



VIRGINIA MUNICIPAL WATER JOINT LEGISLATIVE TRACKING REPORT March 14, 2024

Notes: Descriptions summarize bills as introduced. Due to amendments throughout session, substance of bill following introduction may differ from summary description. Please refer to bill text for current provisions. Links are provided for your convenience. Yellow highlighting indicates new information compared to last published tracking report. Bills in *italics* are dead and have been moved to the end of each section. Relevant Budget Information is also provided at the [end](#) of this report.

PFAS

HB 1085 (Rasoul) DEQ; PFAS; identification; monitoring; PFAS Advisory Committee; report.

Requires the owner or operator of a publicly owned treatment works to monitor PFAS levels, as defined in the bill, in effluent, influent, and biosolids at least quarterly and report all such monitoring data on an applicable discharge monitoring report required by federal regulations. The bill requires DEQ, in certain circumstances, to develop a PFAS action plan to identify and address sources of certain PFAS detected in a public water system's raw water source, perform outreach efforts regarding PFAS contamination, report annually on its activities, and work with certain entities in developing its PFAS action plans. The bill requires certain facilities that manufacture or use PFAS to report the use of such chemicals to DEQ and to monitor such PFAS at least quarterly unless at another frequency at the direction of the Director of DEQ. Also directs DEQ and VDH to jointly establish a PFAS Advisory Committee to assist with PFAS-related activities and to report annually to the Governor and the General Assembly. **Same as SB 243.**

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1085>

1/31/24 Incorporates **HB 245** (Bulova)

1/31/24 Reported from House ACNR with substitute (22-Y 0-N)

2/7/24 Appropriations Subc recommends reporting with substitute (8-Y 0-N)

2/7/24 Reported from Appropriations with substitute (22-Y 0-N)

2/13/24 Passed House (99-Y 0-N)

2/16/24 Reported from SACNR (11-Y 0-N)

2/21/24 Reported from Finance and Appropriations (14-Y 0-N)

2/23/24 Passed Senate (39-Y 0-N)

SB 243 (McPike) DEQ; PFAS; identification; monitoring; PFAS Advisory Committee; report.

Requires the owner or operator of a publicly owned treatment works to monitor PFAS levels, as defined in the bill, in effluent, influent, and biosolids at least quarterly and report all such monitoring data on an applicable discharge monitoring report required by federal regulations. The bill requires DEQ, in certain circumstances, to develop a PFAS action plan to identify and address sources of certain PFAS detected in a public water system's raw water source, perform outreach efforts regarding PFAS contamination, report annually on its activities, and work with certain entities in developing its PFAS action plans. Requires certain facilities that manufacture or use PFAS to report the use of such chemicals to DEQ and to monitor such PFAS at least quarterly unless at another frequency at the direction of the Director of DEQ. Directs DEQ and VDH to jointly establish a PFAS Advisory Committee to assist with PFAS-

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related activities and to report annually to the Governor and the General Assembly. **Same as HB 1085.**

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB243>

2/6/24 Reported from Senate ACNR with substitute (15-Y 0-N)

2/6/24 Incorporates **SB 462** (Marsden)

2/12/24 Reported from Finance and Appropriations (15-Y 0-N)

2/13/24 Passed Senate (40-Y 0-N)

2/19/24 HACNR Subc recommends reporting (10-Y 0-N)

2/21/24 Reported from ACNR (22-Y 0-N)

2/26/24 Passed House (96-Y 0-N)

HB 245 (Bulova) Reports relating to PFAS; DEQ; one-time report. Requires all facilities that have engaged, since Jan. 1, 2021, in the manufacture of or knowing use in the production process of one or more chemicals listed as PFAS target analytes to produce a one-time report on the use of such chemicals. Report shall be limited to facilities that discharge to (i) a surface water under a VPDES permit issued by DEQ or (ii) a POTW under an industrial pretreatment program permit or other written authorization issued by a local permit control authority. **Same as SB 462.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB245>

1/31/24 Incorporated by House ACNR (**HB1085**-Rasoul) by voice vote

SB 462 (Marsden) Reports relating to PFAS; DEQ; one-time report. Requires all facilities that have engaged, since January 1, 2021, in the manufacture of or knowing use in the production process of one or more chemicals listed as PFAS target analytes to produce a one-time report on the use of such chemicals. Report shall be limited to facilities that discharge to (i) a surface water under a VPDES permit or (ii) a POTW under an industrial pretreatment program permit... **Same as HB 245.**

<https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=sb462>

1/30/24 Incorporated by Senate ACNR (**SB 243**-McPike) (10-Y 0-N)

WATER SUPPLY / DRINKING WATER

HB 220 (Orrock) Water facilities; staffing; licensed operators. Requires sewage treatment works, classified waterworks, and classified water treatment facilities to employ a licensed operator. The bill establishes protocol for an unexpected vacancy of the licensed operator position. The bill also permits remote monitoring of the facility by the licensed operator upon a demonstration of adequate monitoring technology. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB220>

1/22/24 Subc recommends reporting with substitute (9-Y 0-N)

1/24/24 Reported from ACNR with substitute (22-Y 0-N)

1/30/24 Passed House (100-Y 0-N)

2/16/24 Passed SANCR (14-Y 0-N)

2/20/24 Passed Senate (40-Y 0-N)

SB 337 (Stuart) Eastern Virginia Groundwater Management Area; continued residential withdrawals. Directs the State Water Control Board to waive the expiration of any ground water withdrawal permit for a well that serves exclusively residential users, is located in the Eastern Virginia Groundwater Management Area north of the Occoquan River, and is located within five miles of any commercial or industrial permitted ground water withdrawal. Such waiver shall continue in force until the commercial or industrial permitted ground water withdrawals have been halted for five years. DEQ shall then assess whether the termination of the commercial or industrial permitted ground water withdrawals has substantially mitigated the stress upon the aquifer and redetermine whether the permit shall be renewed. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB337>

1/30/24 Reported from Senate ACNR (15-Y 0-N)

2/6/24 Reported from Finance and Appropriations (13-Y 0-N 1-A)

2/9/24 Passed Senate (39-Y 0-N 1-A)

2/28/24 Reported from HACNR (17-Y 5-N)

3/4/24 Passed House (71-Y 26-N)

SB 554 (Jordan) DPOR; waterworks and wastewater works operators; reciprocal licensing. Requires the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals, upon application, to recognize current and valid licenses or certificates issued by a neighboring state, defined in the bill, as fulfillment of qualifications for licensure as a waterworks and wastewater works operator in the Commonwealth if there are no pending investigations or complaints, no disqualifying criminal records, and no discipline imposed by another state. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB554>

1/31/24 Reported from Senate General Laws and Technology with substitute (15-Y 0-N)

2/6/24 Passed Senate with substitute (39-Y 0-N)

2/27/24 Reported from House General Laws (22-Y 0-N)

3/1/24 Passed House (97-Y 0-N)

SB 581 (Stuart) DEQ; data; groundwater and surface water withdrawal permits. Authorizes DEQ to utilize and incorporate comprehensive groundwater, surface water, and aquifer data in its decision-making processes related to the issuance and renewal of groundwater withdrawal permits and surface water withdrawal permits. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB581>

1/23/24 Reported from Senate ACNR (15-Y 0-N)

2/12/24 Reported from Finance and Appropriations with substitute (15-Y 0-N)

2/13/24 Passed Senate (40-Y 0-N)

2/28/24 Reported from HACNR (22-Y 0-N)

3/4/24 Passed House (97-Y 0-N)

SJ 25 (Stuart) Study; DEQ; groundwater supply in the Commonwealth; report. Requests that DEQ complete a one-year study of the groundwater supply in the Commonwealth. DEQ shall complete its meetings by Nov. 30, 2024, and submit an executive summary and a report of its findings and recommendations. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SJ25>

2/12/24 Passed Senate (39-Y 0-N)

2/23/24 Reported from House Rules (16-Y 0-N)

3/4/24 Passed House (97-Y 0-N)

HB 33 (Clark) Commissioner of Health; work group to study the occurrence of microplastics in the Commonwealth's public drinking water; report. Directs Commissioner of Health to convene a work group to study the occurrence of microplastics in the Commonwealth's public drinking water and develop recommendations for the reduction of microplastics in the Commonwealth's public drinking water. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB33>

