

58:4A-10

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2005 **CHAPTER:** 134

NJSA: 58:4A-10 (Requires continuing education of licensed well drillers and pump installers)

BILL NO: S2172 (Substituted for A3336)

SPONSOR(S): Smith and others

DATE INTRODUCED: January 11, 2005

COMMITTEE: **ASSEMBLY:**
SENATE: Environment

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** June 20, 2005

SENATE: March 21, 2005

DATE OF APPROVAL: July 7, 2005

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (1st reprint enacted)

S2172

[SPONSOR'S STATEMENT:](#) (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

[SENATE:](#) [Yes](#)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A3336

[SPONSOR'S STATEMENT:](#) (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: [ASSEMBLY:](#) [Yes](#)

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

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IS 7/17/07

P.L. 2005, CHAPTER 134, *approved July 7, 2005*
Senate, No. 2172 (*First Reprint*)

1 AN ACT concerning well drillers ¹and pump installers¹, and amending
2 P.L.1947, c.377.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 6 of P.L.1947, c.377 (C.58:4A-10) is amended to read
8 as follows:

9 6. The board shall be vested with the following powers and duties:

10 a. It shall be the duty of the board to recommend and consent to
11 examination questions, review applications to ascertain the experience
12 and qualifications of persons applying for a license, review
13 examination results, review continuing education certification required
14 for license renewals pursuant to section 7 of P.L.1947, c.377
15 (C.58:4A-11) and recommend to the department when licenses should
16 be issued, renewed, or denied. A board recommendation that a license
17 be issued or denied shall be adopted at the next scheduled meeting
18 following completion of the examination therefor. A board
19 recommendation that a license be renewed shall be adopted at the next
20 scheduled meeting following acceptance of continuing education
21 certification therefor. Examinations may be oral or written, and may
22 include observation of applicants for any license in the field, or any
23 combination thereof, and shall cover the proper methods and
24 regulatory procedures of well drilling and pump installation.

25 b. It shall, by a majority of all its members, formulate and
26 recommend to the department rules, regulations, and standards,
27 including construction standards for engaging in well drilling or pump
28 installing and a continuing education program for well drillers and
29 pump installers which shall be applicable to any person licensed under
30 **[this act]** the provisions of P.L.1947, c.377 (C.58:4A-5 et seq.).

31 (cf: P.L.1995, c.312, s.10)

32

33 2. Section 7 of P.L.1947, c.377 (C.58:4A-11) is amended to read
34 as follows:

35 7. a. (1) The department shall, upon recommendation of the board
36 and payment of the required fee, issue new licenses to persons to
37 engage in well drilling or pump installing.

38 (2) The department shall require each well driller or pump installer,
39 as a condition for license renewal pursuant to section 14 of P.L.1947,
40 c.377 (C.58:4A-18), to complete any continuing education

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SEN committee amendments adopted January 31, 2005.

1 requirements established by rules and regulations adopted by the
2 department pursuant to this section.

3 b. The department shall adopt various classifications of well driller
4 licenses to reflect the different well drilling disciplines. [Beginning
5 eighteen months after the effective date of P.L.1995, c.312
6 (C.58:4A-4.a et al.)] Commencing July 5, 1997 , the department:

7 (1) ¹[~~Shall~~] shall¹ issue a new well driller license only for the
8 classification of well driller for which an applicant qualifies, based
9 upon passing a licensing examination for that classification; ¹[~~and~~]¹

10 (2) ¹[~~Shall~~] shall¹ issue a new master well driller license only to an
11 applicant who has passed the examination for each classification of
12 well driller established by the department pursuant to section 1 of
13 P.L.1947, c.377 (C.58:4A-5) ¹[.] ; and¹

14 (3) ¹[~~Shall~~] shall¹ issue a renewal of a master well ¹[~~driller's~~]
15 driller¹ license, a well ¹[~~driller's~~] driller¹ license, or a pump
16 ¹[~~installer's~~] installer¹ license only to an applicant who has provided
17 evidence to the department of completion of ¹the¹ continuing
18 education requirements established pursuant to subsection c. of this
19 section.

