

VIRGINIA ACTS OF ASSEMBLY -- 2001 SESSION

CHAPTER 172

An Act to amend and reenact § 10.1-202 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 10.1-200.2, relating to littering in state parks; penalty.

[H 2302]

Approved March 13, 2001

Be it enacted by the General Assembly of Virginia:

1. That § 10.1-202 of the Code of Virginia is amended and reenacted and that the Code of Virginia is amended by adding a section numbered 10.1-200.2 as follows:

§ 10.1-200.2. Littering in state parks; civil penalty.

No person shall improperly dispose of litter, as defined in § 10.1-1414, within a Virginia state park. In addition to any penalties that may be assessed under § 10.1-104 or § 33.1-346, any person in violation of this section may be assessed a civil penalty not to exceed \$250. All civil penalties imposed under this section shall be deposited in the Conservation Resources Fund.

§ 10.1-202. Gifts and funds for state parks to constitute Conservation Resources Fund.

Gifts of money, entrance fees, fees from contractor-operated concessions, *civil penalties assessed pursuant to § 10.1-200.2*, and all funds accruing from, on account of, or to the use of state parks acquired or held by the Department shall constitute the Conservation Resources Fund. The Fund shall be under the direction and control of the Director and may be expended for the conservation, development, maintenance, and operations of state parks acquired or held by the Department. However, expenditures from the Fund for operation of state parks shall not exceed, in any fiscal year, an amount equal to twenty-five percent of the revenues deposited into the Fund from fees and charges paid by visitors to state parks. The remainder of the revenues deposited into the Fund from fees and charges paid by visitors to state parks shall be expended for the conservation and development of state parks. Revenues generated from state park concessions operated by the Department shall be deposited into a separate special fund for use in operating such concessions. Unexpended portions of the Fund shall not revert to the state treasury at the close of any fiscal year unless specified by an act of the General Assembly. The Fund shall not include any gifts of money to the Virginia Land Conservation Foundation or other funds deposited in the Virginia Land Conservation Fund.

The proceeds from the sales of surplus property shall be used exclusively for the acquisition and development of state parks.