

1-1 By: Schwertner S.B. No. 1586  
1-2 (In the Senate - Filed February 24, 2025; March 10, 2025,  
1-3 read first time and referred to Committee on Water, Agriculture and  
1-4 Rural Affairs; April 29, 2025, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 April 29, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Perry	X		
1-10	Hancock	X		
1-11	Birdwell	X		
1-12	Blanco	X		
1-13	Gutierrez	X		
1-14	Hinojosa of Nueces	X		
1-15	Johnson	X		
1-16	Kolkhorst	X		
1-17	Sparks	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1586 By: Hancock

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the issuance by the Texas Commission on Environmental  
1-22 Quality of permits for certain wastewater treatment facilities.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter B, Chapter 26, Water Code, is amended  
1-25 by adding Section 26.054 to read as follows:

1-26 Sec. 26.054. CONDITIONS OF PERMIT FOR PACKAGE PLANT. (a)  
1-27 In this section, "package plant" means a pre-manufactured  
1-28 wastewater treatment facility with a capacity of less than 500,000  
1-29 gallons per day. The term includes an extended aeration plant,  
1-30 sequencing batch reactor, or oxidation ditch.

1-31 (b) The commission may not issue a permit for a proposed  
1-32 package plant that is located within 1,000 feet of a municipal  
1-33 wastewater line.

1-34 (c) The commission may issue a permit for a proposed package  
1-35 plant only if the applicant demonstrates to the commission that:

1-36 (1) the applicant will implement measures to ensure  
1-37 the security and weatherization of the package plant;

1-38 (2) the applicant has financial assurance adequate to  
1-39 provide for future maintenance of the package plant;

1-40 (3) the owner or operator of a permitted wastewater  
1-41 treatment facility or wastewater collection system located within  
1-42 three miles of the service area of the proposed package plant has  
1-43 affirmatively denied a request by the applicant or the owner of the  
1-44 property to be served by the proposed package plant for the  
1-45 provision of the same or similar service to be provided by the  
1-46 proposed package plant;

1-47 (4) the cumulative effect of the discharge of  
1-48 wastewater from the proposed package plant considered together with  
1-49 the discharge of wastewater from other permitted facilities on the  
1-50 proposed disposal route will not result in an increase in  
1-51 environmental degradation; and

1-52 (5) the applicant:

1-53 (A) does not owe delinquent fees to the  
1-54 commission;

1-55 (B) is not subject to an unresolved  
1-56 administrative order issued by the commission; and

1-57 (C) within the 10 years preceding the date the  
1-58 applicant filed the application, has not had a repeated or  
1-59 unresolved violation that cannot be remediated by a major amendment  
1-60 to a permit issued by the commission or the operation of a new

2-1 permitted facility.

2-2 SECTION 2. Section 26.054, Water Code, as added by this Act,  
2-3 applies only to an application for the issuance of a permit that is  
2-4 filed with the Texas Commission on Environmental Quality on or  
2-5 after the effective date of this Act.

2-6 SECTION 3. This Act takes effect September 1, 2025.

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