

1 H.270

2 Introduced by Representatives Cina of Burlington and Ralph of Hartland

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; water pollution control; water quality;
6 total maximum daily load; e-coli

7 Statement of purpose of bill as introduced: This bill proposes to require the
8 Secretary of Natural Resources to issue by July 1, 2020 a total maximum daily
9 load (TMDL) plan for the waters of the State that are impaired due to e-coli
10 bacteria. If the Secretary fails to issue the a TMDL for all e-coli bacteria
11 impaired waters or water segments on or before July 1, 2020, the bill would
12 prohibit the Secretary of Natural Resources from issuing any new permit for a
13 discharge of waste in a water or water segment that is impaired for e-coli
14 bacteria until a TMDL is issued for the water or water segment.

15 An act relating to requiring the issuance of statewide total maximum daily
16 load plan for waters impaired by e-coli bacteria

1 It is hereby enacted by the General Assembly of the State of Vermont:

2 Sec. 1. 10 V.S.A. § 1285 is added to read:

3 § 1285. STATEWIDE TMDL FOR E-COLI BACTERIA IMPAIRED

4 WATERS

5 (a) On or before July 1, 2020, the Secretary of Natural Resources shall
6 issue a TMDL for all e-coli bacteria impaired waters or water segments in the
7 State.

8 (b) The Secretary may satisfy the requirement under subsection (a) of this
9 section by issuing a general statewide TMDL for e-coli control, provided that
10 the Secretary may include in an annex to the TMDL additional management or
11 remedial measures for individual waters or water segments with unique
12 impairments, stressors, or other factors that would require specific controls in
13 the water or water segment.

14 (c) If the Secretary fails to issue the TMDL for all e-coli impaired waters or
15 water segments on or before July 1, 2020, the Secretary shall not issue any new
16 permit under section 1252 of this title for a discharge of waste in a water or
17 water segment that is impaired by e-coli until a TMDL is issued for the water
18 or water segment.

19 Sec. 2. EFFECTIVE DATE

20 This act shall take effect on passage.