1/29/24 House Subc on Rules recommends continuing to 2025 by voice vote

HB 1295 (Campbell) Drinking water; MCLs; water treatment systems; Rural Water Supply Program and Fund. Directs Board of Health to adopt regulations to utilize point-of-use or point-of-entry drinking water treatment or filtration to remove or reduce concentrations of contaminants of concern that meet or exceed any MCL or health advisory adopted by EPA. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1295>

2/8/24 Continued to 2025 in House Health and Human Services

SB 668 (Stuart) DEQ; groundwater and surface water withdrawal permits; five year moratorium. Requires DEQ to enforce a five-year moratorium on the issuance of any new groundwater or surface water withdrawal permits beginning July 1, 2024, except for permits that are for the purpose of providing drinking water for human consumption. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB668>

1/30/24 Stricken at request of Patron in ACNR (15-Y 0-N)

SB 673 (Stuart) DEQ; State Water Control Board; prioritization of drinking water. Directs DEQ and the SWCB to prioritize the preservation of drinking water in all permitting & regulatory processes related to groundwater & surface water resources. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB673>

3/4/24 Left in HACNR

WASTEWATER (INCLUDING BIOSOLIDS)

HB 71 (Bulova) Combined sewer overflow outfalls; compliance with regulations; Chesapeake Bay Watershed. Extends from July 1, 2025, to July 1, 2026, the date by which certain CSO outfalls that discharge into the Chesapeake Bay Watershed must be in compliance with Virginia law, the CWA, and the Presumption Approach described in the EPA CSO Control Policy, unless a higher level of control is necessary to comply with a total maximum daily load. **Same as SB 372.**
<https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb71>

1/22/24 Subc recommends reporting (9-Y 0-N)
 1/24/24 Reported from House ACNR (22-Y 0-N)
 1/30/24 Passed House (100-Y 0-N)
 2/16/24 Reported from SACNR (11-Y 0-N)
 2/28/24 Reported from Finance and Appropriations (12-Y 0-N 1-A)
 3/7/24 Passed Senate (39-Y 0-N 1-A)

HB 870 (Bulova) Sewage sludge regulations; relief from administrative requirements; adverse and unusual weather events. Requires the State Water Control Board, with the assistance of the DCR and VDH, to adopt regulations that include procedures for addressing administrative staging, signage, and additional on-site and alternative storage site requirements when routine and on-site storage facility capacity and holding times are anticipated to be exceeded for the purpose of protecting against the release of sewage sludge into state waters, and to account for increased intensity, frequency, and duration of storm events. Directs DEQ to form a regulatory advisory panel for the purpose of assisting the Board in developing the regulations. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB870>

1/24/24 Reported from House ACNR with amendments (22-Y 0-N)
 1/30/24 Passed House (100-Y 0-N)
 2/16/24 Reported from SACNR (14-Y 0-N)
 2/20/24 Passed Senate (40-Y 0-N)

HB 1431 (Hodges) Alternative onsite sewage systems; approval of treatment units. Requires VDH to approve treatment units for alternative onsite sewage systems if they meet certain NSF/ANSI standards or testing requirements. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1431>

2/6/24 Reported from Health and Human Services with substitute (22-Y 0-N)
 2/12/24 Passed House (100-Y 0-N)
 2/22/24 Reported from Senate Education and Health (15-Y 0-N)
 2/26/24 Passed Senate (40-Y 0-N)

SB 372 (Ebbin) Combined sewer overflow outfalls; compliance with regulations; Chesapeake Bay Watershed. Extends from July 1, 2025, to July 1, 2026, the date by which certain CSO outfalls that discharge into the Chesapeake Bay Watershed must be in compliance with Virginia law, the federal Clean Water Act, and the Presumption Approach described in the EPA CSO Control Policy, unless a higher level of control is necessary to comply with a total maximum daily load. **Same as HB 71.**
<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB372>

1/16/24 Reported from Senate ACNR (14-Y 0-N)
 1/30/24 Reported from Senate Finance and Appropriations (14-Y 0-N 1-A)
 2/2/24 Passed Senate (38-Y 0-N)
 2/14/24 Reported from HACNR (21-Y 0-N)
 2/19/24 Passed House (99-Y 0-N)
 3/8/24 Approved by Governor – Chapter 6, Eff. 7/1/24

HB 52 (Taylor) Alkaline hydrolysis; registration; regulations. Establishes a registration requirement for alkaline hydrolysis providers. The bill defines alkaline hydrolysis and adds alkaline hydrolysis and hydrolyzed remains to statutes dealing with cremation and cremains. Grants the Board of Funeral Directors and Embalmers the power to inspect alkaline hydrolysis providers and their operations. Requires Board of Funeral Directors and Embalmers to consult with the DEQ, VDH, and representatives

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of wastewater treatment facilities and funeral service associations to promulgate regulations related to alkaline hydrolysis. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB52>
2/19/24 Defeated in Senate (6-Y 32-N)

HB 1052 (Batten) Department of Health; local government; alternative and conventional onsite sewage systems. Requires the Board of Health to establish a procedure for the Department of Health to prepare and submit a quarterly report to each local government that provides an accurate record of private properties categorized by the presence of an alternative or conventional onsite sewage system within each such local government. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1052>
2/12/24 Passed House (100-Y 0-N)
2/28/24 Defeated by Senate (18-Y 21-N)

STORMWATER

HB 459 (Sullivan) Conservation of trees during land development process in certain localities. Expands authority of certain localities to adopt an ordinance providing for the planting and replacement of trees during the development process by allowing a tree canopy fund that currently applies to the planting of trees on public property to include maintenance of trees on public property and planting and maintenance of trees on private property. The bill removes a provision that requires that any funds collected for the purposes of the tree canopy fund be returned to the original contributor if not spent within five years but maintains the requirement that such funds be spent within five years. The bill also includes an expansion of the canopy credit and a provision that will require a local tree conservation ordinance to meet the standards set out in the statute. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB459>
1/18/24 Subc recommends reporting with amendments (7-Y 1-N)
1/19/24 Reported from Counties, Cities and Towns with amendments (15-Y 7-N)
1/26/24 Passed House (53-Y 42-N)
2/19/24 Reported from Senate Local Government (13-Y 1-N)
2/21/24 Passed Senate (31-Y 9-N)

HB 529 (Hope) Conservation and replacement of trees during development process. Expands existing local government authority to conserve or replace trees during the development process by allowing localities to establish higher tree canopy replacement percentages, based on density per acre, lot size, or any other measurement relevant to the practices of the locality to achieve MS4 stormwater nutrient reductions, mitigate urban heat islands, increase resilience to climate change, including reducing coastal and inland flooding, and mitigate air pollution. Also alters the current process for granting exceptions to a local ordinance by removing a provision that requires the granting of an exception when strict application of the ordinance would result in unreasonable hardship to the developer... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB529>
2/1/24 Subc recommends reporting with substitute (6-Y 2-N)
2/2/24 Reported from House Counties, Cities and Towns with substitute (13-Y 9-N)
2/8/24 Passed House (53-Y 44-N)
2/26/24 Reported from Senate Local Government
2/28/24 Passed Senate (22-Y 17-N)

HB 656 (Wiley) Regulated land-disturbing activities; submission and approval of erosion and sediment control plan. Prohibits a person from engaging in any land-disturbing activity until, where VPDES permit coverage is required, the Virginia Erosion and Sediment Control Program (VESCP) authority has obtained evidence of such permit coverage from DEQ's online reporting system prior to issuing its land-disturbance approval. Current law requires the VESCP authority to obtain such evidence of VPDES permit coverage prior to approving an erosion and sediment control plan. **Same as SB 365.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB656>
1/29/24 ACNR Subc recommends reporting (10-Y 0-N)
1/31/24 Reported from ACNR (22-Y 0-N)

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2/6/24 Passed House (99-Y 0-N)
2/16/24 Reported from SACNR (11-Y 0-N)
2/20/24 Passed Senate (40-Y 0-N)

HB 1100 (Carr) Conservation of trees during land development process. Expands current provisions that provide that certain localities in Planning District 8 (Northern Virginia) may, by ordinance, require conservation of trees during the land development process by making such provisions available to localities statewide. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1100>

