

LIQUEFIED PETROLEUM GAS BOARD AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Fred C. Cox

Senate Sponsor: Curtis S. Bramble

LONG TITLE

Committee Note:

The Business and Labor Interim Committee recommended this bill.

General Description:

This bill modifies provisions relating to the Liquefied Petroleum Gas Board.

Highlighted Provisions:

This bill:

▶ allows the State Fire Marshal Division to send an official ballot and instructions to a licensee by registered or certified United States mail or by email.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-7-304, as last amended by Laws of Utah 2010, Chapter 286

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53-7-304** is amended to read:

53-7-304. Liquefied Petroleum Gas Board -- Creation -- Composition -- Appointment -- Terms of officers -- Meetings -- Compensation.



28 (1) (a) There is created within the division the Liquefied Petroleum Gas Board.

29 (b) The board is composed of seven members:

30 (i) two Utah fire chiefs or marshals;

31 (ii) two members of the general public; and

32 (iii) three members who are representatives of the LPG industry.

33 (2) The fire chiefs or marshals and the members of the general public shall be
34 appointed by the governor, on a nonpartisan basis.

35 (3) Members of the board who are representatives of the LPG industry shall have been
36 legal residents of the state for at least one year immediately preceding the date of appointment
37 and have been actively engaged in the LPG industry for a period of at least five years.

38 (4) The LPG industry representatives shall be appointed by the governor from a list of
39 at least five but no more than the 12 nominees receiving the largest number of votes according
40 to written ballots executed by representatives of the licensees under Subsection (7).

41 (5) (a) Except as required by Subsection (5)(b), as terms of current board members
42 expire, the governor shall appoint each new member or reappointed member to a four-year
43 term.

44 (b) Notwithstanding the requirements of Subsection (5)(a), the governor shall, at the
45 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
46 board members are staggered so that approximately half of the board is appointed every two
47 years.

48 (c) Members serve from the date of appointment until a replacement is appointed.

49 (6) When a vacancy occurs in the membership for any reason, the replacement shall be
50 appointed for the unexpired term.

51 (7) (a) The balloting of licensees shall be conducted by the division.

52 (b) For the appointments, the division shall forward to each licensee [~~by registered or~~
53 ~~certified United States mail~~] an official ballot for each staffed plant or facility held under
54 Section 53-7-309, with instructions for executing the ballot and returning it to the division.

55 (c) The division shall send the official ballot and instructions described in Subsection
56 (7)(b) by:

57 (i) registered or certified United States mail; or

58 (ii) email.

59 (8) (a) The board shall elect its own chair and vice chair at its first regular meeting each
60 calendar year.

61 (b) All meetings of the board shall be held on a prescribed date, at least quarterly, and
62 at any time a majority of the board members sends a request to the board chair.

63 (c) A majority of the members of the board is a quorum for the transaction of business.

64 (9) A member may not receive compensation or benefits for the member's service, but
65 may receive per diem and travel expenses in accordance with:

66 (a) Section [63A-3-106](#);

67 (b) Section [63A-3-107](#); and

68 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
69 [63A-3-107](#).

Legislative Review Note
as of 10-17-14 3:37 PM

Office of Legislative Research and General Counsel