20 c. The department shall establish rules, regulations and standards
21 for continuing education of well drillers and pump installers as a
22 condition for license renewal and shall develop and implement this
23 continuing education program. The department may, in its discretion,
24 waive requirements for continuing education on an individual basis for
25 reasons of hardship, including, but not limited to, active duty in the
26 military or reserves, illness or disability, or other good cause.

27 (cf: P.L.1995, c.312, s.11)

28

29 3. Section 14 of P.L.1947, c.377 (C.58:4A-18) is amended to read
30 as follows:

31 14. a. No license shall be renewed unless the renewal applicant
32 submits satisfactory evidence to the board that the renewal applicant
33 has successfully completed the continuing education requirements
34 established by the department pursuant to section 7 of P.L.1947, c.377
35 (C.58:4A-11).

36 b. A license once issued, unless revoked or suspended, may be
37 renewed at any time within one year before its expiration date on
38 application therefor and payment of the required renewal fee, and any
39 such renewal shall become effective on and after July 1 next following
40 the date of renewal. A license not renewed prior to its expiration date
41 may be reinstated within six months of the expiration date by payment
42 of the license renewal fee.

43 After the six-month period, renewal shall require the passing of an
44 examination prescribed by the department pursuant to section 7 of

1 P.L.1947, c.377 (C.58:4A-11) for applicants for new licenses.
2 (cf: P.L.1995, c.312, s.17)

3
4 4. Section 15 of P.L.1947, c.377 (C.58:4A-19) is amended to read
5 as follows:

6 15. a. ¹[Pending adoption by regulation of a fee schedule by the
7 department pursuant to subsection b. of this section, the following fees
8 shall be required for licenses and renewals:

- 9 Master well driller's license.....~~[\$75]~~ \$100
- 10 Journeyman well driller's license.....~~[\$30]~~ \$50
- 11 Renewal of master well driller's license.....~~[\$75]~~ \$100
- 12 Renewal of journeyman well driller's license.....~~[\$30]~~ \$50
- 13 Pump installer's license.....~~[\$30]~~ \$50
- 14 Renewal of pump installer's license.....~~[\$30]~~ \$50

15 Deleted by amendment, P.L. , c. (before the Legislature as this
16 bill)¹

17 b. The department shall adopt, and may periodically amend, by
18 regulation, a fee schedule setting forth reasonable fees for license
19 applications and examinations, and for issuance and renewal of any
20 license in amounts adequate to cover the costs of administering all
21 licensing and license enforcement programs , including the continuing
22 education program established by the department pursuant to section
23 7 of P.L.1947, c.377 (C.58:4A-11). ¹[Upon adoption of a fee
24 schedule pursuant to this subsection, the fees set forth in the fee
25 schedule shall supersede the fees set forth in subsection a. of this
26 section.]¹

27 All revenues derived from this section, section 10 of P.L.1947,
28 c.377 (C.58:4A-14), and section 15 of P.L.1995, c.312
29 (C.58:4A-14.1) shall be deposited in the "Environmental Services
30 Fund" established pursuant to section 5 of P.L.1975, c.232
31 (C.13:1D-33), and shall be used for the administration of well
32 programs pursuant to P.L.1947, c.377 (C.58:4A-5 et seq.) , including
33 the continuing education program established by the department
34 pursuant to section 7 of P.L.1947, c.377 (C.58:4A-11) .

35 (cf: P.L.1995, c.312, s.18)

36
37 5. This act shall take effect immediately.

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42 Requires continuing education of licensed well drillers and pump
43 installers.

