22104337D

1   **HOUSE BILL NO. 1261**
2   Offered January 20, 2022
3 *A BILL to amend and reenact §§ 10.1-1301, 10.1-1401, and 62.1-448 of the Code of Virginia, relating*
4   *to state environmental boards.*
5   ————————

                    Patron—Bloxom

6   ————————
7   Referred to Committee on Agriculture, Chesapeake and Natural Resources
8   ————————

9   **Be it enacted by the General Assembly of Virginia:**
10 **1. That §§ 10.1-1301, 10.1-1401, and 62.1-448 of the Code of Virginia are amended and reenacted**
11 **as follows:**
12   **§ 10.1-1301. State Air Pollution Control Board; membership; terms; vacancies.**
13   The State Air Pollution Control Board shall be composed of seven members appointed *as follows:*
14 *two members appointed* by the Governor ~~for~~ ~~four-year~~ ~~terms~~*; two members appointed by the Senate*
15 *Committee on Rules from a list recommended by the Senate Committee on Agriculture, Conservation*
16 *and Natural Resources; and three members appointed by the Speaker of the House from a list*
17 *recommended by the House Committee on Agriculture, Chesapeake and Natural Resources. Members*
18 *shall be appointed for terms of four years.* Vacancies other than by expiration of term shall be filled by
19 the ~~Governor~~ *appointing authority* by appointment for the unexpired term.
20   **§ 10.1-1401. Virginia Waste Management Board continued.**
21   A. The Virginia Waste Management Board shall consist of seven Virginia residents appointed *as*
22 *follows: two members appointed* by the Governor ~~for~~ ~~terms~~ ~~of~~ ~~four~~ ~~years~~*; two members appointed by the*
23 *Senate Committee on Rules from a list recommended by the Senate Committee on Agriculture,*
24 *Conservation and Natural Resources; and three members appointed by the Speaker of the House from a*
25 *list recommended by the House Committee on Agriculture, Chesapeake and Natural Resources. Members*
26 *shall be appointed for terms of four years.* The members of the Board shall be citizens of the
27 Commonwealth and shall be selected from the Commonwealth at large on the basis of merit without
28 regard to political affiliation. Members shall, by their education, training, or experience, be
29 knowledgeable of waste management and shall be fairly representative of agriculture, conservation,
30 industry, and public health. Vacancies occurring other than by expiration of a term shall be filled by the
31 ~~Governor~~ *appointing authority* for the unexpired portion of the term.
32   B. The Board shall adopt rules and procedures for the conduct of its business.
33   C. The Board shall elect a chairman from among its members.
34   D. A quorum shall consist of four members. The decision of a majority of those present and voting
35 shall constitute a decision of the Board; however, a vote of the majority of the Board membership is
36 required to constitute a final decision on certification of site approval. Meetings may be held at any time
37 or place determined by the Board or upon call of the chairman or upon written request of any two
38 members. All members shall be notified of the time and place of any meeting at least five days in
39 advance of the meeting.
40   **§ 62.1-44.8. Number, appointment and terms of members.**
41   The Board shall consist of seven members appointed *as follows: two members appointed* by the
42 Governor ~~subject~~ ~~to~~ ~~confirmation~~ ~~by~~ ~~the~~ ~~General~~ ~~Assembly~~*; two members appointed by the Senate*
43 *Committee on Rules from a list recommended by the Senate Committee on Agriculture, Conservation*
44 *and Natural Resources; and three members appointed by the Speaker of the House from a list*
45 *recommended by the House Committee on Agriculture, Chesapeake and Natural Resources.* Members
46 shall be appointed for the terms of four years each. Vacancies other than by expiration of a term shall
47 be filled by the ~~Governor~~ *appointing authority* by appointment for the unexpired term.
48 **2. That the authority of the State Air Pollution Control Board, the Virginia Waste Management**
49 **Board, and the State Water Control Board shall not include the authority to issue any**
50 **environmental permit, or abridge or deny any environmental permit issued by the Department of**
51 **Environmental Quality.**