

1 State of Arkansas
2 90th General Assembly
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4

A Bill

HOUSE BILL 1055

5 By: Representative House
6

For An Act To Be Entitled

8 AN ACT TO SIMPLIFY LICENSURE PROCESSES AND PROCEDURES
9 FOR PLUMBERS; TO ENSURE THAT LICENSURE AS A PLUMBER
10 ALLOWS PLUMBERS TO PERFORM ALL PLUMBING SERVICES
11 WITHOUT ADDITIONAL REGULATION; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 TO SIMPLIFY LICENSURE PROCEDURES FOR
16 PLUMBERS BY ENSURING THAT A PLUMBER'S
17 LICENSE ALLOWS A PLUMBER TO PERFORM ALL
18 PLUMBING SERVICES.
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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 § 14-236-107, concerning the powers and
25 duties of the Division of Sanitarian Services of the Department of Health, is
26 amended to add an additional subsection to read as follows:

27 (c) The division shall not require that a licensed plumber obtain a
28 license or certificate from the division before the plumber installs or
29 services a septic system.
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31 SECTION 2. Arkansas Code § 17-38-201(e), concerning the powers and
32 duties of the State Board of Health, is amended to read as follows:

33 (e)(1) The State Board of Health may issue special licenses and
34 restricted licenses, including, but not limited to, gas licenses and other
35 licenses which may cover a special phase of plumbing, provided that the
36 licensee has demonstrated competency for the particular phase of plumbing for



1 which the person is licensed.

2 (2) The State Board of Health shall not require that a licensed
 3 plumber obtain a special or restricted license or certificate to install or
 4 service:

5 (A) A septic system; or

6 (B) A water well.

7
 8 SECTION 3. Arkansas Code § 17-50-204 is amended to read as follows:
 9 17-50-204. Powers and duties.

10 (a) The Commission on Water Well Construction shall be responsible for
 11 the administration of this chapter and shall adopt, and from time to time
 12 amend or repeal, necessary rules and regulations governing the installation,
 13 construction, repair, and abandonment of water wells and pumping equipment.

14 (b) With respect thereto, it The commission shall:

15 (1) Hold public hearings in accordance with the Arkansas
 16 Administrative Procedure Act, § 25-15-201 et seq.;

17 (2) Issue such orders and take such other actions as may be
 18 necessary to enforce the provisions of this chapter and the rules and
 19 regulations adopted pursuant thereto;

20 (3) Establish procedures and forms for the submission, review,
 21 approval, and rejection of applications, notifications, and reports required
 22 under this chapter;

23 (4) Prepare subject matter for examinations to test the
 24 knowledge and skills of:

25 (A) Water well drillers in the construction, alteration,
 26 and repair of water wells, including proper sealing and abandonment of water
 27 wells, and the rules and regulations of this chapter;

28 (B) Pump installers in the planning, installation,
 29 operation, and repair of pumping equipment and water wells, including sealing
 30 and abandonment, pumping efficiency, and the rules and regulations of this
 31 chapter; and

32 (C) Other persons who by trade install, alter, construct,
 33 or repair water wells and related equipment and who are eligible for license
 34 or certificate;

35 (5) Adopt, amend, or repeal, and publish rules and regulations
 36 governing examinations;

1 (6) Hold examinations of applicants for certificates of
 2 registration at least one (1) time a year;

3 (7) Grade all tests and examinations for certificates of
 4 registration;

5 (8) Issue licenses, permits, or certificates for the type or
 6 class of well construction or repair or pump installation; and

7 (9) Perform such other duties as are consistent with the
 8 purposes of this chapter.

9 (c) The commission shall not require that a licensed plumber obtain a
 10 license or certificate from the commission to service or repair a water well.

11 ~~(b)~~(d) The commission may adopt and procure a seal for its official
 12 use.

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 14 SECTION 4. Arkansas Code § 20-22-607 is amended to read as follows:

15 20-22-607. Arkansas Fire Protection Licensing Board – Powers and
 16 duties.

