

SENATE BILL No. 405

By Senator Ostmeyer

2-8

1 AN ACT concerning wastewater; relating to private wastewater systems.

2
3 *Be it enacted by the Legislature of the State of Kansas:*

4 Section 1. (a) All existing private wastewater systems installed prior
5 to January 1, 1992, shall be acceptable until such time a modification or
6 replacement is required or necessary for the system to function properly.

7 This section shall not apply to any private wastewater system that is in
8 violation of the Kansas statutes annotated.

9 (b) As used in this section:

10 (1) "Modification" means a substantial change in the physical
11 structure of a wastewater system; ~~and~~

12 (2) "replacement" means the substitution of a wastewater system in
13 its entirety with a new system.

14 Sec. 2. This act shall take effect and be in force from and after its
15 publication in the statute book.

"private wastewater system" means a wastewater system serving a single-family residence designed and constructed to collect, store and dispose of domestic waste, including those systems that function by soil absorption, evaporation, transpiration, holding tanks or any combination thereof. "Private wastewater system" does not include any system that directly discharges domestic waste onto the ground surface or into watercourses without a permit issued pursuant to K.S.A. 65-165, and amendments thereto; and

(3)