



RYAN SWINDELL

GOVERNMENT RELATIONS

Clean Water Professionals of Kentucky-Tennessee

Calendar Report - Week of April 5, 2021

Mon 4/5/21 4:00pm - Senate Chamber, Senate Consent 2

6. SB533 **UTILITIES: Redefines "change in net position" for purposes of financially distressed utility districts and water or wastewater facilities.** 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.
Reeves S. **Fiscal Note:** (Dated March 4, 2021) NOT SIGNIFICANT
Caption: AN ACT to amend Tennessee Code Annotated, Section 7- 82-401; Section 68-221-1017 and Section 68-221- 1010, relative to utilities.
HB651 - R. Alexander - 03/29/21 - House passed.

Mon 4/5/21 5:00pm - House Chamber, House Consent

HEADER: The House will take up the following memorializing resolutions on consent: HJR369-378 and SJR350-365.

24. HB517 **ENVIRONMENT & NATURE: Membership of the Chickasaw Basin Authority.** Expands the scope of the Chickasaw Basin Authority to include all counties located within the drainage area of the authority.
Gant R. **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.
Caption: AN ACT to amend Tennessee Code Annotated, Title 64, Chapter 1, Part 2, relative to the membership of the Chickasaw Basin Authority.
SB276 - P. Rose - 03/15/21 - Senate passed.
29. HB227 **ENVIRONMENT & NATURE: Water Quality Control Act - permits.** Requires the department of environment and conservation to take certain actions to ensure that in-lie 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.
Vaughan K. **Fiscal Note:** (Dated January 30, 2021) NOT SIGNIFICANT
Caption: AN ACT to amend Tennessee Code Annotated, Title 69, Chapter 3, Part 1, relative to water quality.
SB1049 - S. Southerland - 03/15/21 - Senate passed.

Tue 4/6/21 9:00am - House Hearing Rm II, House Civil Justice Subcommittee

HEADER: Final Calendar. MEMBERS: CHAIR A. Farmer (R); M. Carter (R); J. Clemmons (D); M. Curcio (R); J. Garrett (R); B. Ogles (R); A. Parkinson (D); B. Ramsey (R)

13. HB1023 **JUDICIARY: Empanelment of juries for general sessions courts when sitting as an environmental court.** 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.
Potts J. **Fiscal Note:** (Dated March 18, 2021) Increase Local Expenditures \$396,000/FY21-22 and Subsequent Years/Permissive
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.

SB1108 - B. Gilmore - 02/22/21 - Referred to Senate Judiciary Committee.

Tue 4/6/21 10:30am - Senate Hearing Rm I, Senate State & Local Government Committee

MEMBERS: CHAIR R. Briggs (R); VICE CHAIR T. Gardenhire (R); 2ND VICE CHAIR P. Walley (R); E. Jackson (R); B. Kelsey (R); S. Kyle (D); B. Powers (R); K. Yager (R); J. Yarbro (D)

17. SB1532
Roberts K. **TAXES PROPERTY: Classification of land as agricultural, forest, or open space land.** 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.
Fiscal Note: (Dated March 20, 2021) Other Fiscal Impact - Recurring decreases in local government revenue may occur; however, due to multiple unknown variables, the extent and timing of such decreases cannot be determined with reasonable certainty.
Caption: AN ACT to amend Tennessee Code Annotated, Title 67, relative to property taxes.
HB854 - E. Helton - 04/01/21 - Set for House Finance, Ways & Means Subcommittee 04/07/21.
36. SB1187
Jackson E. **LOCAL GOVERNMENT: Compensation for board of directors of Reelfoot Lake regional utility and planning district.** 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
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.
HB1140 - R. Grills - 03/09/21 - House Commerce Committee recommended. Sent to House Finance.

Tue 4/6/21 1:30pm - House Hearing Rm I, House State Government Committee

MEMBERS: CHAIR K. Keisling (R); VICE CHAIR R. Eldridge (R); R. Alexander (R); B. Beck (D); R. Bricken (R); D. Carr (R); M. Carringer (R); J. Chism (D); B. Cooper (D); C. Halford (R); E. Helton (R); J. Holsclaw, Jr. (R); B. Hulse (R); D. Jernigan (D); C. Johnson (R); M. Littleton (R); P. Marsh (R); J. Moon (R); J. Powell (D); J. Windle (D)

15. HB509
Boyd C. **UTILITIES: Electronic participation by utilities board members.** 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
Caption: AN ACT to amend Tennessee Code Annotated, Section 8- 44-108, relative to electronic participation by utilities board members.
SB508 - J. Lundberg - 02/11/21 - Referred to Senate State & Local Government Committee.

