

Department of Planning and Budget 2021 Fiscal Impact Statement

1. Bill Number: HB2030

House of Origin ☐ Introduced ☒ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Krizek

3. Committee: Agriculture, Chesapeake and Natural Resources

4. Title: Neonicotinoid pesticides; local regulation and notice; penalty.

5. Summary: The substitute bill prohibits any person from applying an aerosolized neonicotinoid insecticide to plants in any residentially zoned, outdoor area, unless such person (i) is a certified applicator, or (ii) has notified the owner of any managed beehive which is marked with a visual indicator and located within the line of site of the application area, at least 24 hours prior to the neonicotinoid insecticide application.. The bill allows the Virginia Department of Agriculture and Consumer Services to assess a \$100 civil penalty for violation of the section.

6. Budget Amendment Necessary: Yes, to Item 104 of HB1800/SB1100.

7. Fiscal Impact Estimates: Preliminary.

7a.Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2021			
2022	\$99,100	1.0	Nongeneral
2023	\$99,100	1.0	Nongeneral
2024	\$99,100	1.0	Nongeneral
2025	\$99,100	1.0	Nongeneral
2026	\$99,100	1.0	Nongeneral

8. Fiscal Implications: It is anticipated that this bill will have a nongeneral fund fiscal impact on the Department of Agriculture and Consumer Services (VDACS). The number of complaints and associated investigations that may be related to the provisions of this bill is unknown; however, an increased number of cases for review and possible enforcement action is anticipated. The investigation of such complaints is expected to require routine sampling to confirm the application of a neonicotinoid, which would increase the agency's annual sample analysis costs. As notification to the owner of a managed beehive is a requirement for the application of a neonicotinoid insecticide and will likely not be included on the product label, an outreach program would also be required to ensure homeowners are aware of the new notification requirements. It is anticipated that the Office of Pesticide Services would require at least one additional inspector at an annual cost of \$99,100 for salary, fringe benefits, and operating expenses. Administration of the Act is a nongeneral fund supported program;

sufficient revenue exists to support the appropriation. Revenue from potential violations cannot be determined.

9. Specific Agency or Political Subdivisions Affected: Department of Agriculture and Consumer Services.

10. Technical Amendment Necessary: No.

11. Other Comments: None.