

SENATE BILL 3187

By Bell

AN ACT to amend Tennessee Code Annotated, Title 69,
Chapter 3, Part 1, relative to designated municipal
separate storm sewer systems.

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

SECTION 1. Tennessee Code Annotated, Section 69-3-103 is amended by adding the following as new, appropriately designated subdivisions:

() "Municipal separate storm sewer system" means a municipal separate storm sewer system as defined in the federal Clean Water Act, compiled in 33 U.S.C. §§1251 et seq., and the rules promulgated thereunder; and

() "Qualified Local Program" means a municipal separate storm sewer system that has been approved as such by the department pursuant to this part.

SECTION 2. Tennessee Code Annotated, Title 69, Chapter 3, Part 1, is amended by adding the following as a new, appropriately designated section:

69-3-148.

(a) The department may establish a program under which municipal separate storm sewer systems may become qualified local programs, allowing for the streamlining of permits for construction activity as provided in this section.

(b) The department may review and approve applications from municipal separate storm sewer systems to become qualified local programs. The requirements for being a qualified local program shall be developed by the department and shall include requirements for construction activity that at a minimum comply with state and federal requirements.

(c) The department may incorporate by reference the requirements of a qualified local program for construction activity in its general permit.

(d) An operator of a construction site located within the jurisdiction of a qualified local program pursuant to subsection (b) who has obtained a notice of coverage from the program shall not be required to obtain permit coverage from the department, or otherwise be required to meet any of the conditions for the issuance of such permit by the department, including the submission of a:

- (1) Notice of intent to seek coverage under a storm water construction permit;
- (2) Storm water pollution prevention plan;
- (3) Storm water construction permit fee; or
- (4) Notice of termination.

SECTION 3. For the purpose of promulgating rules and regulations this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2013, the public welfare requiring it.