

Office of Regulatory Management  
Economic Review Form

<b>Agency name</b>	Board for Waste Management Facility Operators
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	18 VAC 155-20
<b>VAC Chapter title(s)</b>	Waste Management Facility Operators Regulations
<b>Action title</b>	Periodic Review
<b>Date this document prepared</b>	August 24, 2023
<b>Regulatory Stage (including Issuance of Guidance Documents)</b>	Periodic Review

**Cost Benefit Analysis**

Complete Tables 1a and 1b for all regulatory actions. You do not need to complete Table 1c if the regulatory action is required by state statute or federal statute or regulation and leaves no discretion in its implementation.

Table 1a should provide analysis for the regulatory approach you are taking. Table 1b should provide analysis for the approach of leaving the current regulations intact (i.e., no further change is implemented). Table 1c should provide analysis for at least one alternative approach. You should not limit yourself to one alternative, however, and can add additional charts as needed.

Report both direct and indirect costs and benefits that can be monetized in Boxes 1 and 2. Report direct and indirect costs and benefits that cannot be monetized in Box 4. See the ORM Regulatory Economic Analysis Manual for additional guidance.

## **Impact on Local Partners**

Use this chart to describe impacts on local partners. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

### **Description of Impact on Local Partners**

- **Identify the local partners impacted by your program (DOLI, DOE, DEQ, etc.).**
- **For each partner, describe the nature of the impact.**

Under Chapter 22.1 of Title 54.1 of the Code of Virginia, no person shall be a waste management facility operator or represent himself as a waste management facility operator without a license from the Board.

The Department of Environmental Quality (DEQ) licenses the facilities. These regulations do not affect DEQ. However, these regulations affect the individuals employed by the facilities licensed by DEQ.

Landfill and transfer station facilities are primarily owned and operated by localities throughout the Commonwealth.

## **Impacts on Families**

Use this chart to describe impacts on families. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

### **Description of Impact on Families**

- **Describe the specific ways in which your program impacts families (employability, transferability of license (i.e. military), impacts on children (i.e. child care needs, etc.)).**

Under the statute and the regulations, individuals are prohibited from being a waste management facility operator or representing themselves as a waste management facility operator without the applicable individual license. Individual license requirements include completing an application, paying an application fee, submitting required documentation, and may be required to successfully completing an examination. Once licensure is obtained, the individual must renew the license by submitting the applicable renewal fee and completing any required continuing education.

The regulations governing individuals may impact families by allowing individuals to be marketable for employment opportunities, however, individuals may be required to pay their own application and examination fee. If the individual is currently employed when obtaining licensure, it's standard practice within the industry for the employer to pay the required fees.

## **Impacts on Small Businesses**

Use this chart to describe impacts on small businesses. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

### **Description of Impact on Small Businesses**

- **Identify the ways your program impacts small businesses (which licenses interact with small businesses, regulations that impact them directly or indirectly).**

Education providers that provide individuals the required vocational training and continuing education may fall within “small business” as defined in § 2.2-4007.1 of the Code of Virginia.

The application and licensure requirements in these regulations impose costs on the regulated parties. These include payment of required fees, examination fees, vocational training fees, and continuing education fees. In addition, there are likely time and administrative costs associated with fulfilling the requirements imposed by the regulations. However, if the individual is currently employed with a facility, it’s standard practice within the industry for the employer to pay the required fees. While some facilities are owned by localities, other facilities are privately owned and may fall within “small business” as defined in § 2.2-4007.1 of the Code of Virginia.

**Changes to Number of Regulatory Requirements**

**Not Applicable.**