

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 73
SENATE BILL NO. 2066

By Overbey, Burks

Substituted for: House Bill No. 1912

By Armstrong, Gilmore

AN ACT to amend Tennessee Code Annotated, Title 65, Chapter 28, Part 2, relative to the Landfill Methane Development Act.

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

SECTION 1. Tennessee Code Annotated, Title 65, Chapter 28, Part 2, is amended by adding the following language as a new, appropriately designated section:

§ 65-28-208. The addition of refined landfill methane described in the Landfill Methane Development Act into any natural gas stream and the resulting use of any such gas stream consisting in part of the refined landfill methane and in part of natural gas by any person purchasing or receiving such gas, shall be considered for all purposes to be the use of "natural gas" within the meaning of any permit previously granted or granted in the future to such person by any agency of this state. It is expressly provided that this section does not authorize the use of raw, unprocessed or unrefined gas generated by decomposition at solid waste landfills to be sold or used as natural gas whether alone or in combination with natural gas. Any prohibition in any existing or future permit issued by this state applicable by its terms to the use of "landfill gas" shall be deemed to refer only to the use of the raw, unprocessed or unrefined gas generated by decomposition at solid waste landfills without treatment, refinement, or purification as contemplated by the Landfill Methane Development Act, and any such prohibition applicable to "landfill gas" is expressly deemed to neither refer to nor prohibit the use of refined landfill methane as described in the Act.

SECTION 2. This act shall take effect July 1, 2009, the public welfare requiring it.

PASSED: April 6, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 15th day of April 2009



PHIL BREDESEN, GOVERNOR