

3-11-93 Gen. Enact. & Enm. reg.
4-2-93 Senate - Do Pass

MAR 3 1993

HOUSE FILE 360
BY COMMITTEE ON STATE GOVERNMENT

Place On Calendar

(SUCCESSOR TO HSB 37)

Passed House, Date ^{f. 546} 3-9-93 Passed Senate, ^(P. 1295) Date 4/22/93
Vote: Ayes 76 Nays 23 Vote: Ayes 44 Nays 2

Approved May 19, 1993 ^{Repassed 46/1 4/29/93 (P. 1440)}
^{Repassed 95-4 4/28/93 (P. 1786)} A BILL FOR

1 An Act relating to containers used for liquified petroleum gas
2 and providing a penalty.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 360

1 Section 1. NEW SECTION. 101.13 LIQUIFIED PETROLEUM GAS
2 CONTAINERS.

3 1. If a liquified petroleum gas container designed to hold
4 more than twenty pounds of liquified petroleum gas has the
5 name, mark, initials, or other identifying device of the owner
6 in plainly legible characters on the surface of the container,
7 a person other than the owner or a person authorized in
8 writing by the owner shall not do any of the following:

9 a. Fill or refill the container with liquified petroleum
10 gas or any other gas or compound.

11 b. Buy, sell, offer for sale, give, take, loan, deliver or
12 permit to be delivered, or otherwise use the container.

13 c. Deface, remove, conceal, or change the name, mark,
14 initials, or other identifying device of the owner.

15 d. Place the name, mark, initials, or other identifying
16 device of any person other than the owner on the container.

17 2. A person who violates this section is guilty of a
18 simple misdemeanor. Each violation of this section shall
19 constitute a separate offense.

20 EXPLANATION

21 This bill provides that a liquified petroleum gas container
22 with capacity in excess of 20 pounds which has the owner's
23 name, mark, initials, or other identifying devices in plainly
24 legible characters on the surface of the container shall only
25 be filled or refilled by the owner of the container or the
26 person authorized to do so by the owner when the container is
27 plainly marked by the owner. It also prohibits the
28 trafficking in marked containers except by owners or persons
29 acting under their authority and prohibits defacing the
30 identifying marking on a container or misrepresenting the
31 ownership status of a container. Each violation constitutes a
32 simple misdemeanor.

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HOUSE FILE 360

S-3561

- 1 Amend House File 360, as passed by the House, as
2 follows:
3 1. Page 1, line 10, by inserting after the word
4 "compound" the following: "except when the owner is
5 unable to supply liquified petroleum gas to a person
6 to whom the owner is leasing the container and to whom
7 the owner ordinarily supplies the liquified petroleum
8 gas".
9 2. Page 1, line 16, by striking the word "of" and
10 inserting the following: "indicating ownership by".

By ALBERT SORENSEN
JOHN P. KIBBIE

S-3561 FILED APRIL 21, 1993

out of order 4/22/93

HOUSE FILE 360

S-3589

- 1 Amend House File 360, as passed by the House, as
2 follows:
3 1. Page 1, lines 7 and 8, by striking the words
4 "in writing".
5 2. Page 1, line 10, by inserting after the word
6 "compound" the following: "except when the owner is
7 unable to supply liquified petroleum gas to a person
8 to whom the owner is leasing or furnishing the
9 container and to whom the owner ordinarily supplies
10 the liquified petroleum gas".
11 3. Page 1, line 16, by striking the word "of" and
12 inserting the following: "indicating ownership by".

By ALBERT SORENSEN
JOHN P. KIBBIE
EUGENE FRAISE

S-3589 FILED APRIL 21, 1993

adopted 4/22/93

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 360

S-3676

- 1 Amend the Senate amendment, H-4164, to House File
2 360, as passed by the House, as follows:
3 1. Page 1, line 10, by inserting after the word
4 "gas" the following: "in which case, the owner shall
5 authorize the refilling of the container by another
6 person designated by the owner".

Senate Concurred 4/29/93 (p.1439) RECEIVED FROM THE HOUSE
S-3676 FILED APRIL 28, 1993

SENATE AMENDMENT TO HOUSE FILE 360

H-4164

1 Amend House File 360, as passed by the House, as
2 follows:

3 1. Page 1, lines 7 and 8, by striking the words
4 "in writing".

