

1-1 By: Parker (Senate Sponsor - Nelson) H.B. No. 240
1-2 (In the Senate - Received from the House April 26, 2011;
1-3 April 29, 2011, read first time and referred to Committee on
1-4 Natural Resources; May 11, 2011, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 10,
1-6 Nays 0; May 11, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 240 By: Deuell

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to requiring the Texas Commission on Environmental Quality
1-11 to adopt rules preventing access to on-site sewage disposal
1-12 systems.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 366.012(a), Health and Safety Code, is
1-15 amended to read as follows:

1-16 (a) To assure the effective and efficient administration of
1-17 this chapter, the commission shall:

1-18 (1) adopt rules governing the installation of on-site
1-19 sewage disposal systems, including rules concerning the:

1-20 (A) review and approval of on-site sewage
1-21 disposal systems; and

1-22 (B) temporary waiver of a permit for an emergency
1-23 repair; and

1-24 (2) adopt rules under this chapter that:

1-25 (A) encourage the use of economically feasible
1-26 alternative techniques and technologies for on-site sewage
1-27 disposal systems that can be used in soils not suitable for
1-28 conventional on-site sewage disposal; ~~and~~

1-29 (B) address the separation of graywater, as
1-30 defined by Section 341.039, in a residence served by an on-site
1-31 sewage disposal system; and

1-32 (C) require on-site sewage disposal systems,
1-33 including risers and covers, installed after September 1, 2012, to
1-34 be designed to prevent access to the system by anyone other than:

1-35 (i) the owner of the system; or

1-36 (ii) a person described by Section
1-37 366.071(a) or (b).

1-38 SECTION 2. This Act takes effect September 1, 2011.

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