

Department of Planning and Budget 2007 Fiscal Impact Statement

1. Bill Number: SB 1270S1

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed

Second House ☒ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Mark R. Herring

3. Committee: Education and Health

4. Title: Sewage disposal; certification of certain workers

5. Summary/Purpose: Requires the Board of Health to promulgate regulations governing the requirements for maintaining non-conventional decentralized onsite wastewater treatment systems and proprietary, pre-engineered systems. The substitute requires the Board of Health to cooperate with the Department of Professional and Occupational Regulation (DPOR) to establish a program for qualifying individuals as authorized onsite soil evaluators and for qualifying those who install, inspect, operate, and maintain non-conventional decentralized onsite sewage systems and proprietary, pre-engineered systems. The Board of Health is directed to use or enhance the powers and duties of existing regulatory boards within DPOR as the means for qualifying the listed individuals.

6. Fiscal Impact Estimates are Preliminary: See Item #8.

6a. Expenditure Impact:

	<i>Dollars</i>		
<i>Fiscal Year</i>	<i>GF</i>	<i>NGF</i>	<i>Positions</i>
2006-07	-	-	0.0
2007-08	\$89,700	-	1.0
2008-09	\$88,000	-	0.0
2009-10	\$90,300	-	0.0
2010-11	\$92,400	-	0.0
2011-12	\$94,900	-	0.0

6b. Revenue Impact:

	<i>Dollars</i>		
<i>Fiscal Year</i>	<i>GF</i>	<i>NGF</i>	<i>Positions</i>
2006-07	-	-	0.0
2007-08	-	\$10,000	0.0
2008-09	-	\$20,000	0.0
2009-10	-	\$30,000	0.0
2010-11	-	\$40,000	0.0
2011-12	-	\$50,000	0.0

7. Budget amendment necessary: Yes. Item# 565.

8. Fiscal implications: Responsibility for qualifying individuals as authorized onsite soil evaluators currently rests entirely with the Board of Health. The legislation requires the Virginia Department of Health (VDH) and DPOR to share that responsibility as well as responsibility for the new programs for qualifying individuals who install, inspect, operate, and maintain non-conventional decentralized and proprietary pre-engineered sewage systems. It is not clear from the revised legislation how specific actions such as processing applications, collecting fees, administering written and field tests, pursuing enforcement actions, etc. will be shared between the two agencies.

Fiscal impact for the legislation is associated with the cost of one full-time equivalent position classified as Environmental Health Coordinator. This position will manage the new program responsibilities contemplated by governing the certification of individuals engaged in installing, inspecting, operating, and maintaining non-conventional and proprietary pre-engineered decentralized sewage systems. This position would manage cooperative efforts with DPOR, establish and maintain the training and testing for the certification programs, identify training needs on an ongoing basis, investigate complaints, perform disciplinary actions, and track continuing education for regulated individuals.

The first-year cost of the position is based on salary and benefits at 27 percent of an annual salary of \$76,200, the one-time purchase of desktop computer and other office equipment, and the cost of travel and program training, and telephone and miscellaneous expenditures. Subsequent years include recurring travel, training, telephone and miscellaneous expenditures. General funds would be required for this position.

The revenue estimates for this version of the bill utilize a \$100 application fee, the same amount currently authorized under the Authorized Onsite Soil Evaluator Regulations (12 VAC 5-615). The revenue estimates are based on 100 non-AOSE entities in FY 2007-2008, with an additional 100 added each year, to a total of 500 in FY 2011-2012.

9. Specific agency or political subdivisions affected: Virginia Department of Health and Department of Professional and Occupational Regulations (DPOR)

10. Technical amendment necessary: No.

11. Other comments: No.

Date: 2/7/07

Document: SB1270S1.doc

cc: Secretary of Health and Human Resources