

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 362 – SB 295

May 9, 2017

SUMMARY OF ORIGINAL BILL: Prohibits the Department of Environment and Conservation (TDEC) from issuing permits that have not been reviewed by the General Assembly under the Uniform Administrative Procedures Act.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (008743): Deletes all language after the enacting clause. Requires TDEC to promulgate rules that include the proposed permit for review under the Uniform Administrative Procedures Act upon the development of any proposed statewide national pollutant discharge elimination system (NPDES) for a municipal separate storm sewer system operated by local government entities. Prohibits TDEC from issuing a NPDES permit to a municipal separate storm sewer system operated by local government entities until the promulgated rules have been continued under the Uniform Administrative Procedures Act.

Requires the Government Operations Committees of the Senate and House of Representatives to make recommendations to the General Assembly to ensure that requirements for permanent storm water measures do not exceed federal law minimum requirements.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- It is assumed that the General Assembly will only review those permits TDEC has determined should be issued.
- It is further assumed that all permits will receive a final decision within the timeframe established in the regulations.
- The number of permits issued each year will not be significantly impacted by the proposed legislation.

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CERTIFICATION:

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



Krista M. Lee, Executive Director

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