

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 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

HOUSE BILL 1598

5 By: Representative Bradford  
6 By: Senator Broadway  
7  
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## For An Act To Be Entitled

10 AN ACT TO PROVIDE PENALTIES FOR VIOLATING THE  
11 STATE ELECTRICAL CODE AND THE PROVISIONS  
12 CONCERNING THE EXAMINATION AND LICENSING OF  
13 ELECTRICIANS; AND FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT TO PROVIDE PENALTIES FOR  
16 VIOLATING THE STATE ELECTRICAL CODE AND  
17 THE PROVISIONS CONCERNING THE  
18 EXAMINATION AND LICENSING OF  
19 ELECTRICIANS.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 17-28-309, concerning penalties for  
26 performing electrical work without a license, is amended to add an additional  
27 subsection to read as follows:

28 (c)(1) A civil penalty may be assessed by the Board of Electrical  
29 Examiners on any person, firm, or corporation, if after a hearing according  
30 to the Administrative Procedure Act, it is determined that the person, firm,  
31 or corporation has violated any:

32 (A) Provision of this chapter;

33 (B) Provision in §§ 20-31-101 through 20-31-105;

34 (C) Rule, regulation, or order issued or promulgated by  
35 the board; or

36 (D) Any condition of a license, certificate, or



1 registration issued by the board.

2 (2) For each violation, the penalty shall not exceed the  
3 following:

4 (A) Two hundred fifty dollars (\$250.00) for a first  
5 offense;

6 (B) Seven hundred fifty dollars (\$750.00) for a second  
7 offense; or

8 (C) One thousand dollars (\$1000.00) for a third offense.

9 (3) Each day of a continuing violation is a separate violation  
10 for purposes of penalty assessment.

11 (4) Assessment of a civil penalty by the board shall be made no  
12 later than two (2) years after the date of the occurrence of the violation.

13 (5) If any person, firm, or corporation against whom a civil  
14 penalty has been imposed fails to pay the penalty within sixty (60) days of  
15 the board's decision, the Director of the Arkansas Department of Labor may  
16 file an action in a court of competent jurisdiction to collect the civil  
17 penalty, without paying costs or giving bond for costs.

18 (6) Any penalties collected under this section, shall be  
19 deposited as special revenues in the State Treasury to the credit of the  
20 Department of Labor Special Fund, there to be used by the Department of Labor  
21 in carrying out the functions, powers, and duties of in this chapter.

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