
HOUSE BILL 2012

State of Washington 60th Legislature 2007 Regular Session

By Representatives Springer, B. Sullivan, VanDeWege, Haigh,
Eickmeyer, Sells, Hunt, O'Brien, Green and Pearson

Read first time 02/05/2007. Referred to Committee on Select
Committee on Environmental Health.

1 AN ACT Relating to the registration process of proprietary
2 treatment products for use in drain fields of on-site sewage disposal
3 systems; and adding a new section to chapter 70.118 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.118 RCW
6 to read as follows:

7 (1) Manufacturers of proprietary treatment products that use soil-
8 based denitrification processes in the drain fields of on-site sewage
9 disposal systems are exempted from registering such proprietary
10 treatment products with the department only if the following conditions
11 are met:

12 (a) The proprietary treatment product must conform to the universal
13 plumbing code;

14 (b) Any biological component used in the proprietary treatment
15 product must meet the conditions of RCW 70.118.060 relating to additive
16 regulation;

17 (c) For purposes of product testing, sampling for total nitrogen
18 discharge to the soil is drawn using a soil vacuum lysimeter or by
19 other means approved by the department;

1 (d) The results of product testing in the soil surrounding the
2 drain field test sites must be at or below ten parts per million of
3 total nitrogen;

4 (e) Testing data is submitted to the department for review and
5 approval or denial; and

6 (f) The proprietary treatment product is installed into a septic
7 system with a preexisting on-site permit.

8 (2) The department must review the testing data submitted under
9 subsection (1)(e) of this section and approve or deny the soil-based
10 denitrification process within thirty days of submittal date. If the
11 department does not approve the process, the department must issue an
12 explanation citing specific reasons for the lack of approval.

13 (3) The department shall not charge application fees in excess of
14 the rate for comparable applications for the in-tank denitrification
15 processes.

16 (4) The department shall keep and maintain a list of proprietary
17 treatment products for use in soil-based denitrification processes that
18 have been approved under the conditions of subsection (1)(a) through
19 (f) of this section.

20 (5) This section applies only to proprietary treatment products
21 that reduce nitrogen in soil-based proprietary treatment processes.

22 (6) Nothing in this section may be construed to add any conditions
23 to the rules of the department related to certifying and registering
24 denitrification processes in the tank of on-site sewage disposal
25 systems.

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