

Department of Planning and Budget 2003 Fiscal Impact Statement

1. Bill Number SB1275

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron Hawkins

3. Committee Passed both Houses

4. Title Division of Consolidated Laboratory Services; environmental laboratory

5. Summary/Purpose: The enrolled bill permits any laboratory subject to the environmental laboratory certification program established by the Department of General Services' Division of Consolidated Laboratory Services to petition the division's director for a reasonable variance from the requirements of the program's regulations. This variance may be granted if the petitioner demonstrates to the director's satisfaction that (1) the proposed variance meets the goals and purposes of the program and (2) the proposed variance does not conflict with federal or state law or regulations. Any petitions so submitted to the division's director is subject to the Administrative Process Act. In addition, the enrolled bill clarifies that tests, analyses, measurements, or monitoring performed by any laboratory prior to the establishment of the certification program may be used for the purposes of the Virginia Waste Management Act and the State Water Control Law. The enrolled bill does not take effect until July 1, 2004.

6. No Fiscal Impact

7. Budget amendment necessary: No.

8. Fiscal implications: The enrolled bill has no fiscal impact, because the environmental laboratory certification program has yet to be implemented. That program, currently in development, is designed to be supported by certification fees charged by the Department of General Services' Division of Consolidated Laboratory Services (DCLS). Therefore, given that the program has not yet been finalized, it is assumed that if the review of laboratory variance petitions were expected to require significant staff resources, then DCLS could incorporate the costs for evaluating these variance requests into the program's fee structure.

9. Specific agency or political subdivisions affected: The Department of General Services' Division of Consolidated Laboratory Services

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 03/10/03/PXV

Document: G:\2003 Legislation\SB1275ER.Doc

cc: Secretary of Administration