

Amendment to HB 258

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT relative to the submission and approval of subsurface sewage disposal system plans,
4 relative to septic requirements in conversions to accessory dwellings, and authorizing
5 certain septage and sludge land applications.
6

7 Amend the bill by replacing all after section 3 with the following:

8
9 4 Accessory Dwelling Units; Sewage Disposal Systems. Amend RSA 674:72, V to read as
10 follows:

11 V. The applicant for a permit to construct an accessory dwelling unit shall make adequate
12 provisions for water supply and sewage disposal for the accessory dwelling unit in accordance with
13 RSA 485-A:38, but separate systems shall not be required for the principal and accessory dwelling
14 units. ***In order to comply with this paragraph and prior to constructing an accessory***
15 ***dwelling unit, an application for approval for a sewage disposal system shall be submitted***
16 ***in accordance with RSA 485-A as applicable. The approved sewage disposal system shall***
17 ***be installed only if the existing system has not received construction approval and***
18 ***approval to operate under current rules or predecessor rules, or the system fails or***
19 ***otherwise needs to be repaired or replaced.***

20 5 Use Authorization; Septage and Sludge Land Application. Amend 1998, 56:6 as amended by
21 2003, 43:14, 2003, 302:3, 2005, 141:2, 2007, 287:1, and 2011, 32:5 to read as follows:

22 56:6 ~~[Temporary]~~ Use Authorization. The septage and sludge land application restrictions
23 contained in RSA 483:9, VI(c), RSA 483:9-a, VII(b), RSA 483:9-aa, VII(b), and RSA 483:9-b, VII(b)
24 shall not apply ~~[until January 1, 2017]~~ to any land upon which septage or sludge has been spread in
25 accordance with all applicable rules adopted by the federal Environmental Protection Agency and
26 the New Hampshire department of environmental services, during any portion of the 3-year period
27 prior to January 1, 1998. In addition, there shall be no termination of this restriction exemption for
28 qualifying land that is used for scientific research on septage or sludge. Any continued application
29 of septage and sludge pursuant to this section shall comply with all applicable federal and state
30 laws and any best management practices published by the university of New Hampshire
31 cooperative extension.

32 6 Effective Date. This act shall take effect 60 days after its passage.

Amendment to HB 258
- Page 2 -

2017-1981s

AMENDED ANALYSIS

This bill:

- I. Makes various changes to the process for submission and approval of subsurface sewage disposal system plans.
- II. Extends an exemption from restrictions on certain septage and sludge land application.