2/1/24 House Counties, Cities and Towns Subc recommends reporting with substitute (5-Y 3-N)
2/2/24 Incorporates [HB 170](#) (Keys-Gamarra)
2/2/24 Incorporates [HB 534](#) (Seibold) (Town of Vienna-specific bill)
2/2/24 Reported from House Counties, Cities and Towns with substitute (12-Y 0-N)
2/8/24 Passed House (52-Y 46-N)
2/26/24 Reported from Senate Local Government (9-Y 6-N)
2/28/24 Passed Senate (23-Y 16-N)

HB 1458 (Hernandez) Chief Resilience Officer; Office of Commonwealth Resilience; Interagency Resilience Working Group; Community Flood Preparedness Fund; Resilient Virginia Revolving Fund; Advisory Review Committee. Moves the position of Chief Resilience Officer (CRO) from under the Secretary of Natural and Historic Resources to under the Governor and creates an Office of Commonwealth Resilience to support the CRO in his functions and duties. Requires the CRO to convene an Interagency Resilience Working Group to support the coordination of planning and implementation of resilience efforts, eliminates the position of Special Assistant to the Governor for Coastal Adaptation and Protection, and requires DCR Director to convene an Advisory Review Committee to assist in distribution of loans and grants from the Virginia Community Flood Preparedness Fund... **Same as HB 966, SB 733.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1458>

2/5/24 Subc recommends reporting (10-Y 0-N)
2/7/24 Reported from House ACNR (22-Y 0-N)
2/7/24 Incorporates [HB 948](#) (Lopez)
2/13/24 Passed House (99-Y 0-N)
2/20/24 Reported from SACNR with substitute (15-Y 0-N)
2/28/24 Reported from Finance and Appropriations (11-Y 4-N)
3/4/24 Passed Senate with substitute (36-Y 3-N)
3/5/24 Senate substitute agreed to by House (100-Y 0-N)

SB 121 (Subramanyam) Conservation of trees during land development process in certain localities. Expands authority of certain localities to adopt an ordinance providing for the planting and replacement of trees during the development process by allowing a tree canopy fund that currently applies to the planting of trees on public property to include maintenance of trees on public property and planting and maintenance of trees on private property. Removes provision that requires that any funds collected for the purposes of the tree canopy fund be returned to the original contributor if not spent within five years but maintains the requirement that such funds be spent within five years. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB121>

1/29/24 Reported from Senate Local Government with amendment (15-Y 0-N)
2/1/24 Passed Senate (40-Y 0-N)
2/16/24 Reported from House Counties, Cities and Towns (12-Y 0-N)
2/21/24 Passed House (51-Y 49-N)

SB 365 (DeSteph) Regulated land-disturbing activities; submission and approval of erosion and sediment control plan. Prohibits a person from engaging in any land-disturbing activity until, where VPDES permit coverage is required, the Virginia Erosion and Sediment Control Program authority has obtained evidence of such permit coverage from DEQ's online reporting system prior to issuing its land-disturbance approval. Current law requires the VESCP authority to obtain such evidence of VPDES

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permit coverage prior to approving an erosion and sediment control plan. **Same as HB 656.**
<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB365>

1/16/24 Reported from Senate ACNR (11-Y 0-N 2-A)

1/22/24 Passed Senate (40-Y 0-N)

2/14/24 Reported from HACNR (21-Y 0-N)

2/19/24 Passed House (99-Y 0-N)

3/8/24 Approved by Governor – Chapter 5, Eff. 7/1/24

SB 674 (McDougle) Virginia Coastal Resilience Collaborative at The College of William and Mary. Changes references relating to coastal resilience policy from the Coastal Policy Center at William and Mary School of Law to the Virginia Coastal Resilience Collaborative at The College of William and Mary in Virginia to reflect the dissolution of the Coastal Policy Center. The bill also adds the Collaborative to the list of entities with whom the Secretary may seek input and consultation in setting coastal resilience policies. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB674>

1/30/24 Reported from Senate ACNR (15-Y 0-N)

2/5/24 Passed Senate (40-Y 0-N)

2/14/24 Reported from HACNR (21-Y 0-N)

2/19/24 Passed House (99-Y 0-N)

3/8/24 Approved by Governor – Chapter 13, Eff. 7/1/24

HB 170 (Keys-Gamarra) Conservation of trees during land development process; authorized localities. Allows any locality to adopt an ordinance providing for the conservation of trees during the land development process. Under current law, only a locality within Planning District 8 that meets certain population density and nonattainment classification criteria is authorized to adopt such an ordinance.

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB170>

2/2/24 Incorporated by Counties, Cities and Towns ([HB 1100](#)-Carr) by voice vote

HB 216 (Orrock) DCR; variances to general permit requirements for certain impounding structures; hazard potential classifications study; report. Requires the Soil and Water Conservation Board to develop a process by which an owner may submit a request only to DCR for a temporary or permanent variance to the general permit requirements for certain impounding structures for its review and consideration. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB216>

2/13/24 Left in HACNR

HB 259 (Orrock) Dam Safety, Flood Prevention, and Protection Assistance Fund; percentage of funds available; owner match requirements. Reduces from 50% to 30% the project match required of applicants to receive funds from the Dam Safety, Flood Prevention, and Protection Assistance Fund for grants (i) to a local government that owns a dam, (ii) to a local government for a dam located within the locality, or (iii) to a private entity that owns a dam for the design, repair, and safety modifications of such a dam if it is identified in a safety report. Provides that grants made from the Fund to a local government or private entity for the determination of the hazard classification for impounding structures... **Same as SB 698.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB259>

2/13/24 Left in HACNR

HB 338 (Thomas) Siting of data centers; site assessment. Requires a locality, prior to any approval for the siting of a data center, to perform a site assessment to examine the effect of the data center on water usage and carbon emissions as well as any impacts on agricultural resources within the locality.

<https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb338>

2/28/24 Continued to 2025 in Senate General Laws and Technology

HB 357 (Simonds) DEQ; protection of existing tidal and nontidal wetlands; wetland restoration and creation; work group; report. Directs DEQ to establish a work group to develop (i) strategies for protecting the existing tidal and nontidal wetlands of the Commonwealth and (ii) plans for wetland restoration and creation to address losses and adverse impacts from human activities and climate

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change. The bill specifies that such work group shall include certain stakeholders and focus on (a) evaluating existing approaches to wetland conservation strategies in the Commonwealth and other states... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB357>
1/29/24 Subc recommends continuing to 2025 by voice vote

HB 378 (Owen) Release of developer performance guarantees. Clarifies that existing provisions related to the periodic partial and final release of developer performance guarantees also applies to performance guarantees for erosion and sediment control measures, stormwater management facilities, and fill and borrow areas. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB378>
2/13/24 Defeated in House (47-Y 52-N)

HB 530 (Hope) Chesapeake Bay Preservation Act; local government ordinances; criteria for local governments; Resource Protection Area exceptions. Amends the Chesapeake Bay Preservation Act to require State Water Control Board, in developing criteria for local governments to use as they consider development in Chesapeake Bay Preservation Areas, to allow use and development of land that is reasonable in the circumstances and does not deprive the owner of all economically viable use of the property... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB530>
1/29/24 House ACNR Subc recommends laying on table (10-Y 0-N)

HB 948 (Lopez) Virginia Community Flood Preparedness Fund; Resilient Virginia Revolving Fund; Advisory Review Committees. Requires DCR to convene an Advisory Review Committee to assist in the distribution of loans and grants from the Virginia Community Flood Preparedness Fund and adds the Advisory Review Committee to the list of those with whom the Department is required to consult in establishing guidelines regarding the distribution and prioritization of loans and grants from the Preparedness Fund... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB948>
2/7/24 Incorporated by House ACNR ([HB 1458](#)-Hernandez) by voice vote

HB 966 (Kent) Chief Resilience Officer; Office of Commonwealth Resilience; Interagency Resilience Working Group; Community Flood Preparedness Fund. Moves the position of Chief Resilience Officer from under the Secretary of Natural and Historic Resources to under the Governor and creates an Office of Commonwealth Resilience to support the CRO in his functions and duties. Requires CRO to convene an Interagency Resilience Working Group... **Same as HB 1458, SB 733.**
<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB966>
2/13/24 Left in House Rules

