VIRGINIA ACTS OF ASSEMBLY -- 2018 RECONVENED SESSION

CHAPTER 817

An Act to amend and reenact § 32.1-248.2 of the Code of Virginia, relating to use of rainwater and gray water; regulations.

[H 192]

Approved April 18, 2018

Be it enacted by the General Assembly of Virginia:
1. That § 32.1-248.2 of the Code of Virginia is amended and reenacted as follows:
§ 32.1-248.2. Use of rainwater and reuse of gray water; regulations.

A. The ~~Department~~ *Board* shall ~~develop by January 1, 1999, guidelines~~ *adopt regulations* regarding the use of gray water and rainwater. The ~~guidelines~~ *regulations* shall *(i)* describe the conditions under which gray water and rainwater may appropriately be used and for what purposes~~. The guidelines shall~~*; (ii)* include categories of ~~used~~ *gray* water, such as types of used household water and used water from businesses, ~~which~~ *that* are appropriate for reuse~~. The guidelines shall~~*; and (iii)* include a definition of gray water that ~~does not include~~ *excludes* used toilet water. *The regulations shall also provide standards for the use of rainwater harvesting systems, including systems that collect rainwater for use by commercial enterprises but do not provide water for human consumption, as defined in § 32.1-167.*

Such regulations shall not apply to water not for human consumption, as defined in § 32.1-167, including gray water and rainwater, that is produced and utilized by any facility that is permitted through a Virginia Pollutant Discharge Elimination System permit or General Virginia Pollution Abatement permit.

B. The Department, in conjunction with the Department of Environmental Quality, shall promote the use of rainwater and reuse of gray water as means to reduce fresh water consumption, ease demands on public treatment works and water supply systems, and promote conservation.

C. The Department, in conjunction with the Department of Environmental Quality, shall consider recognizing rainwater as an independent source of fresh water available for use by the residents of the Commonwealth.