



March 4, 2020

SUMMARY OF ORIGINAL BILL: Requires the Department of Environment and Conservation (TDEC) to, within 30 days of receipt of a complete permit application, unless a shorter period is required by another law, issue the permit or deny the application. Establishes that any failure of the TDEC to issue the permit or deny the application automatically deems the application approved and the Department is required to issue the permit.

The reduced time in which the following permits must be issued by the TDEC upon receipt of application:

- From 90 days to 30 days, or a 60 day reduction for aquatic resource alteration permits (ARAPs);
- From 365 days to 30, or a 335 day reduction for a new or modified national pollutant discharge elimination systems (NPDES) permit;
- From 180 days to 30 days, or a 150 day reduction for reissuance of a NPDES permit.

Establishes that such limits do not apply to permits and approvals issued under the following Acts: the Tennessee Solid Waste Disposal Act, the Solid Waste Management Act of 1991, the Tennessee Hazardous Waste Management Act of 1977, the Hazardous Waste Management Act of 1983, and the Sanitary Landfill Areas Act.

FISCAL IMPACT OF ORIGINAL BILL:

Decrease State Revenue –

Exceeds \$10,000,000/FY20-21 and Subsequent Years/
Environmental Protection Fund

Increase State Expenditures – Exceeds \$4,000,000/FY20-21 and Subsequent Years/
General Fund

Decrease State Expenditures – Exceeds \$10,000,000/FY20-21 and Subsequent Years
Environmental Protection Fund

Decrease Federal Expenditures – Exceeds \$10,000,000

SUMMARY OF AMENDMENT (015949): Deletes all language after the enacting clause. Requires that permits for the installation of subsurface sewage disposal systems be granted or denied by the TDEC within 45 days of receiving all information necessary to make a determination or the Department must refund the permit processing fee to the permit applicant. Requires the TDEC to provide a permit applicant, in writing, of what information is necessary to make such determination. If such a permit is denied, the Department is required to include a clear, written explanation for the denial with citations to any rules or statutes that were relied on in making the determination.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- This legislation will become effective upon becoming law.
- According to TDEC, this legislation is estimated to have no significant impact on current permit processes regarding permits for subsurface sewage disposal systems.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

/jdb