

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: SB245

House of Origin X Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Watkins

3. Committee: Agriculture, Conservation and Natural Resources

4. Title: **Stormwater management programs.**

5. Summary: This bill delays the effective date of regulations that establish local program criteria and delegation procedures and the water quality and water quantity criteria for stormwater management from July 1, 2010, to July 1, 2011. Any regulation adopted prior to this date shall be considered outside the scope of authority granted by the General Assembly.

6. Fiscal Impact Estimates: Preliminary.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: This bill delays the recently-approved stormwater management regulations that were to go into effect on July 1, 2010. As the regulations currently stand, they would require that certain localities adopt programs to administer new regulations for stormwater management; other localities are given the option of adopting programs, but are not required to do so. In the case that a locality opts-out of adopting a program, the Department of Conservation and Recreation (DCR) is responsible for developing and managing a stormwater program for that locality. The Code of Virginia requires that all expenses related to the management of these programs are to be supported by nongeneral fund revenue collected from permit fees. As such, regardless of the date of effectiveness, the implementation of these new regulations is not expected to result in a general fund impact to the state.

9. Specific Agency or Political Subdivisions Affected: Department of Conservation and Recreation; soil and water conservation districts, localities.

10. Technical Amendment Necessary: No.

11. Other Comments: Other bills that seek to delay the effective date of the program:

- HB155 seeks to delay the effective date by two years, to July 1, 2012.
- HB1120/SB395 seek to delay the effective date until the completion of the Virginia Total Maximum Daily Loads Implementation Plan for the Chesapeake Bay is approved by the U.S. Environmental Protection Agency.

Date: 1/21/2010 dpbaek

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