

By: Johnson

S.B. No. 1625

A BILL TO BE ENTITLED

AN ACT

relating to the reporting of certain security incidents by public water systems to the Texas Commission on Environmental Quality and the Department of Information Resources.

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

SECTION 1. Section 341.033, Health and Safety Code, is amended by amending Subsections (i) and (i-1) and adding Subsection (i-2) 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:

(1) [7] if the event may negatively impact the production or delivery of safe and adequate drinking water:

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

(B) [(2)] an act of terrorism against the public water supply or wastewater system;

(C) [(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

1 activities of the public water supply or wastewater system;

2 (D) [~~(5)~~] a natural disaster, accident, or act
3 that results in damage to the public water supply or wastewater
4 system; or

5 (E) [~~(6)~~] for a nonindustrial public water
6 supply system, an unplanned condition that has caused a public
7 water supply outage or the public water supply system to issue a
8 do-not-use advisory, do-not-consume advisory, or boil water
9 notice; or

10 (2) a security incident during which:

11 (A) an unauthorized disclosure of sensitive
12 personal information, as defined by Section 521.002(a)(2)(A),
13 Business & Commerce Code, held by the public water supply or
14 wastewater system occurred;

15 (B) ransomware, as defined by Section 33.023,
16 Penal Code, was introduced into a computer, computer network, or
17 computer system of the public water supply or wastewater system;

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

22 (D) a computer, computer network, or computer
23 system problem disrupted the operation of the public water supply
24 or wastewater system.

25 (i-1) The commission may collaborate with the Texas
26 Division of Emergency Management in administering the notification
27 requirement in Subsection (i)(1)(E) [~~(i)(6)~~], including

1 determining the method by which the notifications are
2 provided. Subsection (i)(1)(E) [~~(i)(6)~~] does not require an
3 owner, agent, manager, operator, or other person in charge of a
4 nonindustrial public water supply system to provide notice of a
5 weather or emergency alert, warning, or watch issued by the
6 National Weather Service, the National Oceanic and Atmospheric
7 Administration, or the Texas Division of Emergency Management or a
8 successor federal or state agency.

9 (i-2) The commission shall establish and maintain
10 procedures to report each security incident described by Subsection
11 (i)(2) to the Department of Information Resources.

12 SECTION 2. This Act takes effect September 1, 2025.