

HOUSE BILL 2365

By Lynn

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 6, Part 1; Title 68, Chapter 221, Part 13 and Title 68, Chapter 221, Part 6, relative to water and wastewater treatment authorities.

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

SECTION 1. Tennessee Code Annotated, Section 5-6-120, is amended by deleting the section.

SECTION 2. Tennessee Code Annotated, Title 68, Chapter 221, Part 6, is amended by adding the following as a new section:

From and after the creation of a water and wastewater treatment authority under this part and the establishment of its service area, the authority shall be the sole and exclusive provider of its authorized services in its service area. The designated service area for any particular function or service does not include any area located within the boundaries of another governmental entity providing the same function or service on the date the service area is established. Different service areas may be established for different functions or services. The authority may cede all or any portion of its functions or service area to another governmental entity upon the board determining in its sole discretion that the public convenience and necessity require the same.

SECTION 3. Tennessee Code Annotated, Title 68, Chapter 221, Part 13, is amended by adding the following as a new section:

From and after the creation of a water and wastewater treatment authority under this part and the establishment of its service area, the authority shall be the sole and exclusive provider of its authorized services in its service area. The designated service area for any particular function or service does not include any area located within the

boundaries of another governmental entity providing the same function or service on the date the service area is established. Different service areas may be established for different functions or services. The authority may cede all or any portion of its functions or service area to another governmental entity upon the board determining in its sole discretion that the public convenience and necessity require the same.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring

it.