

# **HOUSE . . . . . No. 4358**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, April 4, 2018.

The committee on Consumer Protection and Professional Licensure to whom was referred the petition (accompanied by bill, House, No. 146) of Shawn Dooley, Leonard Mirra and Donald R. Berthiaume, Jr. relative to septic system licensing, reports recommending that the accompanying bill (House, No. 4358) ought to pass.

For the committee,

TACKEY CHAN.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act to create a statewide septic license.

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

1           SECTION 1. Chapter 21A of the General Laws is hereby amended by striking out section  
2   13A, as appearing in the 2016 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.