

## Department of Planning and Budget 2012 Fiscal Impact Statement

**1. Bill Number:** SB504

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

**2. Patron:** Wagner

**3. Committee:** Agriculture, Chesapeake and Natural Resources

**4. Title:** Facilities upgrade; air quality, solid waste, and water quality permits.

**5. Summary:** This bill changes the requirements for obtaining permits for operators of facilities if new technology, control equipment, or other apparatus is installed at the permitted facility:

- § 10.1-1322- **Air quality permits:** An operator does not need to obtain a new, modified, or amended permit for upgrading a permitted facility if they can demonstrate to the satisfaction of the Director of the Department of Environmental Quality (DEQ), within 30 days prior to commencing construction, that the new technology will result in improved energy efficiency, reduced emissions of regulated air pollutants, and meets the requirements of Best Available Control Technology.
- § 10.1-1408.1- **Solid waste permits:** An operator does not need to obtain a modified or amended permit for upgrading a solid waste management facility if they can demonstrate to the satisfaction of the Director of the Department of Environmental Quality (DEQ) that the new technology will result in improved energy efficiency, protect the waters of the state, including both surface and ground water, and protect air quality.
- § 62.1-44.15- **Water quality permits:** An operator holding a certificate issued by the State Water Control Board does not need to obtain a new, modified, or amended permit for upgrading a permitted facility if they can demonstrate to the satisfaction of the Director of the Department of Environmental Quality (DEQ), within 30 days prior to commencing construction, that the new technology will result in improved energy efficiency, reduced amounts of nutrients discharges, and improved water quality.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary.

**8. Fiscal Implications:** This bill may result in a decrease in the number of new, modified, or amended air quality, solid waste, or water quality permits obtained. As such, according to the Department of Environmental Quality, this bill may result in a decrease in revenue. While

the actual effect on revenue is indeterminate at this time, the agency anticipates that any decrease in revenue resulting from this bill would be slight and could be absorbed.

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

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 2/9/2012