



# RYAN SWINDELL

## GOVERNMENT RELATIONS

### Clean Water Professionals of Kentucky & Tennessee

Bill Report (3/5/21) - 46 bills

#### ECONOMIC DEVELOPMENT

##### **SB1080/HB1389 Development of strategies for improvements for non-fish and game recreational activities.**

*Sponsors:* Sen. Roberts, Kerry , Rep. Todd, Chris

*Summary:* Requires the department to review for possible funding resources and develop strategies for improvements for non-fish and game recreational activities, in conjunction with the Tennessee wildlife resources agency and the department of environment and conservation and report its findings to the governor and the general assembly by January 1, 2022. Broadly captioned.

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 03/01/21 - Referred to House Agriculture & Natural Resources Subcommittee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 69 and Title 70, relative to recreational activities.

#### EDUCATION

##### **SB463/HB727 Water bottle filling stations in schools.**

*Sponsors:* Sen. Campbell, Heidi , Rep. Potts, Jason

*Summary:* Requires each public school to have at least one student-accessible water bottle filling station within the school.

*Senate Status:* 02/11/21 - Referred to Senate Education Committee.

*House Status:* 02/20/21 - Referred to House K-12 Subcommittee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 49, relative to water bottle filling stations.

##### **SB789/HB861 Local board of education policy that incorporates biennial testing for lead levels in drinking water.**

*Sponsors:* Sen. Kyle, Sara , Rep. Hakeem, Yusuf

*Summary:* Changes the frequency requirements for local boards of education to test lead levels in drinking water from a maximum of biennial testing to a minimum of biennial testing.

*Senate Status:* 02/11/21 - Referred to Senate Education Committee.

*House Status:* 03/02/21 - Taken off notice in House K-12 Subcommittee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 2, Part 1, relative to lead-level tests.

##### **SB1001/HB984 Water bottle filling stations in schools.**

*Sponsors:* Sen. Massey, Becky , Rep. Hazlewood, Patsy

*Summary:* Requires LEAs and public charter schools to incorporate water bottle filling stations as part of new school constructions and major renovations. Requires at least one water bottle filling station for every 200 students and mandates specific locations where they should be. States that LEAs and public charter schools that incorporate water bottle filling stations must allow students to bring a clear water bottle to school.

*Senate Status:* 02/11/21 - Introduced in the Senate

*House Status:* 02/22/21 - Withdrawn in House.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 49, relative to water access in public schools.

##### **SB1410/HB46 Changes requirements in testing drinking water in public schools.**

*Sponsors:* Sen. Akbari, Raumesh , 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.

*Amendment Summary:* House K-12 Subcommittee amendment 1 (003703) adds state departments of health and education as entities that must be notified if lead tests are above 15 parts per billion.

*Fiscal Note:* (Dated February 5, 2021) NOT SIGNIFICANT

*Senate Status:* 02/22/21 - Referred to Senate Education Committee.

*House Status:* 03/02/21 - House K-12 Subcommittee deferred to the final calendar.

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

## ENERGY &amp; MINING

**SB742/HB90 Time limit for notifying applicants under the Primacy and Reclamation Act of TN regarding approval of an application.**

*Sponsors:* Sen. Johnson, Jack , 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  
*Senate Status:* 02/11/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.  
*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

**SB849/HB729 Membership of state energy policy council.**

*Sponsors:* Sen. Pody, Mark , Rep. Ragan, John  
*Summary:* Increases the number of members on the state energy policy council from 14 members to 15 members and adds the Tennessee public utility commission chair or the chair's designee as a voting member of the council.  
*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.  
*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Subcommittee 03/09/21.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 68-204-104, relative to the state energy policy council.

**SB940/HB1435 Annual reporting by persons engaged in mining, quarrying, production of minerals or gas.**

*Sponsors:* Sen. Kyle, Sara , Rep. Johnson, Gloria  
*Summary:* Changes from February 15 to February 1 the due date for persons engaged in mining, quarrying, production of minerals or gas, manufacture of gas or pig iron, and similar businesses to annually report output to the department of labor and workforce development. Broadly captioned.  
*Fiscal Note:* (Dated February 12, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.  
*House Status:* 02/25/21 - Caption bill held on House clerk's desk.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 59; Title 67, Chapter 7; Section 68-105-120 and Title 69, Chapter 3, relative to mining.

