

**REVISED**  
**Department of Planning and Budget**  
**2005 Fiscal Impact Statement**

**1. Bill Number** HB 2828

**House of Origin**    ☒ Introduced    ☐ Substitute    ☐ Engrossed  
**Second House**    ☐ In Committee    ☐ Substitute    ☐ Enrolled

**2. Patron**        Orrock

**3. Committee** Agriculture, Chesapeake and Natural Resources

**4. Title**            Exemptions from payment of annual permit maintenance fee

**5. Summary/Purpose:** The bill would provide that any person who has paid an application fee between July 1, 2002 and July 1, 2004 to obtain a Virginia Pollutant Discharge Elimination System permit would be exempt from having to pay the annual maintenance fee until such time as the permit has been administratively continued or renewed if the permit issued was in one of the following categories: (i) Virginia Pollutant Discharge Elimination System industrial minor/water treatment system, (ii) Virginia Pollutant Discharge Elimination System minor municipal, or (iii) Virginia Pollutant Discharge Elimination System major industrial-10 million gallons per day or less. In addition, the bill provides that such persons who paid the maintenance fee assessed in 2004 and who fall into these categories would receive one year of credit for their payment of the maintenance fee, which would be applied to the renewed permit.

**6. Fiscal impact:** Fiscal impact estimates are final.

**6a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2004-05	\$0	0.00	N/A
2005-06	\$1,001,770	15.00	General fund (0100)
	(\$1,001,770)	(15.00)	Nongeneral fund (0914)
2006-07	\$1,001,770	15.00	General fund (0100)
	(\$1,001,770)	(15.00)	Nongeneral fund (0914)
2007-08	\$1,001,770	15.00	General fund (0100)
	(\$1,001,770)	(15.00)	Nongeneral fund (0914)
2008-09	\$524,990	8.00	General fund (0100)
	(\$524,990)	(8.00)	Nongeneral fund (0914)
2009-10	\$0	0.00	N/A
2010-11	\$0	0.00	N/A

**6b. Revenue Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2004-05	\$0	N/A	N/A
2005-06	(\$1,001,770)	N/A	Nongeneral fund (0914)
2006-07	(\$1,001,770)	N/A	Nongeneral fund (0914)
2007-08	(\$1,001,770)	N/A	Nongeneral fund (0914)
2008-09	(\$524,990)	N/A	Nongeneral fund (0914)
2009-10	\$0	N/A	N/A
2010-11	\$0	N/A	N/A

**7. Budget amendment necessary:** Yes.

Item 385--Environmental Resources Management (51200).

**8. Fiscal implications:**

Note: The fiscal implications are revised to more accurately state the assumptions.

The bill would result in a reduction in water permit revenues for a period of four years. The estimated revenue reductions are based on the application fees paid in FY 2003 and FY 2004 and the annual maintenance fees paid in FY 2005 by the affected facilities. The revenues are budgeted for staff support in the water permit programs. General fund appropriations would be needed to replace the revenues in order to maintain the mandated level of program support.

**9. Specific agency or political subdivisions affected:** Department of Environmental Quality.

**10. Technical amendment necessary:** Yes. On line 117, strike “industrial” and insert “municipal” to reflect the current statutory permit category. In addition, on line 118, strike “these” after “into”.

**11. Other comments:** The estimated fiscal impact assumes the adoption of the technical amendments.

**Date:** 01/25/2005 / mar

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cc: Secretary of Natural Resources