SENATE, No. 2172

STATE OF NEW JERSEY
211th LEGISLATURE

INTRODUCED JANUARY 11, 2005

Sponsored by:

Senator BOB SMITH

District 17 (Middlesex and Somerset)

SYNOPSIS

Requires continuing education of licensed well drillers.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning well drillers, and amending P.L.1947, c.377.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

5

6 1. Section 6 of P.L.1947, c.377 (C.58:4A-10) is amended to read
7 as follows:

8 6. The board shall be vested with the following powers and duties:

9 a. It shall be the duty of the board to recommend and consent to
10 examination questions, review applications to ascertain the experience
11 and qualifications of persons applying for a license, review
12 examination results, review continuing education certification required
13 for license renewals pursuant to section 7 of P.L.1947, c.377
14 (C.58:4A-11) and recommend to the department when licenses should
15 be issued, renewed, or denied. A board recommendation that a license
16 be issued or denied shall be adopted at the next scheduled meeting
17 following completion of the examination therefor. A board
18 recommendation that a license be renewed shall be adopted at the next
19 scheduled meeting following acceptance of continuing education
20 certification therefor. Examinations may be oral or written, and may
21 include observation of applicants for any license in the field, or any
22 combination thereof, and shall cover the proper methods and
23 regulatory procedures of well drilling and pump installation.

24 b. It shall, by a majority of all its members, formulate and
25 recommend to the department rules, regulations, and standards,
26 including construction standards for engaging in well drilling or pump
27 installing and a continuing education program for well drillers and
28 pump installers which shall be applicable to any person licensed under
29 **[this act]** the provisions of P.L.1947, c.377 (C.58:4A-5 et seq.).
30 (cf: P.L.1995, c.312, s.10)

31

32 2. Section 7 of P.L.1947, c.377 (C.58:4A-11) is amended to read
33 as follows:

34 7. a. (1) The department shall, upon recommendation of the board
35 and payment of the required fee, issue new licenses to persons to
36 engage in well drilling or pump installing.

37 (2) The department shall require each well driller or pump installer,
38 as a condition for license renewal pursuant to section 14 of P.L.1947,
39 c.377 (C.58:4A-18), to complete any continuing education
40 requirements established by rules and regulations adopted by the
41 department pursuant to this section.

42 b. The department shall adopt various classifications of well driller
43 licenses to reflect the different well drilling disciplines. **[Beginning**

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 eighteen months after the effective date of P.L.1995, c.312
2 (C.58:4A-4.a et al.)] Commencing July 5, 1997, the department:

3 (1) Shall issue a new well driller license only for the classification
4 of well driller for which an applicant qualifies, based upon passing a
5 licensing examination for that classification; and

6 (2) Shall issue a new master well driller license only to an applicant
7 who has passed the examination for each classification of well driller
8 established by the department pursuant to section 1 of P.L.1947, c.377
9 (C.58:4A-5).

10 (3) Shall issue a renewal of a master well driller's license, a well
11 driller's license, or a pump installer's license only to an applicant who
12 has provided evidence to the department of completion of continuing
13 education requirements established pursuant to subsection c. of this
14 section.

15 c. The department shall establish rules, regulations and standards
16 for continuing education of well drillers and pump installers as a
17 condition for license renewal and shall develop and implement this
18 continuing education program. The department may, in its discretion,
19 waive requirements for continuing education on an individual basis for
20 reasons of hardship, including, but not limited to, active duty in the
21 military or reserves, illness or disability, or other good cause.

22 (cf: P.L.1995, c.312, s.11)

23

24 3. Section 14 of P.L.1947, c.377 (C.58:4A-18) is amended to read
25 as follows:

26 14. a. No license shall be renewed unless the renewal applicant
27 submits satisfactory evidence to the board that the renewal applicant
28 has successfully completed the continuing education requirements
29 established by the department pursuant to section 7 of P.L.1947, c.377
30 (C.58:4A-11).

31 b. A license once issued, unless revoked or suspended, may be
32 renewed at any time within one year before its expiration date on
33 application therefor and payment of the required renewal fee, and any
34 such renewal shall become effective on and after July 1 next following
35 the date of renewal. A license not renewed prior to its expiration date
36 may be reinstated within six months of the expiration date by payment
37 of the license renewal fee.

38 After the six-month period, renewal shall require the passing of an
39 examination prescribed by the department pursuant to section 7 of
40 P.L.1947, c.377 (C.58:4A-11) for applicants for new licenses.

