

PUBLIC HEALTH CODE (EXCERPTS)

Act 368 of 1978

AN ACT to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to provide for penalties and remedies; and to repeal certain acts and parts of acts.

History: 1978, Act 368, Eff. Sept. 30, 1978.

*The People of the State of Michigan enact:*

PART 127. Water Supply and Sewer Systems

333.12701 Definitions used in 333.12701 to 333.1274518.

Sec. 12701.(1) As used in sections 12701 to 1274518:

(A) "DEPARTMENT" MEANS MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY.

(B) "INDIVIDUAL" MEANS INDIVIDUAL AS DEFINED IN SECTION 333.1105.

(C) "LOCAL HEALTH DEPARTMENT" MEANS LOCAL HEALTH DEPARTMENT AS DEFINED IN SECTION 333.1105.

(D) "PERMIT" MEANS A DOCUMENT ISSUED BY THE DEPARTMENT OR LOCAL HEALTH DEPARTMENT FOR THE CONSTRUCTION OF A WATER WELL.

(aE) "Person" means a person as defined in section 333.1106 or a governmental entity.

(bF) "Pump" means a mechanical equipment or device used to remove water from a well.

(cG) "Pump installer-INSTALLATION CONTRACTOR" means a person-AN INDIVIDUAL who is qualified to engage in the installation, removal, alteration, or repair of water well pumping equipment in connection with a water well.

(dH) "Well" means an opening in the surface of the earth for the purpose of removing fresh water or a test well, recharge well, OPEN LOOP HEAT EXCHANGE WELL waste-disposal well, or a well used temporarily for dewatering purposes during construction.

(I) "Well Drilling Contractor" means a person qualified to engage in well construction, well alteration, or well repair and pump installation, who supervises the construction of water wells and the installation of pumps, and who owns, rents, or leases equipment used in the construction of water wells.

(2) In addition, ~~article 4~~ SECTIONS 333.1104 TO 333.1111 contains general definitions and principles of construction applicable to all ~~articles~~ SECTIONS in this code.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.12703 Applicability of 333.12701 to 333.1274518.

Sec. 12703.(1) Sections 12701 to 1274518 shall not apply to:

(a) A well, pump, or other equipment used temporarily for dewatering purposes during construction when the well is not more than two inches in diameter and not more than 25 feet in total depth below the natural ground surface or is used in the relief of artesian pressure at

53 hydroelectric projects or is used with the drilling of oil or gas wells.

54 (b) A brine, test, storage, or disposal well regulated pursuant to PART 625 of the Public  
55 Acts of 1969 1994, MINERAL WELLS, being sections 319.211 to 319.236 324.61501 TO  
56 324.62518 of the Michigan Compiled Laws.

57 (2) Sections 12701 to 1274518 shall not prevent a person AN INDIVIDUAL from  
58 constructing a well or installing a pump on property owned or leased by the person INDIVIDUAL  
59 which is intended for use only in a single family house which is that person's INDIVIDUAL'S  
60 permanent residence, or intended for use only for farming purposes on that person's farm, and  
61 where the waters to be produced are not intended for use by the public or in any residence other  
62 than his or her own. The person INDIVIDUAL shall submit the drilling record required by section  
63 12707 and comply with the rules and construction code promulgated under section 12714.

64 (3) Sections 12701 to 1274518 shall not restrict a master plumber licensed under Act No.  
65 266 733 of the Public Acts of 1929 2002, as amended, being section 338.3511 to 338.3569 of the  
66 Michigan Compiled Laws, from engaging in the licensee's legally recognized trade. A licensed  
67 master plumber may perform the work of a pump installer INSTALLATION CONTRACTOR  
68 prescribed in sections 12701 to 1274518 or rules and construction code promulgated under  
69 section 12714 without a certificate of registration as a pump installer INSTALLATION  
70 CONTRACTOR.

