



Ohio Legislative Service Commission

Bill Analysis

Brian D. Malachowsky

H.B. 525

130th General Assembly
(As Introduced)

Reps. Lynch, Becker

BILL SUMMARY

- Permits a board of county commissioners or the legislative authority of a municipal corporation (governing body) to reject any Department of Health rules on the design of a household sewage treatment system, adopted *after* January 1, 2014.
- Requires a governing body that has rejected the newer rules to administer the rules that existed *on* January 1, 2014.

CONTENT AND OPERATION

Choice of sewage design rules

The bill permits a board of county commissioners or the legislative authority of a municipal corporation ("governing body") to choose whether to follow Department of Health rules regulating household sewage treatment systems. By a majority vote, a governing body may reject the application of any rule governing the design of a household sewage treatment system adopted by the Department *after* January 1, 2014.¹ If the governing body rejects the application of the newer rules, the applicable board of health must administer the Department's rules that existed *on* January 1, 2014.² Under continuing law, "household sewage treatment system" means any sewage treatment system, or part of such a system, that receives sewage from a single-family, two-family, or three-family dwelling.³

¹ R.C. 3718.026(A).

² R.C. 3718.026(B).

³ R.C. 3718.01(F), not in the bill.

Under current law, the Director of Health must adopt rules establishing minimum standards for sewage treatment systems.⁴ The rules include the siting, design, installation, alteration, operation, repair, and maintenance of sewage systems. Additionally, current law permits a board of health to adopt rules, subject to the Director's review and approval, providing more stringent standards for sewage than what the Director establishes. The Director, however, will not approve Board rules in conflict with R.C. Chapter 3718., which would include the provisions of this bill, if enacted.⁵

HISTORY

ACTION	DATE
Introduced	04-28-14

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⁴ R.C. 3718.02(A)(3), not in the bill.

⁵ R.C. 3718.02(B), not in the bill.

