

HOUSE BILL 1630

By Helton

AN ACT to amend Tennessee Code Annotated, Section 7-82-308; Section 7-82-709; Section 68-221-1305; Section 68-221-605; Section 68-221-1009 and Section 68-221-1206, relative to utilities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-82-308(f)(9), is amended by deleting the subsection and substituting instead:

(9) As used in this subsection (f), "utility district commissioners" include the members of the governing board of any utility district created pursuant to this chapter or any public or private act and the members of the governing board of any water or sewer authority created by any public or private act.

SECTION 2. Tennessee Code Annotated, Section 7-82-308(g), is amended by deleting the subsection in its entirety.

SECTION 3. Tennessee Code Annotated, Section 7-82-308(h), is amended by deleting the subsection in its entirety.

SECTION 4. Tennessee Code Annotated, Section 7-82-709(a), is amended by deleting the subsection and substituting instead:

(a) Notwithstanding any law to the contrary, the utility management review board has the authority to investigate utility districts under its jurisdiction pursuant to § 7-82-701(a), and may include the assistance of the department of environment and conservation and the comptroller of the treasury; determine the financial, technical, and managerial capacity of the systems to comply with the requirements of any applicable federal and state acts; and require systems to take appropriate action to correct any deficiencies in such areas, including, but not limited to, changes in ownership,

management, accounting, rates, maintenance, consolidation, alternative water supply, or other procedures.

SECTION 5. Tennessee Code Annotated, Section 68-221-605(f)(2), is amended by deleting the language "municipal utility board commissioner" and substituting instead the language "board member".

SECTION 6. Tennessee Code Annotated, Section 68-221-1009(a)(6), is amended by deleting the subdivision and substituting instead:

(6) Investigate systems under its jurisdiction pursuant to § 68-221-1008(j), and may include the assistance of the department of environment and conservation and the comptroller of the treasury; determine the financial, technical, and managerial capacity of the systems to comply with the requirements of any applicable federal and state acts; and require systems to take appropriate action to correct any deficiencies in such areas, including, but not limited to, changes in ownership, management, accounting, rates, maintenance, consolidation, alternative water supply, or other procedures;

SECTION 7. Tennessee Code Annotated, Section 68-221-1009(b), is amended by deleting the language "as provided in § 68-221-1010" from the subsection.

SECTION 8. Tennessee Code Annotated, Section 68-221-1206(a), is amended by deleting subdivision (8) in its entirety.

SECTION 9. Tennessee Code Annotated, Section 68-221-1305(f)(2), is amended by deleting the language "municipal utility board commissioner" and substituting instead the language "board member".

SECTION 10. This act shall take effect upon becoming a law, the public welfare requiring it.