

1-1 By: Puente (Senate Sponsor - Averitt) H.B. No. 3017
1-2 (In the Senate - Received from the House May 7, 2007;
1-3 May 8, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 18, 2007, reported favorably by the following vote:
1-5 Yeas 11, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the certification of water treatment specialists.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subchapter G, Chapter 341, Health and Safety
1-11 Code, is transferred to Subtitle A, Title 12, Occupations Code,
1-12 redesignated as Chapter 1904, Occupations Code, and amended to read
1-13 as follows:

1-14 CHAPTER 1904. WATER TREATMENT SPECIALISTS

1-15 SUBCHAPTER A. GENERAL PROVISIONS [~~C. CERTIFICATION OF WATER~~
1-16 ~~TREATMENT SPECIALISTS~~]

1-17 Sec. 1904.001 [~~341.101~~]. DEFINITIONS. In this chapter
1-18 [~~subchapter~~]:

1-19 (1) "Commission" means the Texas Natural Resource
1-20 Conservation Commission.

1-21 (2) "Installation of water treatment appliances"
1-22 includes connecting the appliances to all necessary utility
1-23 connections in residential, commercial, or industrial facilities.

1-24 (3) "Water treatment" means a business conducted under
1-25 contract that requires experience in the analysis of water,
1-26 including the ability to determine how to treat influent and
1-27 effluent water, to alter or purify water, and to add or remove a
1-28 mineral, chemical, or bacterial content or substance. The term
1-29 also includes the installation and service of potable water
1-30 treatment equipment in public or private water systems and making
1-31 connections necessary to complete installation of a water treatment
1-32 system.

1-33 (4) "Water treatment equipment" includes appliances
1-34 used to alter or purify water or to alter a mineral, chemical, or
1-35 bacterial content or substance.

1-36 [Sections 1904.002-1904.050 reserved for expansion]

1-37 SUBCHAPTER B. CERTIFICATION REQUIREMENTS

1-38 Sec. 1904.051 [~~341.102~~]. WATER TREATMENT SPECIALIST
1-39 CERTIFICATION PROGRAM. (a) The commission by rule shall establish
1-40 a program to certify persons qualified to install, exchange,
1-41 service, and repair residential, commercial, or industrial water
1-42 treatment equipment and appliances.

1-43 (b) The rules must establish:

1-44 (1) standards for certification to ensure the public
1-45 health and to protect the public from unqualified persons engaging
1-46 in activities relating to water treatment;

1-47 (2) classes of certification;

1-48 (3) duration of certification; and

1-49 (4) reasonable annual certification fees in an amount
1-50 sufficient to pay the administrative costs of the certification
1-51 program, but not to exceed \$150 a year for any class of
1-52 certification.

1-53 Sec. 1904.052 [~~341.103~~]. CERTIFICATION REQUIRED. A person
1-54 may not engage in water treatment unless the person first obtains a
1-55 certificate from the commission under the program established under
1-56 this chapter [~~subchapter~~].

1-57 Sec. 1904.053 [~~341.104~~]. APPLICATION FOR CERTIFICATION. A
1-58 person desiring to obtain certification under the program
1-59 established under this chapter [~~subchapter~~] shall file with the
1-60 commission:

1-61 (1) an application in the form prescribed by the
1-62 commission and containing the information required by the
1-63 commission; and

1-64 (2) the appropriate certification fee.