71 (4) SECTIONS 12701 TO 12718 SHALL NOT PREVENT A PROPERTY OWNER FROM  
72 PLUGGING ABANDONED WELLS WHICH;

73 (A) ARE OWNED BY THE INDIVIDUAL

74 (B) SERVE A SINGLE FAMILY HOUSE THAT IS THE INDIVIDUAL'S  
75 PERMANENT RESIDENCE OR ARE LOCATED ON SUCH PROPERTY

76 (C) HAVE A CASING THAT IS LESS THAN TWO INCHES IN DIAMETER OR  
77 GREATER THAN 18 INCHES AND LESS THAN 25 FEET IN DEPTH.

78 (5) IF A SECOND WELL CASING IS LOCATED WITHIN AN ABANDONED LARGE  
79 DIAMETER DUG OR BORED WELL, THE CASING PIPE SHALL BE PLUGGED BEFORE THE  
80 DUG OR BORED WELL IS PLUGGED.

81 (6) A PERMIT IS REQUIRED FOR CONSTRUCTION OF ALL WELLS EXCEPT  
82 TEMPORARY DEWATERING WELLS.

83 History: 1978, Act 368, Eff. Sept. 30, 1978.

84  
85 333.12704 Certificate of registration as WATER well drilling contractor, pump installer  
86 INSTALLATION CONTRACTOR, DEWATERING water well drilling contractor, or  
87 dewatering well pump installer; application; fees; exemption.

88 Sec. 12704.(1) Before engaging in the business of WATER well drilling or pump installing,  
89 a person AN INDIVIDUAL shall obtain a certificate of registration annually as a WATER well  
90 drilling contractor or pump installer INSTALLATION CONTRACTOR, using an application  
91 prepared by the department.

92 (2) Before engaging in the business of constructing dewatering wells or installing  
93 dewatering well pumps, a person AN INDIVIDUAL shall obtain a certificate of registration annually  
94 as a DEWATERING water well drilling contractor limited to the construction of dewatering wells or  
95 as a dewatering well pump installer, using an application prepared by the department.

96 (3) CONTRACTOR REGISTRATION FEES ARE AS FOLLOWS: The applicant shall pay  
97 a registration fee with the application. The initial registration fee and the annual renewal  
98 registration fee for a well drilling contractor is \$40.00 and for a pump installer is \$25.00. A well  
99 drilling contractor shall pay an additional annual fee of \$10.00 for each additional drilling machine.  
100 A registered well drilling contractor may do any of the work of a pump installer without payment of  
101 the fee for a pump installer.

WATER WELL DRILLING CONTRACTOR REGISTRATION	\$300.00/YEAR
DEWATERING WELL DRILLING CONTRACTOR REGISTRATION	\$300.00/YEAR
PUMP INSTALLATION CONTRACTOR REGISTRATION	\$150.00/YEAR
EXAM APPLICATION FEE (INCLUDES ONE YEAR REGISTRATION)	\$500.00
EXAM RETAKE	\$100.00
EXAM APPLICATION FEE (WITHOUT CEUs)	\$700.00
ADDITIONAL DRILLING RIG	\$100.00
CHANGE OF BUSINESS NAME OR CHANGE OF CONTRACTOR REPRESENTATION OUTSIDE OF REGISTRATION RENEWAL	\$25.00

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~~(4) A county, city, village, township, or other governmental unit engaged in well drilling or pump installing shall be registered under sections 12701 to 12715, but shall be exempt from paying the registration fees if the drilling or installing is done by regular employees of, and with equipment owned by, the governmental unit and the work is on wells or pumps intended for use by the governmental unit.~~

History: 1978, Act 368, Eff. Sept. 30, 1978.

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333.12705 Certificate of registration; issuance; nontransferable; expiration; renewal; examination; eligibility; reciprocity.

Section 12705. (1) The department shall issue certificates of registration to WATER well drilling contractors, DEWATERING WELL DRILLING CONTRACTORS and pump installers INSTALLATION CONTRACTORS who meet the requirements of sections 12701 to 1274518.

(2) A certificate of registration is not transferable and expires on April 30 of each year. After July 1/APRIL 30 of each year a certificate of registration may be renewed only upon application for renewal and payment of a fee of 50% of the basic registration fee in addition to the regular registration fee.