41 (cf: P.L.1995, c.312, s.17)

42

43 4. Section 15 of P.L.1947, c.377 (C.58:4A-19) is amended to read
44 as follows:

45 15. a. Pending adoption by regulation of a fee schedule by the
46 department pursuant to subsection b. of this section, the following fees

1 shall be required for licenses and renewals:

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- Master well driller's license.....~~[\$75]~~ \$100
- Journeyman well driller's license.....~~[\$30]~~ \$50
- Renewal of master well driller's license.....~~[\$75]~~ \$100
- Renewal of journeyman well driller's license.....~~[\$30]~~ \$50
- Pump installer's license.....~~[\$30]~~ \$50
- Renewal of pump installer's license.....~~[\$30]~~ \$50

10 b. The department shall adopt, and may periodically amend, by
11 regulation, a fee schedule setting forth reasonable fees for license
12 applications and examinations, and for issuance and renewal of any
13 license in amounts adequate to cover the costs of administering all
14 licensing and license enforcement programs, including the continuing
15 education program established by the department pursuant to section
16 7 of P.L.1947, c.377 (C.58:4A-11). Upon adoption of a fee schedule
17 pursuant to this subsection, the fees set forth in the fee schedule shall
18 supersede the fees set forth in subsection a. of this section.

19 All revenues derived from this section, section 10 of P.L.1947,
20 c.377 (C.58:4A-14), and section 15 of P.L.1995, c.312
21 (C.58:4A-14.1) shall be deposited in the "Environmental Services
22 Fund" established pursuant to section 5 of P.L.1975, c.232
23 (C.13:1D-33), and shall be used for the administration of well
24 programs pursuant to P.L.1947, c.377 (C.58:4A-5 et seq.), including
25 the continuing education program established by the department
26 pursuant to section 7 of P.L.1947, c.377 (C.58:4A-11).
27 (cf: P.L.1995, c.312, s.18)

28
29 5. This act shall take effect immediately.

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32 STATEMENT

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This bill would require every licensed well driller or pump installer,
as a condition for license renewal by the Department of Environmental
Protection (DEP), to complete the continuing education requirements
established by the State Well Drillers and Pump Installers Examining
and Advisory Board (Board) under the bill.

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The DEP would be required to establish standards for continuing
education of well drillers and pump installers and to develop and
implement the continuing education program. The DEP may, in its
discretion, waive requirements for continuing education on an
individual basis for reasons of hardship, including, but not limited to,
active duty in the military or reserves, illness or disability, or other
good cause.

46

No well driller or pump installer license may be renewed by the

1 DEP unless the renewal applicant submits satisfactory evidence to the
2 Board that the renewal applicant has successfully completed the
3 continuing education requirements.

4 The DEP would be required to adopt a new fee schedule setting
5 forth reasonable fees for license applications and examinations, and for
6 issuance and renewal of any license in amounts adequate to cover the
7 costs of administering all licensing and license enforcement programs,
8 including the continuing education program established by the Board
9 under the bill.

10 Existing statutory authority for the DEP to adopt a fee schedule to
11 cover the costs of administering all licensing and license enforcement
12 programs would be amended to include the development and
13 implementation of a continuing education program established by the
14 DEP under the bill.

15 Pending adoption of the new fee schedule by the DEP, the bill
16 would temporarily increase the fees for licenses and renewals as
17 follows:

18	Master well driller's license.....	[\$75]	<u>\$100</u>
19	Journeyman well driller's license.....	[\$30]	<u>\$50</u>
20	Renewal of master well driller's license.....	[\$75]	<u>\$100</u>
21	Renewal of journeyman well driller's license.....	[\$30]	<u>\$50</u>
22	Pump installer's license.....	[\$30]	<u>\$50</u>
23	Renewal of pump installer's license.....	[\$30]	<u>\$50</u>

24 Upon adoption of the new fee schedule, the fees set forth in the new
25 fee schedule would supersede the fees set forth above.

