

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act relating to the closure of coal combustion residuals impoundments and other units; permits;*  
3 *request for proposals for recycling or beneficial use projects.*

4  
5 Approved

[S 807]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. § 1. That the Director of the Department of Environmental Quality shall suspend, delay, or defer until**  
8 **July 1, 2019, the issuance of any permit required to provide for the closure of any coal combustion**  
9 **residuals (CCRs) surface impoundment or other CCRs unit that no longer receives CCRs, located within**  
10 **the Chesapeake Bay watershed. The provisions of this section shall not apply to the issuance of any**  
11 **permit required for impoundments where CCRs have already been removed and placed in another**  
12 **impoundment on site, are being removed from an impoundment, or are being processed in connection**  
13 **with a recycling or beneficial use project.**

14 **2. That the owner or operator of any coal combustion residuals (CCRs) surface impoundment or**  
15 **other CCRs unit to which the first enactment of this act applies shall by July 15, 2018, issue a**  
16 **request for proposals for entities to conduct recycling or beneficial use projects for the CCRs at**  
17 **such impoundment or unit. The request for proposals shall require responding entities to provide**  
18 **information from which the owner or operator is able to determine (i) the quantity of CCRs,**  
19 **including CCRs below the unit's waste boundary, that may be suitable for recycling or beneficial**  
20 **use, including but not limited to encapsulated beneficial uses, such as bricks or concrete, in each**  
21 **such CCRs unit; (ii) the cost of such recycling or beneficial use of such CCRs; and (iii) the**  
22 **potential market demand for material recycled or beneficially used from such CCRs.**

23 **3. That no later than November 15, 2018, the owner or operator of each coal combustion residuals**  
24 **(CCRs) surface impoundment or other CCRs unit to which the second enactment of this act**  
25 **applies shall transmit a business plan that compiles the information collected pursuant to clauses**  
26 **(i), (ii), and (iii) of such enactment to the Governor; to the Chairmen of the House Committee on**  
27 **Agriculture, Chesapeake and Natural Resources, the House Committee on Commerce and Labor,**  
28 **the Senate Committee on Agriculture, Conservation and Natural Resources, and the Senate**  
29 **Committee on Commerce and Labor (the Committees); and to the Directors of the Departments of**  
30 **Environmental Quality and Conservation and Recreation (the Departments). Each such owner or**  
31 **operator and each entity that provided the information collected pursuant to clauses (i), (ii), and**  
32 **(iii) of the second enactment of this act shall provide assistance to the Governor, the Committees,**  
33 **and the Departments, upon request.**

ENROLLED

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