(3) A new applicant for a certificate of registration shall be examined in accordance with the rules and construction code promulgated under section 12714. ~~The advisory board created by section 12711 shall determine and advise the department~~ SHALL DETERMINE as to the eligibility of a WATER well drilling contractor, DEWATERING WELL DRILLING CONTRACTOR or pump installer INSTALLATION CONTRACTOR for registration IN ACCORDANCE WITH THE RULES PROMULGATED UNDER SECTION 12714. ~~A well drilling contractor or pump installer which is a firm, partnership, or corporation shall designate at least 1 partner, officer, or responsible full-time employee to take the examination on its behalf.~~

(4) The department, upon application and payment of the prescribed fees, may issue a certificate of registration as a WATER well drilling contractor, DEWATERING WELL DRILLING CONTRACTOR or a pump installer INSTALLATION CONTRACTOR to ~~a person~~ AN INDIVIDUAL who holds a similar certificate of registration in another state or a foreign country, if the requirements for the registration of ~~a well drilling contractor, and pump installer under which the certificate of registration was issued~~ do not conflict with SECTIONS 12701 TO 1274518 OR RULES AND CONSTRUCTION CODE PROMULGATED UNDER SECTION 12714, are of a standard not lower than that specified by the rules and construction code promulgated under section 12714, and if equal reciprocal privileges are granted to a registrant of this state.

(5) A WATER WELL DRILLING, DEWATERING WELL DRILLING OR PUMP INSTALLATION BUSINESS SHALL BE REPRESENTED BY AN APPROPRIATELY REGISTERED INDIVIDUAL UNDER SECTIONS 12701 TO 12718, SUCH AS OWNER, FULL TIME EMPLOYEE, OFFICER, OR BUSINESS PARTNER, AND BE RECORDED WITH THE DEPARTMENT.

History: 1978, Act 368, Eff. Sept. 30, 1978.

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333.12706 Numbers, seal, and words to be placed on well drilling machine.

Sec. 12706. A WATER well drilling contractor AND DEWATERING WELL DRILLING CONTRACTOR shall place the registration number, including the county code number for the business location, in figures not less than two inches high in a conspicuous location on both sides of the contractor's well drilling machine. A seal furnished by the department designating the year the certificate of registration was issued or renewed and the words "Michigan registered water well drilling contractor" shall be affixed directly adjacent to the registration number. THE SEAL FURNISHED BY THE DEPARTMENT FOR DEWATERING WELL DRILLING CONTRACTORS SHALL CONTAIN THE WORD "DEWATERING".

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.12707 Record required; contents; copies; forms; ELECTRONIC SUBMITTAL. ~~sufficiency of record for drive point well.~~

Sec. 12707. Not later than 60 days after the completion of a well, a WATER well drilling contractor, DEWATERING WELL DRILLING CONTRACTOR OR PUMP INSTALLATION CONTRACTOR shall provide the owner, ~~with a copy and the department, or AND THE local health department, with 2 copies~~ A COPY of a record ON A FORM(S) AS APPROVED BY THE DEPARTMENT. ~~indicating the well owner's name, location of the well, well depth, geologic materials and thicknesses of materials penetrated, amount of casing, static water levels, and any other information which may be required by the rules and construction code promulgated under section 12714. The department or local health department shall sent 1 copy of the record to the director of the department of natural resources not later than 30 days after its receipt from the well drilling contractor. Standard forms for the record shall be provided by the department. or the contractor's forms may be used if approved by the department. A record for a drive point well where no earth materials are removed from the well bore is sufficient if the owner's name, well location, depth, casing static water level, and screen data are stated.~~ BY <INSERT EFFECTIVE DATE>, THE WATER WELL DRILLING CONTRACTOR AND/OR PUMP INSTALLATION CONTRACTOR SHALL SUBMIT ALL WATER WELL AND PUMP RECORDS, PUMP INSTALLATION ONLY RECORDS, AND ABANDONED WELL PLUGGING RECORDS VIA ELECTRONIC SUBMITTAL APPROVED BY THE DEPARTMENT. RECORDS FOR WATER WELLS INSTALLED OR PLUGGED BY THE PROPERTY OWNER MAY BE SUBMITTED ON A FORM APPROVED BY THE DEPARTMENT

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.12708 Entering and inspecting installation.

