

By: Landgraf

H.B. No. 3810

A BILL TO BE ENTITLED

1 AN ACT
2 relating to certain notices provided to the Texas Commission on
3 Environmental Quality by public water supply systems.

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

5 SECTION 1. Section 341.033, Health and Safety Code, is
6 amended by amending Subsection (i) and adding Subsection (i-1) to
7 read as follows:

8 (i) An owner, agent, manager, operator, or other person in
9 charge of a public water supply system that furnishes water for
10 public or private use or a wastewater system that provides
11 wastewater services for public or private use shall maintain
12 internal procedures to notify the commission immediately of the
13 following events, if the event may negatively impact the production
14 or delivery of safe and adequate drinking water:

15 (1) an unusual or unexplained unauthorized entry at
16 property of the public water supply or wastewater system;

17 (2) an act of terrorism against the public water
18 supply or wastewater system;

19 (3) an unauthorized attempt to probe for or gain
20 access to proprietary information that supports the key activities
21 of the public water supply or wastewater system;

22 (4) a theft of property that supports the key
23 activities of the public water supply or wastewater system; ~~[or]~~

24 (5) a natural disaster, accident, or act that results

1 in damage to the public water supply or wastewater system; or
2 (6) for a nonindustrial public water supply system, an
3 unplanned condition that has caused or is likely to cause a public
4 water supply outage or the public water supply system to issue a
5 do-not-use advisory, do-not-consume advisory, or boil water
6 notice.

7 (i-1) The commission may collaborate with the Texas
8 Division of Emergency Management in regulating the method of
9 notifications provided under Subsection (i)(6). Subsection (i)(6)
10 does not require an owner, agent, manager, operator, or other
11 person in charge of a nonindustrial public water supply system to
12 provide notice of a weather or emergency alert, warning, or watch
13 issued by the National Weather Service, the National Oceanic and
14 Atmospheric Administration, or the Texas Division of Emergency
15 Management or a successor federal or state agency.

16 SECTION 2. This Act takes effect September 1, 2023.