

2019 -- S 0398

LC001684

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS - DESIGNERS OF INDIVIDUAL  
SEWAGE DISPOSAL SYSTEMS

Introduced By: Senator Roger Picard

Date Introduced: February 27, 2019

Referred To: Senate Commerce

(209)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 5-56.1-4 of the General Laws in Chapter 5-56.1 entitled "Designers  
2 of Individual Sewage Disposal Systems" is hereby amended to read as follows:

3 **5-56.1-4. Conditions for obtaining a designer's license.**

4 (a) A designer's license shall be issued to any person who satisfies all the requirements  
5 stated below:

6 (1) A completed application for a designer's license along with a reasonable fee shall be  
7 submitted to the licensing authority; all fees shall be deposited as general revenues and the  
8 amounts appropriated are used for the purpose of administering the water and air protection  
9 program.

10 (2) The applicant for a designer's license shall be required to pass a written examination,  
11 which may include a field component, administered or sanctioned by the licensing authority for  
12 the applicable class of license. The test assesses the competency and knowledge of the applicant  
13 regarding pertinent subject matter and the application of ISDS regulations.

14 (3) The licensing authority shall establish, through regulations, classes of licenses  
15 appropriate to the expertise required for each activity performed by licensed individuals. The  
16 licensing authority shall establish minimum qualifications, education and experience  
17 requirements for each class of license and eligibility requirements for testing. The licensing  
18 authority may waive the requirement of a written examination or any portion of it in the case of a

1 person licensed by a federal agency or another state having licensing requirements substantially  
2 equivalent to those in Rhode Island.

3 (4) ~~No~~ With the exception of subsection (b) of this section, no person may be granted an  
4 exemption to any of the conditions for obtaining a license as provided for in this section on the  
5 basis of past experience or "grandfather" rights.

6 (5) The licensing authority shall hold an examination at least once per year.

7 (b) Professional engineers who have met all the educational requirements and have been  
8 registered and authorized to practice engineering in the state of Rhode Island by the state board of  
9 registration for professional engineers, shall be deemed to have met all the minimum  
10 qualifications, experience and education requirements for a designer's license under this section  
11 and shall not be required to pass a written examination or to attend or enroll in continuing  
12 education programs as a requirement for the granting and renewal of their designer's license.

13 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO BUSINESSES AND PROFESSIONS - DESIGNERS OF INDIVIDUAL  
SEWAGE DISPOSAL SYSTEMS

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1           This act would provide that professional engineers who are registered and authorized to  
2 practice by the Rhode Island state board of registration for professional engineers be deemed to  
3 have met the qualifications for a designer's license.

4           This act would take effect upon passage.

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