

H.843

Introduced by Representative North of Ferrisburgh

Referred to Committee on

Date:

Subject: Conservation and development; wastewater; monitoring; pesticides;
pharmaceuticals

Statement of purpose of bill as introduced: This bill proposes to require a
municipal pollution abatement facility to monitor for pesticides and
pharmaceuticals in discharges from the facility.

An act relating to monitoring of municipal wastewater discharges

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

Sec. 1. 10 V.S.A. § 1263 is amended to read:

§ 1263. DISCHARGE PERMITS

(a) Any person who intends to discharge waste into the waters of the State
or who intends to discharge into an injection well or who intends to discharge
into any publicly owned treatment works any waste that interferes with, passes
through without treatment, or is otherwise incompatible with that works or
would have a substantial adverse effect on that works or on water quality, or is
required to apply for a CAFO permit, shall make application to the Secretary
for a discharge permit. Application shall be made on a form prescribed by the

1 Secretary. An applicant shall pay an application fee in accordance with
2 3 V.S.A. § 2822.

3 * * *

4 (d) A discharge permit shall:

5 (1) Specify the manner, nature, volume, and frequency of the discharge
6 permitted and contain terms and conditions consistent with subsection (c) of
7 this section.

8 (2) Require proper operation and maintenance of any pollution
9 abatement facility necessary in the treatment or processing of the waste by
10 qualified personnel in accordance with standards established by the Secretary
11 and the Director of the Office of Professional Regulation. The Secretary may
12 require that a pollution abatement facility be operated by persons licensed
13 under 26 V.S.A. chapter 99 and may prescribe the class of license required.
14 The Secretary may require a laboratory quality assurance sample program to
15 ensure qualifications of laboratory analysts. As used in this subsection,
16 “pollution abatement facility” has the same meaning as “water pollution
17 abatement and control facility” under section 1571 of this title.

18 (3) Contain an operation, management, and emergency response plan
19 when required under section 1278 of this title and additional conditions,
20 requirements, and restrictions as the Secretary deems necessary to preserve and
21 protect the quality of the receiving waters, including requirements concerning

1 recording, reporting, monitoring, and inspection of the operation and
2 maintenance of waste treatment facilities and waste collection systems. A
3 discharge permit for a pollution abatement facility shall include requirements
4 for the monitoring of the discharge from the facility, including monitoring
5 requirements for pesticides and pharmaceuticals. Annually, on or before
6 January 15, the Secretary shall develop a list of the pesticides and
7 pharmaceuticals most commonly used in the State in the preceding calendar
8 year. Upon completion of the lists, the Secretary shall require pollution
9 abatement facilities in the State to monitor for the top 80 percent of pesticides
10 used in the State and the top 80 percent of pharmaceuticals used in the State.

11 (4) Be valid for the period of time specified therein, not to exceed five
12 years.

13 * * *

14 Sec. 2. EFFECTIVE DATE

15 This act shall take effect on July 1, 2026.