

By: Puente

H.B. No. 1656

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the regulation by municipalities of irrigation systems  
3 and irrigators.

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

5 SECTION 1. Chapter 401, Local Government Code, is amended  
6 by adding Section 401.006 to read as follows:

7 Sec. 401.006. IRRIGATION SYSTEMS. (a) A municipality with  
8 a population of 5,000 or more by ordinance shall require an  
9 installer of an irrigation system:

10 (1) to hold a license issued under Section 1903.251,  
11 Occupations Code; and

12 (2) to obtain a permit before installing a system  
13 within the territorial limits or extraterritorial jurisdiction of  
14 the municipality.

15 (b) The ordinance shall include minimum standards and  
16 specifications for designing, installing, and operating irrigation  
17 systems in accordance with Section 1903.053, Occupations Code, and  
18 any rules adopted by the Texas Commission on Environmental Quality  
19 under that section.

20 (c) A municipality may employ or contract with a licensed  
21 plumbing inspector or a licensed irrigator to enforce the  
22 ordinance.

23 (d) This section does not apply to an on-site sewage  
24 disposal system, as defined by Section 366.002, Health and Safety

1 Code.

2 SECTION 2. Not later than January 1, 2009, a municipality  
3 with a population of 5,000 or more shall adopt an ordinance under  
4 Section 401.006, Local Government Code, as added by this Act.

5 SECTION 3. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2007.