

**Department of Planning and Budget
2002 Fiscal Impact Statement**

1. Bill Number HB1044

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron Darner

3. Committee Agriculture, Chesapeake and Natural Resources

4. Title Unauthorized discharges into state lands or waters

5. Summary/Purpose: The bill requires a person who without authorization discharges sewage, waste, or any noxious or deleterious substance into state waters, or discharges such substances and there is a reasonable expectation that they will enter state waters, to notify the emergency services director or coordinator of the affected locality, along with the State Water Control Board and the Director of the Department of Environmental Quality, within 24 hours of learning of the discharge. Under current law, the person cannot notify either the State Water Control Board, the Director of the Department of Environmental Quality, or the local emergency services coordinator. The bill also subjects certain underground storage tanks to statutory discharge notification requirements from which they were previously excluded. The bill also requires the local emergency management director or his designee to, within 30 days of receiving notification of an unauthorized discharge, notify in writing all affected local neighborhood or civic associations as to the location, extent, and type of discharge. The local emergency management director must keep such associations informed, on at least a semi-annual basis, as to the progress of the clean-up until such time as the site has been remediated or the State Water Control Board determines that no further action is needed.

6. Fiscal impact: See Item 8.

7. Budget amendment necessary: No.

8. Fiscal implications: There would be no significant costs to the Department of Environmental Quality associated with implementation of this legislation, and any additional costs could be funded from existing resources.

9. Specific agency or political subdivisions affected: Department of Environmental Quality; local jurisdictions.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 01/21/02/mar

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cc: Secretary of Natural Resources