

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**HOUSE BILL**

4 **By: Representatives Hogue and O. Miller**

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 17-43-301 TO PERMIT THE  
9 REGISTRATION OF CERTAIN PREVIOUSLY EXEMPTED PUMP  
10 INSTALLERS WITH EXAMINATION; TO REPEAL THE EXEMPTION FROM  
11 REGISTRATION FOR CERTAIN PUMP INSTALLERS FOUND IN  
12 SUBSECTION (f) OF ARKANSAS CODE 17-43-108; TO CLARIFY THAT  
13 THE WATER WELL CONSTRUCTION COMMISSION MAY ALSO REGISTER  
14 AND ISSUE A REGISTRATION CERTIFICATE TO CERTIFIED PUMP  
15 INSTALLERS; AND FOR OTHER PURPOSES.

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## Subtitle

18 "AN ACT RELATING TO THE REGISTRATION OF PUMP INSTALLERS  
19 AND RIG PERMITS."

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

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24 SECTION 1. Arkansas Code 17-43-301 is amended to read as follows:

25 "17-43-301. Certificate - Applicant qualifications.

26 (a) Upon proper application to the commission, any natural person shall  
27 be entitled to be registered and to be issued a certificate of registration as  
28 a certified water well driller or certified pump installer who shall furnish  
29 to the commission proof that he:

30 (1) Is not less than eighteen (18) years of age;

31 (2) Is a citizen of the United States or has declared his  
32 intention to become a citizen;

33 (3) Is of good moral character;

34 (4) Has knowledge of the rules and regulations adopted under this

1 chapter; and

2           (5) Has had no less than two (2) years' experience in the work  
3 for which he is applying for a certificate of registration or has completed  
4 forty (40) hours of instruction approved by the commission.

5           (b) The commission shall provide examinations and a course of  
6 instruction, when required, which each applicant must pass in order to qualify  
7 for the certificate of registration.

8           (c) Any person engaged in the business of pump installation shall be  
9 registered and issued a certificate of registration after passing an  
10 examination if:

11           (1) the applicant has been engaged, for a period of at least two (2)  
12 years, in the business of pump installation for domestic wells and wells  
13 which produce less than fifty thousand (50,000) gallons per day; and

14           (2) the applicant makes application and pays the required fees for  
15 registration within one hundred twenty (120) days after July 1, 1993."

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17           SECTION 2. Arkansas Code 17-43-304 is amended to add the following new  
18 subsection:

19           "(c) A land owner installing pumping equipment in a water well owned by  
20 him for his own use is exempted from the licensing requirements of this  
21 chapter."

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23           SECTION 3. (a) Subsection (f) of Arkansas Code 17-43-108 is hereby  
24 repealed.

25           (b) All other laws and parts of laws in conflict with this act are  
26 hereby repealed.

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28           SECTION 4. All provisions of this act of a general and permanent nature  
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
30 Revision Commission shall incorporate the same in the Code.

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32           SECTION 5. If any provision of this act or the application thereof to  
33 any person or circumstance is held invalid, such invalidity shall not affect  
34 other provisions or applications of the act which can be given effect without  
35 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.