

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 1864 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005

As Engrossed: S3/31/05

A Bill

HOUSE BILL 2469

4  
5 By: Representative Borhauer  
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8 **For An Act To Be Entitled**

9 AN ACT TO AMEND THE ARKANSAS SEWAGE DISPOSAL  
10 SYSTEMS ACT AS ADMINISTERED BY THE DEPARTMENT OF  
11 HEALTH TO REQUIRE THE POSTING OF A DESIGNATED  
12 REPRESENTATIVE AND INSTALLER BOND; AND FOR OTHER  
13 PURPOSES.  
14

15 **Subtitle**

16 AN ACT TO AMEND THE ARKANSAS SEWAGE  
17 DISPOSAL SYSTEMS ACT AS ADMINISTERED BY  
18 THE DEPARTMENT OF HEALTH TO REQUIRE THE  
19 POSTING OF A DESIGNATED REPRESENTATIVE  
20 AND INSTALLER BOND.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 14-236-116(b) is amended to read as  
26 follows:

27 (b) A An installer shall receive at least one (1) annual training  
28 course from an online, private, or governmental source approved by the  
29 Department of Health and pay a fee of fifty dollars (\$50.00) shall be levied  
30 annually to maintain certification for the registration of installers.  
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32 SECTION 2. Arkansas Code § 14-236-119 is amended to read as follows:  
33 14-236-119. Bond.

34 (a) The ~~State Board~~ Department of Health ~~may~~ shall require all  
35 designated representatives and installers to post a ~~designated representative~~



1 ~~contractor's~~ surety bond in an amount not less than ten thousand dollars  
2 \$10,000). The surety bond shall be provided by a surety company authorized  
3 to do business in the State of Arkansas and issued by an agent licensed in  
4 the State of Arkansas.

5 (b)~~(1)~~ The ~~board~~ State Board of Health may ~~establish and promulgate~~  
6 ~~rules establishing~~ increase by rule the amount of the designated  
7 representative ~~contractors' bonds, based on a designated representative's~~  
8 ~~past performance or violations of the rules and regulations of this chapter,~~  
9 ~~construction methods, and business practices~~ or installer surety bond.

10 ~~(2) However, a bond under this section shall not be less than~~  
11 ~~two thousand dollars (\$2,000) unless exempted by other provisions under this~~  
12 ~~chapter.~~

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14 /s/ Borhauer

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17 APPROVED: 04/08/2005  
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