CHAPTER 112
HB 1140 - FINAL VERSION

22Feb2024... 0219h

2024 SESSION

24-2808
08/05

HOUSE BILL *1140*

AN ACT relative to requirements for homeowner installations of septic systems.

SPONSORS: Rep. McConkey, Carr. 8

COMMITTEE: Resources, Recreation and Development

AMENDED ANALYSIS

This bill enables a homeowner to install a new or replacement waste disposal system in their own domicile without a permit.

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Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Four

AN ACT relative to requirements for homeowner installations of septic systems.

Be it Enacted by the Senate and House of Representatives in General Court convened:

112:1 System Installer Permit; Replacement Waste Disposal System. Amend RSA 485-A:36, II to read as follows:

II.*(a)* Any person who desires to install ***a replacement waste disposal system*** or ***to*** repair a waste disposal system for [~~his~~] ***their*** own domicile shall not be required to obtain an installer's permit as provided in paragraph I, provided [~~he complies~~] ***they comply*** with rules adopted by the department relative to such systems.

(b) Any person who desires to install a new waste disposal system for a property they are developing to be their own domicile shall not be required to obtain an installer's permit as provided in paragraph I, provided that:

(1) The person complies with rules adopted by the department relative to such systems;

(2) The property owner or a permitted septic system installer perform all work to construct the waste disposal system;

(3) The property owner hires a permitted septic system designer or permitted septic system installer to certify that the waste disposal system, including but not limited to the base of the effluent disposal area, was constructed in accordance with the approved design and rules adopted by the department relative to such systems; and

(4) The property owner certifies through an affidavit that the property will be their domicile for at least 2 years, starting from the date on which the waste disposal system receives approval to operate from the department, violation of which will be subject to penalties pursuant to RSA 485-A:43.

III. The department shall adopt rules pursuant to RSA 541-A relative to this section.

112:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 03, 2024
Effective Date: September 01, 2024