

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

A Bill

SENATE BILL 270

For An Act To Be Entitled

"AN ACT TO REGULATE BLASTING; AND FOR OTHER PURPOSES."

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

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SECTION 1. Arkansas Code Title 20, Chapter 27 is amended to add the following new subchapter:

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"SUBCHAPTER 11.

20-27-1101. Any person who knowingly violates any provision of this act or any regulation or order adopted pursuant to this act shall be guilty of a Class B misdemeanor.

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20-27-1102. (a) The Director of the Arkansas Department of Labor shall promulgate regulations to establish minimum standards for the qualifications of those individuals performing blasting in Arkansas.

(b) The Director of the Department of Labor shall implement, enforce, and administer the provisions of this act and the regulations adopted pursuant thereto.

(c) Regulations under this section shall be adopted pursuant to the Administrative Procedure Act, §§25-15-101 et. seq.

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20-27-1103. The provisions of this act shall not apply to the following:

(a) blasting conducted at a surface coal mine regulated by the Department of Pollution Control and Ecology pursuant to the Arkansas Surface Coal Mining and Reclamation Act, §§15-58-101 et seq.; and

(b) blasting conducted during seismic operations regulated by the Oil and Gas Commission pursuant to Act 5 of 1991."

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SECTION 2. 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 3. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 4. All laws or parts of laws in conflict with this act are hereby repealed.

/s/Hopkins