## ENVIRONMENT &amp; 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:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.  
*House Status:* 02/09/21 - Referred to House Agriculture & Natural Resources Subcommittee.  
*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 to redemption centers 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:* 02/08/21 - Referred to Senate Government Operations Committee.  
*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:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.  
*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Subcommittee 03/09/21.  
*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

*Summary:* Expands the definition of "local government" for purposes of wastewater facilities to also mean a privately owned for-profit community wastewater treatment system subject to regulation by the Tennessee public utility commission. Authorizes loans from the wastewater facility revolving loan fund for privately owned for-profit community wastewater treatment systems that are subject to state regulation and meet certain financial qualifications, including having a debt service coverage ratio of 1.25.

*Amendment Summary:* House Agriculture and Natural Resources Subcommittee amendment 1 (004191) expands the definition of "local government" to include a privately owned community wastewater treatment system that is subject to regulation by the public utility commission. Specifies that the definition only applies to this part.

*Senate Status:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.

*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Committee 03/10/21.

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

#### **SB495/HB398 Member of board of commissioners of a water and wastewater treatment authority - per diem.**

*Sponsors:* Sen. Pody, Mark , 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

*Senate Status:* 03/04/21 - Set for Senate Consent 2 03/08/21.

*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Committee 03/10/21.

*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.

#### **SB719/HB764 Rewrites Soil Conservation Districts Law.**

*Sponsors:* Sen. Johnson, Jack , Rep. Lamberth, William

*Summary:* Rewrites the Soil Conservation Districts Law to be the Soil and Water Conservation Districts Law. Establishes Tennessee soil and water conservation commission guidelines, duties, and powers. Requires commission to publish reports (28 pp.).

*Senate Status:* 02/11/21 - Referred to Senate Government Operations Committee.

*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Committee 03/10/21.

*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.

#### **SB790/HB1144 Incentives the TN board of energy and natural resources may adopt for alternatives to discharges to surface waters.**

*Sponsors:* Sen. Walley, Page , Rep. Grills, Rusty

*Summary:* Specifies that the board of energy may provide land application, credits to recognize increased environmental performance and beneficial reuse of wastewater as incentives for using alternatives to pollution discharge to surface waters. Broadly captioned.

*Senate Status:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.

*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Subcommittee 03/09/21.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 7, Chapter 35; Title 65; Title 68 and Title 69, relative to water quality.

#### **SB1043/HB707 System of incentives for alternatives to discharges to surface waters.**

*Sponsors:* Sen. Southerland, Steve , Rep. Zachary, Jason

*Summary:* Prohibits the department of environment and conservation from requiring a permit for the construction, installation or modification of a land application system as an alternative to discharge to surface waters.

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/20/21 - 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; Title 68 and Title 69, relative to water quality.

#### **SB1049/HB227 Water Quality Control Act - permits.**

*Sponsors:* Sen. Southerland, Steve , 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

*Senate Status:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.

*House Status:* 03/04/21 - Set for House Agriculture & Natural Resources Subcommittee 03/09/21.

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

#### **SB1051/HB1395 Membership of county solid waste authority board of directors.**

*Sponsors:* Sen. Southerland, Steve , Rep. Halford, Curtis

*Summary:* Increases the maximum number of people allowed to serve on a county solid waste authority's board of directors from 15 to 17. Broadly captioned.

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/25/21 - Caption bill held on House clerk's desk.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 55; Title 67 and Title 68, relative to solid waste.

#### **SB1137/HB584 Annual reports submitted by municipal solid waste regions to commissioner.**

*Sponsors:* Sen. White, Dawn , Rep. Terry, Bryan

*Summary:* Extends the deadline for municipal solid waste regions to submit their annual reports to the commissioner of environment and conservation from March 31 to April 15. Broadly captioned.

*Fiscal Note:* (Dated February 5, 2021) NOT SIGNIFICANT

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/10/21 - Caption bill held on House clerk's desk.

