

2020 Regular Session

SENATE BILL NO. 228

BY SENATOR HENSGENS

WATER/SEWER OPERATORS. Provides relative to sewerage systems and districts.
(8/1/20)

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AN ACT

To amend and reenact R.S. 33:3887.7 and R.S. 40:1281.26, relative to sewerage systems and districts; to provide for individual sewerage district consolidation and merger; to provide for individual sewerage systems; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:3887.7 is hereby amended and reenacted to read as follows:

§3887.7. Individual sewerage districts; consolidation and merger

A sewerage district located ~~wholly~~ **entirely** within the boundaries of a parish with a population between one hundred twenty thousand and one hundred sixty thousand according to the latest federal decennial census shall ~~be able~~ **have the ability** to merge or consolidate itself into another sewerage district ~~wholly~~ **entirely** located within the same parish according to the procedure provided for in Article VI, Section 16 of the Constitution of Louisiana.

Section 2. R.S. 40:1281.26 is hereby amended and reenacted to read as follows:

§1281.26. Individual sewerage systems; temporary waiver; enforcement

A. The Louisiana Department of Health, office of public health, shall temporarily waive applicable requirements of LAC 51:XIII.101 et seq. regarding

1 individual sewerage systems during ~~the~~ construction of a community sewerage
2 system for properties located within the boundaries of any parish with a population
3 between six thousand eight hundred and six thousand nine hundred according to the
4 latest federal decennial census.

5 B. The temporary waiver of individual sewerage system regulations for
6 properties within a qualifying jurisdiction pursuant to Subsection A of this Section
7 shall only be granted ~~only~~ under the following conditions:

8 (1) All permits and authorizations issued by the Louisiana Department of
9 Health, office of public health, for new or existing onsite sewerage treatment shall
10 become invalid ~~upon~~ at completion of a community sewerage treatment system.

11 (2) The property owner or designated agent shall sign an agreement
12 acknowledging ~~that~~ the waiver is temporary and ~~that~~ the owner shall be required to
13 connect to the community sewerage system upon its availability.

14 (3) Each waiver shall require five thousand feet of contiguous property, with
15 a current property survey by a Louisiana registered land surveyor, and a minimum
16 of four property corners that are visibly staked.

17 (4) Only one habitable structure shall be authorized for parcels of property
18 meeting the requirements set forth in Paragraph (3) of this Subsection.

19 (5) Permits for new individual sewerage treatment systems shall be
20 contingent upon adherence to Paragraphs (3) and (4) of this Subsection, and shall
21 require ~~the~~ installation of an aerobic treatment unit that includes the appropriate
22 required effluent reduction field.

23 (6) Authorization or approvals to use permitted existing individual sewerage
24 treatment systems shall be contingent upon the owner's providing the Louisiana
25 Department of Health, office of public health, with written and signed documentation
26 from a Louisiana licensed sewerage installer or maintenance provider which declares
27 the system is operable and will function as designed.

28 (7) Individual sewerage systems that produce a discharge shall be required
29 to provide appropriate effluent disinfection prior to effluent reduction field.