Tue 4/6/21 3:00pm - House Hearing Rm I, House Finance, Ways & Means Committee

MEMBERS: CHAIR P. Hazlewood (R); VICE CHAIR C. Baum (R); S. Campbell (R); K. Camper (D); J. Crawford (R); J. Faison (R); B. Freeman (D); R. Gant (R); J. Garrett (R); J. Gillespie (R); D. Hawk (R); G. Hicks (R); L. Lamar (D); W. Lamberth (R); S. Lynn (R); L. Miller (D); B. Ogles (R); J. Sexton (R); J. Shaw (D); M. Sparks (R); C. Todd (R); S. Whitson (R); R. Williams (R); J. Windle (D); J. Zachary (R)

18. HB652
Hazlewood P. **PUBLIC FINANCE: Requirements for annual budget of a local government.** Establishes accounting requirements for the annual budget of local governments. Requires the comptroller of the treasury provide guidance to the form of that budget. Broadly captioned.
Fiscal Note: (Dated February 25, 2021) Decrease Local Expenditures Exceeds \$18,800/FY21-22 and Subsequent Years
Caption: AN ACT to amend Tennessee Code Annotated, Section 4- 3-305; Title 7; Title 9 and Title 68, relative to public finance.
SB534 - F. Haile - 03/08/21 - Senate passed.

Tue 4/6/21 3:00pm - Senate Hearing Rm I, Senate Commerce & Labor Committee

HEADER: Final Calendar. Items 1-9 are Calendar 1, items 10-42 are Calendar 2 and items 43-83 are Calendar 3. MEMBERS: CHAIR P. Bailey (R); VICE CHAIR A. Swann (R); 2ND VICE CHAIR F. Niceley (R); R. Akbari (D); J. Johnson (R); S. Reeves (R); S. Southerland (R); B. Watson (R); K. Yager (R)

49. SB1559
Bailey P. **UTILITIES: Removes outdated pilot project reference.** 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
Caption: AN ACT to amend Tennessee Code Annotated, Title 4; Title 7; Title 47, Chapter 18; Title 64 and Title

65, relative to utilities.

HB1468 - K. Vaughan - 02/25/21 - Caption bill held on House clerk's desk.

61. SB1572
Bailey P. **UTILITIES: TPUC annual report to general assembly and governor.** 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
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.
HB1382 - C. Todd - 03/24/21 - Taken off notice in House Business & Utilities Subcommittee.

Tue 4/6/21 4:30pm - House Hearing Rm II, House K-12 Subcommittee 2

HEADER: Special Calendar.

1. HB46
Lamar L. **EDUCATION: Changes requirements in testing drinking water in public schools.** 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
Caption: AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 1 and Title 49, Chapter 2, relative to water quality.
SB1410 - R. Akbari - 04/01/21 - Set for Senate Education Committee 04/07/21.

Wed 4/7/21 11:00am - House Hearing Rm III, House Finance, Ways & Means Subcommittee

HEADER: The following bills were added to the calendar by suspension of the rules on the House Floor on 04/01/21: HB139, HB777, HB708, HB39, HB1150. MEMBERS: CHAIR G. Hicks (R); C. Baum (R); K. Camper (D); B. Freeman (D); R. Gant (R); D. Hawk (R); P. Hazlewood (R); S. Lynn (R); B. Ogles (R); C. Todd (R); S. Whitson (R); R. Williams (R); J. Windle (D)

14. HB854
Helton E. **TAXES PROPERTY: Classification of land as agricultural, forest, or open space land.** 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.
Fiscal Note: (Dated March 20, 2021) Other Fiscal Impact - Recurring decreases in local government revenue may occur; however, due to multiple unknown variables, the extent and timing of such decreases cannot be determined with reasonable certainty.
Caption: AN ACT to amend Tennessee Code Annotated, Title 67, relative to property taxes.
SB1532 - K. Roberts - 04/01/21 - Set for Senate State & Local Government Committee 04/06/21.

