



HOUSE BILL 268: Amend On-Site Wastewater Laws.

2019-2020 General Assembly

Committee:		Date:	December 4, 2019
Introduced by:		Prepared by:	Kyle Evans Staff Attorney
Analysis of:	S.L. 2019-151		

OVERVIEW: *S.L. 2019-151 disapproves certain wastewater rules adopted by the North Carolina Commission for Public Health, creates a task force to study and recommend new wastewater rules to the Commission, amends the approval process for wastewater dispersal systems, and allows soil scientists to approve non-engineered wastewater systems.*

This act became effective July 22, 2019.

BILL ANALYSIS: This act amends on-site wastewater laws and rules as follows:

Sections 1–4 disapproves certain on-site wastewater treatment and dispersal rules adopted by the Commission for Public Health (Commission) in 2018.

Sections 5–10 establishes an On-Site Wastewater Task Force (Task Force) and directs it to study and issue a report to recommend new on-site wastewater rules to the Commission no later than February 1, 2020.

Section 11 keeps the on-site wastewater rules found in Chapter 18A of Title 15A of the North Carolina Administrative Code in effect until the Commission takes action on the rules recommended by the Task Force.

Section 12 keeps certain on-site wastewater rules not otherwise disapproved in Sections 1–4 of this act from becoming effective if the rules in Sections 1–4 of this bill are disapproved.

Section 13 amends the statutes regarding approval of on-site wastewater systems to require that evidence of system performance is based on actual field surveys and county reports, and make other technical changes.

Section 14 adds a new section to Chapter 130A that establishes an alternative program for the approval of non-engineered wastewater systems by licensed and certified soil scientists. The Department of Health and Human Services must report on the implementation and operation of this program to the Environmental Review Commission and the Joint Legislative Oversight Committee on Health and Human Services by January 1, 2020 and then annually thereafter.

Section 15 makes a technical change to the effective date of S.L. 2019-190 (Senate Bill 190).

EFFECTIVE DATE: This act became effective July 22, 2019.

Jason Moran-Bates, Staff Attorney, contributed to this summary.

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Director



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