

SENATE BILL 527

By Southerland

AN ACT to amend Tennessee Code Annotated, Title 68,  
Chapter 211, Part 8, relative to solid waste  
disposal.

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

SECTION 1. Tennessee Code Annotated, Section 68-211-813(b), is amended by deleting subdivision (1) and substituting instead the following:

(1)

(A) The resolution establishing a region for a county or approving an agreement to establish a region with other counties shall provide for the establishment of a board to administer the activities of the region. Each board shall consist of an odd number of members to include not less than seven (7) nor more than fifteen (15) persons.

(B) Each county that is a member of a region shall be represented by at least one (1) member on the board. Municipalities that provide solid waste collection services or provide solid waste disposal services, directly or by contract, shall be represented on the board. The members of the board shall be appointed by the county mayors and municipal mayors, respectively, of the counties and eligible municipalities within the region.

(C) Municipalities entitled to representation on the board may agree to joint or multiple representation by a board member or for a county member to represent one (1) or more municipalities upon agreement of all local governments who share representation by a board member. Any such

agreement shall specify the method of making the appointment for a member representing more than one (1) local governmental entity.

(D) Effective July 1, 2017, the membership of each board must include at least two (2) elected members from among the:

(i) Members of county and municipal governing bodies located within the region;

(ii) County mayors of counties located within the region;

(iii) Municipal mayors of municipalities located within the region;

(iv) County and municipal officers of counties and municipalities located within the region; and

(v) Department heads of counties and municipalities located within the region.

(E) Appointments to a board must be approved by the legislative or governing bodies of the respective counties and eligible municipalities within the region.

(F)

(i) Board members shall serve six-year terms or until their successors are elected and are qualified by taking an oath of office, except that the initial board shall have approximately one-third (1/3) of the members with terms of two (2) years, and approximately one-third (1/3) of the members with terms of four (4) years, so as to stagger the terms of office.

(ii) Notwithstanding subdivision (b)(1)(F)(i), the terms of any elected members appointed to a term beginning July 1, 2017, in order to satisfy the requirements of subdivision (b)(1)(D), shall run either concurrent with their elected terms in office or shall expire at the end of the members' sixth consecutive year on the board, whichever occurs first.

SECTION 2. Tennessee Code Annotated, Section 68-211-813, is further amended by adding the following as a new subsection:

The department shall provide each member of a regional solid waste board and regional municipal solid waste advisory committee with the department's most current guidelines and advisories on best practices for solid waste processing.

SECTION 3. Tennessee Code Annotated, Section 68-211-861(d), is amended by adding the following language at the end of the subsection:

The department shall provide each owner and operator of Class III and Class IV landfills with the department's most current advisories and guidelines on how to recycle and compost Class III and Class IV waste, including waste previously landfilled.

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