

Department of Planning and Budget 2017 Fiscal Impact Statement

1. Bill Number: HB1859

House of Origin ☒ Introduced ☐ Substitute ☐ Engross

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Lopez

3. Committee: Agriculture, Chesapeake and Natural Resources

4. Title: Department of Environmental Quality; nonfederally managed hazardous sites; inventory.

5. Summary: Directs the Department of Environmental Quality (DEQ) to publish and update annually a Virginia Nonfederally Managed Hazardous Site Inventory, consisting of a list of sites of which DEQ is aware that meet certain criteria regarding the presence of hazardous wastes or other hazardous substances but that are not listed on the federal National Priorities List. The bill also requires an owner of an inactive nonfederally managed hazardous waste site to notify DEQ of its existence.

6. Budget Amendment Necessary: Yes. Item 367 of HB1500/SB900.

7. Fiscal Impact Estimates: Preliminary.

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2017	0	0	n/a
2018	190,000	2.0	GF
2019	190,000	2.0	GF
2020	190,000	2.0	GF
2021	190,000	2.0	GF
2022	190,000	2.0	GF
2023	190,000	2.0	GF

8. Fiscal Implications: The Department of Environmental Quality (DEQ) anticipates that in order to implement the provisions of this bill \$190,000, from the general fund, in each fiscal year beginning in FY 2018, and two positions, will be required. This bill requires the department to annually publish and update an inventory of nonfederally managed hazardous waste sites that meet specific criteria. Additionally, as part of this annual report, the department is required to rank these sites based on each site's risk to public health and the environment. This will require DEQ to expand its current inventory of information on hazardous waste sites and enforcement efforts, including the implementation of regulations to gather and maintain additional disclosure information that owners, operators, or others responsible for an inactive nonfederally managed hazardous waste site will be required to provide to the department.

In developing the required report, it is anticipated that DEQ will be able to use data, such as location information on active permitted solid waste management facilities, permitted hazardous waste management facilities, sites subject to a petroleum release for clean-up, Superfund sites, and Voluntary Remediation Program (VRP) sites, contained in several of its databases and GIS system, and information collected as part of a survey of abandoned solid and hazardous waste sites in Virginia. However, the data in the department's databases is limited and does not contain all of the required data points, and culling through the data will affect the department's workload. It is also anticipated that managing the additional disclosure information will affect workload within the department.

Additionally, further research will be required to perform a risk ranking as required by the bill and to ensure historical sites are accounted for which may not have been included in the department's databases. The number of sites that may qualify for inclusion in the report required by the bill is unknown, however, the aforementioned survey identified over 2,000 sites as contaminated. DEQ believes many of the sites that would qualify for inclusion in the report are known to the department and the risk has likely been evaluated and/or addressed, thus making the ranking of the inventory difficult.

9. Specific Agency or Political Subdivisions Affected: Department of Environmental Quality.

10. Technical Amendment Necessary: No.

11. Other Comments: None