



RYAN SWINDELL

GOVERNMENT RELATIONS

Clean Water Professionals of Kentucky & Tennessee

Bill Report - 17 bills

EDUCATION

HB46 Changes requirements in testing drinking water in public schools.

Sponsors: Rep. Lamar, London

Summary: Requires the department of education develop a water testing program to reduce potential lead contamination in drinking water in public schools instead of boards of education. Requires child care programs to implement the water testing program required for public schools. Changes the lead level that requires a school or child care program take certain steps under the program 20 to 15 parts per billion.

House Status: 02/04/21 - Set for House K-12 Subcommittee 02/09/21.

Caption: AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 1 and Title 49, Chapter 2, relative to water quality.

ENERGY & MINING

HB90 Time limit for notifying applicants under the Primacy and Reclamation Act of TN regarding approval of an application.

Sponsors: Rep. Lamberth, William

Summary: Clarifies that 60-day time limit for notifying applicants under the Primacy and Reclamation Act of Tennessee whether an application has been approved or disapproved applies to new applications rather than new amendments to existing applications. Broadly captioned.

Fiscal Note: (Dated January 12, 2021) NOT SIGNIFICANT

House Status: 01/27/21 - Referred to House Agriculture & Natural Resources Subcommittee.

Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 10; Title 50; Title 59; Title 60; Title 67; Title 68; Title 69 and Chapter 839 of the Public Acts of 2018, relative to coal mining and reclamation.

Comment: TDEC Administration Bill

ENVIRONMENT & NATURE

SB113/HB199 Stormwater management - abatement of fees owed by property owner.

Sponsors: Sen. Gardenhire, Todd , Rep. Carter, Mike

Summary: Requires a municipality to abate the storm water fees owed by a property owner until such fees equal the construction costs of any holding or retention ponds constructed by the property owner pursuant to the Clean Water Act.

Senate Status: 01/14/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

House Status: 01/15/21 - Introduced in the House

Caption: AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 221, relative to storm water management.

SB152/HB174 Tennessee Cleaner Landscapes for the Economy, Agriculture, and Nature (CLEAN) Act.

Sponsors: Sen. Briggs, Richard , Rep. Faison, Jeremy

Summary: Establishes the Tennessee CLEAN Commission consisting of 13 members and specifies appointment process for members. Specifies that the purpose of the commission is to create and implement a program for plastic, glass, and aluminum beverage containers which utilizes a redemption deposit value to incentivize consumers to collect and deliver beverage containers in order to collect the redemption deposit value. Also requires the commission to develop and implement a statewide litter program to comprehensively address litter prevention and reduction.

Senate Status: 01/14/21 - Filed for Introduction

House Status: 02/01/21 - Referred to House Agriculture & Natural Resources Subcommittee.

Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 39; Title 57; Title 62; Title 68; Title 69 and Title 70, relative to the Tennessee CLEAN Act.

SB276/HB517 Membership of the Chickasaw Basin Authority.

Sponsors: Sen. Rose, Paul , Rep. Gant, Ron

Summary: Expands the scope of the Chickasaw Basin Authority to include all counties located within the drainage area of the authority.

Fiscal Note: (Dated January 26, 2021) Other Fiscal Impact The extent and timing of any shift in permissive local expenditures cannot reasonably be determined; however, the net fiscal impact to local government is considered not significant.

Senate Status: 01/21/21 - Filed for Introduction

House Status: 02/04/21 - Filed for Introduction

Caption: AN ACT to amend Tennessee Code Annotated, Title 64, Chapter 1, Part 2, relative to the membership of the Chickasaw Basin Authority.

SB428/HB586 Loans from the wastewater facility revolving loan fund.

Sponsors: Sen. Yager, Ken , Rep. Marsh, Pat

Senate Status: 02/05/21 - Filed for Introduction

House Status: 02/05/21 - Filed for Introduction

Caption: AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 221, Part 10, relative to the wastewater facility revolving loan fund.

HB60 Rewrites the Soil Conservation Districts Law.

Sponsors: Rep. Lamberth, William

Summary: Deletes the Soil Conservation and Domestic Allotment Act, the duties of the trustees of university to the act, and the policy of the state. Rewrites act as Soil and Water Conservation Districts Law, establishes definitions and requirement for commission members, expands duties and powers of commission, establishes guidelines for additional territories. (28 pp).

Fiscal Note: (Dated January 25, 2021) NOT SIGNIFICANT

House Status: 01/27/21 - Referred to House Agriculture & Natural Resources Subcommittee.

Caption: AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 29; Section 5-9-106; Section 6-58-104; Title 43, Chapter 14; Title 43, Chapter 34; Title 64 and Title 69, Chapter 6, relative to soil and water conservation.

HB147 Water quality - powers of department of environment and conservation.

Sponsors: Rep. Zachary, Jason

Summary: Prohibits the department of environment and conservation from requiring any permit, inspection, review, or approval of plans for the construction, installation, or modification of any land application system that the board of water quality, oil and gas is authorized to incentivize by rule as part of a system of incentives for alternatives to discharges to surface waters, including a land application system qualifying as a public sewerage system. Broadly captioned.

Fiscal Note: (Dated January 12, 2021) NOT SIGNIFICANT

House Status: 02/01/21 - Referred to House Agriculture & Natural Resources Subcommittee.