Wed 4/7/21 2:00pm - House Hearing Rm III, House Agriculture & Natural Resources Committee

MEMBERS: CHAIR C. Halford (R); VICE CHAIR R. Grills (R); M. Cochran (R); B. Cooper (D); T. Darby (R); C. Doggett (R); G. Hardaway (D); B. Hulse (R); C. Hurt (R); J. Potts (D); J. Reedy (R); I. Rudder (R); J. Shaw (D); C. Todd (R); R. Travis (R); D. Wright (R)

1. HB90
Lamberth
W. **ENERGY & MINING: Time limit for notifying applicants under the Primacy and Reclamation Act of TN regarding approval of an application.** 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.
Amendment Summary: House Agriculture and Natural Resources Subcommittee amendment 1 (004923) deletes all original language of the bill and retitles it the "Primacy and Reclamation Act of Tennessee." Assumes jurisdiction over the regulation of surface coal mining and reclamation operations within the state. Establishes mandates for the commissioner of environment and conservation. Establishes regulations for surface coal mining and reclamation (95 pp.)
Fiscal Note: (Dated January 12, 2021) NOT SIGNIFICANT
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
SB742 - J. Johnson - 03/31/21 - Senate Energy, Agriculture & Natural Resources Committee recommended with amendment 1. Sent to Senate Finance.
4. HB871
Campbell
S. **LOCAL GOVERNMENT: Open pit mines and quarries - exemption from local regulations.** 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.

Amendment Summary: Senate amendment 1 (004901) deletes and rewrites all language after the enacting clause such that the only substantive changes; replace formerly operating pit mine or quarry with former surface mining operation or operation as defined in Tenn. Code Ann. 59-8-202; and specify that such applicable restrictions, rules, regulations, ordinances, and laws, include, but are not limited to, prohibitive zoning, limits on truck traffic, weight limits or distance limitations or other operational limitations. House Agriculture & Natural Resources Subcommittee amendment 1 (005436) deletes and rewrites all language after the enacting clause and replaces formerly operating pit mine or quarry with former surface mining operation. Specifies that the fill work allowed by this act must comply with the requirements of the Tennessee Water Quality Control Act of 1977, not the Tennessee Water Pollution Control Act. Specifies what local restrictions the authorized fill work may be exempt from.

Fiscal Note: (Dated March 14, 2021) NOT SIGNIFICANT

Caption: AN ACT to amend Tennessee Code Annotated, Title 59, Chapter 8, relative to reclamation.

SB836 - F. Niceley - 03/22/21 - Senate passed with amendment 1 (004901).

5. HB1389
Todd C.

ECONOMIC DEVELOPMENT: Development of strategies for improvements for non-fish and game recreational activities. 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.

Amendment Summary: Senate amendment 1, House Agriculture & Natural Resources Subcommittee amendment 1 (005042) deletes all language after the enacting clause. Requires the Tennessee Advisory Commission on Intergovernmental Relations (TACIR) to study certain aspects of non-fish and game recreational activities as they relate to certain operations of the Department of Environment and Conservation and the Tennessee Wildlife Resources Agency and report its findings and recommendations to the General Assembly by December 31, 2022. Repeals the provisions of the proposed language January 1, 2023.

Fiscal Note: (Dated March 11, 2021) NOT SIGNIFICANT

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

SB1080 - K. Roberts - 03/25/21 - Senate passed with amendment 1 (005042).

Wed 4/7/21 2:00pm - Senate Hearing Rm I, Senate Education Committee

HEADER: Final Calendar. SB446 was added to the calendar by suspension of the rules on the Senate Floor on 04/01/21.

MEMBERS: CHAIR B. Kelsey (R); VICE CHAIR J. Lundberg (R); 2ND VICE CHAIR R. Akbari (D); M. Bell (R); R. Crowe (R); F. Haile (R); J. Hensley (R); B. Powers (R); D. White (R)

50. SB1410
Akbari R.

EDUCATION: Changes requirements in testing drinking water in public schools. 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

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

HB46 - L. Lamar - 04/01/21 - Set for House K-12 Subcommittee 2 04/06/21.