



# Ohio Legislative Service Commission

## Final Analysis

Bethany Boyd

### Am. S.B. 179

130th General Assembly  
(As Passed by the General Assembly)

**Sens.** Eklund, Seitz, Coley, Hite, Kearney, Oelslager, Patton, Sawyer, Schiavoni, Turner, Uecker

**Reps.** Anielski, Antonio, Baker, Beck, Blair, Boose, Boyd, Brown, Carney, Celebrezze, Conditt, Damschroder, DeVitis, Green, Grossman, Hackett, Letson, Mallory, McClain, Milkovich, Roegner, Rogers, Slaby, Stinziano, Winburn, Young, Batchelder

**Effective date:** July 10, 2014

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## ACT SUMMARY

- Includes recycled water as a private water system that is subject to regulation by the Department of Health and boards of health of city or general health districts.
- Requires the Director of Health to define by rule "recycled water" as well as "well," "spring," "cistern," "pond," and "hauled water," which are private water systems under continuing law.

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## CONTENT AND OPERATION

### "Recycled water" recognized as a private water system

The act includes recycled water as a type of private water system that may provide water for human consumption. Private water systems are subject to regulation by the Department of Health and by boards of health of city or general health districts in accordance with rules adopted by the Director of Health.<sup>1</sup> Under continuing law, the rules must provide for inspections of private water systems, annual registration of private water system contractors, and payment of administration and enforcement fees.<sup>2</sup> The rules also must prescribe uniform standards and procedures for the design,

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<sup>1</sup> Those rules are in O.A.C. 3701-28-01 to 3701-28-19.

<sup>2</sup> R.C. 3701.344(A) and (B).

construction, inspection, installation, development, maintenance, and abandonment of private water systems.<sup>3</sup> Continuing law allows for variances from the Director's rules.<sup>4</sup>

Under law not changed by the act, a "private water system" is a water system that provides water for human consumption if the system has fewer than 15 service connections and does not regularly serve an average of at least 25 individuals daily at least 60 days each year. It includes, in part, a well, spring, cistern, pond, and hauled water, all of which are not defined. The act requires the Director to define those terms in the rules for private water systems, as well as "recycled water."<sup>5</sup>

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## HISTORY

ACTION	DATE
Introduced	08-19-13
Reported, S. Energy & Natural Resources	11-13-13
Passed Senate (33-0)	11-19-13
Reported, H. State & Local Gov't	02-19-14
Passed House (91-0)	03-26-14
Senate concurred in House amendments (32-0)	04-01-14

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<sup>3</sup> R.C. 3701.347, not in the act.

<sup>4</sup> R.C. 3701.345, not in the act.

<sup>5</sup> R.C. 3701.344(A) and (B)(7).