HB 1352 (Henson) Use of salt and brine; certain highways. Prohibits the Department of Transportation from using salt or brine for stabilization or control of ice or snow on any highway that is part of the primary or secondary state highway system and located in the watershed of the Occoquan River. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1352>
2/6/24 House Transportation Subc recommends striking from docket (8-Y 0-N)

HB 1403 (Laufer) Dam Safety, Flood Prevention, Protection Assistance Fund; percentage of funds available; owner match requirements. Provides that certain grants made from the Fund shall require no more than a 10 percent match by the applicant except that the applicant shall be required to provide a minimum of \$5,000 of the cost of the project, if funded. The match provided by the applicant may be used to pay the application fees for the necessary impounding structure operation and maintenance certificate. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1403>
2/29/24 Continued to 2025 in Senate Finance and Appropriations (12-Y 2-N)

HB 1474 (Batten) Virginia Code Commission; work group to recommend exemptions from Dam Safety Act; low hazard structures. Directs the Virginia Code Commission to convene a work group to recommend exemptions from the requirements of the Dam Safety Act for low hazard potential impounding structures where failure is not expected to cause loss of human life or material economic damage. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1474>

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1/31/24 House ACNR Subc recommends laying on table (6-Y 4-N)

HJ 55 (Hodges) Study; continuing the Joint Subcommittee on Recurrent Flooding; report. Continues the Joint Subcommittee on Recurrent Flooding for two additional years, through the 2025 interim. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HJ55>
1/29/24 House Rules Subc recommends laying on table (6-Y 0-N)

SB 267 (DeSteph) Local wetlands boards; permit application approval. Changes the standard for approval of a wetlands permit application from three members of a five-member wetlands board or four members of a seven-member wetlands board to a simple majority of those board members present and voting. Changes the standard for approval of a coastal primary sand dune permit application from three members of a five-member wetlands board or four members of a seven-member wetlands board to a simple majority of a quorum of such board. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB267>
1/31/24 Stricken at request of Patron in Senate ACNR (13-Y 0-N)

SB 289 (Roem) Stormwater management regulations; enterprise data center operations. Directs the State Water Control Board to adopt regulations that require certain stormwater management techniques for land disturbances related to the construction, expansion, or operation of an enterprise data center operation, as defined in the bill, that is located within one mile of any land owned or operated as a unit of the National Park Service or designated as a Virginia State Park or state forest. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB289>
1/23/24 Continued to 2025 in Senate ACNR (10-Y 5-N)

SB 665 (DeSteph) Southwest Regional Recreation Authority; soil erosion control and stormwater management plans; land-disturbing activities. Adds the Southwest Regional Recreation Authority to the list of entities that may submit standards and specifications for its conduct of land-disturbing activities to DEQ for approval as an alternative to submitting soil erosion control and stormwater management plans. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB665>
1/30/24 Continued to 2025 in Senate ACNR (9-Y 6-N)

SB 698 (French) Dam Safety, Flood Prevention, and Protection Assistance Fund; percentage of funds available; owner match requirements. Reduces from 50% to 30% the project match required of applicants to receive funds from the Dam Safety, Flood Prevention, and Protection Assistance Fund for grants (i) to a local government that owns a dam, (ii) to a local government for a dam located within the locality, or (iii) to a private entity that owns a dam for the design, repair, and safety modifications of such a dam if it is identified in a safety report... **Same as HB 259.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB698>
2/7/24 Continued to 2025 in Senate Finance and Appropriations (12-Y 3-N)

SB 733 (Marsden) Chief Resilience Officer; Office of Commonwealth Resilience; Interagency Resilience Working Group; Community Flood Preparedness Fund; Resilient Virginia Revolving Fund; Advisory Review Committee. Moves the position of CRO from under the Secretary of Natural and Historic Resources to under the Governor and creates an Office of Commonwealth Resilience to support the CRO in his functions and duties. Requires the CRO to convene an Interagency Resilience Working Group to support the coordination of planning and implementation of resilience efforts... **Same as HB 966 and HB 1458.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB733>
2/6/24 Continued to 2025 in Senate Finance and Appropriations (13-Y 2-N)

CONNECTIONS / RATES & CHARGES / LIENS

HB 136 (Campbell) Waiving of utility connection fees in certain areas; City of Staunton. Allows the City of Staunton to reduce or waive utility connection fees in certain designated areas. <https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb136>
2/2/24 Subc recommends reporting (8-Y 0-N)

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2/2/24 Reported from House Counties, Cities and Towns (22-Y 0-N)

2/8/24 Passed House (98-Y 0-N)

2/19/24 Reported from Senate Local Government (15-Y 0-N)

2/21/24 Passed Senate (40-Y 0-N)

3/8/24 Approved by Governor – Chapter 19, Eff. 7/1/24

HB 275 (Helmer) Public utilities; delay of termination of service for certain residential customers; serious medical condition; report. Requires the SCC to conduct a proceeding to establish limitations on the authority of public utilities and cooperatives that provide electric, gas, or water or wastewater services to terminate service to any residential customer who provides certification that the customer has a serious medical condition, or the customer resides with a family member with a serious medical condition. The bill directs the Commission to adopt regulations to implement such limitations after consulting with certain stakeholders. Requires SCC to submit a report by Nov. 1, 2026, and every three years thereafter, on the effectiveness of the serious medical condition policy after implementation of the regulations and include any suggested changes to such policy for residential utility and cooperative customers. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB275>

1/23/24 House Subc recommends reporting with amendments (10-Y 0-N)

1/25/24 Reported from Labor and Commerce with amendments (21-Y 0-N)

1/31/24 Passed House (100-Y 0-N)

3/4/24 Reported from Senate Commerce and Labor with amendment (12-Y 0-N)

3/6/24 Passed Senate with amendment (40-Y 0-N)

3/7/24 Senate amendment agreed to by House (99-Y 0-N)

HB 906 (Shin) Public utilities; municipal utilities; disconnection of service; limitations; report; consumer protections. Suspends electric, gas, water, and wastewater utilities subject to SCC regulation from disconnecting service to a residential customer for nonpayment of bills or fees during a state of emergency declared by the Governor and provides that such suspension lasts for 30 days after such declaration of the state of emergency. Suspends such electric and gas utilities from disconnecting service to a residential customer for nonpayment of bills or fees when the forecasted temperature low is at or below 32° F and suspends electric utilities from disconnecting any such customer from service when the forecasted temperature high is at or above 95° F within the 24 hours following scheduled disconnection. The bill further suspends electric, gas, water, and wastewater utilities from disconnecting residential customers from service on Fridays, weekends, state holidays, and the day immediately preceding a state holiday. Creates similar requirements for utilities owned or operated by a locality of the Commonwealth and provides customers a civil cause of action if the municipally owned or municipally operated utility fails to comply with the requirements of the bill. **Same as SB 480.**

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB906>

1/25/24 Reported from Labor and Commerce with substitute (15-Y 6-N)

1/31/24 Passed House (76-Y 24-N)

2/19/24 Reported from Senate Commerce and Labor with substitute (15-Y 0-N)

2/28/24 Reported from Senate Finance and Appropriations with substitute (12-Y 3-N)

3/1/24 Passed Senate with substitute (38-Y 2-N)

3/4/24 Senate substitute agreed to by House (78-Y 19-N)

HB 957 (Lopez) Virginia Residential Landlord and Tenant Act; tenant's assertion; condemnation of leased premises; remedies. Provides a rebuttable presumption of a landlord's material noncompliance with the rental agreement if the leased premises was condemned by an appropriate state or local agency due to the landlord's or his agent's refusal or failure to remedy a condition for which he was served a condemnation notice unless such condition was caused by an act of God. The bill requires a court, when such rebuttable presumption is established, to award the tenant the amount of three months' rent, any prepaid rent, and any security deposit paid by the tenant.

