

Chapter NR 113

SERVICING SEPTIC TANKS, SEEPAGE PITS,
GREASE TRAPS OR PRIVIES

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History: Chapter NR 113, as it existed on June 30, 1975, was repealed and a new chapter NR 113 was created effective July 1, 1975.

NR 113.01 Applicability. These rules shall be applicable to any person servicing septic tanks, industrial or domestic waste holding tanks, seepage pits, grease traps, mobile public toilets, or permanent or portable privies. Persons providing the following services shall be exempt from these rules.

- (1) The transport of liquid industrial wastes for reprocessing.
- (2) The transport of agricultural materials of vegetable origin not mixed with other wastes which are returned to cropland (either in active or inactive status) as manure.
- (3) The transport of animal excrement and associated bedding.
- (4) The disposal of domestic wastewater from a holding tank, which is regulated under ch. NR 206.

History: Cr. Register, June, 1975, No. 234, eff. 7-1-75; cr. (4), Register, March, 1985, No. 351, eff. 4-1-85.

NR 113.02 Severability. Should any section, paragraph, phrase, sentence or clause of this chapter be declared invalid or unconstitutional for any reason, the remainder of this chapter shall not be affected thereby.

History: Cr. Register, June, 1975, No. 234, eff. 7-1-75.

NR 113.03 Definitions. In addition to the definitions set forth in s. 144.01 or 146.20, Stats., the following definitions shall apply to terms used in this chapter:

- (1) "Department" means the department of natural resources.
- (2) "Person" means any individual, partnership, corporation or body politic.
- (3) "Licensee" means any person servicing septic tanks, industrial or domestic waste holding tanks, seepage pits, grease traps, mobile public toilets, or permanent or portable privies, holding a valid Wisconsin sanitary license.
- (4) "Servicing" means the cleaning, removing, hauling or disposing of the scum, liquid, sludge or other wastes from any septic tank, holding

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tank, seepage pit, grease trap, mobile public toilet or permanent or portable privy.

(5) "Private pumper" means any person engaged in servicing a septic tank, holding tank, seepage pit, grease trap, mobile public toilet or permanent or portable privy on real estate owned or leased by him.

(6) "Liquid industrial wastes" mean industrial wastes, including suspended solids which are in a nongaseous fluid or semifluid state, and which are biodegradable and of animal or plant origin.

(7) "Mobile public toilets" mean fixtures incorporating holding facilities designed to receive human excrement directly from the user which are transportable and made available to the public.

(8) "Plowing in" or "knifing in" shall mean incorporation into the soils with a plow or equipment specifically designed for injecting a liquid below a soil surface.

(9) "Holding tank" means any facility, designed to be watertight, which is used for the storage and decomposition of human excrement, domestic wastes or liquid industrial wastes.

(10) "Portable privies" mean fixtures incorporating holding facilities designed to receive human excrement directly from the user and which are transportable.

(11) "Wisconsin sanitary license" means a license to service septic tanks, holding tanks, seepage pits, grease traps, mobile public toilets, or permanent or portable privies, issued by the department pursuant to s. 146.20 (3), Stats.

History: Cr. Register, June, 1975, No. 234, eff. 7-1-75; am. (4), Register, March, 1985, No. 351, eff. 4-1-85.

NR 113.04 General requirements. (1) LICENSE REQUIREMENTS. No person, unless exempted by statute, shall engage in servicing without a license from the department.

Note: Licensed plumbers and private pumpers are exempted from licensure by s. 146.20, Stats.; however, such servicing shall be in conformity with the law and rules of the department.

(2) **EQUIPMENT CERTIFICATION.** No person shall engage in servicing unless his vehicle and equipment have been inspected by the department and certified to be in conformity with all the requirements of this chapter.

(3) **INSPECTION OF EQUIPMENT.** Every person owning a vehicle used for servicing shall notify the department and request inspection within 6 months from the effective date of this chapter or upon purchase of such a vehicle after that date.

(4) **CHANGE OF ADDRESS.** Every licensee shall notify the department within 15 days of any change in address or change of servicing equipment.

History: Cr. Register, June, 1975, No. 234, eff. 7-1-75.

NR 113.05 Licensing. (1) INITIAL LICENSURE. Applicants for licensure shall meet the following requirements:

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(a) Every person, with the exception of private pumpers, before engaging in the practice of servicing in this state, shall make application on forms prepared by the department for each vehicle used by him in such