

**HOUSE . . . . . No. 434**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Steven S. Howitt***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act enhancing the sewage disposal system inspection process.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/11/2017</i>

**HOUSE . . . . . No. 434**

By Mr. Howitt of Seekonk, a petition (accompanied by bill, House, No. 434) of Steven S. Howitt relative to the sewage disposal system inspection process. Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 690 OF 2015-2016.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act enhancing the sewage disposal system inspection process.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 21A of the General Laws is hereby amended by striking out section 13A, as  
2 appearing in the 2012 Official Edition, and inserting in place thereof the following:-

3 Section 13A. No individual shall be approved by the department of environmental  
4 protection as a system inspector of on-site sewage disposal systems who is also approved as a  
5 disposal system installer or has a financial interest in the work of any other approved disposal  
6 system installer, including but not limited to a partner, employer, employee or co-worker of said  
7 system inspector.

8 A system inspector who performs an on-site inspection of a sewage disposal system  
9 pursuant to the state environmental code, shall not recommend a specific disposal system

10 installer to perform any work related to the replacement, repair, alteration or design of said  
11 system; provided, however, that all system inspectors shall, at the time of inspection, provide to  
12 the property owner a list prepared by the local board of health of local disposal system installers  
13 who are approved to perform such work; provided, however, that no disposal system installer  
14 may be approved as such if the installer is also approved by the department of environmental  
15 protection as a system inspector of on-site sewage. Each board of health shall prepare and make  
16 available a list containing the name, address, and phone number for at least 5 such installers who  
17 request to be included on such list.

18 A violation of this section shall be punished by a fine of not more than \$1,000.