**BILL ANALYSIS**

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| Senate Research Center | H.B. 1680 |
| 87R14627 JRR-D | By: Smith (Springer) |
|  | Natural Resources & Economic Development |
|  | 4/30/2021 |
|  | Engrossed |

**AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

The Corps of Engineers manages the federal land along Lake Texoma in Grayson County. Different tracts of this land are leased out to individuals, marinas, a college, and veterans' organizations, all of which have septic systems on the individual leases. The structures on these leases are decades old, and most pre-date the current state regulations regarding on-site sewage disposal systems.

For the purposes of the current law, the entire corps property is treated as one property, and therefore is subject to the 5000-gallon-per-day limit. Current law does not recognize the leases as individual properties, and the corps property cannot be subdivided. As a result, no septic systems can be replaced, because the cumulative production of all of the septic systems on the property exceeds the 5000-gallon-per-day limit.

This bill would allow for these types of leases to be considered as individual tracts of land for the purposes of regulating on-site sewage disposal systems, therefore allowing the lessees to update or replace their existing systems.

H.B. 1680 amends current law relating to the regulation of on-site sewage disposal systems on certain leased land that is owned by the federal government.

**RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Texas Commission on Environmental Quality in SECTION 1 (Section 366.006, Health and Safety Code) of this bill.

**SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subchapter A, Chapter 366, Health and Safety Code, is amended by adding Section 366.006, as follows:

Sec. 366.006. CERTAIN LEASED LAND OWNED BY FEDERAL GOVERNMENT. (a) Provides that if a tract of land owned by the federal government contains separately leased individual parts, each leased part is considered a separate tract of land for purposes of Chapter 366 (On-Site Sewage Disposal Systems) or a rule adopted under Chapter 366.

(b) Authorizes the Texas Commission on Environmental Quality to adopt rules as necessary to administer this section.

SECTION 2. Effective date: September 1, 2021.