

## Department of Planning and Budget

### 2020 Fiscal Impact Statement

**1. Bill Number:** SB1064

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

**2. Patron:** Stuart

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

**4. Title:** Department of Environmental Quality; combined sewer overflow outfalls; James River watershed.

**5. Summary:** Directs the Department of Environmental Quality (DEQ) to identify the owner of any combined sewer overflow (CSO) outfall east of Charlottesville that discharges into the James River watershed and to determine what actions by the owner are necessary to bring such an outfall into compliance with Virginia law, the federal Clean Water Act, and the Presumption Approach described in the CSO Control Policy of the U.S. Environmental Protection Agency. The bill requires any owner of such an outfall to initiate construction activities by July 1, 2025, and bring it into compliance by July 1, 2027. Until compliance is achieved, the bill requires the outfall owner to annually report its progress to DEQ. The bill requires DEQ to provide all such reports to certain legislative committees, the Virginia delegation to the Chesapeake Bay Commission, the Secretary of Natural Resources, and the Governor. The bill does not apply to any outfall for which a higher level of control is necessary to comply with a total maximum daily load.

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

**7. Fiscal Impact Estimates:** Preliminary. See item 8.

**8. Fiscal Implications:** It is anticipated that DEQ can absorb any costs incurred in performing the functions required of the agency by this bill.

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

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

**11. Other Comments:** This bill requires that owners of certain CSO outfalls complete necessary compliance projects as required by DEQ by July 2027. Previously, localities have requested and received funding from the Commonwealth to assist in completing similar projects. Chapter 1, 2014 Acts of Assembly, Special Session I authorizes \$30 million and \$45 million in Virginia Public Building Authority bonds for the cities of Lynchburg and Richmond,

respectively, to complete CSO projects. Chapter 854, 2019 Acts of Assembly includes a \$25 million bond authorization for the City of Alexandria's CSO project. HB30/SB30, as introduced, includes an additional authorization of \$65 million for the City of Alexandria.

According to DEQ, this bill is anticipated to apply to the City of Richmond only, which has 26 separate overflow points.