

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2305

Introduced by

Senators Dever, Mutch, Tollefson

Representatives Kempenich, Rennerfeldt

1 A BILL for an Act to create and enact a new section to chapter 32-03 of the North Dakota
2 Century Code, relating to immunity for altered liquified petroleum gas equipment or appliances.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 32-03 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Immunity for altered liquified petroleum gas equipment or appliance.**

- 7 1. Any person engaged in the state in the business of selling at retail, supplying,
8 handling, or transporting liquified petroleum gas is immune from civil liability for
9 any loss, damage, or injury if the injury, damage, or loss was caused by:
- 10 a. The alteration, modification, or repair of liquified petroleum gas equipment or
11 a liquified petroleum gas appliance if the alteration, modification, or repair was
12 done without the knowledge and consent of the liquified petroleum gas seller,
13 supplier, handler, or transporter; or
- 14 b. The use of liquified petroleum gas equipment or a liquified petroleum gas
15 appliance in a manner or for a purpose other than that for which the
16 equipment or appliance was intended and that reasonably could have been
17 expected.
- 18 2. This section does not limit the jurisdiction of the public service commission under
19 title 49 or 64.