5 2. Page 1, line 10, by inserting after the word
6 "compound" the following: "except when the owner is
7 unable to supply liquified petroleum gas to a person
8 to whom the owner is leasing or furnishing the
9 container and to whom the owner ordinarily supplies
10 the liquified petroleum gas".

11 3. Page 1, line 16, by striking the word "of" and
12 inserting the following: "indicating ownership by".

RECEIVED FROM THE SENATE

H-4164 FILED APRIL 22, 1993

House Concurred 4/28/93 (p. 1785)

HOUSE FILE 360

H-4201

1 Amend the Senate amendment, H-4164, to House File
2 360, as passed by the House, as follows:

3 1. Page 1, line 10, by inserting after the word
4 "gas" the following: "in which case, the owner shall
5 authorize the refilling of the container by another
6 person designated by the owner".

By ERTL of Dubuque

H-4201 FILED APRIL 26, 1993

adopted 4/28/93 (p. 1785)

Ertl, Chair
Peterson
Reinaud
Rinken
Tyrell

NSB 37

STATE GOVERNMENT

HOUSE FILE 360

BY (PROPOSED COMMITTEE ON STATE
GOVERNMENT BILL BY CHAIRPERSON
CARPENTER)

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to containers used for liquified petroleum gas
2 and providing a penalty.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. 101.13 LIQUIFIED PETROLEUM GAS
2 CONTAINERS.

3 1. If a liquified petroleum gas container designed to hold
4 more than twenty pounds of liquified petroleum gas has the
5 name, mark, initials, or other identifying device of the owner
6 in plainly legible characters on the surface of the container,
7 a person other than the owner or a person authorized in
8 writing by the owner shall not do any of the following:

9 a. Fill or refill the container with liquified petroleum
10 gas or any other gas or compound.

11 b. Buy, sell, offer for sale, give, take, loan, deliver or
12 permit to be delivered, or otherwise use the container.

13 c. Deface, remove, conceal, or change the name, mark,
14 initials, or other identifying device of the owner.

15 d. Place the name, mark, initials, or other identifying
16 device of any person other than the owner on the container.

17 2. A person who violates this section is guilty of a
18 serious misdemeanor. Each violation of this section shall
19 constitute a separate offense.

20 EXPLANATION

21 This bill provides that a liquified petroleum gas container
22 with capacity in excess of 20 pounds which has the owner's
23 name, mark, initials, or other identifying devices in plainly
24 legible characters on the surface of the container shall only
25 be filled or refilled by the owner of the container or the
26 person authorized to do so by the owner when the container is
27 plainly marked by the owner. It also prohibits the
28 trafficking in marked containers except by owners or persons
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30 identifying marking on a container or misrepresenting the
31 ownership status of a container. Each violation constitutes a
32 serious misdemeanor.

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HOUSE FILE 360

2. A person who violates this section is guilty of a simple misdemeanor. Each violation of this section shall constitute a separate offense.

AN ACT

RELATING TO CONTAINERS USED FOR LIQUIFIED PETROLEUM GAS AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. NEW SECTION. 101.13 LIQUIFIED PETROLEUM GAS CONTAINERS.

1. If a liquified petroleum gas container designed to hold more than twenty pounds of liquified petroleum gas has the name, mark, initials, or other identifying device of the owner in plainly legible characters on the surface of the container, a person other than the owner or a person authorized by the owner shall not do any of the following:

a. Fill or refill the container with liquified petroleum gas or any other gas or compound except when the owner is unable to supply liquified petroleum gas to a person to whom the owner is leasing or furnishing the container and to whom the owner ordinarily supplies the liquified petroleum gas in which case, the owner shall authorize the refilling of the container by another person designated by the owner.

b. Buy, sell, offer for sale, give, take, loan, deliver or permit to be delivered, or otherwise use the container.

c. Deface, remove, conceal, or change the name, mark, initials, or other identifying device of the owner.

d. Place the name, mark, initials, or other identifying device indicating ownership by any person other than the owner on the container.

HAROLD VAN MAAREN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 360, Seventy-fifth General Assembly.

Approved May 19, 1993

ELIZABETH ISAACSON
Chief Clerk of the House

TERRY E. BRANSTAD
Governor