

As Engrossed: 3/5/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Jordan**

A BILL ACT 1103 OF 1991
HOUSE BILL 1619

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §§ 8-5-203 AND 8-5-207 TO
9 REQUIRE THE LICENSURE OF PRIVATE WASTEWATER TREATMENT
10 PLANT OPERATORS; AND FOR OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. Arkansas Code § 8-5-203 is hereby amended to read as
15 follows:

16 "8-5-203. Unlawful actions.

17 It shall be unlawful for any municipality, governmental subdivision,
18 public or private corporation, or other person to operate a public or private
19 wastewater treatment plant unless the competency of the operator is duly
20 licensed by the Arkansas Pollution Control and Ecology Commission under the
21 provisions of this subchapter. It shall further be unlawful for any person to
22 perform the duties of an operator of any such plant without being duly
23 licensed under this subchapter."

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25 SECTION 2. Arkansas Code § 8-5-207 is hereby amended to read as
26 follows:

27 "8-5-207. Operators to be licensed.

28 In order to safeguard the public health and protect the waters of this
29 state from pollution, all operators in responsible charge of public or private
30 wastewater treatment plants shall be duly licensed and certified as competent
31 by the Arkansas Pollution Control and Ecology Commission under the provisions
32 of this subchapter and under such rules and regulations as the commission may
33 adopt, with the advice and assistance of the licensing committee, pursuant to
34 the authority of this subchapter. *All rules and regulations promulgated*
35 *pursuant to this act shall be reviewed by the Joint Interim Committee on*
36 *Public Health, Welfare and Labor or an appropriate subcommittee thereof."*

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SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. If any provisions of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or application, and to this end the provisions of this act are declared to be severable.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

/s/ James Jordan

APPROVED: 4/9/91