

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3461

By: Russ of the House

and

7 **Allen** of the Senate

8
9 COMMITTEE SUBSTITUTE

10 An Act relating to the Department of Environmental
11 Quality; requiring the recommendation and adoption of
12 certain rules; requiring certain studies and statutes
13 be taken into account; granting certain exclusive
14 jurisdiction; requiring adoption of certain emergency
15 rules; providing for codification; and declaring an
16 emergency.

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 2-6-402.1 of Title 27A, unless
19 there is created a duplication in numbering, reads as follows:

20 The Department of Environmental Quality shall recommend and the
21 Environmental Quality Board shall adopt rules reducing the minimum
22 trench length of new conventional subsurface absorption fields for
23 individual on-site sewage treatment systems to the full extent
24 determined to be feasible without jeopardizing public health or the

1 environment. The determination shall take into account relevant
2 studies performed in 2018 and 2019 by accredited academic
3 institutions within the state, as well as a review of corresponding
4 statutes or rules from adjacent states and any available instructive
5 data resulting from implementation of the requirements in those
6 states. The Department shall adopt emergency rules to implement the
7 provisions of this section no later than October 1, 2020.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 2-6-402.2 of Title 27A, unless
10 there is created a duplication in numbering, reads as follows:

11 It shall be the exclusive jurisdiction of the Department of
12 Environmental Quality to regulate, in accordance with rules adopted
13 by the Environmental Quality Board, all solid pipe and fittings used
14 in the conveyance of wastewater from the stub-out of a house or
15 business or other structure to an on-site sewage treatment system
16 serving the structure. The Department shall adopt emergency rules
17 to implement the provisions of this section no later than October 1,
18 2020.

19 SECTION 3. It being immediately necessary for the preservation
20 of the public peace, health or safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

23 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES,
24 dated 02/18/2020 - DO PASS, As Amended and Coauthored.