

2023 SESSION

SENATE SUBSTITUTE

23106061D

SENATE BILL NO. 1152

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Agriculture, Conservation and Natural Resources
on January 31, 2023)

(Patron Prior to Substitute—Senator Cosgrove)

A BILL to amend and reenact § 28.2-1307 of the Code of Virginia, relating to expedited wetlands permits; Marine Resources Commission.

Be it enacted by the General Assembly of Virginia:

1. That § 28.2-1307 of the Code of Virginia is amended and reenacted as follows:

§ 28.2-1307. Expedited permits; administrative procedures.

A. The Commission ~~may~~ *shall*, in conjunction with local wetlands boards and other affected state and federal agencies, develop administrative procedures to expedite the processing of applications for permits required under this chapter. Whenever an application is received by the Commission for a permit over which a local board has jurisdiction under a wetlands zoning ordinance, the Commission shall forward a copy of the application to that board within seven days.

B. The Commission shall, in conjunction with local wetlands boards and other affected state and federal agencies, develop an expedited process for issuing general wetlands permits to be used by applicants during emergency situations in which a determination has been made that there is a threat to public or private property, or to the health and safety of the public. The development of the general wetlands permit shall be in accordance with subdivision A 8 of § 2.2-4006.

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