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HOUSE BILL NO. 3178

Offered January 19, 2007

A *BILL to amend the Code of Virginia by adding a section numbered 10.1-1186.01, relating to reimbursement to localities of funds for upgrades of publicly owned treatment works.*

Patrons—Callahan and Albo

Referred to Committee on Appropriations

Be it enacted by the General Assembly of Virginia:**1. That the Code of Virginia is amended by adding a section numbered 10.1-1186.01 as follows:**

§ 10.1-1186.01. Reimbursements to localities for upgrades to treatment works.

A. In addition to any deposits made pursuant to § 10.1-2128, the General Assembly shall provide no more than \$500,000,000 for the provision of grants to finance the costs of design and installation of nutrient removal technology at the publicly owned treatment works designated as significant dischargers as defined in § 10.1-2117 and as contained in subsection E.

B. The distribution of grants for the design and installation of nutrient removal technology at those publicly owned treatment works included in subsection E shall be effected by one of the following methods:

1. In one lump sum payment to be made upon completion of the project, for minor renovation projects, or to be made upon certification that the construction, enlargement, or upgrade is either 75 percent complete or 75 percent of the local share of the costs of the upgrades have been expended, whichever is less, such payment to be paid by the State Treasurer out of funds appropriated to the Water Quality Improvement Fund pursuant to § 10.1-2131;

2. Over a specified time through a contractual agreement entered into by the Treasury Board and approved by the Governor, on behalf of the Commonwealth, and the locality, or public service authority undertaking the design and installation of nutrient removal technology, such payments to be paid by the State Treasurer out of funds appropriated to the Treasury Board; or

3. In one lump sum payment to be made upon completion of the project by the Virginia Public Building Authority pursuant to §§ 2.2-2261, 2.2-2263, and 2.1-2264, including the Commonwealth's share of the interest costs expended by the locality or regional authority for financing such project during the period from 50 percent completion of construction to final completion of construction.

C. The General Assembly shall have the sole authority to determine whether reimbursement will be made pursuant of subdivision B 1, B 2, or B 3. The Department of Planning and Budget, after consulting with the Treasury Board, shall evaluate all proposed publicly owned treatment works projects and make recommendations to the Governor regarding the method of reimbursement for inclusion in the biennial budget.

D. The grants awarded pursuant to this section shall include such appropriations as provided for in Chapter 4 of the Acts of Assembly of 2004, Special Session I; Chapter 951 of the Acts of Assembly of 2005; Chapter 2 of the Acts of Assembly of 2006, Special Session 1; and Chapter 10 of the Acts of Assembly of 2006, Special Session I.

E. The \$500 million appropriated for the provision of grants to finance the costs of design and installation of nutrient removal technology at the following 89 publicly owned treatment works shall be provided pursuant to the distribution methodology included in § 10.1-2131. However, in no case shall any publicly owned treatment works receive a grant or less than 35 percent of the costs of the design and installation of nutrient removal technology.

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FACILITY NAME

OWNER

Shenandoah - Potomac River Basin

ACSA-Fishersville STP

Augusta County Service Authority

Luray STP

Town of Luray

ACSA-Middle River Regional STP

Augusta County Service Authority

HRRSA-North River WWTF

Harrisonburg-Rockingham Regional
Sewer Authority

ACSA-Stuarts Draft STP

Augusta County Service Authority

INTRODUCED

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58	Waynesboro STP	City of Waynesboro
59	ACSA-Weyers Cave STP	Augusta County Service Authority
60	Berryville STP	Town of Berryville
61	Front Royal STP	Town of Front Royal
62	Mount Jackson STP	Town of Mount Jackson
63	New Market STP	Town of New Market
64	Shenandoah Co.-North	
65	Fork Regional WWTP	Shenandoah County
66	Stoney Creek Sanitary District STP	Stoney Creek Sanitary District
67	Strasburg STP	Town of Strasburg
68	Woodstock STP	Town of Woodstock
69	FWSA-Opequon Water	
70	Reclamation Facility	Frederick-Winchester Service
71		Authority
72	FWSA-Parkins Mill WWTF	Frederick-Winchester Service
73		Authority
74	Purcellville-Basham Simms WWTF	Town of Purcellville
75	LCSA-Broad Run WRF	Loudoun County Service Authority
76	Leesburg WPCF	Town of Leesburg
77	Round Hill WWTP	Town of Round Hill
78	PWCSA-H.L. Mooney WWTF	Prince William County Service
79		Authority
80	Upper Occoquan Sewage	
81	Authority WWTP	Upper Occoquan Sewage Authority
82	FCW&SA-Vint Hill WWTF	Fauquier County Water and Sewer
83		Authority
84	Alexandria Service Authority WWTP	Alexandria Service Authority
85	Arlington Co. WPCF	Arlington County
86	Fairfax Co. - Noman-Cole Pollution	
87	Control Facility	Fairfax County
88	Stafford Co.-Aquia WWTP	Stafford County
89	Colonial Beach STP	Town of Colonial Beach
90	Dahlgren Sanitary District WWTP	King George County Service
91		Authority
92	Fairview Beach STP	King George County Service
93		Authority
94	Purkins Corner WWTP	King George County Service
95		Authority
96	District of Columbia - Blue	
97	Plains STP (Virginia portion)	Loudoun County Service Authority
98		and Fairfax County contract
99		for capacity
100		
101	Rappahannock River Basin	
102		
103	Culpeper WWTP	Town of Culpeper
104	Marshall WWTP	Town of Marshall
105	Mountain Run WWTP	Culpeper County
106	Orange STP	Town of Orange
107	Rapidan STP	Rapidan Service Authority
108	FCW&SA-Remington WWTP	Fauquier County Water and
109		Sewer Authority
110	Warrenton STP	Town of Warrenton
111	Wilderness Shores WWTP	Rapidan Service Authority
112	Spotsylvania Co.-FMC WWTF	Spotsylvania County
113	Fredericksburg WWTF	City of Fredericksburg
114	Stafford Co.-Little Falls Run WWTF	Stafford County

