

House Bill 3810
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

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; [ø]

(5) a natural disaster, accident, or act that results in damage to the public water supply or wastewater system; or

(6) for a nonindustrial public water supply system, an unplanned condition that has caused or is likely to cause a public water supply outage or the public water supply system to issue a do-not-use advisory, do-not-consume advisory, or boil water notice.

(i-1) The commission may collaborate with the Texas Division of Emergency Management in regulating the method of notifications provided under Subsection (i)(6).

Subsection (i)(6) does not require an owner, agent, manager, operator, or other person in charge of a nonindustrial public

SENATE VERSION (CS)

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

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(5) a natural disaster, accident, or act that results in damage to the public water supply or wastewater system; or

(6) for a nonindustrial public water supply system, an unplanned condition that has caused a public water supply outage or the public water supply system to issue a do-not-use advisory, do-not-consume advisory, or boil water notice.

(i-1) The commission may collaborate with the Texas Division of Emergency Management in administering the notification requirement in Subsection (i)(6), including determining the method by which the notifications are provided.

Subsection (i)(6) does not require an owner, agent, manager, operator, or other person in charge of a nonindustrial public

CONFERENCE

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HOUSE VERSION

water supply system to provide notice of a weather or emergency alert, warning, or watch issued by the National Weather Service, the National Oceanic and Atmospheric Administration, or the Texas Division of Emergency Management or a successor federal or state agency.

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

SENATE VERSION (CS)

water supply system to provide notice of a weather or emergency alert, warning, or watch issued by the National Weather Service, the National Oceanic and Atmospheric Administration, or the Texas Division of Emergency Management or a successor federal or state agency.

SECTION 2. Same as House version.

CONFERENCE