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB957>

2/8/24 Reported from General Laws with substitute (14-Y 6-N)

2/13/24 Passed House (69-Y 29-N)

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2/28/24 Reported from Senate General Laws and Technology (12-Y 3-N)
3/5/24 Passed Senate (21-Y 19-N)

HB 1251 (Cousins) Virginia Residential Landlord and Tenant Act; material noncompliance by landlord; rent escrow; relief. Removes the requirement that, prior to the granting of any relief, a tenant shall pay into escrow any amount of rent called for under the rental agreement and allows the court, upon motion of the tenant, to allow any payments of rent incurred after the initial filing of the action but prior to the court issuing a final order to be paid into a court escrow account in lieu of making such payments to the landlord. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1251>

2/1/24 Subc recommends reporting with substitute (7-Y 1-N)
2/6/24 Reported from House General Laws with substitute (13-Y 7-N)
2/12/24 Passed House (58-Y 42-N)
2/21/24 Reported from Senate General Laws and Technology (9-Y 6-N)
2/26/24 Passed Senate (21-Y 19-N)

HB 597 (Price) Virginia Residential Landlord and Tenant Act; enforcement by localities. Provides that if a condition exists in a rental dwelling unit that constitutes a material noncompliance by the landlord with the rental agreement or with any provision of law that, if not promptly corrected, constitutes a fire hazard or serious threat to the life, health, or safety of tenants or occupants of the premises, a locality may institute an action for injunction and damages to enforce the landlord's duty to maintain the rental dwelling unit in a fit and habitable condition, provided that (i) the property where the violation occurred is within the jurisdictional boundaries of the locality and (ii) the locality has notified the landlord who owns the property, either directly or through the managing agent, of the nature of the violation and the landlord has failed to remedy the violation to the satisfaction of the locality within a reasonable time after receiving such notice. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB597>

1/30/24 Reported from General Laws (15-Y 7-N)
2/5/24 Passed House (53-Y 45-N)
2/14/24 Reported from Senate General Laws and Technology (14-Y 0-N)
2/19/24 Passed Senate (39-Y 0-N)
3/9/24 Passed by until Reconvened Session, Apr. 17, 2024

SB 480 (Aird) Public utilities; municipal utilities; disconnection of service; limitations; report; consumer protections. Suspends electric, gas, water, and wastewater utilities subject to the regulation of the State Corporation Commission from disconnecting service to a residential customer for nonpayment of bills or fees during a state of emergency declared by the Governor and provides that such suspension lasts for 30 days after such declaration of the state of emergency. The bill suspends such electric and gas utilities from disconnecting service to a residential customer for nonpayment of bills or fees when the forecasted temperature low is at or below 32° F and suspends electric utilities from disconnecting any such customer from service when the forecasted temperature high is at or above 95° F within the 24 hours following the scheduled disconnection. The bill further suspends electric, gas, water, and wastewater utilities from disconnecting residential customers from service on Fridays, weekends, state holidays, and the day immediately preceding a state holiday. Creates similar requirements for utilities owned or operated by a locality of the Commonwealth and provides customers a civil cause of action if the utility fails to comply with the requirements of the bill. **Same as HB 906.**

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB480>
1/29/24 Reported from Senate Commerce and Labor with substitute (15-Y 0-N)
2/7/24 Reported from Finance and Appropriations (15-Y 0-N)
2/9/24 Passed Senate (40-Y 0-N)
2/20/24 Reported from House Labor and Commerce with substitute (17-Y 5-N)
2/23/24 Passed House (77-Y 21-N)
2/27/24 House Substitute agreed to by Senate (37-Y 1-N)

HB 1288 (Webert) Public utilities; classification of customers. Requires that a public electric utility or a public utility authorized to furnish water or water and sewer service include a separate classification

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for data centers when satisfying the existing requirement that any rate, toll, charge, or schedule of a public utility is only considered to be just and reasonable by the SCC if the public utility has demonstrated that such rates, tolls, charges, or schedules contain reasonable classifications of customers. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1288>
2/1/24 Continued to 2025 by House Labor and Commerce by voice vote

GRANTS & FUNDING

HB 133 (Convirs-Fowler) Emergency Response Toxic Exposure Grant Fund and Program. Creates the Emergency Response Toxic Exposure Grant Fund and Program to provide funding to local government employee responders who were exposed to toxic materials when responding to emergencies declared by the Commonwealth or a locality. Directs the Department of Fire Programs to convene a work group to assess eligibility for funding, qualifying emergencies, and other criteria & report findings by Nov. 1, 2024. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB133>
1/23/24 Reported from General Laws with amendments (21-Y 0-N)
1/31/24 House Appropriations Subc recommends reporting with substitute (7-Y 0-N)
2/2/24 Reported from Appropriations with substitute (22-Y 0-N)
2/8/24 Passed House (98-Y 0-N)
2/28/24 Reported from Senate General Laws and Technology with substitute (11-Y 0-N)
3/4/24 Reported from Senate Finance and Appropriations (15-Y 0-N)
3/6/24 Passed Senate with substitute (40-Y 0-N)
3/7/24 Senate substitute agreed to by House (99-Y 0-N)

HB 968 (Lopez) Virginia Green Infrastructure Bank; created. Creates Virginia Green Infrastructure Bank, an authority to promote and catalyze investment in qualified projects that reduce greenhouse gas emissions, assist climate-impacted communities, and promote environmental justice. Requires the Bank to be governed by a board of directors with the authority to hire a president and create a nonstock corporation to carry out duties of the bank. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB968>
2/13/24 Left in House Appropriations

SB 282 (Roem) Virginia Highway Safety Improvement Program; surplus funds. Provides that beginning in fiscal year 2025, in any fiscal year in which there is a surplus of general fund revenues, the Governor shall include in his proposed budget an appropriation of 10% of such surplus for the Virginia Highway Safety Improvement Program for the purpose of funding projects consistent with the objectives of the Program. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB282>
2/8/24 Passed by Indefinitely in Finance and Appropriations (15-Y 0-N)

MISCELLANEOUS WATER & ENVIRONMENT

HB 208 (Simonds) Comprehensive plan; healthy communities strategy. Authorizes localities, beginning July 1, 2024, to adopt a healthy communities strategy as part of its next and any subsequent reviews of the comprehensive plan. The bill provides that the locality's strategy may include identifying neighborhoods with major sources of pollution or hazardous waste and identifying objectives and policies to (i) reduce health risks in such neighborhoods, (ii) promote civic engagement by residents of such neighborhoods, and (iii) prioritize improvements and programs that address the needs of such neighborhoods. **Same as SB 595.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB208>
1/19/24 House Counties, Cities and Towns Subc recommends reporting with substitute (6-Y 2-N)
1/19/24 Reported from Counties, Cities and Towns with substitute (14-Y 8-N)
1/26/24 Passed House (49-Y 45-N)
2/19/24 Reported from Senate Local Government with amendment (9-Y 5-N)
2/21/24 Passed Senate with amendment (25-Y 15-N)
2/23/24 Senate amendment agreed to by House (50-Y 46-N)

HB 333 (Jones) Virginia Council on Environmental Justice; appointments to fill vacancies; timeliness. Requires vacancies in the membership of the Virginia Council on Environmental Justice to be filled within 60 days of the vacancy occurring. Appointments made following the expiration of a term are also required to be made within 60 days of the expiration of the term. The bill further directs any vacancy in existence on the date the bill's provisions take effect to be filled no later than July 31, 2024.

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB333>

2/2/24 Subc recommends reporting with substitute (3-Y 2-N)

2/6/24 Reported from House General Laws with substitute (10-Y 9-N)

2/12/24 Passed House (51-Y 49-N)

2/21/24 Reported from Senate General Laws and Technology with amendments (9-Y 6-N)

2/28/24 Reported from Finance and Appropriations (9-Y 5-N)

3/4/24 Passed Senate with amendments (20-Y 19-N)

3/5/24 Senate amendments agreed to by House (51-Y 48-N)

HB 949 (Lopez) Aboveground storage tanks; Hazardous Substance Aboveground Storage Tank Fund; civil penalties. Directs State Water Control Board to regulate aboveground storage tanks with a capacity of more than 1,320 gallons that contain hazardous substances other than oil. The bill directs the Board to adopt regulations that establish requirements for registration and other requirements of tank owners and that establish a schedule of registration and renewal fees. The bill authorizes the Board to take corrective action in the event of a discharge of a hazardous substance. The bill requires tank owners to notify certain parties in the event of a release of a regulated substance. Creates the Hazardous Substance Aboveground Storage Tank Fund, with moneys from the Fund to be used solely for the administration of the bill, and provides for civil penalties for violations of requirements of the bill, with such moneys received to be deposited into the existing Virginia Environmental Emergency Response Fund. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB949>

