

**FIRST ENGROSSMENT
with Senate Amendments**

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. Every two years the application must include reporting information that the
12 applicant completed twelve hours of continuing education during the two-year reporting cycle
13 which meets continuing education standards adopted by the board. The application must be
14 made 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 twelve hours of board-approved continuing education during every two-year
21 reporting cycle to qualify for certificate renewal, except a new certificate holder is not required
22 to earn continuing education until the second renewal year following initial certification.
23 Continuing education coursework may be provided by the national ground water association,
24 the North Dakota well drillers association, incorporated, a board-sponsored workshop, the state

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

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