

Department of Planning and Budget

2021 Fiscal Impact Statement

1. Bill Number: HB2221

House of Origin	☒ Introduced	☐ Substitute	☐ Engrossed
Second House	☐ In Committee	☐ Substitute	☐ Enrolled

2. Patron: Hayes

3. Committee: Agriculture, Chesapeake and Natural Resources

4. Title: Environmental permits; community and environmental justice outreach.

5. Summary: Requires the applicant for any (i) new or major modified stationary air pollution source, (ii) new landfill or transfer station, (iii) certification of site approval for a hazardous waste facility, (iv) new individual Virginia Pollutant Discharge Elimination System permit, (v) new individual Virginia Water Protection permit, (vi) new individual Virginia Stormwater Management Program permit, (vii) new individual Virginia Pollution Abatement permit, or (viii) individual ground water withdrawal permit for a new ground water withdrawal to complete certain public notice requirements, including (a) holding a public hearing; (b) publishing notices in English and Spanish in a newspaper, on social media, and on signage at the site location at least 60 days prior to such public meeting; (c) mailing notices to interested parties; (d) accepting written comments; (e) transcribing meeting information; and (f) responding to community concerns to the satisfaction of the Department of Environmental Quality. The bill removes an exemption for applicants for a permit to operate a new captive industrial landfill or a new construction-demolition-debris landfill from certain provisions relating to new landfills or transfer stations. The bill also removes an exemption from certain public notice requirements granted to local government or public authority applicants for a permit to operate a landfill or transfer station.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See item 8.

8. Fiscal Implications: It is anticipated that any fiscal impact on the Department of Environmental Quality as a result of this bill can be absorbed within existing resources. Such impacts include additional public comments the agency may receive and review.

This bill is expected to have an indeterminate state impact on agencies that apply for certain environmental permits, such as the Department of Transportation, the Department of General Services, and institutions of higher education, as it establishes additional requirements on permit applicants. This bill does not apply to general permits or permits by rule.

9. Specific Agency or Political Subdivisions Affected: Department of Environmental Quality, state agencies that apply for certain environmental permits.

10. Technical Amendment Necessary: No.

11. Other Comments: As introduced, this bill is a companion to SB1373.