

No. 584, S.]

[Published September 5, 1959.

CHAPTER 388

AN ACT to create 98.245 of the statutes, relating to weight, measurement and marking of liquefied petroleum gas, providing for a measurement temperature correction factor and providing a penalty.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 98.245 of the statutes is created to read:

98.245 LIQUEFIED PETROLEUM GAS SALES. (1) SALES EXCEPT

BY UNITS OF MEASUREMENT PROHIBITED. It is unlawful to sell or offer to sell at retail any liquefied petroleum gas except by avoirdupois weight, specified in pounds; liquid measure, specified in gallons; or vapor measure, specified in cubic feet, or such other units as may be approved by the department.

(2) PACKAGES TO BEAR TARE WEIGHT. When liquefied petroleum gas is sold or offered for sale at retail by weight, in portable containers, the tare weight of the container, shall be plainly and conspicuously marked on the outside of the container. Tare weight shall not be construed to include the valve protecting cap, which shall be removed when weighing. It is unlawful to sell or offer or expose for sale liquefied petroleum gas in packages or containers which do not bear a statement as to tare weight as required by this section, or which packages or containers bear a false statement as to tare weight.

(3) REFILLING; CREDIT. When liquefied petroleum gas is sold by the package or container, either by a refilling of a container or an exchange of containers, the vendor shall give the purchaser full credit for the unused liquid remaining in a container being exchanged or refilled.

(4) CORRECTION TO TEMPERATURE OF VOLUME SOLD. When liquefied petroleum gas is sold or delivered to a consumer as a liquid and by liquid measurement the volume of liquid so sold and delivered shall be corrected to a temperature of 60° Fahrenheit through use of an approved volume correction factor table, or through use of an approved meter with sealed automatic compensating mechanism. All sale tickets shall show the delivered gallons, the temperature at the time of delivery and the corrected gallonage, or shall state that temperature correction was automatically made. This section shall not apply to unit sales or deliveries made direct to mobile fuel tanks consisting of less than one hundred gallons.

(5) SALES TICKETS TO SHOW QUANTITY SOLD. Sales tickets or invoices shall show the quantity of liquefied petroleum gas sold, expressed in pounds, or gallons as set forth in sub. (4), or cubic feet, or other unit approved by the department. When vapor meters reading in approved units other than cubic feet are used, the invoice shall clearly indicate to the purchaser a factor to convert to gallons.

SECTION 2. This act shall take effect September 1, 1959.

Approved August 28, 1959.
