

ENROLLED SENATE  
BILL NO. 753

By: Long (Lewis) of the Senate

and

Roach and Satterfield of  
the House

An Act relating to professional engineers;  
amending 59 O.S. 1991, Section 1106, as last  
amended by Section 32, Chapter 353, O.S.L. 1994  
(59 O.S. Supp. 1995, Section 1106), which  
relates to Waterworks and Wastewater Works  
Operator Certification Act; modifying gender  
reference; making certain provisions  
inapplicable to practice of professional  
engineer; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 1991, Section 1106, as  
last amended by Section 32, Chapter 353, O.S.L. 1994 (59 O.S. Supp.  
1995, Section 1106), is amended to read as follows:

Section 1106. A. Except as otherwise provided in the  
Waterworks and Wastewater Works Operator Certification Act, it shall  
be unlawful:

1. For any person to employ or appoint or vote for or approve  
the employment or appointment of any person as an operator of a  
waterworks or wastewater works who does not possess a valid current  
certificate issued under the Waterworks and Wastewater Works  
Operator Certification Act, which certifies ~~him to be competent~~ the  
operator's competency to operate a waterworks or wastewater works  
for which ~~he is so~~ the operator is employed or appointed as  
operator; or to employ or appoint a person as an operator of a  
waterworks or wastewater works or vote for or approve the employment  
or appointment of any person as an operator of a waterworks or  
wastewater works contrary to the terms and conditions of the  
certificate held by such person;

2. For any person to be the operator of a waterworks or  
wastewater works for the operation of which ~~he~~ the person does not  
hold a required certificate, or to be the operator of any waterworks  
or wastewater works contrary to any of the terms and conditions of  
the operator's certificate ~~held by him~~; or

3. For any person to violate any rule or order made under the  
authority of the Waterworks and Wastewater Works Operator  
Certification Act or any certificate issued pursuant thereto.

B. Paragraphs 1 and 2 of subsection A of this section shall  
apply to a waterworks or wastewater works employing a superintendent  
of the waterworks or wastewater works who has not obtained the  
proper level of certification within six (6) months of ~~his~~  
employment as superintendent. The Environmental Quality Board may,  
by rule, limit the number of times this six-month exemption is  
available to a waterworks and wastewater works.

C. The provisions of this section shall not affect the practice of engineering by a professional engineer.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 20th day of February, 1996.

President of the Senate

Passed the House of Representatives the 10th day of April, 1996.

Speaker of the House of Representatives