

1 SENATE BILL NO. 120

2 AMENDMENT IN THE NATURE OF A SUBSTITUTE

3 (Proposed by the House Committee on Commerce and Energy

4 on _____)

5 (Patron Prior to Substitute--Senator Hackworth)

6 A BILL to direct the Department of Energy to identify the volume and number of waste coal piles.

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

8 1. § 1. The Department of Energy (the Department), in cooperation with the public institutions of higher
9 education serving the coalfield region of the Commonwealth, shall identify the approximate volume and
10 number of waste coal piles present in the coalfield region of the Commonwealth and options for cleaning
11 up such waste coal piles, including the use of waste coal in generation of electricity. The Department shall
12 also collaborate with other states in which waste coal piles are located that are members of the Appalachian
13 Regional Commission to identify best practices for cleaning up waste coal piles. The Department shall
14 report its findings and any recommendations to the Chairmen of the Senate Committee on Commerce and
15 Labor, the Senate Committee on Agriculture, Conservation and Natural Resources, the House Committee
16 on Commerce and Energy, and the House Committee on Agriculture, Chesapeake and Natural Resources
17 by December 1, 2022. For purposes of this act, "waste coal" means usable material that is a by-product of
18 previous coal processing operations.

19 § 2. The Department of Environmental Quality shall convene a working group, including, as
20 appropriate, representatives from the Department of Energy, the Virginia Department of Transportation's
21 Transportation Research Council, and other stakeholders, to evaluate the opportunities for the
22 development of public infrastructure projects at current or proposed sites for the storage of coal ash in the
23 Commonwealth. The working group shall report its findings and any recommendations to the Chairmen
24 of the Senate Committee on Commerce and Labor, the Senate Committee on Agriculture, Conservation
25 and Natural Resources, the Senate Committee on Transportation, the House Committee on Commerce and

26 Energy, the House Committee on Agriculture, Chesapeake and Natural Resources, and the House
27 Committee on Transportation by December 1, 2022.

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