

HOUSE BILL NO. 270

INTRODUCED BY BERGREN

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE USE OR SALE OF FLAMMABLE
REFRIGERANTS IN MOTOR VEHICLE AND SPECIAL MOBILE EQUIPMENT AIR CONDITIONING SYSTEMS
THAT ARE NOT INCLUDED IN THE LIST OF SAFE ALTERNATIVE AIR CONDITIONING SUBSTITUTES
PUBLISHED BY THE ENVIRONMENTAL PROTECTION AGENCY; AND PROVIDING AN IMMEDIATE
EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Air conditioning equipment -- use of flammable refrigerant prohibited.

(1) Air conditioning equipment must be ~~manufactured, installed, and~~ maintained with due regard for the safety
of the occupants of the vehicle, service technicians, and the public.

(2) Air conditioning equipment may ~~not~~ contain ~~any~~ ONLY refrigerant that ~~is flammable~~ HAS BEEN
INCLUDED IN THE LIST PUBLISHED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AS A SAFE ALTERNATIVE
MOTOR VEHICLE AIR CONDITIONING SUBSTITUTE FOR CHLOROFLUOROCARBON-12 PURSUANT TO 42 U.S.C. 7671K(C).

~~(2)(3)~~ A person may not equip OR MAINTAIN a motor vehicle or special mobile equipment with air
conditioning equipment OR REFRIGERANTS that ~~does~~ DO not comply with the requirements of this section.

~~(3)(4)~~ As used in [SECTION 2] AND this section, "air conditioning equipment" means mechanical,
belt-driven, vapor compression refrigerant equipment that is used to cool the driver's compartment or passenger
compartment of a motor vehicle, as defined in 61-1-102, or special mobile equipment, as defined in 61-1-104.

NEW SECTION. SECTION 2. AIR CONDITIONING EQUIPMENT -- SALE PROHIBITED. (1) REFRIGERANT NOT
ALLOWED TO BE USED PURSUANT TO [SECTION 1] MAY NOT BE SOLD FOR USE IN MOTOR VEHICLES IN MONTANA.

(2) MOTOR VEHICLES AND SPECIAL MOBILE EQUIPMENT WITH AIR CONDITIONING EQUIPMENT THAT HAVE
REFRIGERANTS NOT ALLOWED IN [SECTION 1], IF INSTALLED PRIOR TO [THE EFFECTIVE DATE OF THIS ACT], ARE NOT
SUBJECT TO ANY PENALTIES PROVIDED FOR UNDER TITLE 61, CHAPTER 9.

NEW SECTION. Section 3. Codification instruction. [Section 1] is [SECTIONS 1 AND 2] ARE intended

1 to be codified as an integral part of Title 61, chapter 9, part 4, and the provisions of Title 61, chapter 9, part 4,
2 apply to ~~[section 4]~~ [SECTIONS 1 AND 2].

3
4 NEW SECTION. Section 4. Saving clause. [This act] does not affect rights and duties that matured,
5 penalties that were incurred, or proceedings that were begun before [the effective date of this act].

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7 NEW SECTION. Section 5. Effective date. [This act] is effective on passage and approval.

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