

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2219 - HB 2636

March 6, 2020

**SUMMARY OF ORIGINAL BILL:** Adds “groups representing recreational uses of streams” to the various interested groups from which the Commissioner of the Department of Environment and Conservation (TDEC) must choose members to comprise the Advisory Committee to the Division of Water Pollution (Committee).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (015789):** Deletes all language after the enacting clause. Prohibits a sponsor of an in-lieu fee instrument for compensatory mitigation from accepting in lieu fee payments in the state unless the sponsor’s in lieu fee instrument requires the sponsor, as to both new and previously sold in-lieu fee credits, to agree that the Department may bring an enforcement action if the sponsor fails to complete certain developments in the appropriate time. Authorizes the Commissioner of TDEC to assess penalties in addition to such enforcement action.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- This legislation is estimated to have no significant impact upon penalty fee revenue assessed and collected by the TDEC.
- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

**CERTIFICATION:**

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

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jdb