

2018 SESSION

SENATE SUBSTITUTE

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SENATE BILL NO. 807

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Commerce and Labor
on February 7, 2018)

(Patrons Prior to Substitute—Senators Surovell and Chase [SB 708])

A BILL relating to the closure of coal combustion residuals; permits; request for proposals.

Be it enacted by the General Assembly of Virginia:

1. That the Director of the Department of Environmental Quality shall suspend, delay, or defer the issuance of any permit to provide for the closure of any coal combustion residuals unit until July 1, 2019. The provisions of this enactment shall not apply to the issuance of any permit required for impoundments where coal ash has already been removed and placed in another impoundment on site, is being removed from an impoundment, or is being processed in connection with a recycling or beneficial use project.

2. That the owner or operator of any coal combustion residuals (CCR) surface impoundment that is located within the Chesapeake Bay watershed shall by July 1, 2018 issue a request for proposals to determine (i) the quantity of coal ash that may be suitable for recycling in each CCR surface impoundment located within the Chesapeake Bay watershed, (ii) the cost of recycling such coal ash, and (iii) the potential market demand for material recycled from such coal ash.

3. That no later than December 1, 2018, the owner or operator of a coal combustion residuals surface impoundment shall transmit an assessment of the information provided in the request for proposals pursuant to the second enactment of this act to the Chairmen of the House and Senate Committees on Commerce and Labor, to the Governor, and to the Departments of Environmental Quality and Conservation and Recreation.

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