

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 1283 of 2001
SENATE BILL 450

5 By: Senators Baker, Faris, Mahony, Horn
6 By: Representatives Salmon, Parks, Lowery
7

For An Act To Be Entitled

10 AN ACT TO CREATE AN OWNER-USER INSPECTION PROGRAM FOR
11 THE INSPECTION OF BOILERS OR OTHER PRESSURE VESSELS;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14 AN ACT TO CREATE AN OWNER-USER
15 INSPECTION PROGRAM FOR THE INSPECTION OF
16 BOILERS OR OTHER PRESSURE VESSELS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Title 20, Chapter 23, Subchapter 4 is amended to add an
23 additional section to read as follows:

24 20-23-407. Owner-User Inspection Program.

25 (a) Any owner or user of a steam boiler or pressure vessel subject to
26 the requirements of this chapter may perform any inspections required by this
27 chapter on such vessels owned or operated by them if the owner-user meets the
28 requirements prescribed by regulation of the Director of the Department of
29 Labor.

30 (b) The Director of the Department of Labor shall set out requirements
31 for the certification of owner-user inspectors and certification of owner-user
32 inspection programs by regulation and shall have full authority to promulgate
33 and enforce such regulations.

34 (c) Any owner or user who is found, after notice and opportunity for
35 hearing, to have violated regulations prescribed by the director pursuant to
36 this subchapter, shall be assessed a civil money penalty of not less than one

1 hundred dollars (\$100) or more than five thousand dollars (\$5,000). Each day
2 a violation continues shall be considered a separate violation. The director
3 is authorized to bring a civil action in a court of competent jurisdiction to
4 recover the amount of any civil money penalties.

5 (d) In addition to civil money penalties, any owner or user who is
6 found to be in violation of this section shall be guilty of a class A
7 misdeemeanor.

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10 **APPROVED: 4/4/2001**
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