

SENATE FILE NO. SF0160

Water well drilling contractors license-sanctions.

Sponsored by: Senator(s) Driskill, Boner and Burns and
Representative(s) Barlow, Northrup and
Paxton

A BILL

for

1 AN ACT relating to water well drilling contractors and
2 water well pump installation contractors; providing for the
3 state board of examining water well drilling contractors
4 and water well pump installation contractors to impose
5 fines or probation on licensees as specified; providing for
6 a hearing before any disciplinary action by the board;
7 providing for the recovery of costs, expenses and
8 attorney's fees by the board; and providing for an
9 effective date

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11 *Be It Enacted by the Legislature of the State of Wyoming:*

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13 **Section 1.** W.S. 33-42-118 is created to read:

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15 **33-42-118. Immunity from personal liability.**

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2 Any person reporting information to the board under oath
3 and members, agents, investigators and employees of the
4 board are immune from personal liability with respect to
5 acts done and actions taken in good faith without fraud or
6 malice.

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8 **Section 2.** W.S. 33-42-102(a)(vi) and
9 33-42-111(a)(intro), by creating new subsections (b) and
10 (c) and by amending and renumbering (b) as (d) are amended
11 to read:

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13 **33-42-102. Definitions.**

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15 (a) As used in this act:

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17 (vi) "This act" means W.S. 33-42-101 through
18 ~~33-42-117~~ 33-42-118.

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20 **33-42-111. Denial, revocation, suspension or**
21 **probation of license; imposition of fines; hearing.**

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1 (a) The board may withhold, deny, revoke, ~~or~~ suspend
2 or place on probation, and set the terms of that probation,
3 any certificate or license issued or applied for in
4 accordance with the provisions of this act upon proof that
5 the certificate or license holder or applicant:

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7 **(b) The board may impose an administrative fine not**
8 **to exceed two thousand five hundred dollars (\$2,500.00) for**
9 **each violation of this act in lieu of, or in conjunction**
10 **with, any other disciplinary action.**

11
12 **(c) The board may require the certificate or license**
13 **holder or applicant to pay the board's costs and expenses**
14 **for the investigation and prosecution of each violation,**
15 **including reasonable attorney's fees. Any costs, expenses**
16 **or fees required under this section are in addition to any**
17 **fines imposed under subsection (b) of this section.**

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19 **(b)(d)** No certificate or license may be withheld,
20 denied, suspended, ~~or~~ revoked or placed on probation, and
21 no administrative fines shall be imposed, unless there has
22 been a hearing in conformity with the provisions of the
23 Wyoming Administrative Procedure Act.

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2 **Section 2.** This act is effective July 1, 2017.

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(END)