

By: West

H.B. No. 475

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the exemption of the sale of certain liquefied  
3 petroleum gas containers from the liquefied petroleum gas-related  
4 activities for which a person is required to obtain a license from  
5 the Railroad Commission of Texas.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Section 113.081(a), Natural Resources Code, is  
8 amended to read as follows:

9 (a) Unless otherwise stated in this chapter, no person may  
10 engage in any of the following activities unless that person has  
11 obtained a license from the commission authorizing that activity:

12 (1) container activities: the manufacture, assembly,  
13 repair, testing, sale, installation, or subframing of containers  
14 for use in this state, except that no license is required for the  
15 sale of a new, empty container [~~of 96 pounds water capacity or~~  
16 ~~less~~];

17 (2) systems activities: the installation, service,  
18 and repair of systems for use in this state, including the laying or  
19 connecting of pipes and fittings connecting with or to systems or  
20 serving a system and appliances to be used with liquefied petroleum  
21 gas as a fuel;

22 (3) appliance activities: the service, installation,  
23 and repair of appliances used or to be used in this state in  
24 connection with systems using liquefied petroleum gas as a fuel,

1 except that no license shall be required for installation or  
2 connection of manufactured unvented appliances to LPG systems by  
3 means of LPG appliance connectors, or where only duct or electrical  
4 work is performed to or on an LP-gas appliance; or

5 (4) product activities: the sale, transportation,  
6 dispensation, or storage of liquefied petroleum gas in this state,  
7 except that no license shall be required to sell LPG where the  
8 vendor never obtains possessory rights to the product sold or where  
9 the product is transported or stored by the ultimate consumer for  
10 personal consumption only.

11 SECTION 2. This Act takes effect September 1, 2005.