STATE OF NEW YORK

S. 8253 A. 10438

SENATE - ASSEMBLY

April 23, 2018

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Cities

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Higher Education

AN ACT in relation to qualifications for the design of a nitrogen-reducing sewage disposal system in a county of one million or more which draws its primary source of drinking water for a majority of county residents from a designated sole source aquifer

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Notwithstanding any provision of law to the contrary, the provisions of this act shall apply to a county with a population of one million or more which draws its primary source of drinking water for a majority of county residents from a designated sole source aquifer.

§ 2. Where a nitrogen-reducing sewage disposal system, approved by the county department of health, is designed by a land surveyor for an individual residential lot, said land surveyor shall constitute an exempt person under section 7208 of the education law. This section shall apply to sewage disposal systems where the design flow is less than one thousand gallons per day.

§ 3. Where a nitrogen-reducing sewage disposal system, approved by the county department of health for replacement or retrofit on an individual residential lot, is designed by a person who holds a valid license from the county to design sewage disposal systems for replacement or retrofit on an individual residential lot, said person shall constitute an exempt person under section 7208 of the education law. This section shall apply to sewage disposal systems where the design flow is less than one thousand gallons per day.

§ 4. Severability. The provisions of this act shall be severable and if any portion thereof or the applicability thereof to any person or circumstances shall be held invalid, the remainder of this act and the application thereof shall not be affected thereby.

§ 5. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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