

## Department of Planning and Budget

### 2019 Fiscal Impact Statement

**1. Bill Number:** HB2506

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

**2. Patron:** Hodges

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

**4. Title:** Chesapeake Bay Preservation Areas; filling low-lying areas.

**5. Summary:** Directs the State Water Control Board to adopt regulations allowing the owner of residential property in a Chesapeake Bay Preservation Area to deposit appropriate fill material in certain low-lying areas within 50 landward feet of a resource protection area (RPA) located on the property. The bill establishes certain provisions that the regulations shall contain and provides that no filling that is carried out in compliance with such regulations shall (i) be considered a land-disturbing activity for purposes of stormwater management and erosion and sediment control, (ii) require a Virginia Water Protection Permit, or (iii) require a permit from the Virginia Marine Resources Commission (MRC). The bill also authorizes certain localities to adopt ordinances establishing a local permit process for projects that disturb less than one acre, and it requires projects that disturb one acre or more of land to follow general permit requirements established in statute.

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

**7. Fiscal Impact Estimates:** Indeterminate. See #8.

**8. Fiscal Implications:** The State Water Control Board is responsible for administering the Virginia Water Control Law. Day-to-day administration of the Board's programs is delegated to Department of Environmental Quality (DEQ). It is anticipated that any expenditure impact on DEQ as a result of this bill can be absorbed within existing resources. Any potential revenue impact resulting from this measure is indeterminate, as it is not possible to estimate the number of permit applications DEQ will need to process. MRC does not expect any impact from this measure.

**9. Specific Agency or Political Subdivisions Affected:** DEQ; MRC; State Water Control Board.

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

**11. Other Comments:** None.