~~ a person holds a valid Class I Dealer  
14 Permit properly issued by the Oklahoma Liquefied Petroleum Gas  
15 Board, pursuant to Section 420.4 of Title 52 of the Oklahoma  
16 Statutes, ~~the Department of Central Services shall waive the fee~~  
17 requirements of this section for certification or renewal of  
18 certification. ~~Proof of a Class I Dealer Permit properly issued by~~  
19 ~~the Oklahoma Liquefied Petroleum Gas Board and a request for a~~  
20 ~~waiver of the appropriate fees shall accompany the application~~ shall  
21 not be required.

22 B. The following shall be the fees charged under the  
23 Alternative Fuels Technician Certification Act.

|    |  |         |
|----|--|---------|
| 1  | Alternative Fuels Equipment Technician Examination         | \$50.00 |
| 2  | Alternative Fuels Compression Technician Examination       | \$50.00 |
| 3  | Electric Vehicle Technician Examination                    | \$50.00 |
| 4  | Alternative Fuels Equipment Technician Certificate         | \$50.00 |
| 5  | Alternative Fuels Compression Technician Certificate       | \$50.00 |
| 6  | Electric Vehicle Technician Certificate                    | \$50.00 |
| 7  | Certificate renewal, if made within thirty (30) days after |         |
| 8  | expiration:  |         |
| 9  | Alternative Fuels Equipment Technician Certificate         | \$50.00 |
| 10 | Alternative Fuels Compression Technician Certificate       | \$50.00 |
| 11 | Electric Vehicle Technician Certificate                    | \$50.00 |
| 12 | Penalty for Late Certification Renewal:                    |         |
| 13 | Alternative Fuels Equipment Technician Certificate         | \$10.00 |
| 14 | Alternative Fuels Compression Technician Certificate       | \$10.00 |
| 15 | Electric Vehicle Technician Certificate                    | \$10.00 |
| 16 | Certificate fee if certified after March 1 of each year:   |         |
| 17 | Alternative Fuels Equipment Technician Certificate         | \$25.00 |
| 18 | Alternative Fuels Compression Technician Certificate       | \$25.00 |
| 19 | Electric Vehicle Technician Certificate                    | \$25.00 |
| 20 | Certificate fee if certified after June 1 of each year:    |         |
| 21 | Alternative Fuels Equipment Technician Certificate         | \$12.50 |
| 22 | Alternative Fuels Compression Technician Certificate       | \$12.50 |
| 23 | Electric Vehicle Technician Certificate                    | \$12.50 |

|   |  |            |
|---|--|------------|
| 1 | Company, Partnership or Corporation Certificate        | \$100.00   |
| 2 | Annual Renewal for Company, Partnership or Corporation |            |
| 3 | Certificate  | \$100.00   |
| 4 | Training Program Certification (one-time fee)          | \$500.00   |
| 5 | Alternative Fuels Installation Certification           |            |
| 6 | Per Location   | \$1,000.00 |
| 7 | Annual Renewal of Alternative Fuels Installation       |            |
| 8 | Certification Per Location                             | \$1,000.00 |

9       SECTION 8. This act shall become effective July 1, 1999.

10       SECTION 9. It being immediately necessary for the preservation  
11 of the public peace, health and safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

14 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 3-23-99 - DO  
15 PASS, As Amended.