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HOUSE BILL NO. 2296

Offered January 17, 2013

A *BILL to amend the Code of Virginia by adding a section numbered 10.1-2128.3, relating to establishment of the Virginia Urban Best Management Practices Cost-Share Program Fund.*

Patron—Bulova

Referred to Committee on Agriculture, Chesapeake and Natural Resources

Be it enacted by the General Assembly of Virginia:**1. That the Code of Virginia is amended by adding a section numbered 10.1-2128.3 as follows:****§ 10.1-2128.3. Virginia Urban Best Management Practices Cost-Share Program Fund established.**

A. The Department of Conservation and Recreation shall administer a Virginia Urban Best Management Practices Cost-Share Program. The cost-share program shall be used exclusively for the purpose of providing matching funds of up to 50 percent to promote voluntary implementation of best management practices on private property that will achieve permanent, measurable, and trackable reductions in pollutant loads in furtherance of the Virginia Watershed Implementation Plan. Eligible projects shall be in a locality subject to Municipal Separate Storm Sewer System Phase I or Phase II stormwater permits. The Department of Conservation and Recreation shall establish program criteria and eligibility with input from soil and water conservation districts and affected localities. The program shall be delivered through soil and water conservation districts or localities, as appropriate, in accordance with criteria established by the Department of Conservation and Recreation. A portion of the cost-share fund may be used to provide support to soil and water conservation districts or localities in the delivery of the cost-share program.

B. There is hereby created in the state treasury a special nonreverting fund to be known as the Virginia Urban Best Management Practices Cost-Share Fund, hereafter referred to as "the Subfund," which shall be a subfund of the Virginia Water Quality Improvement Fund and administered by the Department of Conservation and Recreation. The Subfund shall be established on the books of the Comptroller. All amounts appropriated and such other funds as may be made available to the Subfund from any other source, public or private, shall be paid into the state treasury and credited to the Subfund. Interest earned on moneys in the Subfund shall remain in the Subfund and be credited to it. Any moneys remaining in the Subfund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Subfund. Moneys in the Subfund shall be used solely for the purposes of the Virginia Urban Best Management Practices Cost-Share Program administered by the Department of Conservation and Recreation pursuant to subsection A. Expenditures and disbursements from the Subfund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request of the Director of the Department of Conservation and Recreation.

INTRODUCED

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