

2013 -- H 5171

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LC00597  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE - NEW BUILDINGS  
AND STRUCTURES

Introduced By: Representatives Gallison, Edwards, Martin, Carnevale, and Marshall

Date Introduced: January 29, 2013

Referred To: House Environment and Natural Resources

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 23-27.3-113.6.1 of the General Laws in Chapter 23-27.3 entitled  
2 "State Building Code" is hereby amended to read as follows:  
3           **23-27.3-113.6.1. Approval of an individual sewage disposal system.** -- No person shall  
4 install, construct, alter, or repair or cause to be installed, constructed, altered, or repaired any  
5 individual sewage disposal system, nor shall he or she begin construction of any improvement to  
6 his or her property from which sewage will have to be disposed of by means of an individual  
7 sewage disposal system, including additions which will result in increased sewage flow, unless  
8 that person has plans of the subject individual sewage disposal system stamped and certified by  
9 an individual sewage disposal system designer licensed pursuant to section 5-56.1-7 of the  
10 general laws. ~~until he or she has obtained the written approval of the director of the department of~~  
11 ~~environmental management of the plans and specifications for the work.~~ Repairs or alterations  
12 shall, insofar as possible, comply in every respect with the standards set forth in subject  
13 regulations. A municipality may only grant a building permit pursuant to the State Building Code  
14 where the person applying for the building permit presents to the municipality the ~~written~~  
15 ~~approval of the director as required by departmental regulations on the individual sewage disposal~~  
16 ~~systems~~ plans stamped and certified by an individual sewage disposal system designer licensed  
17 pursuant to section 5-56.1-7 of the general laws. These plans shall also be filed with the  
18 department of environmental management. Upon completion of the installation, construction,

1 alteration, or repair of the individual sewage disposal system, the owner shall submit a copy of  
2 the certificate of conformance from the department of environmental management to the building  
3 official prior to the issuance of a certificate of use and occupancy as required by sections 23-27.3-  
4 120.0 -- 23-27.3-120.6. [The requirements set forth herein shall only apply if the applicant on the](#)  
5 [plan for the sewage disposal system uses city or town water, and the structure for which the](#)  
6 [sewage disposal system applies is no larger than a duplex.](#)

7 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO HEALTH AND SAFETY - STATE BUILDING CODE - NEW BUILDINGS  
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1           This act would eliminate the requirement of the department of environmental  
2 management approval of an individual sewage disposal system, if the system is designed by a  
3 designer licensed pursuant to Rhode Island general laws section 5-56.1-7, and would only apply if  
4 the applicant uses city or town water and the structure is no larger than a duplex.

5           This act would take effect upon passage.

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