

By: Pitts

H.B. No. 229

A BILL TO BE ENTITLED

AN ACT

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relating to bond or insurance requirements for applicants for or holders of certain on-site sewage disposal system-related licenses.

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

SECTION 1. Section 366.071(a), Health and Safety Code, is amended to read as follows:

(a) A person who constructs, installs, alters, extends, services, maintains, or repairs an on-site sewage disposal system or any part of an on-site sewage disposal system for compensation must hold a license or registration issued by the commission under Chapter 37, Water Code. To obtain or renew a license or registration prescribed by this subsection, a person must provide to the commission evidence of a bond or insurance policy that:

(1) is in the amount and in a form prescribed by commission rules; and

(2) requires the obligor on the bond or policy to pay, to the extent of the face amount of the bond or policy, for any damage to property resulting from the person's work on an on-site sewage disposal system or any part of an on-site sewage disposal system.

SECTION 2. (a) Not later than January 1, 2010, the Texas Commission on Environmental Quality shall adopt rules as required by Section 366.071(a), Health and Safety Code, as amended by this

1 Act.

2 (b) The change in law made by this Act to Section  
3 366.071(a), Health and Safety Code, applies only to a person who  
4 applies for issuance or renewal of a license or registration  
5 prescribed by that subsection on or after June 1, 2010.

6 SECTION 3. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2009.