2/5/24 House Subc recommends reporting with substitute (9-Y 1-N)

2/7/24 Reported from House ACNR with substitute (21-Y 1-N)

2/9/24 Reported from Appropriations (11-Y 9-N)

2/13/24 Passed House (57-Y 41-N)

2/27/24 Reported from SACNR (14-Y 0-N)

2/29/24 Reported from Senate Finance and Appropriations with amendments (10-Y 4-N)

3/4/24 Passed Senate with amendments (40-Y 0-N)

3/5/24 Senate amendments agreed to by House (52-Y 46-N)

HB 1157 (Krizek) Consultation with federally recognized Tribal Nations in the Commonwealth; permits and reviews with potential impacts on environmental, cultural, and historic resources. Requires DCR, DEQ, the Department of Historic Resources, and the Virginia Marine Resources Commission to establish policies and procedures for consulting with federally recognized Tribal Nations in the Commonwealth when evaluating certain permits and reviews relating to environmental, cultural, or historic resources that potentially impact those federally recognized Tribal Nations in the Commonwealth. Directs Secretary of the Commonwealth to designate an Ombudsman for Tribal Consultation to facilitate communication with federally recognized Tribal Nations in the Commonwealth and requires the Ombudsman to develop a list of localities in which federally recognized Tribal Nations in the Commonwealth shall be consulted to effectuate the provisions of the bill. Codifies Exec. Order 82 (2021). <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1157>

1/31/24 Reported from ACNR with substitute (16-Y 6-N)

2/2/24 Reported from Appropriations with amendments (18-Y 4-N)

2/8/24 Passed House (62-Y 36-N)

2/27/24 Reported from SACNR with substitute (9-Y 3-N 2-A)

3/4/24 Reported from Senate Finance and Appropriations with substitute (14-Y 0-N 1-A)

3/4/24 Passed Senate with substitute (23-Y 16-N 1-A)

3/7/24 Senate substitute agreed to by House (65-Y 33-N)

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SB 595 (Bagby) Comprehensive plan; healthy communities strategy. Authorizes localities, beginning July 1, 2024, to adopt a healthy communities strategy as part of its next and any subsequent reviews of the comprehensive plan. The bill provides that the locality's strategy may include identifying neighborhoods with major sources of pollution or hazardous waste and identifying objectives and policies to (i) reduce health risks in such neighborhoods, (ii) promote civic engagement by residents of such neighborhoods, and (iii) prioritize improvements and programs that address the needs of such neighborhoods. **Same as HB 208.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB595>

1/22/24 Reported from Senate Local Government with substitute (10-Y 4-N 1-A)

1/25/24 Passed Senate (28-Y 12-N)

2/16/24 Reported from House Counties, Cities and Towns with amendments (14-Y 8-N)

2/21/24 Passed House (52-Y 47-N)

2/23/24 House amendment agreed to by Senate (25-Y 13-N)

HB 524 (Laufer) Permit applications for natural gas pipelines; State Water Control Law. Requires applicants for federal licenses or permits for natural gas transmission pipelines with an inside diameter of at least 24 inches to submit a separate application, erosion and sediment control plan, and stormwater management plan to DEQ concurrently with a Joint Permit Application. Current law requires such application standards for pipelines with inside diameter of greater than 36 inches... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB524>

1/31/24 Continued to 2025 in House ACNR by voice vote

HB 1000 (Anthony) Environmental Justice Task Force; report. Establishes the Environmental Justice Task Force for the purpose of furthering environmental justice in the Commonwealth, consisting of the Secretary of Natural and Historic Resources, the Secretary of Health and Human Resources, the Secretary of Commerce and Trade, the Secretary of Agriculture and Forestry, and the Secretary of Transportation, or their designees. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1000>

2/13/24 Left in Rules

HB 1464 (Wiley) Validity of conservation easements; open-space land; public body. Requires the public body to hold a conservation easement or the public body acquiring real property for open-space land to determine that the limitations or obligations from acquiring such easement or real property for open-space land conform in all respects to the comprehensive plan for the area in which the easement or real property is located. <https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb1464>

2/13/24 Left in House ACNR

HB 1472 (Gardner) Water certificates or permits; compliance with water quality standards. Requires the State Water Control Board to ensure all activities allowed under any water certificate or permit are in compliance with the water quality standards promulgated by the Board. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1472>

2/13/24 Left in House ACNR

SB 721 (Mulchi) Local government actions related to comprehensive plans, local planning commissions, subdivision plats and site plans, and zoning ordinances; approval process. Makes several changes to local government land use approval processes, including (i) prohibiting use of the comprehensive plan as the basis, in whole or in part, for the disapproval of a site plan that is otherwise in conformity with duly adopted standards, ordinances, and statutes and (ii) allowing automatic approval of certain land use applications rather than a right to petition the circuit court... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB721>

1/29/24 Continued to 2025 in Senate Local Government (15-Y 0-N)

CYBERSECURITY

HB 651 (Feggans) Virginia Information Technologies Agency; powers of the CIO; creation of Cyber Civilian Corps. Establishes an advisory board within the Virginia Information Technologies

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Agency to review and make recommendations regarding the creation and administration of the Virginia Cyber Civilian Corps. Instructs the Chief Information Officer to consult with the advisory board in decisions related to deployment of the Corps during cybersecurity incidents, defined in the bill. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB651>

1/22/24 Reported from House Communications, Technology and Innovation (12-Y 10-N)

1/29/24 Approps Subc recommends reporting with substitute (7-Y 0-N)

1/31/24 Reported from Appropriations with substitute (22-Y 0-N)

2/6/24 Passed House (61-Y 38-N)

2/14/24 Reported from Senate General Laws and Technology (15-Y 0-N)

2/19/24 Passed Senate (39-Y 0-N)

3/9/24 Passed by until Reconvened Session, Apr. 17, 2024

SB 222 (McGuire) Commonwealth information security requirements. Requires state public bodies, defined in the bill, to (i) comply with the Commonwealth's security policies and standards, (ii) ensure each of their employees completes information security training, (iii) conduct regular security audits, (iv) report the results of such audits to the appropriate entity, and (v) implement security monitoring and enter into memoranda of understanding with the CIO for sharing information with the Commonwealth's central information security systems. Directs the CIO to (a) publish and maintain a list of the Commonwealth's security policies and standards with which state public bodies are required to comply, (b) ensure that transition meetings with state public bodies occur, and (c) document such transitions ... **Same as HB 1095.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB222>

2/7/24 Reported from Senate General Laws and Technology with substitute (15-Y 0-N)

2/12/24 Reported from Finance and Appropriations (14-Y 0-N)

2/13/24 Passed Senate (40-Y 0-N)

2/19/24 Reported from House Communications, Technology and Innovation (22-Y 0-N)

2/21/24 Reported from House Appropriations (22-Y 0-N)

2/26/24 Passed House (96-Y 0-N)

HB 666 (Freitas) State agencies; electronic information breach. Requires every state agency to promptly notify affected citizens of the Commonwealth in the event of a breach of such state agency's electronic information system from unauthorized uses, intrusions, or other security threats, which breach compromises such citizens' personal information. Requires Chief Information Officer to provide requirements for such notifications. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB666>
2/13/24 Left in House Communications, Tech and Innovation

HB 1095 (Oates) Commonwealth information security requirements. Requires state public bodies, defined in the bill, to (i) comply with the Commonwealth's security policies and standards, (ii) ensure each of their employees completes information security training, (iii) conduct regular security audits, (iv) report the results of such audits to the appropriate entity, and (v) implement security monitoring and enter into memoranda of understanding with the CIO for sharing information.... **Same as SB 222.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1095>
2/13/24 Left in House Communications, Tech and Innovation

SB 172 (Craig) Militia state active duty; cyber-related support. Provides that the Governor or his designee may call forth the militia or any part thereof to state active duty for service when the Governor determines that cyber-related support is needed to assist state or local agencies or to assist private entities that provide critical infrastructure. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB172>
1/27/24 Passed by indefinitely in Finance and Appropriations (10-Y 5-N)

KEY PROCUREMENT BILLS FOR WATER INFRASTRUCTURE

HB 1108 (Carr) Virginia Public Procurement Act; construction management and design-build contracting. Limits the use of construction management or design-build contracts by state public bodies and covered institutions for complex projects. The bill requires state public bodies, covered