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

**SB1189/HB1138 West Tennessee River Basin Flood Resiliency Fund Act.**

*Sponsors:* Sen. Jackson, Ed , Rep. Grills, Rusty

*Summary:* Enacts the "West Tennessee River Basin Flood Resiliency Fund Act," which creates the West Tennessee River basin authority flooding resiliency fund. Establishes regulations regarding sources for the fund. Specifies that the fund can be used for flood control, flood risk reduction, stream and wetland restoration, water resource education and other uses for flood resiliency. Authorizes county mayors to appoint a designee to serve on the West Tennessee River basin authority board of directors.

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/24/21 - Referred to House Agriculture & Natural Resources Subcommittee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 64, Chapter 1, Part 11, relative to the West Tennessee River Basin Authority.

**SB1214/HB1503 Report on implementation of a secure web portal for submittal of online permit applications under the Water Quality Control Act.**

*Sponsors:* Sen. Niceley, Frank , Rep. Eldridge, Rick

*Summary:* Changes from January 31 to January 15 the deadline for the commissioner to submit the annual report on implementation of a secure web portal for the submittal of online permit applications under the Water Quality Control Act. Broadly captioned.

*Fiscal Note:* (Dated February 12, 2021) NOT SIGNIFICANT

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/25/21 - Caption bill held on House clerk's desk.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 68 and Title 69, relative to the department of environment and conservation.

**SB1215/HB1411 Deadline for efficiency reports regarding permit applications.**

*Sponsors:* Sen. Niceley, Frank , Rep. Eldridge, Rick

*Summary:* Changes from February 1 to January 15 the due date for the commissioner's report concerning the time within which permit applications are acted on during the first six months of each fiscal year. Broadly captioned.

*Fiscal Note:* (Dated February 12, 2021) NOT SIGNIFICANT

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/25/21 - Caption bill held on House clerk's desk.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 68 and Title 69, relative to environmental conservation.

**SB1492/HB1136 Persons who withdraw 10,000 or more gallons of water per day.**

*Sponsors:* Sen. Akbari, Raumesh , Rep. Love Jr., Harold

*Summary:* Requires those who withdraw 10,000 or more gallons of water per day to respond to an emergency to provide written notice to the director of the water resources division within 90 days of the withdraw. Broadly captioned.

*Fiscal Note:* (Dated February 24, 2021) NOT SIGNIFICANT

*Senate Status:* 02/22/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.

*House Status:* 02/24/21 - Referred to House Agriculture & Natural Resources Subcommittee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 65 and Title 69, relative to water resources.

**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:* 02/08/21 - Withdrawn in House.

*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:* 02/08/21 - Withdrawn in House.

*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.

**HEALTH CARE**

**SB1253 Disposal of controlled substances and prescription drugs.**

*Sponsors:* Sen. Reeves, Shane ,  
*Summary:* Requires the board of pharmacy and the board for licensing health care facilities to promulgate rules to establish certain guidelines for pharmacies and facilities to provide for disposal of unused controlled substances and prescription drugs.  
*Senate Status:* 02/22/21 - Referred to Senate Health & Welfare Committee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 63 and Title 68, relative to the disposal of controlled substances and prescription drugs.

## JUDICIARY

### SB1108/HB1023 **Empanelment of juries for general sessions courts when sitting as an environmental court.**

*Sponsors:* Sen. Gilmore, Brenda , Rep. Potts, Jason  
*Summary:* Authorizes counties that have environmental courts to approve by a two-thirds vote of county legislative body the empanelment of juries for general sessions courts when sitting as an environmental court. Broadly captioned.  
*Senate Status:* 02/22/21 - Referred to Senate Judiciary Committee.  
*House Status:* 02/22/21 - Referred to House Civil Justice Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7; Title 16; Title 17; Title 18; Title 19; Title 20; Title 22; Title 27; Title 29; Title 39 and Title 40, relative to environmental courts.

