



South Carolina  
Department of Labor, Licensing and Regulation

Division of Fire and Life Safety



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**Minutes**  
**LP Gas Board Meeting**  
**May 18, 2011**  
**State Fire Marshal's Office Conference Room**

**Members Present**

Randy Battle  
Rob Freeman  
Roger Roff  
Richard O'Sheal

**Members Absent**

Anthony Segars

**Others Present**

Adolf Zubia  
Bill Galloway  
Ed Roper  
Corky Clark  
Sheridon Spoon  
Ronnie Yonce  
Susan Duncan

**Others Absent**

**Guests**

Jamie Campbell, OFM  
Brian Bachert, Heritage Propane - Board member applicant

- Meeting was called to order at 10:11 a.m.
- Chairman Randy Battle introduced the guests that attended this meeting. State Fire Marshal Adolf Zubia asked for each person to introduce themselves and provide background. Chairman Randy Battle welcomed two new board members, Richard O'Sheal and Rob Freeman.
- Minutes Approval – minutes from the December 1, 2010 board meeting were reviewed. Chairman Randy Battle approved, Roger Roff seconded the motion. The minutes were unanimously accepted by the Board.
- Old Business – none.
- Vacant Board positions discussed. Fire Marshal Adolf Zubia will have staff contact the Department of Insurance regarding the vacant "Insurance" position.
- Cease and Desist Orders – Fire Marshal Adolf Zubia requested that the Fire Marshal's office issue Cease and Desist orders similar to the method used by other LLR Boards/Commissions. Currently, the Fire Marshal's office issues a Cease and Desist "letter." Fire Marshal Zubia requested that an "order" generated by LLR's Office of General Counsel should be utilized. In the future, Ronnie Yonce will forward copy of the Cease and Desist order to LP Gas Board Chairman and also advise the Dealer (if Cease and Desist is for a Reseller). We were advised that the State Fire Marshal is eligible to sign the order. In addition, per LLR policy, future Cease and Desist orders will be posted on LLR's web-site. Roger Roff motioned to use this form, Richard O'Sheal seconded motion. The new form was unanimously accepted by the Board.

- Codes and Standards – NFPA 58 and 2009 International Fire Codes (IFC). This has created some conflict and need to be rectified. The State has adopted the International Codes and Fire Marshal Zubia would like to implement a process whereby the IFC code is adopted with modifications, which would incorporate the NFPA requirements. This action would minimize any significant changes and continue with requirement familiar to the industry.

After much discussion on the above matter, a decision was made for Sheridan Spoon, Legal Counsel, to review the current regulations and laws regarding the applicability of both codes. Attorney Spoon agreed to provide his opinion, at which time an informal meeting will be set up to review the opinion. Should it be necessary, all Board members, the SC Propane Gas Association, the propane gas industry, general industry as well as the fire side will be invited to attend. A meeting notice will be distributed, as required.

The July 1, 2011 update for LP Gas was brought up by Ed Roper. Advised that he and Bill were looking at this, and it appears that some of the LP Gas industry do not understand the fact that we are “pushing” the issue of the 2011 updates on tanks. Rob Freeman stated that he personally is involved in the (in the Upstate) removal of tanks of those not wanting/willing to comply, and Bill stated that as long as they are moving in right direction, we will work with them, our goal is not to shut anyone down. Ed said we need/want to be reasonable to the industry, and the newest codes need to be enforced as Rob Freeman stated, and that even though the Board adopted 2011 updates and advertised it, we make the decisions on whether or not gas get delivered if they are not up to date with the 2011 mandates, we have to look at the fairness and safety end of it, per Ed Roper. Randy stated that it’s up to us as to how we handle this, and if the Board had an opinion, he’ll like to hear it.

Bill also mentioned that a few transport companies have ask how do we know who’s in compliance. Sterling Transport made a suggestion to Bill that we use a sticker system for utility plants; at no charge. They told Bill a sticker system would help them, as transporters as well as other transporters licensed by our office know that’s it’s ok for them to make a delivery. Roger Roff thought this was a wonderful ideal and worth consideration by the Board, as does Bill. Randy Battle said the sticker system is our call, up to us if we wanted to pursue such a system.

Roger Roff made motion to adjourn Board meeting, Richard O’Sheal seconded motion. The motion was unanimously accepted by the Board.

Meeting was adjourned at 11:55 a.m.