Sec. 12708. The department or local health department may enter and inspect, at reasonable hours, an installation on public or private property for the development or abandonment of ground water supplies.

History: 1978, Act 368, Eff. Sept. 30, 1978.

333.12709 Inspection of violation; order; notice of suspension of certificate of registration; petition for hearing; revocation of certificate of registration.

Sec. 12709. (1) When the department or local health department determines that there are reasonable grounds to believe there has been a violation of section 12701 to 1274518 or a rule or the construction code promulgated under section 12714, the department or the local health department shall investigate the violation. If the department or local health department establishes that a violation has been committed, the department or the local health department shall order the responsible person to make the proper corrections.

(2) When the department finds that the holder of a certificate of registration has engaged in a practice in violation of sections 12701 to 1274518 or a rule, construction code, or order issued pursuant to those sections, the department may give written notice to the holder of the certificate

197 of registration that the certificate of registration is suspended. A person AN INDIVIDUAL who  
198 receives notice from the department that his or her certificate of registration is suspended, upon  
199 request, shall be granted a hearing before the department or THE an authorized representative of  
200 the department. If a petition for a hearing is not filed within 30 days after the day on which the  
201 certificate of registration was suspended, the certificate of registration is automatically revoked.

202 History: 1978, Act 368, Eff. Sept. 30, 1978.

203  
204 ~~333.12711 Advisory board; creation; appointment and qualifications of members.~~

205 ~~Sec. 12711. An advisory board of 9 members is created in the department composed of~~  
206 ~~the following: five members who are residents of this state registered under section 12701 to~~  
207 ~~12715. at least 4 of whom are well-drilling contractors, and who shall be appointed by the~~  
208 ~~governor with the advice and consent of the senate; an employee of the bureau of environmental~~  
209 ~~and occupational health of the department; and a representative of a local health department,~~  
210 ~~each appointed by the director; an employee of the geological survey section of the department of~~  
211 ~~natural resources appointed by the director of the department of natural resources; and an~~  
212 ~~employee of the water resources commission. Of 4 well drilling contractors, 1 shall be from each~~  
213 ~~of 4 geographic regions:~~

214 ~~(a) Region 1: The Upper Peninsula~~

215 ~~(b) Region 2: That part of the Lower Peninsula bordered on the south by Oceana,~~  
216 ~~Newaygo, Mecosta, Isabella, Midland, and Bay counties and the area north of those counties.~~

217 ~~(c) Region 3: The area bordered on the north and west by Huron, Tuscola, Saginaw,~~  
218 ~~Shiawassee, Livingston, Washtenaw, and Lenawee counties and the area south and east of~~  
219 ~~those counties.~~

220 ~~(d) Region 4: The area bordered on the east and north by Hillsdale, Jackson, Ingham,~~  
221 ~~Clinton, Gratiot, Montcalm, Kent, and Muskegon counties and the area south and west of those~~  
222 ~~counties.~~

223 ~~History: 1978, Act 368, Eff. Sept. 30, 1978.~~

224  
225 ~~333.12712 Advisory board; terms of members; vacancies.~~

226 ~~Sec. 12712. Each member of the advisory board shall be appointed for a 3-year term. —~~  
227 ~~The terms of the five members registered under sections 12701 to 12715 shall alternate so that~~  
228 ~~not more than two are appointed each year, except that of the first appointees, one shall be~~  
229 ~~appointed for 1 year and two each shall be appointed for 2 and 3 years. — The terms of the~~  
230 ~~members representing the department of natural resources, the water resources commission,~~  
231 ~~and the local health department shall alternate so that only one is appointed each year, except~~  
232 ~~that of the first appointees one member shall be appointed for 1 year, 1 for 2 years, and one for 3~~  
233 ~~years. — Vacancies shall be filled by appointment for the balance of the unexpired terms by the~~  
234 ~~representative officials designated in section 12711.~~

