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 File Date: 12/2/14

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	Environment and Conservation
Division:	Water Resources
Contact Person:	Sherwin Smith
Address:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 11th Floor Nashville, Tennessee 37243
Phone:	(615) 532-0166
Email:	Sherwin.Smith@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	ADA Coordinator Beverly Evans 2nd Floor William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue Nashville, Tennessee 37243
Address:	Nashville, Tennessee 37243
Phone:	1-866-253-5827 (toll free) or (615) 532-0200 Hearing impaired callers may use the TN Relay Service at 1-800-848-0298.
Email:	Beverly.Evans@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Conference Room A, 12th Floor		
Address 2:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue		
City:	Nashville, Tennessee		
Zip:	37243		
Hearing Date :	01/26/15		
Hearing Time:	9:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Additional Hearing Information:

The State Revolving Fund Loan Program (SRFLP) provides low cost financial assistance to local governments in the state relative to necessary water and wastewater facilities in order to improve and protect water quality and public health. Rules applicable to the operation and implementation of the SRFLP are found at Chapters 0400-46-01 through 0400-46-06 of the Rules of the Tennessee Department of Environment and Conservation Water Resources Division.

This year the Water Resources Reform and Development Act of 2014 (WRRDA) amended certain portions of the Federal Water Pollution Control Act (FWPCA or Clean Water Act). These amendments included an increase in the term of loans provided by SRFLPs from 20 years to 30 years and increased flexibility regarding the manner in which reasonable costs associated with administering the SRFLP are funded. Due to these recent federal changes, Chapter 0400-46-06 of SRFLP rules is being amended to increase the term of loans provided from 20

years to 30 years and to remove current limitations on funding options for paying reasonable costs associated with administering the SRFLP. Making such changes will result in (1) consistency with federal guidelines, (2) reduction in requisite state appropriations, (3) providing a solution to dependence on federal capitalization grants and associated set aside funds to administer the SRFLP and (4) an increase in affordability of loan funds to smaller sized, less affluent communities in Tennessee.

The "Draft" rules may also be accessed for review using <http://tn.gov/environment/ppo/#dwr>.

The Department prepared an initial set of draft rules for public review and comment. Copies of these initial draft rules are available for review at the following address:

Tennessee Department of Environment and Conservation
Division of Water Resources
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 12th Floor
Nashville, Tennessee 37243
(615) 532-0166

Office hours are from 8:00 AM to 4:30 PM, Monday through Friday (excluding holidays).

Oral or written comments are invited at the hearing. In addition, written comments may be submitted prior to or after the public hearing to: Tennessee Department of Environment and Conservation, Water Resources Division; Attention: Mr. Sherwin Smith, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville, Tennessee 37243; telephone (615) 532-0166 or fax (615) 532-0191. However, such written comments must be received by 4:30 PM CDT, January 26, 2015, in order to assure consideration. For further information, please contact Mr. Sherwin Smith at the above address or telephone number or by e-mail at Sherwin.Smith@tn.gov.

Revision Type (check all that apply):

- Amendment
 New
 Repeal

Rule(s) (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0400-46-06	State Revolving Fund
Rule Number	Rule Title
0400-46-06-.05	Uses of the Fund
0400-46-06-.06	Application Procedure
0400-46-06-.08	Financing Methods

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Chapter 0400-45-06
State Revolving Fund

Amendments

Paragraph (2) of Rule 0400-46-06-.05 Uses of the Fund is amended by deleting it in its entirety and substituting instead the following:

- (2) To pay program administration costs.

Authority: T.C.A. §§ 68-221-1001 et seq. and 4-5-201 et seq.

Subparagraph (a) of paragraph (4) of Rule 0400-46-06-.06 Application Procedure is amended by deleting it in its entirety and substituting instead the following:

- (a) identification of the planning area boundaries and characteristics, the existing problems and needs and problems for the next 30 or more years;

Authority: T.C.A. §§ 68-221-1001 et seq. and 4-5-201 et seq.

Paragraph (1) of Rule 0400-46-06-.08 Financing Method is amended by deleting it in its entirety and substituting instead the following:

- (1) A construction loan, including loans made solely for equipment, shall be made for a period of time not to exceed 30 years or the useful life, whichever is shorter.

Authority: T.C.A. §§ 68-221-1001 et seq. and 4-5-201 et seq.

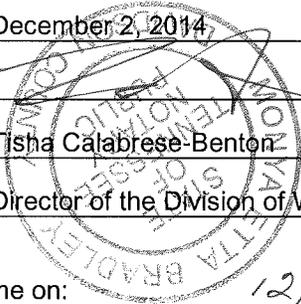
I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: December 2, 2014

Signature: _____

Name of Officer: Tisha Calabrese-Benton

Title of Officer: Director of the Division of Water Resources



Subscribed and sworn to before me on: 12/2/2014

Notary Public Signature: Monya Etta Bradley

My commission expires on: 8/17/2015

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Filed with the Department of State on: 12/2/14

Tre Hargett

Tre Hargett
Secretary of State

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