

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Fitch**
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A Bill

SENATE BILL

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.

Subtitle

17 "AN ACT RELATING TO THE REGISTRATION OF PUMP INSTALLERS
18 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.