235 ~~History: 1978, Act 368, Eff. Sept. 30, 1978.~~

236  
237 ~~333.12713 Advisory board; election of chairperson; secretary; number of meetings; quorum;~~  
238 ~~conducting business at public meeting; notice of meeting; compensation and expenses.~~

239 ~~Sec. 12713. (1) The members of the advisory board, as soon as appointed, shall organize~~  
240 ~~and elect from their number a chairperson. — Thereafter, annually when new members are~~  
241 ~~appointed to the board, a chairperson shall be elected at the next board meeting. — The member~~  
242 ~~from the department shall be the secretary of the board.~~

243 ~~(2) The board shall hold not less than 1 meeting each year. for the purpose of examining~~  
244 ~~candidates for registration. — Additional meetings may be called by the chairperson or director as~~  
245 ~~may be reasonably necessary to carry out sections 12701 to 12715. — Five members shall~~  
246 ~~constitute a quorum. — The business which the advisory board may perform shall be conducted at~~  
247 ~~a public meeting of the advisory board held in compliance with Act No. 267 of the Public Acts of~~  
248 ~~1976, as amended, being sections 15.261 to 15.275 of the Michigan Compiled Laws. — Public~~

249 notice of the time, date, and place of the meeting shall be given in the manner required by Act No.  
250 267 of the Public Acts of 1976, as amended.

251 ~~———— (3) The per diem compensation of the members of the advisory board registered under~~  
252 ~~sections 12701 to 12715 shall be established annually by the legislature. Expenses shall be~~  
253 ~~reimbursed pursuant to section 1216.~~

254 ~~———— History: 1978, Act 368, Eff. Sept. 30, 1978.~~

255  
256 333.12714 Rules and construction code;

257 Sec. 12714. The department, ~~with the advice of the advisory board,~~ shall promulgate rules  
258 and a construction code reasonably necessary to implement sections 12701 to 1274518. The  
259 rules and construction code shall include provisions for qualifications and examination of WATER  
260 well drilling contractors, DEWATERING WELL DRILLING CONTRACTORS and pump installers-  
261 INSTALLATION CONTRACTORS, standards for the construction and installation of  
262 developments of groundwater supplies, dewatering wells, plugging of abandoned wells and  
263 dewatering wells, and for the administration of sections 12701 to 1274518.

264 History: 1978, Act 368, Eff. Sept. 30, 1978.

265 Administrative rules: R 325.1601 et seq. of the Michigan Administrative Code.

266

267 333.12715 Violation as misdemeanor; penalties; prosecution.

268 Sec. 12715. (1) THE DEPARTMENT IS AUTHORIZED TO ISSUE NOTICES OF  
269 VIOLATION TO A CONTRACTOR ~~Except as provided in subsection (2),~~ a person who violates  
270 sections 12701 to 1274518, a rule or the construction code promulgated under section 12714, or  
271 an order issued by the department or local health department under sections 12701 to 1274518,  
272 AND THAT CONTRACTOR is guilty of a misdemeanor.

273 ~~(2) A member of the advisory board who intentionally violates section 12713(2)~~  
274 ~~40 shall be subject to the penalties prescribed in Act No. 267 of the Public Acts of 1976, as~~  
275 ~~amended.~~

276 A CONSENT AGREEMENT MAY NEGOTIATED BETWEEN THE DEPARTMENT  
277 AND A WATER WELL DRILLING CONTRACTOR, PUMP INSTALLATION CONTRACTOR OR  
278 DEWATERING CONTRACTOR WHICH CONTAIN TERMS AND CONDITIONS INTENDED TO  
279 SETTLE THE ADMINSTRATIVE ACTIONS PENDING AGAINST A CERTIFICATE OF  
REGISTRATION.

280 (3) THE PAYMENT OF A MONETARY PENALTY MAY BE A PART OF A CONSENT  
281 AGREEMENT FOR VIOLATION OF THIS ACT OR THE RULES.

