



LIQUEFIED PETROLEUM GAS BOARD SPECIAL MEETING
2501 N LINCOLN BLVD, SUITE 218, OKLAHOMA CITY, OK 73105
January 14, 2024, 10:00 A.M.
AGENDA

1. Call to order and roll call to establish a quorum — Troy Earnheart, Chairman.
2. Announcement of the meeting filed with the Secretary of State and the agenda posted in accordance with the Open Meeting Act.
3. Possible discussion, revision, and vote to approve minutes from:
 - October 8, 2024, Regular Meeting
 - October 29, 2024, Special Meeting
4. Discussion and possible action to approve test applicants for permits who achieved a passing score of at least 80% on examinations taken on January 3, 2025.
5. Administrator's report – Chandra Heitzinger. The Board may have discussion and take possible action on these items:
 - Financial report;
 - Operations report;
 - Accident report – Nicholas Nadeau, Deputy Administrator
6. Discussion and Report from the Oklahoma Propane Gas Association – Kris Sanders, OPGA Executive Director.
7. Discussion and possible action regarding the 2025 rulemaking process, in consultation with legal counsel, including, but not limited to, a review of public comments received and record of public hearing, and possible revision and adoption to the final rule changes as follows:
 - OAC 420:1-1-4, to change the language to be consistent with the Oklahoma Open Records Act;
 - OAC 420:10-1-3, correct the scrivener error re the definition of Employee to be the definition of Employer;
 - OAC 420:10-1-5, to increase the Class 7 permit fee from \$50.00 to \$85.00;
 - OAC 420:10-1-8, to modify the passing grade for the Class 1 and Class 10 examinations from 80% to 75%, and modify the question composition for Class 1 and Class 10 examinations;
 - a. Review and consideration of Sam Sparks' public comment
 - b. Review and consideration of the Oklahoma Propane Gas Association public comment
 - OAC 420:10-1-9, to modify and clarify the process for requesting to operate without a Class 10 permit upon termination death, or other relief of duty of a Class 10 manager;
 - OAC 420:10-1-13, to modify and clarify the administrative process of requesting Class 10 coverage at two locations;

a. Review and consideration of the Oklahoma Propane Gas Association public comment

- OAC 420:10-1-14, to correct erroneous grammatical error in subsection (2)(A) and updated the language in subsection (2)(D) to be consistent with the language in 420:10-1-5(b)(9).
 - a. Review and consideration of: Change 420:10-1-14(b)(13)(C) from “For all size bulk storage containers, the name of the fee simple owners, if other than the consumer, shall be conspicuously shown on the container” to “All registered permit holders shall conspicuously mark any bulk size storage containers it owns so that the owner of any given container can be easily identified.”

8. Discussion and possible action regarding status update on submission of previously approved proposed statute amendments to the Oklahoma Liquefied Petroleum Gas Act and to submit the following as an additional submission proposed statute amendment:
 - **52 O.S. § 420.12 - Investigation of Fires - Report to Liquefied Petroleum Gas Administration - Record of Fires** The Liquefied Petroleum Gas Board shall have the right to conduct thorough investigations of Liquefied Petroleum Gas accidents or fires in this State. In case of an accident or fire at any location where there is a liquefied petroleum gas system or equipment, or in the case of any accident or fire where a liquefied petroleum gas system or equipment is or may be involved, the Oklahoma State Fire Marshal, the sheriff of the county, and the chief of the fire department or the mayor if no fire department exists, shall notify the Liquefied Petroleum Gas Administrator of said accident or fire immediately at the time they become aware of same. In no event shall this notification be forwarded later than (1) one business day after knowledge of the accident or fire is obtained, in order to enable an investigation to be made by the Liquefied Petroleum Gas Administration before the site has been disturbed.
9. Discussion and possible action regarding Ferrellgas’ report of compliance with the Board’s previous directive issued by letter dated October 30, 2024. Ferrellgas’ legal counsel requested to make a statement regarding compliance.
10. Ferrellgas’s report of the new location and discussion and possible action regarding Ferrellgas Class X coverage at the new location. Ferrellgas’ legal counsel requested to speak to the Board regarding Class X coverage at their new location.
11. Discussion and possible action regarding Class 1 locations with Class 10 coverage issues. O.A.C. 420:10-1-9(6)-(7). O.A.C. 420:10-1-13(a)-(b), and O.A.C. 420:10-1-20.
 - a. Amerigas
 - b. Platform Fuels
 - c. Rash Oil
12. Public comment – The Board allows for members of the public to comment on items of business before the Board and properly noticed in the posted agenda. Each speaker is limited to three (3) minutes. Cumulatively, public comment shall not exceed thirty (30) minutes.
13. Adjournment.

NOTE: The Board may, at its discretion, discuss, vote to approve, vote to disapprove, vote to table, change the sequence of any agenda item, or choose not to take up any item on the agenda.