

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 62.1-44.5 of the Code of Virginia, relating to reporting of prohibited*
3 *discharges.*

4 [S 480]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 62.1-44.5 of the Code of Virginia is amended and reenacted as follows:**

8 § 62.1-44.5. Prohibition of waste discharges or other quality alterations of state waters except as
9 authorized by permit; notification required.

10 A. Except in compliance with a certificate issued by the Board, it shall be unlawful for any person to
11 ~~(1)~~ (i) discharge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious
12 substances, or ~~(2)~~ (ii) otherwise alter the physical, chemical or biological properties of such state waters
13 and make them detrimental to the public health, or to animal or aquatic life, or to the uses of such
14 waters for domestic or industrial consumption, or for recreation, or for other uses.

15 B. Any person required to obtain a permit or certificate pursuant to this chapter, who discharges or
16 causes or allows (i) a discharge of sewage, industrial waste, other wastes or any noxious or deleterious
17 substance into or upon state waters or (ii) a discharge that may reasonably be expected to enter state
18 waters, in violation of the provisions of subsection A shall, upon learning of the discharge, promptly
19 notify, but in no case later than 24 hours the Board, the Director of the Department of Environmental
20 Quality, or the coordinator of emergency services appointed pursuant to § 44-146.19 for the political
21 subdivision reasonably expected to be affected by the discharge. Written notice to the Director of the
22 Department of Environmental Quality shall follow initial notice within the time frame specified by the
23 federal Clean Water Act.

ENROLLED

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