

HOUSE BILL 876

By Haynes

AN ACT to amend Tennessee Code Annotated, Title 7, Chapter 82 and Title 68, Chapter 221, Part 10, relative to utility districts, water systems and wastewater facilities.

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

SECTION 1. Tennessee Code Annotated, Section 7-82-401(h)(1), is amended by deleting language “the utility district’s average unaccounted for water loss percentage in the manner prescribed by the comptroller of the treasury.” in the first sentence and by substituting the following language:

the utility district’s average unaccounted for water in the manner as prescribed by the utility management review board.

SECTION 2. Tennessee Code Annotated, Section 68-221-1012(b), is amended by deleting the existing language and substituting instead the following:

(b) Public water systems shall include in their annual audit the public water system’s annual average unaccounted for water loss in the manner prescribed by the water and wastewater financing board.

SECTION 3. Tennessee Code Annotated, Title 7, Chapter 82, Part 1, is amended by adding the following as a new section:

7-82-113. All expenditures of money made by a utility district must be made for a lawful district purpose.

SECTION 4. Tennessee Code Annotated, Section 7-82-401(d), is amended by inserting the following as a new subsection (3) and renumbering the current subsections (3) and (4) accordingly:

(3) All travel and related costs or expenses where any portion thereof is paid by the district or any entity or entities, public or private, associated therewith, including but not limited to travel for commissioners and employees;

SECTION 5. Tennessee Code Annotated Section 7-82-307(b)(1), is amended by designating the existing language as subsection (A) and adding the following language a new subsection (B):

(B) Upon filing the petition as provided in this subdivision (b)(1), the petitioners shall also file a cash bond or attorney or corporate surety bond in the sum of three hundred fifty dollars (\$350), the bond being made payable to the state of Tennessee. Such bond shall be for the costs of hearing and processing the petition. Such bond may be refunded if it is determined the member or members of the utility district board of commissions seeking to be removed by the petition are to be removed from the board, in such instant the cost of the hearing shall be assessed against the district. The administrative judge may assess additional cost against the petitioners or district to cover the total costs of the hearing.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.