282 (4) MONETARY PENALTIES INCLUDED IN CONSENT AGREEMENTS SHALL BE  
283 BASED ON VIOLATION CLASSIFICATION TIERS, WITH THE FOLLOWING MAXIMUM  
284 PENALTY PER OCCURANCE:

285 (A) TIER ONE VIOLATION, \$1000.00 PER OCCURANCE. A VIOLATION  
286 OF 333.12704 OR OF A SERIOUS NATURE WHICH HAS OR MAY RESULT IN AN IMMINENT  
287 PUBLIC HEALTH HAZARD, IMMINENT DANGER TO HEATH OR WELFARE, OR  
288 DEGRADATION OF GROUNDWATER RESOURCES OR BY PROVIDING FALSE OR  
289 MISLEADING INFORMATION TO THE DEPARTMENT.

290 (B) TIER TWO VIOLATION, \$750 PER OCCURANCE. A VIOLATION OF A  
291 SIGNIFICANT NATURE WHICH MAY RESULT IN A POTENTIAL PUBLIC HEALTH HAZARD  
292 OR THREAT TO THE GROUNDWATER RESOURCE

293 (C) TIER THREE VIOLATION, \$500 PER OCCURANCE. A VIOLATION OF  
294 A NATURE WHICH MAY HAVE SLIGHT IMPACT ON THE PUBLIC HEALTH OR  
295 GROUNDWATER RESOURCE

296 (D) TIER FOUR VIOLATION, \$250 PER OCCURANCE. A VIOLATION  
297 WHICH WILL HAVE NO DIRECT IMPACT ON THE PUBLIC HEALTH OR GROUNDWATER  
298 RESOURCE.

299 (5) WHERE A MONETARY PENALTY IS CONTAINED WITHIN A CONSENT  
300 AGREEMENT, THE METHOD OF PAYMENT AND DEADLINE FOR PAYMENT SHALL BE

301 CLEARLY STATED IN THE AGREEMENT.

302 (6) AN UNREGISTERED INDIVIDUAL PERFORMING WORK UNDER SECTIONS 12701  
303 TO 12718, A RULE OR THE CONSTRUCTION CODE IS GUILTY OF A MISDEMEANOR AND IS  
304 PUNISHABLE BY A FINE OF NOT LESS THAN \$1000.00 PER DAY FOR EACH DAY THE  
305 VIOLATION OCCURS OR IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 90  
306 DAYS OR BOTH.

307 (7) The attorney general or local prosecuting attorney shall be responsible for prosecuting  
308 a person who violates sections 12701 to 1274518.

309 (8) AT THE REQUEST OF THE DEPARTMENT, THE ATTORNEY GENERAL MAY  
310 BRING AN APPROPRIATE ACTION IN THE NAME OF THE PEOPLE OF THE STATE TO  
311 ENFORCE THIS ACT, RULES PROMULGATED UNDER THIS ACT, OR AN ORDER ISSUED  
312 PURSUANT TO THIS ACT OR THE RULES.

313 History: 1978, Act 368, Eff. Sept. 30, 1978.

314

315 333.12716 CONTINUING EDUCATION; START DATE; APPLICATION; COMPLETION;  
316 ALTERNATIVE.

317 SEC. 12716. (1) STARTING IN THE <INSERT EFFECTIVE DATE HERE> RENEWAL  
318 YEAR, AN APPLICANT FOR RENEWAL OF REGISTRATION ISSUED PURSUANT TO  
319 SECTION 12704 SHALL SUBMIT PROOF OF COMPLETION OF NOT LESS THAN SIX HOURS  
320 OF DEPARTMENT APPROVED CONTINUING EDUCATION ANNUALLY. THE REGISTERED  
321 CONTRACTOR IS RESPONSIBLE FOR RETAINING THEIR CONTINUING EDUCATION  
322 RECORDS.

323 (2) PROOF OF COMPLETION OF CONTINUING EDUCATION SHALL CONSIST OF  
324 THE FOLLOWING DOCUMENTATION:

325 (A) THE TITLE, DATE, AND LOCATION OF THE PROGRAM.

326 (B) THE NAME OF THE INDIVIDUAL OR ORGANIZATION PRESENTING THE  
327 PROGRAM.

