

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 259 - SB 916

March 11, 2019

SUMMARY OF ORIGINAL BILL: Prohibits the Department of Environment and Conservation (TDEC) from requiring an evaluation of alternative locations, routes, or alignments for public transportation projects commissioned by a federal, state, or local government, when such entities are applying for a permit from TDEC's Division of Water Resources.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005598): Deletes all language after the enacting clause. Establishes that the alternative analysis required by TDEC's rule 0400-40-07-.04(5) does not need to include an evaluation of alternative road locations for public transportation projects commissioned by a federal, state, or local government, when such entities are applying for a permit from TDEC's Division of Water Resources. However, such analysis requires inclusion of other measures to avoid and minimize impacts to resource values.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Based on information provided by TDEC, the proposed legislation is generally consistent with TDEC's current permit review practice.
- Therefore, prohibiting TDEC from requiring that an impact evaluation, necessary for the issuance of a discharge permit for a public transportation project, include an evaluation of alternative road locations will not result in a significant impact on expenditures of TDEC, the Department of Transportation, or federal and local government.
- The number of permits issued by the Division will not be impacted.

CERTIFICATION:

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

Handwritten signature of Krista Lee Carsner in black ink.

Krista Lee Carsner, Executive Director

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