

Department of Planning and Budget 2021 Special Session 1 Fiscal Impact Statement

1. **Bill Number:** SB1319

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

2. **Patron:** Hashmi

3. **Committee:** Appropriations

4. **Title:** Waste control and recycling; permits.

5. **Summary:** Requests that the Department of Environmental Quality (DEQ) continue its Waste Diversion and Recycling Task Force and expands its membership and scope to include the study of available options to divert from landfills in the Commonwealth food residuals, organic waste, and baseline recyclables generated or originating from outside of the Commonwealth; a meta-analysis or systematic review of the policies, legislation, practices, and programs proposed and implemented by other states and draw upon such programs in considering recommendations for waste diversion policies; Virginia's status as a prime destination for out-of-state trash and ways in which waste from other states can be diverted from Virginia's landfills; the landfill, hazardous waste, and recycling facilities needed to manage toxic materials generated by electric vehicle and electric grid backup battery waste; and the role of a composting and food donation infrastructure in reducing the volume of waste that is accepted by landfills

Requires that in developing recommendations the Task Force take guidance from the U.S. Environmental Protection Agency's Sustainable Materials Management Program Strategic Plan; and that the Task Force hold its first meeting of the 2021 interim no later than October 15, 2021, and publish an executive summary and a report of its findings and recommendations no later than November 1, 2022.

6. **Budget Amendment Necessary:** Yes, Item 376, HB1800/SB1100

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

7a. **Expenditure Impact:** Department of Environmental Quality

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2021	N/A	N/A	N/A
2022	\$75,000	N/A	GF
2023	\$25,000	N/A	GF

8. **Fiscal Implications:** The Department of Environmental Quality (DEQ) anticipates incurring an expenditure impact as a result of this bill. This bill expands membership requirements and

the scope of the Waste Diversion and Recycling Task Force, established through Senate Joint Resolution 42 during the 2020 Session.

Additions to the scope of the task force include the study of options to divert certain types of waste originated out-of-state from landfills in the Commonwealth; the review of nationwide policies, legislation, practices, and programs for recommendation; the examination of Virginia's status as a prime destination for out-of-state trash; the investigation of potential roles composting and food donation in reducing the volume of waste that is accepted by landfills; and the study of emerging technologies and programs relevant to waste management.

According to DEQ, the agency requires the assistance of a consultant to manage and support the task force in this new work. This consultant will also help to support and facilitate these meetings. The consultant should have experience in developing programs in waste diversion, waste reduction, and be able to evaluate current Virginia law and policy as it relates to recycling rates and the diversion of organic material from landfills. The consultant should provide DEQ with a plan on how best to implement the recommendations from the task force. The estimated total cost is \$100,000 between fiscal years 2022 and 2023. This estimated cost is based on DEQ's experience with similar services contracted in prior years and balances are not sufficient absorb the anticipated expenditure impact of this bill.

HB1800/SB1100, as introduced, includes \$11.9 million in ongoing general fund support starting fiscal year 2022 to restore and enhance DEQ's capacity for water protection and solid waste permitting; community outreach; air and water monitoring; and protection of the Chesapeake Bay. As introduced, HB1800/SB110030 does not include additional support for the investigation of emerging technologies and best practices in waste diversion and recycling. A budget amendment is necessary.

9. Specific Agency or Political Subdivisions Affected: Department of Environmental Quality; Virginia Waste Management Board; Virginia Council on Environmental Justice

10. Technical Amendment Necessary: None.

11. Other Comments: None.