

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: SB397

House of Origin	<input checked="" type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

2. Patron: DeSteph

3. Committee: Agriculture, Conservation and Natural Resources

4. Title: Rights of navigation; compensation.

5. Summary: Requires any landowner who desires to erect a bulkhead or wharf in front of his property or to open a channel, or any person who seeks to open a channel necessary for waterfront property owners to be able to navigate the waters of the Lynnhaven River and its tributaries, and who is not a lessee or riparian holder of oyster or clam grounds, to give twelve months notice of the intention for building the bulkhead, wharf, or channel to the lessee or other holder of oyster or clam grounds within the affected area. Any person constructing a channel is required to compensate the lessee of oyster or clam grounds for all losses of commercially productive oyster grounds within the affected area.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: No state fiscal impact.

8. Fiscal Implications: It is anticipated that this bill will not result in a fiscal impact to the Marine Resources Commission.

9. Specific Agency or Political Subdivisions Affected: Marine Resources Commission.

10. Technical Amendment Necessary: No.

11. Other Comments: Similar to HB285. HB285 also requires the Marine Resources Commission to assess the value of oysters for the purpose of reimbursement to the holder of a lease for any loss of oysters that are in production.