Caption: AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 3, Part 5; Title 7, Chapter 35; Title 65 and Title 69, relative to water quality.

HB227 Water Quality Control Act - permits.

Sponsors: Rep. Vaughan, Kevin

Summary: Requires the department of environment and conservation to take certain actions to ensure that in-lieu fee sponsors secure mitigation for permanent impacts to waters. Allows the commissioner to assess the liability of any polluter or violator for damages to the state resulting from any person's pollution or violation, failure, or neglect in complying with any rules or standards of water quality promulgated by the board or permits, including failure by an in-lieu fee sponsor to timely complete land acquisition and initial physical and biological improvements.

Fiscal Note: (Dated January 30, 2021) NOT SIGNIFICANT

House Status: 01/19/21 - Filed for Introduction

Caption: AN ACT to amend Tennessee Code Annotated, Title 69, Chapter 3, Part 1, relative to water quality.

HB398 Member of board of commissioners of a water and wastewater treatment authority - per diem.

Sponsors: Rep. Boyd, Clark

Summary: Increases from \$100 to \$300 the maximum per diem payment to a member of the board of commissioners of a water and wastewater treatment authority for attending a board meeting, not to exceed six board meetings per calendar year.

Fiscal Note: (Dated February 3, 2021) NOT SIGNIFICANT

House Status: 01/25/21 - Filed for Introduction

Caption: AN ACT to amend Tennessee Code Annotated, Section 68-221-618, relative to per diem payment for board members of water and wastewater treatment authorities.

HB584 Annual reports submitted by municipal solid waste regions to commissioner.

Sponsors: Rep. Terry, Bryan

House Status: 02/05/21 - Filed for Introduction

Caption: AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7 and Title 68, relative to environmental protection.

PUBLIC FINANCE

HB91 Time frame within which loans from the drinking water revolving loan fund must be amortized.

Sponsors: Rep. Lamberth, William

Summary: Increases from 20 to 30 years the amount of time within which loans from the drinking water revolving loan fund must be amortized. Also increases from 30 to 40 years the time within which such loans must be amortized when made to disadvantaged communities.

Fiscal Note: (Dated January 20, 2021) NOT SIGNIFICANT

House Status: 01/13/21 - Caption bill held on House clerk's desk.

Caption: AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 221, Part 12, relative to the drinking water revolving loan fund.

Comment: TDEC Administration Bill

TAXES SALES

SB215/HB131 Definition of tangible personal property.

Sponsors: Sen. Watson, Bo , Rep. Hazlewood, Patsy
Summary: Clarifies that the definition of "tangible personal property" does not include mains, pipes, pipelines, or tanks after they have become attached to a building, or other structure, or installed underground for conducting steam, heat, water, wastewater, oil, electricity, gas, or any property, substance, or product capable of transportation or conveyance therein or that is protected thereby, except for propane tanks for residential use and above ground storage tanks that can be moved without disassembly and are not affixed.
Senate Status: 01/19/21 - Filed for Introduction
House Status: 01/14/21 - Caption bill held on House clerk's desk.
Caption: AN ACT to amend Tennessee Code Annotated, Title 67, relative to taxes.

UTILITIES

SB295/HB350 TPUC - electronic copies of minutes and official documents.

Sponsors: Sen. Briggs, Richard , Rep. Marsh, Pat
Summary: Allows the Tennessee public utilities commission to keep electronic copies of minutes and official documents. Broadly captioned.
Fiscal Note: (Dated January 21, 2021) NOT SIGNIFICANT
Senate Status: 01/21/21 - Filed for Introduction
House Status: 01/21/21 - Filed for Introduction
Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 7; Title 28; Title 64; Title 65; Title 67; Title 68 and Title 69, relative to utilities.

SB366/HB554 Increases penalty for willfully destroying gas fixtures or property of gas company.

Sponsors: Sen. Walley, Page , Rep. Johnson, Curtis
Summary: Increases, from \$500 to \$1,000, the penalty that a person is subject to when the person injures or destroys a portion of the gas fixtures or other property belonging to a gas company, or willfully opens a communication into the street or other gas pipes, or lets on gas after it has been stopped by the gas company. Broadly captioned.
Fiscal Note: (Dated February 2, 2021) NOT SIGNIFICANT
Senate Status: 02/02/21 - Filed for Introduction
House Status: 02/04/21 - Filed for Introduction
Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 7 and Title 65, relative to utilities.

HB390 Policies governing discontinuation of service for nonpayment.

Sponsors: Rep. Harris, Torrey
Summary: Prohibits a utility governing body from discontinuing service on a day on which reconnections cannot take place within 24 hours or on the day preceding or following a legal holiday. Makes statewide the requirement for utilities to establish a policy governing discontinuation of service for nonpayment. In current law, requirement only applies to Davidson County.
House Status: 01/22/21 - Filed for Introduction
Caption: AN ACT to amend Tennessee Code Annotated, Title 7 and Title 65, relative to utilities.

HB509 Electronic participation by utilities board members.

Sponsors: Rep. Boyd, Clark
Summary: Authorizes board members of utility districts and water, wastewater, and natural gas utility authorities to participate in board meetings by electronic or other means of communication.
House Status: 02/04/21 - Filed for Introduction
Caption: AN ACT to amend Tennessee Code Annotated, Section 8- 44-108, relative to electronic participation by utilities board members.