

**Department of Planning and Budget  
2012 Fiscal Impact Statement**

**1. Bill Number:** SB410

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

**2. Patron:**    Hanger

**3. Committee:** Agriculture, Conservation and Natural Resources

**4. Title:**    Wetlands and streams; water protection permits; conditions for contribution to a Board-approved fund as compensation for impacts on wetlands or streams

**5. Summary:** This bill requires as a condition for contribution to a State Water Control Board (the Board)-approved fund either (i) a showing that sufficient compensatory mitigation bank credits are unavailable; or (ii) that the Board has determined that unique circumstances exist. Contributions are in lieu of creating or restoring compensatory wetland or stream acreage or the purchase or use of mitigation bank credits pursuant to § 62.1-44.15:23, Code of Virginia. The bill also expands the habitat areas of consideration from wetlands, to also include streams.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary.

**8. Fiscal Implications:** The Department of Environmental Quality anticipates that this bill should not result in a fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Department of Environmental Quality.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** This bill is identical to HB799, as introduced.

**Date:** 1/20/2012