



ARIZONA STATE SENATE
Fifty-First Legislature, First Regular Session

AMENDED
FACT SHEET FOR H.B. 2011

liquefied petroleum gas container; penalties

Purpose

Increases, from a petty offense to a class 3 misdemeanor, the classification for violations involving a liquefied petroleum gas container.

Background

Title 36, Chapter 13, Article 2, Arizona Revised Statutes, establishes requirements for the installation, ventilation and maintenance of gas appliances. Statute also prohibits a person other than the owner or a person authorized by the owner of a liquefied petroleum gas (LPG) container from: a) filling or refilling an LPG container with any gas or compound; b) evacuating an LPG container; or c) defacing, erasing, obliterating, covering up or otherwise removing or concealing any name, mark, initial or device on an LPG container (A.R.S. § 36-1624.01). LPG container violations are classified as petty offenses, while all other violations of Article 2 are classified as class 2 misdemeanors (A.R.S. § 36-1626).

A petty offense is punishable by a maximum fine of \$300 (A.R.S. §§ 13-105 and 13-802). A class 2 misdemeanor is punishable by a maximum fine of \$500 and imprisonment of up to thirty days (A.R.S. §§ 13-707 and 13-802).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Increases, from a petty offense to a class 3 misdemeanor, the classification for violations involving an LPG container.
2. Becomes effective on the general effective date.

Amendments Adopted by Committee of the Whole

- Lowers the classification for an LPG container violation to a class 3 misdemeanor.

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House Action

PSMRA 1/23/13 DP 8-0-0-0
3rd Read 2/11/13 59-0-1-0

Senate Action

GE 2/25/13 DP 7-0-0-1
PS 2/27/13 DP 6-0-1-0
3rd Read 3/19/13 30-0-0-0

Prepared by Senate Research

March 22, 2013

AW/JS/ly