26 A portion of these fee revenues would be used for the costs of
27 administering the continuing education program established by the
28 DEP.

SENATE ENVIRONMENT COMMITTEE

STATEMENT TO

SENATE, No. 2172

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 31, 2005

The Senate Environment Committee reports favorably and with committee amendments Senate Bill No. 2172.

As amended by the committee, Senate Bill No. 2172 would require every licensed well driller or pump installer, as a condition for license renewal by the Department of Environmental Protection (DEP), to complete the continuing education requirements to be established under the bill. The DEP would be required to establish standards for continuing education of well drillers and pump installers and to develop and implement the continuing education program. This bill would provide that the DEP, in its discretion, may waive requirements for continuing education on an individual basis for reasons of hardship, including, but not limited to, active duty in the military or reserves, illness or disability, or other good cause.

This bill would provide that no well driller or pump installer license may be renewed by the DEP unless the renewal applicant submits satisfactory evidence to the State Well Drillers and Pump Installers Examining and Advisory Board that the applicant has successfully completed the continuing education requirements.

Current law requires the DEP to adopt a fee schedule setting forth reasonable fees for well driller and pump installer license applications and examinations, and for issuance and renewal of any license in amounts adequate to cover the costs of administering all licensing and license enforcement programs. This bill would amend this existing statutory authority to adopt a fee schedule to provide that the fees shall include the costs of administering the continuing education program to be established under the bill.

COMMITTEE AMENDMENTS

The committee amendments to the bill:

- 1) delete the language in current law setting forth fees for well driller and pump installer licenses and renewals, which are superseded by the fees set forth in DEP's fee schedule adopted by regulation; and
- 2) make technical corrections to the bill.

As amended, Senate Bill No. 2172 is identical to Assembly Bill No. 3336 (1R).

ASSEMBLY, No. 3336

STATE OF NEW JERSEY

211th LEGISLATURE

INTRODUCED OCTOBER 4, 2004

Sponsored by:

Assemblyman MICHAEL PANTER

District 12 (Mercer and Monmouth)

Assemblyman ROBERT MORGAN

District 12 (Mercer and Monmouth)

SYNOPSIS

Requires continuing education of licensed well drillers.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning well drillers, and amending P.L.1947, c.377.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

5

6 1. Section 6 of P.L.1947, c.377 (C.58:4A-10) is amended to read
7 as follows:

8 6. The board shall be vested with the following powers and duties:

9 a. It shall be the duty of the board to recommend and consent to
10 examination questions, review applications to ascertain the experience
11 and qualifications of persons applying for a license, review
12 examination results, review continuing education certification required
13 for license renewals pursuant to section 7 of P.L.1947, c.377
14 (C.58:4A-11) and recommend to the department when licenses should
15 be issued, renewed, or denied. A board recommendation that a license
16 be issued or denied shall be adopted at the next scheduled meeting
17 following completion of the examination therefor. A board
18 recommendation that a license be renewed shall be adopted at the next
19 scheduled meeting following acceptance of continuing education
20 certification therefor. Examinations may be oral or written, and may
21 include observation of applicants for any license in the field, or any
22 combination thereof, and shall cover the proper methods and
23 regulatory procedures of well drilling and pump installation.

24 b. It shall, by a majority of all its members, formulate and
25 recommend to the department rules, regulations, and standards,
26 including construction standards for engaging in well drilling or pump
27 installing and a continuing education program for well drillers and
28 pump installers which shall be applicable to any person licensed under
29 **[this act]** the provisions of P.L.1947, c.377 (C.58:4A-5 et seq.).
30 (cf: P.L.1995, c.312, s.10)

31

32 2. Section 7 of P.L.1947, c.377 (C.58:4A-11) is amended to read
33 as follows:

34 7. a. (1) The department shall, upon recommendation of the board
35 and payment of the required fee, issue new licenses to persons to
36 engage in well drilling or pump installing.

