

1 ENGROSSED HOUSE
2 BILL NO. 2835

By: Martin (Scott) of the House

3 and

4 Marlatt of the Senate

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7 An Act relating to environment and natural resources;
8 allowing the use of a certain amount of gray water
9 for certain purposes without a permit; listing
10 certain conditions; providing for definition of
11 certain term; requiring promulgation of certain
12 rules; specifying requirements for rules; requiring
13 workgroup; specifying composition; stating purpose;
14 providing for codification; and providing an
15 effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 2-6-108 of Title 27A, unless
19 there is created a duplication in numbering, reads as follows:

20 A. The Department of Environmental Quality shall not require a
21 permit for applying less than two hundred fifty (250) gallons per
22 day of private residential gray water originating from a residence
23 for the household gardening, composting or landscape irrigation of
24 the resident if:

- 1 1. A constructed gray water distribution system provides for
2 overflow into the sewer system or on-site wastewater treatment and
3 disposal system;
- 4 2. A gray water storage tank is covered to restrict access and
5 to eliminate habitat for mosquitoes or other vectors;
- 6 3. A gray water system is sited outside of a floodway;
- 7 4. Gray water is vertically separated at least five (5) feet
8 above the groundwater table;
- 9 5. Gray water pressure piping is clearly identified as a
10 nonpotable water conduit;
- 11 6. Gray water is used on the site where it is generated and
12 does not run off the property lines;
- 13 7. Gray water is applied in a manner that minimizes the
14 potential for contact with people or domestic pets;
- 15 8. Ponding is prohibited, application of gray water is managed
16 to minimize standing water on the surface and to ensure that the
17 hydraulic capacity of the soil is not exceeded;
- 18 9. Gray water is not sprayed;
- 19 10. Gray water is not discharged to a waterway;
- 20 11. Gray water use within municipalities or counties complies
21 with all applicable municipal or county ordinances enacted pursuant
22 to law; and

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1 12. A gray water storage system which complies with the
2 provisions of this section may allow for rainwater to be introduced
3 into the system.

4 B. For purposes of this section, "gray water" shall be deferred
5 as provided for in Section 2-6-107 of Title 27A of the Oklahoma
6 Statutes.

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 2-6-109 of Title 27A, unless
9 there is created a duplication in numbering, reads as follows:

10 A. No later than July 1, 2013, the Environmental Quality Board
11 shall promulgate rules for the indirect potable reuse of treated
12 wastewater. The rules shall contain a variance process from the
13 water reuse construction and operations standards.

14 B. No later than July 1, 2013, the Board shall promulgate rules
15 to develop a variance process from the water reuse construction and
16 operations standards for Category 2 and Category 3 reuse water to
17 allow the storage of such waters within existing surface
18 impoundments.

19 C. Any rules promulgated pursuant to this section shall protect
20 the health and well-being of the affected public and environment.

21 D. No later than August 31, 2012, the Department of
22 Environmental Quality shall convene a workgroup including
23 municipalities, consulting engineers, technical experts, and the
24 general public to explore opportunities for water reuse and to

1 review and make recommendations on rules defining indirect potable
2 reuse and rules developing a process for variances from the
3 construction and operations standards relative to indirect potable
4 reuse and Category 2 and Category 3 reuse water.

5 SECTION 3. This act shall become effective November 1, 2012.

6 Passed the House of Representatives the 12th day of March, 2012.

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Presiding Officer of the House of
Representatives

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Passed the Senate the ____ day of _____, 2012.

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Presiding Officer of the Senate

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