



February 26, 1999

SENATE BILL No. 76

DIGEST OF SB 76 (Updated February 24, 1999 6:02 pm - DI 87)

Citations Affected: IC 16-41.

Synopsis: Septic system installation on plats. Provides that the adoption of a rule by the state board of health may not prohibit the installation of certain residential septic systems in Kosciusko County.

Effective: Upon passage.

Meeks R

January 6, 1999, read first time and referred to Committee on Governmental and Regulatory Affairs.
January 25, 1999, amended, reported favorably — Do Pass.

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SB 76—LS 6509/DI 2+



February 26, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

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SENATE BILL No. 76

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-41-25-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The state
3 department shall adopt rules under IC 4-22-2 that provide for a
4 reasonable period not exceeding forty-five (45) days in which a plan
5 review and permit for residential septic systems must be approved or
6 disapproved.

7 (b) **This subsection applies to a county with a population of**
8 **more than sixty-five thousand (65,000) but less than sixty-eight**
9 **thousand (68,000). A rule that the state department adopts**
10 **concerning residential septic systems may not prohibit the**
11 **installation of a residential septic system on a plat if:**

12 (1) **the installation of a residential septic system on the plat**
13 **was approved by a local health department; and**
14 (2) **the plat of the affected lot was recorded;**
15 **before the effective date of the rule.**

16 SECTION 2. **An emergency is declared for this act.**

SB 76—LS 6509/DI 2+



COMMITTEE REPORT

Mr. President: The Senate Committee on Governmental and Regulatory Affairs, to which was referred Senate Bill No. 76, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 2, after "1." insert "(a)".

Page 1, line 6, delete "However, a ", begin a new paragraph and insert "**(b) This subsection applies to a county with a population of more than sixty-five thousand (65,000) but less than sixty-eight thousand (68,000). A**".

and when so amended that said bill do pass.

(Reference is to SB 76 as introduced.)

MERRITT, Chairperson

Committee Vote: Yeas 6, Nays 0.

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