

By: Puente

H.B. No. 2916

Substitute the following for H.B. No. 2916:

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C.S.H.B. No. 2916

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a prohibition on the issuance of a permit for an on-site
3 sewage disposal system in violation of certain local regulations.

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

5 SECTION 1. Subchapter D, Chapter 366, Health and Safety
6 Code, is amended by adding Section 366.0571 to read as follows:

7 Sec. 366.0571. ISSUANCE OF PERMIT IN VIOLATION OF CERTAIN
8 LOCAL REGULATIONS PROHIBITED. (a) Notwithstanding any other law,
9 the commission or an authorized agent may not issue a permit under
10 this chapter for an on-site sewage disposal system the installation
11 or operation of which would violate an ordinance, order, or rule of
12 a local governmental entity regulating the minimum acreage of a
13 site on which an on-site sewage disposal system may be installed.

14 (b) This section applies only to the issuance of a permit
15 for an on-site sewage disposal system that is to be installed or
16 operated on a subdivision plat created on or before December 31,
17 1900.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2005.