

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1070

4
5 By: Representative Reep
6
7

For An Act To Be Entitled

9 AN ACT TO ENSURE COMPLIANCE WITH THE FEDERAL SAFE
10 DRINKING WATER ACT; TO INCREASE ANNUAL FEES FOR
11 PUBLIC WATER SYSTEMS; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO ENSURE COMPLIANCE WITH THE
14 FEDERAL SAFE DRINKING WATER ACT AND TO
15 INCREASE ANNUAL FEES FOR PUBLIC WATER
16 SYSTEMS.
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19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 20-28-104(a), concerning annual fees for
23 public water systems, is amended to read as follows:

24 (a) The Division of Health of the Department of Health and Human
25 Services may collect the following annual fees from each public water system
26 for service provided, other than plan reviews, by the public water system
27 supervision program:

28 (1) Community water systems and nontransient noncommunity water
29 systems: Not more than ~~twenty-five cents (25 ¢)~~ thirty cents (30 ¢) per
30 service connection per month;

31 (2) Noncommunity: ~~One hundred dollars (\$100)~~ One hundred
32 twenty-five dollars (\$125);

33 (3) The minimum fee charged to a community water system or a
34 nontransient noncommunity water system is ~~two hundred dollars (\$200)~~ two
35 hundred fifty dollars (\$250) per year;

36 (4) The number of service connections for nontransient



1 noncommunity water systems shall be calculated by dividing the population
 2 served by two and one-half (2.5);

3 (5) The number of service connections for community public water
 4 systems not serving discrete service connections shall be calculated by
 5 dividing the population served by two and one-half (2.5).

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 7 SECTION 2. Arkansas Code § 20-28-105(b), concerning the recovery of
 8 annual fees for public water systems, is amended to read as follows:

9 (b) All water systems issuing regular water bills for water service
 10 may recover the cost of the fees stated in § 20-28-104 by one (1) of the
 11 following methods:

12 (1) Assessing a direct charge on each bill of not more than
 13 ~~twenty five cents (25 ¢)~~ thirty cents (30¢) per month per service connection;
 14 or

15 (2)(A) Apportioning the total amount of the annual fee charged
 16 to the water system among its customers in any manner that the water system
 17 determines to be more equitable.

18 (B) However, no charge in excess of ~~twenty five cents (25~~
 19 ~~¢)~~ thirty cents (30 ¢) per month per service shall be charged for any service
 20 through which water is provided to another community public water system.

21
 22 SECTION 3. EMERGENCY CLAUSE. It is found and determined by the
 23 General Assembly of the State of Arkansas that the Division of Health of the
 24 Department of Health and Human Services bills public water systems for fees
 25 concurrent with the beginning of the state fiscal year; that this act's
 26 becoming effective on July 1, 2007, is essential to the operation of the
 27 Division of Health of the Department of Health and Human Services; and that
 28 in the event of an extension of the regular session, a delay in the effective
 29 date beyond July 1, 2007, could work irreparable harm upon the proper
 30 administration of the Division of Health of the Department of Health and
 31 Human Services and on the operation of essential governmental programs.
 32 Therefore, an emergency is declared to exist and this act being necessary for
 33 the preservation of the public peace, health, and safety shall become
 34 effective on July 1, 2007.