## LOCAL GOVERNMENT

### SB836/HB871 **Open pit mines and quarries - exemption from local regulations.**

*Sponsors:* Sen. Niceley, Frank , Rep. Campbell, Scotty  
*Summary:* Establishes that formerly operating pit mines or quarries that agree to receive fill or borrow material from state highway construction projects are exempt from local regulations that limit the operator's ability to fill the pit and reclaim and restore the site. Requires the fill work to comply with the Tennessee Water Pollution Control Act and the applicable state rules.  
*Senate Status:* 02/11/21 - Referred to Senate Energy, Agriculture & Natural Resources Committee.  
*House Status:* 02/20/21 - Referred to House Agriculture & Natural Resources Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 59, Chapter 8, relative to reclamation.

### SB1187/HB1140 **Compensation for board of directors of Reelfoot Lake regional utility and planning district.**

*Sponsors:* Sen. Jackson, Ed , Rep. Grills, Rusty  
*Summary:* Changes the compensation for the board of directors of the Reelfoot Lake regional utility and planning district from a maximum of \$1,000 annually to a maximum of \$200 monthly.  
*Fiscal Note:* (Dated February 19, 2021) Increase Local Expenditures \$7,000/FY21-22 and Subsequent Years/Permissive/ Reelfoot Lake Regional Utility and Planning District  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 03/04/21 - Set for House Commerce Committee 03/09/21.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Chapter 222 of the Public Acts of 1983, and any other acts amendatory thereto, relative to Reelfoot Lake Regional Utility and Planning District.

## PUBLIC FINANCE

### SB740/HB91 **Time frame within which loans from the drinking water revolving loan fund must be amortized.**

*Sponsors:* Sen. Johnson, Jack , 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  
*Senate Status:* 03/04/21 - Set for Senate Energy, Agriculture & Natural Resources Committee 03/10/21.  
*House Status:* 03/04/21 - Set for House Consent on 03/08/21.  
*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 PROPERTY

### SB1532/HB854 **Classification of land as agricultural, forest, or open space land.**

*Sponsors:* Sen. Roberts, Kerry , Rep. Helton, Esther  
*Summary:* Extends, from March 1 to March 15, the deadline by which a landowner must file with the assessor of property an application for land to be classified as agricultural, forest, or open space land and removes the ability for the assessor to void the rollback assessment if it is determined that the assessment was imposed in error. Broadly captioned.  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/20/21 - Referred to House Property & Planning Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 67, relative to property taxes.

## 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:* 03/04/21 - Set for Senate Finance Revenue Subcommittee 03/09/21.  
*House Status:* 03/04/21 - Set for House Finance, Ways & Means Committee 03/09/21.  
*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:* 02/10/21 - Referred to Senate Commerce & Labor Committee.  
*House Status:* 02/10/21 - Caption bill held on House clerk's desk.  
*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:* 02/10/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/10/21 - Referred to House Business & Utilities Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 5; Title 6; Title 7 and Title 65, relative to utilities.

### **SB508/HB509 Electronic participation by utilities board members.**

*Sponsors:* Sen. Lundberg, Jon , 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.  
*Fiscal Note:* (Dated February 5, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/11/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/10/21 - Referred to House Public Service Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 8- 44-108, relative to electronic participation by utilities board members.

### **SB517/HB649 Utility management review board to approve mergers, consolidations.**

*Sponsors:* Sen. Briggs, Richard , Rep. Darby, Tandy  
*Summary:* Authorizes the utility management review board to approve mergers, as well as consolidations, involving financially distressed utility districts.  
*Senate Status:* 02/11/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 03/04/21 - Set for House Business & Utilities Subcommittee 03/10/21.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 82, Part 7, relative to the utility management review board.

### **SB533/HB651 Redefines "change in net position" for purposes of financially distressed utility districts and water or wastewater facilities.**

*Sponsors:* Sen. Reeves, Shane , Rep. Alexander, Rebecca  
*Summary:* Redefines "change in net position" for purposes of financially distressed utility districts and water or wastewater facilities. Removes excluded non-cash items from reduction. Corrects a reference that should be to a petition for a new utility system.  
*Senate Status:* 02/11/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 03/04/21 - Set for House Business & Utilities Subcommittee 03/10/21.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Section 7- 82-401; Section 68-221-1017 and Section 68-221- 1010, relative to utilities.

### **SB860 Increases membership of the board of commissioners for the Powell-Clinch River Utility District.**

*Sponsors:* Sen. Yager, Ken ,  
*Summary:* Increases the membership of the board of commissioners for the Powell-Clinch River Utility District from three to five members.  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 82, relative to boards of commissioners for utility districts.

