

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to direct the Department of Environmental Quality to convene working groups to revise permit*
3 *fee schedules.*

4 [S 1210]

5 Approved

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

7 **1.** § 1. *That the Director of the Department of Environmental Quality (the Director), or his designee,*
8 *shall convene a working group for the purpose of developing an annual fee schedule for nonhazardous*
9 *solid waste management facilities to replace the current annual fee schedule set forth in § 10.1-1402.1:1*
10 *of the Code of Virginia. The working group shall include representatives of (i) private sector companies*
11 *that own or operate nonhazardous waste solid waste management facilities, (ii) local governments that*
12 *own or operate nonhazardous solid waste management facilities, (iii) public service authorities and*
13 *waste management authorities, (iv) an environmental organization, and (v) any other parties that the*
14 *Director determines would assist the group in its deliberations. The Director, or his designee, shall*
15 *preside over the group and shall make Department of Environment Quality (the Department) staff*
16 *available as necessary to assist and support the group in its deliberations. The working group shall*
17 *convene no later than August 1, 2021, and shall meet as necessary thereafter. The Department shall*
18 *submit to the Governor and the General Assembly by December 1, 2021, a summary of the working*
19 *group's discussions and recommendations for a schedule of annual fees to replace the schedule in*
20 *§ 10.1-1402.1:1 of the Code of Virginia that shall, at a minimum, be sufficient to reflect the direct costs*
21 *of permitting, compliance, inspection, monitoring, training, and enforcement as set forth in the*
22 *Department's budget for the nonhazardous solid waste management program when aggregated and*
23 *combined with the permit fees assessed and collected pursuant to § 10.1-1402.1 of the Code of Virginia.*

24 § 2. *The Director of the Department of Environmental Quality (the Director), or his designee, shall*
25 *convene a working group for the purpose of developing a schedule of annual maintenance fees for water*
26 *withdrawal permits including (i) Virginia Water Protection Individual-minimum instream flow permits,*
27 *(ii) Virginia Water Protection Individual-reservoir permits, (iii) Ground Water Withdrawal permits, and*
28 *(iv) Surface Water Withdrawal permits. The working group shall include representatives of (a) ground*
29 *water withdrawal permittees, including at least one representative each from the municipal, commercial,*
30 *and industrial sectors; (b) Virginia Water Protection surface water withdrawal permittees, including at*
31 *least one representative each from the municipal, commercial, and power generation sectors; (c)*
32 *environmental organizations; (d) agricultural organizations; and (e) any others whom the Director*
33 *determines would assist the group in its deliberations. The working group shall convene no later than*
34 *August 1, 2021, and shall meet as necessary thereafter. The Department of Environmental Quality shall*
35 *submit to the Governor and the General Assembly by December 1, 2021, a summary of the working*
36 *group's discussions and recommendations for a schedule of annual maintenance fees that shall, at a*
37 *minimum, be sufficient to reflect no less than 40 percent of the direct costs required for the*
38 *development, administration, compliance, and enforcement of such permits.*

ENROLLED

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