

HB 1142 - AS INTRODUCED

2024 SESSION

24-2811

08/10

HOUSE BILL ***1142***

AN ACT relative to requirements for relevant work experience before taking the exam to be a septic designer or installer.

SPONSORS: Rep. McConkey, Carr. 8

COMMITTEE: Resources, Recreation and Development

ANALYSIS

This bill requires a period of active engagement in the trade of septic system design before taking the exam to be a septic designer or installer.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Four

AN ACT relative to requirements for relevant work experience before taking the exam to be a septic designer or installer.

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

1 1 Sewage Disposal Systems; Permit Eligibility; Exemption. Amend RSA 485-A:35, I(a) to read
2 as follows:

3 (a) All applications, plans, and specifications submitted in accordance with this chapter
4 for subsurface sewage or waste disposal systems shall be prepared and signed by the individual who
5 is directly responsible for them and who has a permit issued by the department to perform the work.
6 The department shall issue a permit to any individual who applies to the department, pays a fee of
7 \$80, and demonstrates a sound working knowledge of the procedures and practices required in the
8 site evaluation, design, and operation of subsurface sewage or waste disposal systems. The
9 department shall require an oral or written examination or both to determine who may qualify for a
10 permit. ***Individuals who apply to take the examination shall have been actively engaged in***
11 ***the trade of septic system design for a period of at least 2 years prior to the date of their***
12 ***application.*** Permits shall be issued from January 1 and shall expire December 31 of every other
13 year, subject to the grace periods specified in subparagraphs (c) and (d). Permits shall be renewable
14 upon proper application, payment of a biennial permit fee of \$80, and documentation of compliance
15 with the continuing education requirement of subparagraph (b). A permit issued to any individual
16 may be suspended, revoked or not renewed only for just cause and after the permit holder has had a
17 full opportunity to be heard by the department. An appeal from a decision to revoke, suspend, or not
18 renew a permit may be taken pursuant to RSA 541. All fees shall be deposited in the subsurface
19 systems fund established in RSA 485-A:30, I-b.

20 2 System Installer Permit. Amend RSA 485-A:36, I(a) to read as follows:

21 (a) No individual shall engage in the business of installing subsurface sewage or waste
22 disposal systems under this subdivision without first obtaining an installer's permit from the
23 department. The permit holder shall be responsible for installing the subsurface sewage or waste
24 disposal system in strict accordance with the approved plan. The department shall issue an
25 installer's permit to any individual who submits an application provided by the department, pays a
26 fee of \$80 and demonstrates a sound working knowledge of RSA 485-A:29-35 and the ability to read
27 approved waste disposal plans. The department shall require an oral or written examination or both
28 to determine who may qualify for an installer's permit. ***Individuals who apply to take the***
29 ***examination shall have been actively engaged in the trade of septic system installation for***
30 ***a period of at least one year prior to the date of their application.*** Permits shall be issued

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1 from January 1 and shall expire December 31 of every other year. Permits shall be renewable upon
2 proper application, payment of a biennial permit fee of \$80, and documentation of compliance with
3 the continuing education requirement of subparagraph (b). The installer's permit may be
4 suspended, revoked or not renewed for just cause, including, but not limited to, the installation of
5 waste disposal systems in violation of this subdivision or the refusal by a permit holder to correct
6 defective work. The department shall not suspend, revoke or refuse to renew a permit except for just
7 cause until the permit holder has had an opportunity to be heard by the department. An appeal
8 from such decision to revoke, suspend or not renew a permit may be taken pursuant to RSA 21-O:14.
9 All fees shall be deposited in the subsurface systems fund established in RSA 485-A:30, I-b.

10 3 Effective Date. This act shall take effect 60 days after its passage.