

HOUSE BILL 1105

M3

9lr2524
CF SB 721

By: **Delegates Frush, Beidle, Bobo, and Costa**

Introduced and read first time: February 13, 2009

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Private Wastewater Treatment Act of 2009**

3 FOR the purpose of prohibiting a person from installing a certain privately owned
4 on-site wastewater treatment system under certain circumstances; defining a
5 certain term; and generally relating to privately owned on-site wastewater
6 treatment systems.

7 BY adding to
8 Article – Environment
9 Section 9–1108
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2008 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Environment**

15 **9–1108.**

16 (A) IN THIS SECTION, “ON-SITE TREATMENT SYSTEM” MEANS A
17 PRIVATELY OWNED ON-SITE WASTEWATER TREATMENT SYSTEM THAT
18 DISCHARGES INTO SURFACE WATERS OF THE STATE.

19 (B) A PERSON MAY NOT INSTALL AN ON-SITE TREATMENT SYSTEM IN
20 THE STATE IF:

21 (1) THE LOT ON WHICH THE SYSTEM IS TO BE LOCATED:

22 (I) FAILS A SOIL PERCOLATION TEST; AND

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(II) IS NOT SERVED BY A PUBLICLY OWNED WASTEWATER**
2 **TREATMENT FACILITY; OR**

3 **(2) THE ON-SITE TREATMENT SYSTEM IS INCONSISTENT WITH A**
4 **COUNTY WATER AND SEWER PLAN.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2009.