

1 **SENATE FLOOR VERSION**

2 March 29, 2012

3 As Amended

4 ENGROSSED HOUSE

5 BILL NO. 2835

6 By: Martin (Scott) of the House

7 and

8 Marlatt and Fields of the  
9 Senate

10  
11 **[ environment and natural resources - gray water -  
12 codification - effective date ]**

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

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

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

22 1. A constructed gray water distribution system provides for  
23 overflow into the sewer system or on-site wastewater treatment and  
24 disposal system;

2. A gray water storage tank is covered to restrict access and  
to eliminate habitat for mosquitoes or other vectors;

- 1        3. A gray water system is sited outside of a floodway;
- 2        4. Gray water is vertically separated at least five (5) feet
- 3 above the groundwater table;
- 4        5. Gray water pressure piping is clearly identified as a
- 5 nonpotable water conduit;
- 6        6. Gray water is used on the site where it is generated and
- 7 does not run off the property lines;
- 8        7. Gray water is applied in a manner that minimizes the
- 9 potential for contact with people or domestic pets;
- 10       8. Ponding is prohibited, application of gray water is managed
- 11 to minimize standing water on the surface and to ensure that the
- 12 hydraulic capacity of the soil is not exceeded;
- 13       9. Gray water is not sprayed;
- 14       10. Gray water is not discharged to a waterway;
- 15       11. Gray water use within municipalities or counties complies
- 16 with all applicable municipal or county ordinances enacted pursuant
- 17 to law; and
- 18       12. A gray water storage system which complies with the
- 19 provisions of this section may allow for rainwater to be introduced
- 20 into the system.

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

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

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

8 B. No later than July 1, 2013, the Board shall promulgate rules  
9 to develop a variance process from the water reuse construction and  
10 operations standards for Category 2 and Category 3 reuse water to  
11 allow the storage of such waters within existing surface  
12 impoundments.

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

15 D. No later than August 31, 2012, the Department of  
16 Environmental Quality shall convene a workgroup including  
17 municipalities, consulting engineers, technical experts, and the  
18 general public to explore opportunities for water reuse and to  
19 review and make recommendations on rules defining indirect potable  
20 reuse and rules developing a process for variances from the  
21 construction and operations standards relative to indirect potable  
22 reuse and Category 2 and Category 3 reuse water.

23 SECTION 3. This act shall become effective November 1, 2012.  
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1 COMMITTEE REPORT BY: COMMITTEE ON ENERGY, dated 3-29-12 - DO PASS,  
As Amended and Coauthored.

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