

SENATE AMENDMENTS

2nd Printing

By: Landgraf

H.B. No. 3810

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain notices provided to the Texas Commission on
3 Environmental Quality by public water supply systems.

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

5 SECTION 1. Section 341.033, Health and Safety Code, is
6 amended by amending Subsection (i) and adding Subsection (i-1) to
7 read as follows:

8 (i) An owner, agent, manager, operator, or other person in
9 charge of a public water supply system that furnishes water for
10 public or private use or a wastewater system that provides
11 wastewater services for public or private use shall maintain
12 internal procedures to notify the commission immediately of the
13 following events, if the event may negatively impact the production
14 or delivery of safe and adequate drinking water:

15 (1) an unusual or unexplained unauthorized entry at
16 property of the public water supply or wastewater system;

17 (2) an act of terrorism against the public water
18 supply or wastewater system;

19 (3) an unauthorized attempt to probe for or gain
20 access to proprietary information that supports the key activities
21 of the public water supply or wastewater system;

22 (4) a theft of property that supports the key
23 activities of the public water supply or wastewater system; ~~[or]~~

24 (5) a natural disaster, accident, or act that results

1 in damage to the public water supply or wastewater system; or
2 (6) for a nonindustrial public water supply system, an
3 unplanned condition that has caused or is likely to cause a public
4 water supply outage or the public water supply system to issue a
5 do-not-use advisory, do-not-consume advisory, or boil water
6 notice.

7 (i-1) The commission may collaborate with the Texas
8 Division of Emergency Management in regulating the method of
9 notifications provided under Subsection (i)(6). Subsection (i)(6)
10 does not require an owner, agent, manager, operator, or other
11 person in charge of a nonindustrial public water supply system to
12 provide notice of a weather or emergency alert, warning, or watch
13 issued by the National Weather Service, the National Oceanic and
14 Atmospheric Administration, or the Texas Division of Emergency
15 Management or a successor federal or state agency.

16 SECTION 2. This Act takes effect September 1, 2023.

ADOPTED

MAY 23 2023

By: Chad Perry

H.B. No. 3810

Substitute the following for H.B. NO. 3810

By: Chad Perry

C.S. H.B. No. 3810

A BILL TO BE ENTITLED

AN ACT

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relating to certain notices provided to the Texas Commission on Environmental Quality by public water supply systems.

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

SECTION 1. Section 341.033, Health and Safety Code, is amended by amending Subsection (i) and adding Subsection (i-1) to read as follows:

(i) An owner, agent, manager, operator, or other person in charge of a public water supply system that furnishes water for public or private use or a wastewater system that provides wastewater services for public or private use shall maintain internal procedures to notify the commission immediately of the following events, if the event may negatively impact the production or delivery of safe and adequate drinking water:

- (1) an unusual or unexplained unauthorized entry at property of the public water supply or wastewater system;
- (2) an act of terrorism against the public water supply or wastewater system;
- (3) an unauthorized attempt to probe for or gain access to proprietary information that supports the key activities of the public water supply or wastewater system;
- (4) a theft of property that supports the key activities of the public water supply or wastewater system; [~~or~~]
- (5) a natural disaster, accident, or act that results

1 in damage to the public water supply or wastewater system; or
2 (6) for a nonindustrial public water supply system, an
3 unplanned condition that has caused a public water supply outage or
4 the public water supply system to issue a do-not-use advisory,
5 do-not-consume advisory, or boil water notice.

6 (i-1) The commission may collaborate with the Texas
7 Division of Emergency Management in administering the notification
8 requirement in Subsection (i)(6), including determining the method
9 by which the notifications are provided. Subsection (i)(6) does
10 not require an owner, agent, manager, operator, or other person in
11 charge of a nonindustrial public water supply system to provide
12 notice of a weather or emergency alert, warning, or watch issued by
13 the National Weather Service, the National Oceanic and Atmospheric
14 Administration, or the Texas Division of Emergency Management or a
15 successor federal or state agency.

16 SECTION 2. This Act takes effect September 1, 2023.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 24, 2023

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3810 by Landgraf (Relating to certain notices provided to the Texas Commission on Environmental Quality by public water supply systems.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 575 Texas Division of Emergency Management, 582 Commission on Environmental Quality

LBB Staff: JMc, SD, SZ, DKN, KDw, MW

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 19, 2023

TO: Honorable Charles Perry, Chair, Senate Committee on Water, Agriculture & Rural Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3810 by Landgraf (relating to certain notices provided to the Texas Commission on Environmental Quality by public water supply systems.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 575 Texas Division of Emergency Management, 582 Commission on Environmental Quality

LBB Staff: JMc, SZ, DKN, KDw, MW

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 18, 2023

TO: Honorable Charles Perry, Chair, Senate Committee on Water, Agriculture & Rural Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3810 by Landgraf (Relating to certain notices provided to the Texas Commission on Environmental Quality by public water supply systems.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 575 Texas Division of Emergency Management, 582 Commission on Environmental Quality

LBB Staff: JMc, SZ, DKN, KDw, MW

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 9, 2023

TO: Honorable Tracy O. King, Chair, House Committee on Natural Resources

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3810 by Landgraf (Relating to certain notices provided to the Texas Commission on Environmental Quality by public water supply systems.), **As Introduced**

No significant fiscal implication to the State is anticipated.

It is assumed that any costs associated with the bill could be absorbed using existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 575 Texas Division of Emergency Management, 582 Commission on Environmental Quality

LBB Staff: JMc, KDw, MW, DKN