

Department of Planning and Budget

2017 Fiscal Impact Statement

1. Bill Number: SB1399

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

2. Patron: Surovell

3. Committee: Agriculture, Conservation and Natural Resources

4. Title: Coal combustion by-product impoundments; closure requirements.

5. Summary: Directs the Department of Environmental Quality (DEQ) to require the closure of surface impoundments of coal combustion by-products, commonly called coal ash ponds, by July 1, 2021. The bill applies to impoundments that managed such by-products from the generation of electricity by an electric utility or independent power producer prior to December 22, 2016, including those impoundments that, prior to December 22, 2016, have been closed by capping in place or have received DEQ's approval for closure by capping in place. The bill requires that the coal combustion by-products be removed for disposal in a permitted landfill meeting federal criteria and that the impoundment site be reclaimed in a manner consistent with federal mine reclamation standards for the closure to be deemed complete. The bill allows an investor-owned public electric utility to recover the costs of closure from customers.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary.

8. Fiscal Implications: It is anticipated that any fiscal impact to the Department of Environmental Quality can be absorbed within existing resources.

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

10. Technical Amendment Necessary: No

11. Other Comments: None.