37 (2) The department shall require each well driller or pump installer,
38 as a condition for license renewal pursuant to section 14 of P.L.1947,
39 c.377 (C.58:4A-18), to complete any continuing education
40 requirements established by rules and regulations adopted by the
41 department pursuant to this section.

42 b. The department shall adopt various classifications of well driller
43 licenses to reflect the different well drilling disciplines. **[Beginning**

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 eight months after the effective date of P.L.1995, c.312
2 (C.58:4A-4.a et al.)] Commencing July 5, 1997, the department:

3 (1) Shall issue a new well driller license only for the classification
4 of well driller for which an applicant qualifies, based upon passing a
5 licensing examination for that classification; and

6 (2) Shall issue a new master well driller license only to an applicant
7 who has passed the examination for each classification of well driller
8 established by the department pursuant to section 1 of P.L.1947, c.377
9 (C.58:4A-5).

10 (3) Shall issue a renewal of a master well driller's license, a well
11 driller's license, or a pump installer's license only to an applicant who
12 has provided evidence to the department of completion of continuing
13 education requirements established pursuant to subsection c. of this
14 section.

15 c. The department shall establish rules, regulations and standards
16 for continuing education of well drillers and pump installers as a
17 condition for license renewal and shall develop and implement this
18 continuing education program. The department may, in its discretion,
19 waive requirements for continuing education on an individual basis for
20 reasons of hardship, including, but not limited to, active duty in the
21 military or reserves, illness or disability, or other good cause.

22 (cf: P.L.1995, c.312, s.11)

23

24 3. Section 14 of P.L.1947, c.377 (C.58:4A-18) is amended to read
25 as follows:

26 14. a. No license shall be renewed unless the renewal applicant
27 submits satisfactory evidence to the board that the renewal applicant
28 has successfully completed the continuing education requirements
29 established by the department pursuant to section 7 of P.L.1947, c.377
30 (C.58:4A-11).

31 b. A license once issued, unless revoked or suspended, may be
32 renewed at any time within one year before its expiration date on
33 application therefor and payment of the required renewal fee, and any
34 such renewal shall become effective on and after July 1 next following
35 the date of renewal. A license not renewed prior to its expiration date
36 may be reinstated within six months of the expiration date by payment
37 of the license renewal fee.

38 After the six-month period, renewal shall require the passing of an
39 examination prescribed by the department pursuant to section 7 of
40 P.L.1947, c.377 (C.58:4A-11) for applicants for new licenses.

41 (cf: P.L.1995, c.312, s.17)

42

43 4. Section 15 of P.L.1947, c.377 (C.58:4A-19) is amended to read
44 as follows:

45 15. a. Pending adoption by regulation of a fee schedule by the
46 department pursuant to subsection b. of this section, the following fees

1 shall be required for licenses and renewals:

2

3 Master well driller's license.....~~[\$75]~~ \$100

4 Journeyman well driller's license.....~~[\$30]~~ \$50

5 Renewal of master well driller's license.....~~[\$75]~~ \$100

6 Renewal of journeyman well driller's license.....~~[\$30]~~ \$50

7 Pump installer's license.....~~[\$30]~~ \$50

8 Renewal of pump installer's license.....~~[\$30]~~ \$50

9

10 b. The department shall adopt, and may periodically amend, by
11 regulation, a fee schedule setting forth reasonable fees for license
12 applications and examinations, and for issuance and renewal of any
13 license in amounts adequate to cover the costs of administering all
14 licensing and license enforcement programs, including the continuing
15 education program established by the department pursuant to section
16 7 of P.L.1947, c.377 (C.58:4A-11). Upon adoption of a fee schedule
17 pursuant to this subsection, the fees set forth in the fee schedule shall
18 supersede the fees set forth in subsection a. of this section.

19 All revenues derived from this section, section 10 of P.L.1947,
20 c.377 (C.58:4A-14), and section 15 of P.L.1995, c.312
21 (C.58:4A-14.1) shall be deposited in the "Environmental Services
22 Fund" established pursuant to section 5 of P.L.1975, c.232
23 (C.13:1D-33), and shall be used for the administration of well
24 programs pursuant to P.L.1947, c.377 (C.58:4A-5 et seq.), including
25 the continuing education program established by the department
26 pursuant to section 7 of P.L.1947, c.377 (C.58:4A-11).
27 (cf: P.L.1995, c.312, s.18)

28

29 5. This act shall take effect immediately.