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institutions, and local public bodies to provide documentation of the processes used for the final selection of a contract to all the unsuccessful applicants upon request. Adds certain requirements for covered institutions, including posting all documents exchanged between the Department of General Services and the covered institution on the central electronic procurement website eVA and requires approval by the covered institution's board of visitors or governing board if the covered institution chooses to proceed with construction management or design-build against the recommendation of the Department. **Same as SB 249.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1108>

2/1/24 Reported from General Laws with substitute (22-Y 0-N)

2/1/24 Incorporates [HB 965](#) (Lopez)

2/5/24 House Approps Subc recommends reporting (8-Y 0-N)

2/7/24 Reported from House Appropriations (22-Y 0-N)

2/13/24 Passed House (99-Y 0-N)

2/28/24 Reported from Senate General Laws and Technology with substitute (15-Y 0-N)

3/4/24 Reported from Senate Finance and Appropriations (14-Y 0-N)

3/6/24 Passed Senate with substitute (40-Y 0-N)

3/7/24 House rejected Senate substitute (1-Y 97-N)

3/7/24 Conferees appointed

3/8/24 Conference Report agreed to by House (99-Y 0-N) and Senate (40-Y 0-N)

HB 1116 (Carr) Virginia Public Procurement Act; methods of procurement; certain construction projects. Allows a public body to establish purchase procedures, if adopted in writing, not requiring competitive sealed bids or competitive negotiation for single or term contracts for non-transportation-related construction projects if the aggregate or the sum of all phases is not expected to exceed \$400,000. Current law places limit at \$200,000.

<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1116>

2/6/24 House General Laws Subc recommends reporting with amendments (7-Y 0-N)

2/8/24 Reported from General Laws with amendments (16-Y 4-N)

2/13/24 Passed House (75-Y 23-N)

2/28/24 Reported from Senate General Laws and Technology (15-Y 0-N)

3/4/24 Passed Senate (39-Y 0-N)

SB 18 (Locke) Virginia Public Procurement Act; construction management and design-build contracting; applicability. States that design-bid-build, defined in the bill, utilizing competitive sealed bidding is the preferred method of procurement for construction services in the Commonwealth. Complex projects, defined in the bill, may request an exemption from the provisions of the bill and relevant law from the Division of Engineering and Buildings of the Department of General Services. The bill requires all documents related to the proposed use of construction management or design-build by state public bodies and institutions of higher education and any available subcontractor opportunities to be posted on eVA. Transfers from the Department of General Services to the Division of Engineering and Buildings the authority to evaluate the proposed use of construction management or design-build by state public bodies and institutions of higher education and specifies that a local governing body must approve at a public meeting the use of construction management or design-build by a local public body. Prohibits state public bodies, institutions of higher education, and local governing bodies from considering prior construction management or design-build experience of contractors on comparable projects. **Same as HB 1191.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB18>

2/12/24 Reported from Finance and Appropriations with substitute (15-Y 0-N)

2/12/24 Incorporates [SB 249 \(McPike\)](#)

2/13/24 Passed Senate (40-Y 0-N)

2/27/24 Reported from House General Laws with substitute (21-Y 1-N)

3/1/24 Passed House (96-Y 0-N)

3/5/24 House substitute *rejected* by Senate (0-Y 40-N)

3/07/24 Conferees appointed

3/8/24 Conference Report agreed to by House (98-Y 0-N) and Senate (40-Y 0-N)

HB 965 (Lopez) Virginia Public Procurement Act; consideration of best value concepts for construction services. Permits public bodies to consider best value concepts when procuring construction services. Currently, public bodies may consider best value concepts only when procuring goods and nonprofessional services. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB965>
2/1/24 Incorporated by House General Laws ([HB1108](#)-Carr) by voice vote

HB 1191 (Sickles) Virginia Public Procurement Act; construction management and design-build contracting; applicability. States that design-bid-build, defined in the bill, utilizing competitive sealed bidding is the preferred method of procurement for construction services in the Commonwealth. Complex projects, defined in the bill, may request an exemption from the provisions of the bill and relevant law from the Division of Engineering and Buildings of the Department of General Services. The bill requires all documents related to the proposed use of construction management or design-build by state public bodies and institutions of higher education and any available subcontractor opportunities to be posted on eVA. Transfers from DGS to the Division of Engineering and Buildings the authority to evaluate the proposed use of construction management or design-build by state public bodies and institutions of higher education and specifies that a local governing body must approve at a public meeting the use of construction management or design-build by a local public body. **Same as SB 18.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1191>
2/13/24 Left in House General Laws

HB 1273 (Krizek) Virginia Public Procurement Act; competitive sealed bidding; required criteria in invitations to bid. Requires all public bodies to include in any Invitation to Bid criteria that will be used in determining whether a bidder who is not prequalified by VDOT is a responsible bidder. Current law authorizes, but does not require, localities to include such criteria in Invitations to Bid. **Same as SB 647.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1273>
2/27/24 Continued to 2025 in Senate Finance and Appropriations (15-Y 0-N)

SB 249 (McPike) Virginia Public Procurement Act; construction management and design-build contracting. Limits the use of construction management or design-build contracts by state public bodies and covered institutions for complex projects. The bill requires state public bodies, covered institutions, and local public bodies to provide documentation of the processes used for the final selection of a contract to all the unsuccessful applicants upon request. The bill adds certain requirements for covered institutions, including posting all documents exchanged between the Department of General Services and the covered institution on the central electronic procurement website eVA and requires approval by the covered institution's board of visitors or governing board if the covered institution chooses to proceed with construction management or design-build against the recommendation... **Same as HB 1108.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB249>
2/12/24 Incorporated by Finance and Appropriations (SB18-Locke) (15-Y 0-N)

SB 647 (Carroll Foy) Virginia Public Procurement Act; competitive sealed bidding; required criteria in invitations to bid. Requires all public bodies to include in any Invitation to Bid criteria that will be used in determining whether a bidder who is not prequalified by VDOT is a responsible bidder. Current law authorizes, but does not require, localities to include such criteria in Invitations to Bid. **Same as HB 1273.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB647>
2/12/24 Continued to 2025 in Finance and Appropriations (15-Y 0-N)

MISCELLANEOUS OTHER

HB 122 (Sullivan) DEQ; review and authorization of projects; hearing and appeal. Allows any person aggrieved by the final decision of DEQ and who has participated in a proceeding for a permit to construct or operate a small renewable energy project under procedures adopted by the Department to seek judicial review of such action in accordance with the Administrative Process Act in the Circuit Court of the City of Richmond. Requires the court to hear and decide such action as soon as practicable after

JOINT LEGISLATIVE TRACKING REPORT (2/29/2024)

the date of filing and provides that a party in interest to such action will have right to appeal to the Supreme Court. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB122>
2/8/24 Reported from Labor and Commerce with substitute (18-Y 4-N)
2/13/24 Passed House (74-Y 24-N)
2/28/24 Reported from Senate Courts of Justice with amendment (7-Y 4-N)
3/4/24 Passed Senate with amendment (22-Y 16-N)
3/5/24 Senate amendment agreed to by House (75-Y 25-N)

HB 143 (Reid) Utility work database. Requires the Department of Transportation to establish and maintain a publicly accessible database and map of all utility work that has been approved by DOT and will occur within a highway right-of-way. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB143>
2/6/24 House Transportation Subc recommends reporting with substitute (8-Y 0-N)
2/8/24 Reported from Transportation with substitute (22-Y 0-N)
2/13/24 Passed House (99-Y 0-N)
2/22/24 Reported from Senate Transportation (15-Y 0-N)
2/27/24 Passed Senate (39-Y 0-N)

HB 1379 (Lovejoy) DEQ reports; consolidation. Consolidates varying due dates for certain reports relating to DEQ to the Governor and the General Assembly to November 1 and requires such reports be submitted as part of one annual report. Removes the requirement that the Roanoke River Basin Bi-State Commission submit its annual report to the Governor and General Assembly of North Carolina. Delayed effective date of Jan. 1, 2025. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1379>
2/7/24 Reported from House ACNR with substitute (20-Y 0-N)
2/13/24 Passed House (88-Y 11-N)
2/20/24 Reported from SACNR (15-Y 0-N)
2/23/24 Passed Senate (39-Y 0-N)

