

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1417

Introduced by

Representatives Wald, Onstad, Ruby

Senators Klein, Olafson, Warner

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 the liability of persons working with liquefied petroleum gas, methane,
3 or natural gas; to provide for application; and to declare an emergency.

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

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

7 **Limited liability for persons working with liquefied petroleum gas, methane, or**
8 **natural gas.** Any person engaged in this state in the business of selling at retail, supplying,
9 handling, or transporting liquefied petroleum gas, methane, or natural gas is immune from civil
10 liability for any loss, damage, or injury if the alleged injury, damage, or loss was caused by:

- 11 1. The alteration, modification, or repair of liquefied petroleum gas, methane, or
12 natural gas equipment or a liquefied petroleum gas, methane, or natural gas
13 appliance if the alteration, modification, or repair was done without the knowledge
14 and consent of the liquefied petroleum gas, methane, or natural gas seller,
15 supplier, handler, or transporter or was completed by a person who was not
16 qualified to repair the equipment or appliance;
- 17 2. The use of liquefied petroleum gas equipment or a liquefied petroleum gas
18 appliance in a manner or for a purpose other than that for which the equipment or
19 appliance was intended and that could reasonably have been expected and which
20 was done without the knowledge and consent of the liquefied petroleum gas seller,
21 supplier, handler, or transporter; or
- 22 3. The use of the methane or natural gas equipment or appliance in a manner or for a
23 purpose other than that for which the equipment or appliance was intended.

- 1 **SECTION 2. APPLICATION.** this Act applies to alleged injuries, damages, or losses
- 2 occurring on or after the effective date of this Act.
- 3 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.