

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB696

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

2. Patron: Morgan

3. Committee: Agriculture, Chesapeake and Natural Resources

4. Title: **Reporting of water withdrawals.**

5. Summary: This bill authorizes the State Water Control Board to impose a civil penalty, not to exceed \$1,000, upon any person who fails to register and report certain water withdrawal information. However prior, to determining whether a civil penalty should be assessed, the Board is required to give the permit holder 60 days to come into compliance with the reporting requirement. A violator also has the option of entering into a consent agreement with the Board and pay a civil charge that could be less than the \$1,000 penalty. Any person who withdraws more than one million gallons in any single month for crop irrigation or who withdraws during any single month a daily average 10,000 gallons per day is required to be registered and report the amount of his withdrawals. The revenue generated from the civil penalties and charges will be deposited in a special fund that can be used solely to fund the Department of Environmental Quality's water supply planning responsibilities.

6. Fiscal Impact Estimates: See item 8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: The fiscal impact of this bill on the Department of Environmental Quality is indeterminate. This bill would increase the Department's authority and would create a new fund for penalty revenue, but any anticipated revenue would only be speculative.

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

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 1/21/2010 dpbbrb

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