

AN ACT

1
2 relating to requiring the Texas Commission on Environmental Quality
3 to adopt rules preventing access to on-site sewage disposal
4 systems.

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

6 SECTION 1. Section 366.012(a), Health and Safety Code, is
7 amended to read as follows:

8 (a) To assure the effective and efficient administration of
9 this chapter, the commission shall:

10 (1) adopt rules governing the installation of on-site
11 sewage disposal systems, including rules concerning the:

12 (A) review and approval of on-site sewage
13 disposal systems; and

14 (B) temporary waiver of a permit for an emergency
15 repair; and

16 (2) adopt rules under this chapter that:

17 (A) encourage the use of economically feasible
18 alternative techniques and technologies for on-site sewage
19 disposal systems that can be used in soils not suitable for
20 conventional on-site sewage disposal; ~~and~~

21 (B) address the separation of graywater, as
22 defined by Section 341.039, in a residence served by an on-site
23 sewage disposal system; and

24 (C) require on-site sewage disposal systems,

1 including risers and covers, installed after September 1, 2012, to
2 be designed to prevent access to the system by anyone other than:

3 (i) the owner of the system; or

4 (ii) a person described by Section
5 366.071(a) or (b).

6 SECTION 2. This Act takes effect September 1, 2011.

President of the Senate

Speaker of the House

I certify that H.B. No. 240 was passed by the House on April 21, 2011, by the following vote: Yeas 148, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 240 on May 21, 2011, by the following vote: Yeas 140, Nays 1, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 240 was passed by the Senate, with amendments, on May 19, 2011, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor