

By: Reynolds

H.B. No. 2426

A BILL TO BE ENTITLED

AN ACT

relating to regulation of on-site sewage disposal systems including occupational licensure requirements associated with those systems.

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

SECTION 1. Section 366.002(7), Health and Safety Code, is amended to read as follows:

(7) "On-site sewage disposal system" means one or more systems of treatment devices and disposal facilities that:

(A) produce not more than 10,000 [~~5,000~~] gallons of waste each day; and

(B) are used only for disposal of sewage produced on a site on which any part of the system is located.

SECTION 2. Section 366.0512, Health and Safety Code, is amended to read as follows:

Sec. 366.0512. MULTIPLE TREATMENT SYSTEMS. A multiple system of treatment devices and disposal facilities may be permitted as an on-site disposal system under this chapter if the system:

(1) is located on a tract of land of at least 100 acres in size;

(2) produces not more than 10,000 [~~5,000~~] gallons a day on an annual average basis;

(3) is used only on a seasonal or intermittent basis; and

1 (4) is used only for disposal of sewage produced on the
2 tract of land on which any part of the system is located.

3 SECTION 3. Section 366.052(a), Health and Safety Code, is
4 amended to read as follows:

5 (a) Sections 366.051, 366.053, 366.054, and 366.057 do not
6 apply to an on-site sewage disposal system of a single residence
7 that is located on a land tract that is 1,000 [~~10~~] acres or larger in
8 which the field line or sewage disposal line is not closer than 100
9 feet of the property line.

10 SECTION 4. Section 366.071(a), Health and Safety Code, is
11 amended to read as follows:

12 (a) A person who constructs, installs, alters, extends,
13 services, maintains, pumps, or repairs an on-site sewage disposal
14 system or any part of an on-site sewage disposal system for
15 compensation must hold a license or registration issued by the
16 commission under Chapter 37, Water Code.

17 SECTION 5. (a) Section 366.0512, Water Code, as amended by
18 this Act, applies only to a permit application for an on-site
19 disposal system filed with the Texas Commission on Environmental
20 Quality on or after the effective date of this Act. A permit
21 application filed before the effective date of this Act is governed
22 by the law in effect on the date of filing, and that law is continued
23 in effect for that purpose.

24 (b) Section 366.052(a), Water Code, as amended by this Act,
25 applies only to a residence for which construction begins on or
26 after the effective date of this Act. A residence for which
27 construction began before the effective date of this Act is

1 governed by the law in effect when construction began, and the
2 former law is continued in effect for that purpose.

3 SECTION 6. This Act takes effect September 1, 2019.