30

31

32

STATEMENT

33

34 This bill would require every licensed well driller or pump installer,
35 as a condition for license renewal by the Department of Environmental
36 Protection (DEP), to complete the continuing education requirements
37 established by the State Well Drillers and Pump Installers Examining
38 and Advisory Board (Board) under the bill.

39 The DEP would be required to establish standards for continuing
40 education of well drillers and pump installers and to develop and
41 implement the continuing education program. The DEP may, in its
42 discretion, waive requirements for continuing education on an
43 individual basis for reasons of hardship, including, but not limited to,
44 active duty in the military or reserves, illness or disability, or other
45 good cause.

46 No well driller or pump installer license may be renewed by the

1 DEP unless the renewal applicant submits satisfactory evidence to the
2 Board that the renewal applicant has successfully completed the
3 continuing education requirements.

4 The DEP would be required to adopt a new fee schedule setting
5 forth reasonable fees for license applications and examinations, and for
6 issuance and renewal of any license in amounts adequate to cover the
7 costs of administering all licensing and license enforcement programs,
8 including the continuing education program established by the Board
9 under the bill.

10 Existing statutory authority for the DEP to adopt a fee schedule to
11 cover the costs of administering all licensing and license enforcement
12 programs would be amended to include the development and
13 implementation of a continuing education program established by the
14 DEP under the bill.

15 Pending adoption of the new fee schedule by the DEP, the bill
16 would temporarily increase the fees for licenses and renewals as
17 follows:

18	Master well driller's license.....	[\$75]	<u>\$100</u>
19	Journeyman well driller's license.....	[\$30]	<u>\$50</u>
20	Renewal of master well driller's license.....	[\$75]	<u>\$100</u>
21	Renewal of journeyman well driller's license.....	[\$30]	<u>\$50</u>
22	Pump installer's license.....	[\$30]	<u>\$50</u>
23	Renewal of pump installer's license.....	[\$30]	<u>\$50</u>

24 Upon adoption of the new fee schedule, the fees set forth in the new
25 fee schedule would supersede the fees set forth above.

26 A portion of these fee revenues would be used for the costs of
27 administering the continuing education program established by the
28 DEP.

ASSEMBLY ENVIRONMENT AND SOLID WASTE
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3336

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 13, 2005

The Assembly Environment and Solid Waste Committee reports favorably and with committee amendments Assembly Bill No. 3336.

As amended by the committee, this bill would require every licensed well driller or pump installer, as a condition for license renewal by the Department of Environmental Protection (DEP), to complete the continuing education requirements to be established under the bill. The DEP would be required to establish standards for continuing education of well drillers and pump installers and to develop and implement the continuing education program. This bill would provide that the DEP, in its discretion, may waive requirements for continuing education on an individual basis for reasons of hardship, including, but not limited to, active duty in the military or reserves, illness or disability, or other good cause.

This bill would provide that no well driller or pump installer license may be renewed by the DEP unless the renewal applicant submits satisfactory evidence to the State Well Drillers and Pump Installers Examining and Advisory Board that the applicant has successfully completed the continuing education requirements.

Current law requires the DEP to adopt a fee schedule setting forth reasonable fees for well driller and pump installer license applications and examinations, and for issuance and renewal of any license in amounts adequate to cover the costs of administering all licensing and license enforcement programs. This bill would amend this existing statutory authority to adopt a fee schedule to provide that the fees shall include the costs of administering the continuing education program to be established under the bill.

COMMITTEE AMENDMENTS

The committee amendments to the bill:

- 1) delete the language in current law setting forth fees for well driller and pump installer licenses and renewals, which fees are superseded by the fees set forth in DEP's fee schedule adopted by regulation; and
- 2) make technical corrections to the bill.