

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1183**

Introduced by

Representatives Louser, Headland, Magrum, Mock, Roers Jones, Weisz

Senators Burckhard, Klein, Luick, Myrdal, Vedaa

1 A BILL for an Act to create and enact two new sections to chapter 23-35 of the North Dakota
2 Century Code, relating to requiring public health units to adopt the technical guide for onsite
3 wastewater recycling treatment and establishing the onsite wastewater recycling technical
4 committee; to provide for a legislative management report; and to provide for application.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new section to chapter 23-35 of the North Dakota Century Code is created
7 and enacted as follows:

8 **Public health units to adopt onsite wastewater recycling treatment guide.**

9 Each public health unit shall adopt the statewide technical guide for onsite wastewater
10 recycling treatment technologies and sewage distribution technologies established by the onsite
11 wastewater recycling technical committee.

12 **SECTION 2.** A new section to chapter 23-35 of the North Dakota Century Code is created
13 and enacted as follows:

14 **Onsite wastewater recycling technical committee - Appointment - Duties.**

15 1. The onsite wastewater recycling technical committee consists of:

16 a. Three representatives from local public health units appointed by the governor
17 from a list of names forwarded by local public health units;

18 b. Four individuals who must be installers appointed by the governor. The governor
19 shall appoint the individuals from a list of names forwarded by a professional
20 onsite wastewater recycling association. For purposes of this section, an installer
21 means an individual licensed by a local public health unit to install onsite
22 wastewater sewage treatment systems; and

- 1 c. One individual who must be a licensed environmental health practitioner
2 appointed by the governor from a list of names forwarded by a professional
3 onsite wastewater recycling association.
- 4 2. The director of the department of environmental quality or the director's designee shall
5 provide input at the request of the committee.
- 6 3. The terms of the committee members are for four years, and members may be
7 reappointed.
- 8 4. The committee shall:
- 9 a. Meet at the call of at least three of the members.
- 10 b. Create a statewide technical guide for onsite wastewater recycling treatment
11 technologies and sewage distribution technologies.
- 12 c. Recommend standards and procedures for issuing an installer license.
- 13 d. Recommend continuing education requirements for installer license renewal.
- 14 e. Recommend reasonable fees for issuing or renewing an installer license.

15 **SECTION 3. REPORT TO LEGISLATIVE MANAGEMENT - ONSITE WASTEWATER**
16 **RECYCLING TECHNICAL COMMITTEE.** Before November 1, 2022, the onsite wastewater
17 recycling technical committee shall submit a report to the legislative management on the status
18 of the statewide technical guide and the committee's recommendations.

19 **SECTION 4. APPLICATION.** The governor shall appoint individuals to fill the committee
20 positions in accordance with this Act, and the terms of those appointees must be staggered so
21 not more than two positions expire in any year. To accomplish the staggering, the initial term of
22 those appointees may be for less than four years.