TENNESSEE
COMPTROLLER
OF THE TREASURY

JUSTIN P. WILSON
Comptroller

JASON E. MUMPOWER
Chief of Staff

September 17, 2018

MEMORANDUM

TO: Senator Mark Pody, Chairman
Commerce, Labor, Transportation and Agriculture Subcommittee of GOC

DVL

FROM: Deborah V. Loveless, CPA, Director
Division of State Audit

SUBJECT: State Energy Policy Council

The State Energy Policy Council has been scheduled for a Sunset public hearing before the Commerce, Labor, Transportation and Agriculture Subcommittee of the Government Operations Committee on Wednesday, September 26, 2018. The council was supposed to provide answers to a Q&A, but in the process of conducting the Q&A, the Office of the Comptroller discovered the following:

- As of September 2018, the council does not have a Chair and no meetings have been held. The Governor is responsible for appointing the chair of the council from among the council's membership and it is the responsibility of the chair to call the first meeting.
- All members of the council have not been appointed. The council has fourteen members and there are currently four vacancies.
- For matters related to budgeting and audit only, the council is attached to the Office of the Comptroller. The autonomy and authority of the council are not affected by this attachment, and the Office of the Comptroller has no administrative or supervisory control over the council.
- The Energy Policy Development Resources Fund is to be administered by the Office of the Comptroller. When requested, the Comptroller is authorized to disburse moneys to the council for developing the comprehensive state energy policy plan and to offset administrative expenses. As of September 2018, the council has not made a request for disbursement.

For additional information about the council, please see the attached document. If you have any questions prior to the hearing, please contact Deborah V. Loveless, CPA, Director, Division of State Audit, at 615-747-5258 or Julie Vallejo, Legislative Liaison, at 615-747-5318.

Information

State Energy Policy Council

Created by Section 68-204-101, *Tennessee Code Annotated*

(Sunset termination June 2019)

The State Energy Policy Council was created by *TCA* § 68-204-101 to serve as the central energy policy planning body of the state and communicate and cooperate with federal, state, regional, and local bodies and agencies for the purposes of affecting a coordinated energy policy.

TCA § 68-204-107(e), provides information about the role of the Office of the Comptroller of the Treasury. Per the statute, the council shall be attached to the Office of the Comptroller for administrative matters related to budgeting, audit, and other related items only. The autonomy and authority of the council are not affected by this attachment, and the Office of the Comptroller has no administrative or supervisory control over the council.

Membership

Pursuant to *TCA* § 68-204-101, the council has fourteen members. A list of members and their appointing authority can be found below. The council has four vacancies and one not yet appointed designee.

Governor	Name	Organization
(a)(1) Governor or Designee	Ms. Molly Cripps	Tennessee Department of Environment and Conservation
(a)(2)(A) Energy resource extraction or energy production industries.	Dr. H.M. "Hash" Hashemian	Analysis & Measurement Services Corporation, University of Tennessee
(a)(2)(B) Commercial, Industrial, or Agricultural energy consumer	Mr. Dale Barnett	Tennessee Poultry Association
(a)(2)(C) Institution of Higher Education	Mr. Jasbir Sing Dhaliwal	University of Memphis
Speaker of the House		
(a)(3)(A) Energy R&D Industry	VACANT	
(a)(3)(B) TVA	Mr. Joe Hoagland	Tennessee Valley Authority
(a)(3)(C) Local Distribution Utility	VACANT	
(a)(3)(D) Transportation Related Industry	VACANT	
Speaker of the Senate		
(a)(4)(A) Residential Energy User	Sen. Steve Southerland	
(a)(4)(B) Environmental Group	Mr. Stephen Smith	Southern Alliance for Clean Energy
(a)(4)(C) Industries that provide natural gas to consumers in sate.	Mr. Michael Ellis	Atmos Energy Corporation
(a)(4)(D) Energy efficiency and conservation as it relates to built environment.	Mr. John Kenny	Facility Systems Consultants, LLC
State Treasurer*		
(a)(5) State Treasurer or Designee	Designee not indicated	
Energy Policy Council*		
(a)(6) Graduate Student with expertise in energy issues	VACANT	

*Indicates non-voting members

Meetings
Pursuant to *TCA* § 68-204-105(a), the chair of the council shall be appointed by the Governor from among the council's membership. The chair shall call the first meeting of the council. As of September 2018, a chair has not been appointed and no meetings have been held.

Revenues and Expenditures
TCA § 68-204-109 creates a special account in the state treasury to be administered by the Office of the Comptroller. This account is known as the Energy Policy Development Resources Fund. The comptroller is authorized to disburse moneys to the council for developing the comprehensive state energy policy plan and to offset administrative expenses. It is the legislative intent that a grant from the energy resources fund shall be disbursed in an annual amount of $50,000 dollars.

For Fiscal Year 2018, the Office of the Comptroller of the Treasury received $72,200 in the Administrative Amendment. The funding is currently in the Division of Administration.

Travel:	$10,200.00
Printing:	$ 7,000.00
Rentals:	$ 5,000.00
Grants/Subsidies:	$50,000.00

In addition, pursuant to *TCA* § 68-204-107(d), the council may request the Office of the Comptroller to allocate and dispense available funds. As of September 2018, the council has requested no disbursements from the fund.