17 The Arkansas Fire Protection Licensing Board shall:

18 (1) Formulate and administer policies as may be determined
 19 necessary for the protection and preservation of life and property in regard
 20 to:

21 (A) The registration of firms engaging in the business of
 22 installing, inspecting, or servicing portable fire extinguishers and of firms
 23 engaging or in the business of installing, inspecting, and servicing fixed
 24 fire protection systems;

25 (B)(i) The registration of firms engaging in the business
 26 of hydrostatic testing of portable fire extinguishers.

27 (ii) However, no person or firm shall be granted a
 28 Class A hydrostatic testing certificate until the applicant submits proof
 29 satisfactory to the board that the test equipment of the applicant has been
 30 tested and certified by the United States Department of Transportation;

31 (C) The examination and licensure of persons applying for
 32 a license to install, inspect, or service portable fire extinguishers and of
 33 a person applying for a license to install, inspect, or service fixed fire
 34 protection systems;

35 (D) The registration of firms engaging in the business of
 36 selling, system layout, installing, servicing, inspecting, or any aspect of

1 fire protection sprinkler systems, including standpipe, fire pumps, and hose
2 systems;

3 (E) The examination and licensure of a person applying for
4 a license as a responsible managing employee for the purpose of fire
5 protection sprinkler system business, including designing, inspecting,
6 installing, system layout, or servicing fire protection sprinkler systems,
7 including standpipe, fire pumps, and hose systems;

8 (F) The examination and licensure of a person applying for
9 a license as a fire protection sprinkler systems inspector for the purpose of
10 servicing or inspecting fire protection sprinkler systems, including
11 standpipe, fire pumps, and hose systems; and

12 (G) The examination and licensure of a person applying for
13 a license as a fire protection sprinkler system sprinkler fitter or
14 apprentice for the purpose of installing, servicing, or placing fire
15 protection sprinkler systems in service, including without limitation
16 standpipe, fire pumps, and hose systems;

17 (2)(A) Establish reasonable qualifications for firms and
18 individuals for the issuance of a certificate of registration or individual
19 license to engage in any aspect of the business of portable fire
20 extinguishers, fixed fire protection systems, or fire protection sprinkler
21 systems.

22 (B) The board shall not require that a licensed
23 plumber obtain a license or certificate from the board to install or service
24 a fixed fire protection system or a fire protection sprinkler system;

25 (3) Conduct examinations to ascertain the qualifications and
26 fitness of individual applicants to install or service portable fire
27 extinguishers, install or service fixed fire protection systems, or install,
28 service, inspect, or design fire protection sprinkler systems;

29 (4) Issue certificates of registration for those firms that
30 qualify and individual licenses and permits to individuals that qualify to
31 engage in the business and activity of installing and servicing portable fire
32 extinguishers, installing and servicing fixed fire protection systems, and
33 designing, installing, inspecting, or servicing fire protection sprinkler
34 systems and issue licenses or permits to those firms and individuals
35 qualifying to perform hydrostatic testing of fire extinguisher cylinders;

36 (5) Evaluate the qualifications of firms seeking approval as

1 testing laboratories for portable fire extinguishers; and

2 (6)(A) Regulate and license as a part of a fire protection
 3 sprinkler system the installation, service, and maintenance of a standpipe
 4 and hose system as defined under the National Fire Protection Association
 5 pamphlet number fourteen (No. 14): Standard for The Installation for
 6 Standpipe and Hose Systems.

7 (B)(i) The installation, service, and maintenance of a
 8 standpipe and hose system shall be performed by a licensed fire protection
 9 sprinkler contractor. A licensed fire protection sprinkler contractor is not
 10 required to perform hydrostatic testing of the standpipe hose, repair of the
 11 standpipe hose, or maintenance of the standpipe hose.

12 (ii) The standpipe and hose system shall be:

13 (a) Designed, installed, and tested in
 14 accordance with the standards adopted in the Rules and Regulations for Fire
 15 Protection Sprinkler Systems of the board and in accordance with the
 16 applicable National Fire Protection Association pamphlets; and

17 (b) Designed by an Arkansas-licensed
 18 responsible managing employee or a registered professional engineer licensed
 19 by the State of Arkansas.

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