328 (C) THE NUMBER OF HOURS IN THE PROGRAM.

329 (D) VERIFICATION OF ATTENDANCE AT THE PROGRAM.

330 (3) AN APPLICANT FOR RENEWAL OF A REGISTRATION WHO HAS NOT  
331 SUBMITTED PROOF OF COMPLETION OF CONTINUING EDUCATION SHALL  
332 SUCCESSFULLY COMPLETE A WRITTEN EXAMINATION AND PAY THE FEES OF SECTION  
333 12704 (3) BEFORE THE REGISTRATION IS RENEWED.

334

335 333.12717 CONTINUING EDUCATION; PROGRAM DEVELOPMENT AND APPROVAL.

336 SEC. 12717 (1) THE DEPARTMENT MAY APPROVE CONTINUING EDUCATION THAT  
337 ADDRESSES ONE OF THE FOLLOWING TOPICS:

338 (A) WATER WELL CONSTRUCTION, DESIGN, OPERATION, REPAIR,  
339 REHABILITATION, MAINTENANCE, AND DECOMMISSIONING.

340 (B) INSTALLATION, OPERATION, OR REPAIR OF PUMPS AND PUMPING  
341 EQUIPMENT.

342 (C) SANITATION AND PUBLIC HEALTH ISSUES ASSOCIATED WITH WATER  
343 SUPPLIES AND WATER QUALITY.

344 (D) PUMPING TEST PROCEDURES AND GROUNDWATER RESOURCE  
345 EVALUATIONS.

346 (E) EVALUATION AND REMEDIATION OF GROUNDWATER CONTAMINATION.

347 (F) WATER TREATMENT TECHNOLOGIES.

348 (G) GEOLOGY, HYDROGEOLOGY, AND GROUNDWATER RESOURCE  
349 MANAGEMENT.

350 (H) CUSTOMER RELATIONS, BUSINESS MANAGEMENT, AND BUSINESS ETHICS.

351 (I) OTHER PERTINENT TOPICS.

352 (2) BEFORE A CONTINUING EDUCATION PROGRAM IS OFFERED AS MEETING

353 THE CONTINUING EDUCATION REQUIREMENTS, APPROVAL FROM THE DEPARTMENT  
354 SHALL BE OBTAINED. AN INDIVIDUAL APPLYING FOR APPROVAL SHALL FURNISH THE  
355 FOLLOWING INFORMATION TO THE DEPARTMENT:

356 (A) THE NAME OF THE INDIVIDUAL OR ORGANIZATION PRESENTING THE  
357 CONTINUING EDUCATION PROGRAM.

358 (B) THE TITLE OF THE PROGRAM AND AN OUTLINE OF SUBJECTS THAT WILL BE  
359 PRESENTED.

360 (C) THE DATE, LOCATION, AND PROGRAM AGENDA SHOWING THE LENGTH (IN  
361 MINUTES) OF THE INDIVIDUAL PRESENTATIONS.

362 (3) AN APPLICATION FOR APPROVAL SHALL BE RECEIVED BY THE DEPARTMENT  
363 NOT LESS THAN 90 DAYS BEFORE THE DATE SCHEDULED FOR THE PROGRAM.

364 (4) THE DEPARTMENT SHALL EVALUATE AND EITHER APPROVE OR DISAPPROVE  
365 CONTINUING EDUCATION TRAINING, SHALL CATEGORIZE SUCH TRAINING AS  
366 "TECHNICAL", "MANAGERIAL," OR "OTHER" AND SHALL DETERMINE THE CONTINUING  
367 EDUCATION TRAINING HOUR VALUE IN EACH CATEGORY.

368 (5) THE DEPARTMENT SHALL MAINTAIN AND MAKE AVAILABLE TO THE PUBLIC, A  
369 LIST OF FUTURE PROGRAMS THAT ARE APPROVED TO MEET THE CONTINUING  
370 EDUCATION REQUIREMENTS OF SECTIONS 12701 TO 1274518 OR RULES AND  
371 CONSTRUCTION CODE PROMULGATED UNDER SECTION 12714.  
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