### **SB1009 Purchase of an electric cooperative's electric distribution properties and service rights.**

*Sponsors:* Sen. Bowling, Janice ,  
*Summary:* Increases from 90 days to 120 days after the receipt of an offer the time within which an electric cooperative shall signify in writing its acknowledgment of an offer by an annexing municipality to purchase an electric cooperative's electric distribution properties and service rights within an annexed area. Broadly captioned.  
*Fiscal Note:* (Dated February 13, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.

*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 6; Title 7; Title 10; Title 65; Title 67 and Title 68, relative to utility providers.

**SB1193/HB1223 Membership of board of commissioners for Powell-Clinch River Utility District.**

*Sponsors:* Sen. Yager, Ken , Rep. Powers, Dennis  
*Summary:* Increases the membership of the board of commissioners for the Powell-Clinch River Utility District from three to five members.  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/24/21 - Referred to House Business & Utilities Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 82, relative to boards of commissioners for utility districts.

**SB1204/HB1439 Providing of services to unincorporated areas.**

*Sponsors:* Sen. Briggs, Richard , Rep. Wright, Dave  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/25/21 - Caption bill held on House clerk's desk.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7, Chapter 34; Title 7, Chapter 36; Title 7, Chapter 52; Title 9 and Title 65, relative to utilities.

**SB1304/HB1328 Cutting off of service by a utility.**

*Sponsors:* Sen. Yarbro, Jeff , Rep. Harris, Torrey  
*Summary:* Prohibits a utility from cutting off an existing service at an address to establish a new service at the same address without the utility first contacting the registered customer with the existing service at the address and confirms the utility has the correct address; this would apply to all counties. Broadly captioned.  
*Fiscal Note:* (Dated February 19, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/24/21 - Referred to House Business & Utilities Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 7; Title 47, Chapter 18 and Title 65, relative to utilities.

**SB1305/HB390 Policies governing discontinuation of service for nonpayment.**

*Sponsors:* Sen. Yarbro, Jeff , 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.  
*Fiscal Note:* (Dated February 5, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate State & Local Government Committee.  
*House Status:* 02/10/21 - Referred to House Business & Utilities Subcommittee.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 7 and Title 65, relative to utilities.

**SB1354/HB1525 TPUC annual report to general assembly.**

*Sponsors:* Sen. Yager, Ken , Rep. Calfee, Kent  
*Summary:* Changes the date by which the public utility commission is required to submit its report to the governor and general assembly regarding matters from the preceding year from the first Monday in February to February 15 annually. Broadly captioned.  
*Fiscal Note:* (Dated February 12, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate Commerce & Labor Committee.  
*House Status:* 02/25/21 - Caption bill held on House clerk's desk.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 6; Title 7 and Title 65, relative to utilities.

**SB1559/HB1468 Removes outdated pilot project reference.**

*Sponsors:* Sen. Bailey, Paul , Rep. Vaughan, Kevin  
*Summary:* Removes reference to a pilot project regarding intrastate natural gas pipeline corporations that ran through 2003. Broadly captioned.  
*Fiscal Note:* (Dated February 13, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate Commerce & Labor Committee.  
*House Status:* 02/25/21 - Caption bill held on House clerk's desk.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 7; Title 47, Chapter 18; Title 64 and Title 65, relative to utilities.

**SB1572/HB1382 TPUC annual report to general assembly and governor.**

*Sponsors:* Sen. Bailey, Paul , Rep. Todd, Chris  
*Summary:* Requires the public utility commission to make an electronic copy of its annual report to the general assembly and governor available on its website and accessible to the general public. Broadly captioned.  
*Fiscal Note:* (Dated February 13, 2021) NOT SIGNIFICANT  
*Senate Status:* 02/22/21 - Referred to Senate Commerce & Labor Committee.  
*House Status:* 02/25/21 - Caption bill held on House clerk's desk.  
*Caption:* AN ACT to amend Tennessee Code Annotated, Title 4; Title 7; Title 8; Title 13; Title 47, Chapter 18 and Title 65, relative to oversight of utility providers.