

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1227

Introduced by

Representatives Wald, Haas

Senator Wardner

1 A BILL for an Act to create and enact a new section to chapter 43-35 of the North Dakota
2 Century Code, relating to water well contractor continuing education requirements; to amend
3 and reenact section 43-35-17 of the North Dakota Century Code, relating to water well
4 contractor continuing education requirements; and to provide an effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Section 43-35-17 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **43-35-17. Renewal of certificate - Continuing education.** A certificate issued under
9 ~~the provisions of~~ this chapter is valid for up to one year and expires on the thirty-first day of
10 December in the year ~~it was issued~~ of issuance. The certificate may be renewed by the board
11 upon application. The application must include reporting information that the applicant
12 completed six hours of continuing education during the most recent period of certification which
13 meets continuing education standards adopted by the board. The application must be made
14 ~~prior to~~ before April first in the year following ~~its~~ the certificate's expiration, must be
15 accompanied by a fee in an amount ~~to be~~ set by the board not to exceed fifty dollars, and ~~the~~
16 ~~furnishing of~~ must be accompanied by a bond as provided in section 43-35-14.

17 **SECTION 2.** A new section to chapter 43-35 of the North Dakota Century Code is
18 created and enacted as follows:

19 **Continuing education - Preapproval requirements.** Each certificate holder shall
20 earn at least six hours of board-approved continuing education annually to qualify for certificate
21 renewal, except a new certificate holder is not required to earn continuing education until the
22 second renewal year following initial certification. Continuing education coursework may be
23 provided by the national water well association, the North Dakota well drillers association,
24 incorporated, a board-sponsored workshop, or by any board-approved course provider. A

1 continuing education course must be preapproved by the board unless otherwise provided
2 under this section. A continuing education course provider or a certificate holder shall request
3 preapproval of continuing education coursework by submitting to the board a course outline,
4 the instructor's name, the length of the training, and an explanation of how the training relates
5 to the construction and service of water wells. A certificate holder may request approval of
6 education that was not preapproved by submitting to the board verification of attendance, a
7 course outline, and an explanation of why preapproval was not obtained. The board shall
8 determine on a case-by-case basis whether to approve education that was not preapproved.

9 **SECTION 3. EFFECTIVE DATE.** This Act becomes effective January 1, 2000, and
10 applies to all applications for certificate renewal beginning with the 2001 certificate year.