

HOUSE BILL NO. HB0107

Unlawful use of liquefied gas containers.

Sponsored by: Representative(s) Halverson, Gingery and Petroff and Senator(s) Christensen and Dockstader

A BILL

for

1 AN ACT relating to trade and commerce; prohibiting filling
2 of liquefied petroleum gas containers without the owner's
3 permission; providing for marking of liquefied petroleum
4 gas containers; providing penalties; providing a
5 definition; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 40-7-201 is created to read:

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11

ARTICLE 2

12

LIQUEFIED PETROLEUM GAS CONTAINERS

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14 **40-7-201. Identification of containers; unlawful**
15 **filling; unlawful sales and use; penalties.**

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1 (a) If a liquefied petroleum gas container bears on
2 the surface in plainly legible characters the name, mark,
3 initials or other identifying evidence of the owner of the
4 container, it is unlawful for any person except the owner
5 or a person authorized in writing by him to:

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7 (i) Fill or refill the container with liquefied
8 petroleum gas or any other gas or compound;

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10 (ii) Buy, sell, offer for sale, give, take,
11 loan, deliver or permit to be delivered, or otherwise use,
12 dispose of or traffic in any such container; or

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14 (iii) Deface, erase, obliterate, cover up or
15 otherwise remove, conceal or change any name, mark,
16 initials or other identifying evidence on the container.

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18 (b) It is unlawful for any person to place the name,
19 mark, initials or other identifying evidence of any person
20 other than the owner of any liquefied petroleum gas
21 container on a liquefied petroleum gas container.

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23 (c) It is unlawful for any person to fill or refill a
24 liquefied petroleum gas container which is not marked as to

1 ownership as provided in subsection (a) of this section, if
2 the owner of the container notifies that person in writing
3 that he is the owner of the container and objects to that
4 person filling or refilling the container.

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6 (d) Nothing in this section shall make it unlawful
7 for a manufacturer or supplier to place the name of the
8 manufacturer or supplier or other markings required by law
9 on a liquefied petroleum gas container.

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11 (e) A violation of this section is a misdemeanor
12 punishable by a fine of not more than seven hundred fifty
13 dollars (\$750.00), imprisonment for not more than six (6)
14 months, or both.

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16 (f) For purposes of this section, "liquefied
17 petroleum gas" means as defined in W.S. 40-7-102(a)(xiii).

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19 **Section 2.** This act is effective July 1, 2013.

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(END)