

ITEM 361.	Item Details(\$)		Appropriations(\$)	
	First Year FY2015	Second Year FY2016	First Year FY2015	Second Year FY2016

Department of Environmental Quality (440)

361.	Water Protection (51200).....			\$40,074,373	\$40,135,831
	Water Protection Permitting (51225)	\$9,467,933	\$9,529,391		
	Water Protection Compliance and Enforcement (51226) ..	\$9,609,642	\$9,609,642		
	Water Protection Outreach (51227).....	\$1,994,648	\$1,994,648		
	Water Protection Planning and Policy (51228)	\$4,245,271	\$4,245,271		
	Water Protection Monitoring and Assessment (51229)	\$6,916,239	\$6,916,239		
	Water Protection Stormwater Management (51230)	\$7,840,640	\$7,840,640		
	Fund Sources: General	\$19,050,054	\$19,111,512		
	Special	\$2,354,313	\$2,354,313		
	Trust and Agency	\$25,500	\$25,500		
	Dedicated Special Revenue	\$10,091,040	\$10,091,040		
	Federal Trust.....	\$8,553,466	\$8,553,466		

Authority: Title 5.1, Chapter 1; Title 10.1, Chapter 11.1; and Title 62.1, Chapters 2, 3.1, 3.2, 3.6, 5, 6, 20, 22, 24, and 25, Code of Virginia.

A. Out of this appropriation, \$51,500 the first year and \$51,500 the second year from the general fund is designated for annual membership dues for the Ohio River Valley Water Sanitation Commission.

B.1. The permit fee regulations adopted by the State Water Control Board pursuant to paragraphs B.1. and B.2. of § 62.1-44.15:6, Code of Virginia, shall be set at an amount representing not more than 50 percent of the direct costs for the administration, compliance and enforcement of Virginia Pollutant Discharge Elimination System permits and Virginia Pollution Abatement permits.

2. The regulations adopted by the State Water Control Board to initially implement the provisions of this Item shall be exempt from Article 2 (§ 2.2-4006, et seq.) of Chapter 40 of Title 2.2, Code of Virginia, and shall become effective no later than July 1, 2010. Thereafter, any amendments to the fee schedule described by these acts shall not be exempted from Article 2 (§ 2.2-4006, et seq.) of Chapter 40 of Title 2.2, Code of Virginia.

C. It is the intent of the General Assembly that the Commonwealth remain a full participating member of the Interstate Commission on the Potomac River Basin.

D.1. Notwithstanding § 62.1-44.15:56, Code of Virginia, public institutions of higher education, including community colleges, colleges, and universities, shall be subject to project review and compliance for state erosion and sediment control requirements by the local program authority of the locality within which the land disturbing activity is located, unless such institution submits annual specifications to the Department of Environmental Quality, in accordance with § 62.1-44.15:56 A (i), Code of Virginia.

2. The State Water Control Board is authorized to amend the Erosion and Sediment Control Regulations (9 VAC 25-840 et seq.) to conform such regulations with this project review requirement and to clarify the process. These amendments shall be exempt from Article 2 (§2.2-4006 et seq.) of the Administrative Process Act.