115	Spotsylvania Co.-Massaponax WWTF	Spotsylvania County
116	Montross-Westmoreland WWTP	Westmoreland County
117	Oakland Park STP	King George County Service Authority
118	Tappahannock WWTP	Town of Tappahannock
119	Urbanna WWTP	Town of Urbanna
120	Warsaw STP	Town of Warsaw
121	Reedville Sanitary District WWTP	Reedville Sanitary District
122	Kilmarnock WWTP	Town of Kilmarnock
123		
124	York River Basin	
125		
126	Caroline Co. Regional STP	Caroline County
127	Gordonsville STP	Town of Gordonsville
128	Ashland WWTP	Hanover County
129	Doswell WWTP	Hanover County
130	HRSD-York River STP	Hampton Roads Sanitation District
131	Parham Landing WWTP	New Kent County
132	Totopotomoy WWTP	Hanover County
133	HRSD-West Point STP	Hampton Roads Sanitation District
134	HRSD-Mathews Courthouse STP	Hampton Roads Sanitation District
135		
136	James River Basin	
137		
138	Buena Vista STP	City of Buena Vista
139	Clifton Forge STP	Town of Clifton Forge
140	Covington STP	City of Covington
141	Lexington-Rockbridge Regional WQCF	Maury Service Authority
142	Alleghany Co.-Low Moor STP	Alleghany County
143	Alleghany Co.-Lower Jackson	
144	River WWTP	Alleghany County
145	Amherst-Rutledge Creek WWTP	Town of Amherst
146	Lynchburg STP	City of Lynchburg
147	RWSA-Moores Creek Regional STP	Rivanna Water and Sewer Authority
148	Crewe WWTP	Town of Crewe
149	Farmville WWTP	Town of Farmville
150	Chesterfield Co.-Falling	
151	Creek WWTP Chesterfield County	
152	Henrico Co. WWTP	Henrico County
153	Hopewell Regional WWTF	City of Hopewell
154	Chesterfield Co.-Proctors	
155	Creek WWTP	Chesterfield County
156	Richmond WWTP	City of Richmond
157	South Central Wastewater	
158	Authority WWTF	South Central Wastewater
159		Authority
160	Chickahominy WWTP	New Kent County
161	HRSD-Boat Harbor STP	Hampton Roads Sanitation District
162	HRSD-James River STP	Hampton Roads Sanitation District
163	HRSD-Williamsburg STP	Hampton Roads Sanitation District
164	HRSD-Nansemond STP	Hampton Roads Sanitation District
165	HRSD-Army Base STP	Hampton Roads Sanitation District
166	HRSD-Virginia Initiative Plant STP	Hampton Roads Sanitation District
167	HRSD-Chesapeake/Elizabeth STP	Hampton Roads Sanitation District
168		
169	Eastern Shore Basin	
170		

171 Cape Charles WWTP

Town of Cape Charles

172 Onancock WWTP

Town of Onancock

173 Tangier Island WWTP

Town of Tangier

174 *F. To the extent that any publicly owned treatment works receives less than the grant specified*
175 *pursuant to § 10.1-2131, any year-end revenue surplus or unappropriated balances deposited in the*
176 *Water Quality Improvement Fund, as required by § 10.1-2128, shall be prioritized in order to augment*
177 *the funding of those projects for which grants have been prorated. Any additional reimbursements to*
178 *these prorated projects shall not exceed the total reimbursement amount due pursuant to the formula*
179 *established in subsection E of § 10.1-2131.*