

# PROPOSED AMENDMENT

## HB 1329 # 5

### DIGEST

Residential onsite sewage systems. In certain counties, allows a governmental entity to require inspections of properties with residential onsite sewage systems (system) in connection with a sale or transfer of property only if it has been more than 10 years since the property was last sold or transferred, or the Class 2 structure or system was constructed or installed.

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- 1           Page 3, line 15, after "7." delete "A" and insert "**Except as provided**  
2 **in section 9 of this chapter, a**".
- 3           Page 3, line 23, after "8." delete "A" and insert "**Except as provided**  
4 **in section 9 of this chapter, a**".
- 5           Page 3, between lines 30 and 31, begin a new paragraph and insert:  
6 "**Sec. 9. (a) This section applies only to a county that has:**  
7           **(1) a sole source aquifer; and**  
8           **(2) an advisory board that:**  
9           **(A) is established by an ordinance adopted not later than**  
10           **December 31, 2023; and**  
11           **(B) provides oversight to the local health department.**  
12           **(b) This chapter only prohibits a governmental entity from**  
13 **requiring inspection of a Class 2 structure or residential onsite**  
14 **sewage system in connection with or as a condition of the sale,**  
15 **transfer of title, or recording of a deed occurring not more than ten**  
16 **(10) years after:**  
17           **(1) the last sale or transfer of title to the property; or**  
18           **(2) the Class 2 structure or residential onsite sewage system**  
19           **was built or installed on the property.**  
20           **(c) The local health department may not charge a fee when a**  
21 **property is transferred."**

(Reference is to HB 1329 as printed January 23, 2024.)