



# ***Senate Bill 912 – Reporting Requirements for Accidental Spills Implementation***

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# **SB 912**

- **Passed by Texas Legislature in 2015**
- **Provided volume based exemptions from reporting requirements for accidental discharges of treated or untreated wastewater from wastewater treatment plants (WWTP)**
- **Necessitates revisions of:**
  - **Texas Administrative Code (TAC) Chapters 305 and 327**
  - **Boilerplate language in municipal wastewater permits**
  - **Revision of Regulatory Guidance 395**
- **Requires development of new Noncompliance Notification Form**



## **30 TAC §305.132(b) – Qualifying Spills**

- **Allows for monthly reporting, instead of immediate reporting of accidental spills from WWTPs or collections systems owned by a local government, if spill is:**
  - 1,000 gallons or less
  - Not associated with another larger spill or discharge (e.g. if you also have a spill of another type at the same time, you must report both immediately)
  - Spill must be controlled or removed before it enters waters of the state or adversely affects a drinking water source
- **Does not alleviate WWTP operator from any local government requirements or specific watershed protection regulations**



## Applies



Meeting Date: April 14, 2016

## Does Not Apply





## ***30 TAC §305.132(c) – Reporting***

- **Monthly report summarizing discharges meeting above requirements due to TCEQ the 20<sup>th</sup> day of the following month (same as Discharge Monitoring Report schedule)**
- **Report must include:**
  - **Location**
  - **Volume**
  - **Method used to calculate spill volume**
  - **Content**
  - **Description of cause**
  - **Date and Time**
  - **Steps take to prevent recurrence of similar spill**



## ***30 TAC §305.132(d) – Acceptable Methods of Determining Spill Volumes***

- **One of the following must be used to calculate spill volume:**
  - **Visual Estimates**
  - **Measured Volume**
  - **Duration and Flow**
- **Detailed methods for each included in this chapter**



## ***30 TAC §305.132(e) – Record Keeping***

- Records of all accidental spills or discharges on-site for three years
- Must be presented to TCEQ staff, immediately, when requested

## ***30 TAC §305.132(f) – More Frequent Reporting***

- May be required based on compliance record



## ***30 TAC §327.1 – Spill Prevention and Control***

- **Amended to be consistent with Chapter 305 revisions**



# *Implementation*

- Not clear when rule changes will be effective
- Must revise boilerplate municipal wastewater permit language
- Must create new Noncompliance Notification form for reporting
- Regulatory Guidance, either:
  - *RG-395 – Unauthorized Discharges and Sanitary Sewer Overflows* will be revised, or
  - A new regulatory guidance will be written



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