HB 1452 (Askew) Duties of agencies and their appointing authorities; diversity, equity, and inclusion strategic plans. Requires each state agency to submit its annual report assessing the impact of its diversity, equity, and inclusion strategic plans on the populations served by the agency and on the agency's workforce budget to the General Assembly, in addition to the Governor, by July 1 of each year. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1452>
2/8/24 Reported from General Laws (16-Y 4-N)
2/13/24 Passed House (59-Y 40-N)
2/28/24 Reported from Senate General Laws and Technology (15-Y 0-N)
3/4/24 Passed Senate (29-Y 10-N)

HB 1488 (Henson) Local government; standardization of public notice requirements for certain meetings, hearings, or intended actions. Standardizes the frequency with which and length of time in which notices of certain meetings, hearings, and other intended actions of localities must be published. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1488>
1/26/24 Reported from House Counties, Cities and Towns (20-Y 0-N)
2/1/24 Passed House (99-Y 0-N)
2/19/24 Reported from Senate Local Government with substitute (14-Y 0-N)
2/20/24 Passed Senate with substitute (40-Y 0-N)
2/23/24 Senate substitute agreed to by House (96-Y 0-N)

SB 36 (Locke) Virginia Freedom of Information Act; definition of meetings. Exempts certain public meetings from the definition of "meeting" under the Virginia Freedom of Information Act to clarify that three or more members of a public body may appear and participate in such public meeting without violating the Act, provided that no public business is transacted or discussed. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB36>
1/24/24 Reported from Senate General Laws and Technology with substitute (15-Y 0-N)
1/30/24 Passed Senate (40-Y 0-N)

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2/20/24 House General Laws Subc recommends reporting with substitute (8-Y 0-N)
2/27/24 Passed House (97-Y 0-N)
2/29/24 House substitute rejected by Senate (0-Y 39-N)
3/5/24 Conferees appointed
3/8/24 Conference Report agreed to by House (99-Y 0-N) and Senate (40-Y 0-N)

SB 729 (Surovell) Virginia Climate Innovation Authority; established; report. Creates the Virginia Climate Innovation Authority to finance clean energy projects, greenhouse gas emissions reduction projects, and other qualified projects through the strategic deployment of public funds in the form of grants, loans, credit enhancements, and other financing mechanisms. The Authority is governed by a 12-member Board. The bill contains provisions for (i) the appointment of a president and the hiring of staff, (ii) the powers and duties of the Authority, (iii) lending practices, (iv) a strategic plan, (v) an investment strategy, (vi) public outreach requirements, (vii) audits, (viii) exemptions from taxes and from personnel and procurement procedures, and (ix) reporting requirements. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB729>

1/29/24 Reported from Senate Local Government (14-Y 0-N)
2/5/24 Reported from Commerce and Labor with substitute (10-Y 5-N)
2/12/24 Reported from Senate Finance and Appropriations (11-Y 0-N 4-A)
2/13/24 Passed Senate (29-Y 9-N)
2/23/24 Reported from House Rules (11-Y 6-N)
2/28/24 Reported from Appropriations with amendments (12-Y 10-N)
3/4/24 Passed House (57-Y 40-N)
3/7/24 House amendments rejected by Senate (0-Y 40-N)
3/7/24 Conferees appointed
3/9/24 Conference Report agreed to by Senate (28-Y 12-N) and House (56-Y 43-N)

HB 28 (Jones) Fossil fuel projects moratorium; transitioning energy workers; environmental justice protections. Establishes a moratorium, effective Jan. 1, 2025, on any approval by any state agency or political subdivision required for (i) electric generating facilities that generate fossil fuel energy through the combustion or use of a fossil fuel resource, (ii) import or export terminals for fossil fuel resources, (iii) modification of an import or export terminal for a fossil fuel resource, (iv) gathering lines for transport of any fossil fuel resource... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB28>
1/29/24 House Rules Subc recommends laying on table (6-Y 0-N)

HB 139 (Simonds) Providing for minimum wage standards in underground infrastructure work, for application of Prevailing Wage Act. Directs the Department of Labor and Industry to determine and make available the prevailing wage rate for underground infrastructure work. Under the bill, each public service company shall ensure that its bid specifications or other contracts applicable to underground infrastructure works require payment at the prevailing wage rate.

<https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb139>
2/6/24 Reported from House Labor and Commerce with substitute (12-Y 10-N)
2/13/24 Passed House (51-Y 49-N)
2/26/24 Reported from Senate Commerce and Labor (8-Y 7-N)
2/29/24 Reported from Senate Finance and Appropriations with amendments (10-Y 4-N)
3/5/24 Passed Senate with amendments (21-Y 19-N)
3/6/24 Senate amendments rejected by House (0-Y 97-N)
3/7/24 Conferees appointed
3/9/24 Failed to Pass in House (49-Y 47-N 1-A)

HB 443 (Williams) Local government; standardization of public notice requirements for certain meetings, hearings, or intended actions. Standardizes the frequency with which and length of time in which notices of certain meetings, hearings, and other intended actions of localities must be published. The notice provisions included in the bill are organized into three groups: (i) publication required at least seven days before a meeting, hearing, or intended action; (ii) publication required

twice, with the first notice appearing no more than 28 days before and the second notice appearing no less than seven days before a meeting... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB443>
2/9/24 Stricken from docket by House Counties, Cities and Towns (21-Y 0-N)

HB 725 (Webert) Counties, cities and towns; powers of local government; conveyance of real property; public hearing requirement. Adds to the list of exemptions from the requirement imposed upon localities to hold a public hearing prior to the disposition of real property owned by such locality the conveyance of any utility easement necessary to provide utilities to residential properties adjacent to property owned by the locality. Current law only excludes from such public hearing requirement (i) the leasing of real property to another public body, political subdivision, or authority and (ii) the conveyance of site development or utility easements related to transportation projects across public property. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB725>
2/26/24 Continued to 2025 in Senate Local Government (12-Y 3-N)

HB 727 (Webert) Administrative Process Act; emergency regulations for economic development projects. Provides that an agency may receive a waiver, defined in the bill as the approval for the promulgation of emergency regulations or suspension of current regulations, for the creation of qualifying economic development projects, also defined in the bill, upon consultation with and receipt of the approval of the Virginia Economic Development Partnership and Virginia Innovation Partnership Authority and the approval of the Governor that such regulations are necessary for the achievement of such qualifying economic development project. **Exempts** from such waiver the promulgation of regulations pursuant to the Virginia Occupational Safety and Health Program of the Virginia Department of Labor and Industry and by DEQ. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB727>
1/25/24 Subc recommends laying on table (5-Y 3-N)

HB 930 (Earley) Zoning ordinances; adequate public facilities. Allows a locality to determine the timing of development by considering the adequacy of public facilities when making zoning decisions. A locality that makes a determination of inadequate facilities may reject or defer a rezoning application based solely on that determination. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB930>
2/13/24 Left in Counties, Cities and Towns

HB 1236 (Marshall) Local government actions related to comprehensive plans, local planning commissions, subdivision plats and site plans, and zoning ordinances; approval process. Makes several changes to local government land use approval processes, including (i) prohibiting use of the comprehensive plan as the basis, in whole or in part, for the disapproval of a site plan that is otherwise in conformity with duly adopted standards, ordinances, and statutes and (ii) allowing automatic approval of certain land use applications rather than a right to petition the circuit court....
<https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1236>
2/1/24 House Counties, Cities and Towns Subc recommends laying on table (8-Y 0-N)

HB 1332 (Moorefield) Nuisance; action against adjoining property owner. Provides that a civil action may be brought by a property owner against the owner of an adjoining property alleged to be a nuisance for damages and reasonable attorney fees and costs. A hearing held pursuant to such action shall be held 90 days after the filing of such action and that, if the defendant provides evidence that he has taken all actions necessary to correct the nuisance, the case shall be dismissed. <https://lis.virginia.gov/cgi-bin/legp604.exe?ses=241&typ=bil&val=hb1332>
2/5/24 House Courts of Justice Subc recommends striking from docket (8-Y 0-N)

SB 446 (Stuart) Environmental Board consolidated; Board of Environmental Resources established. Consolidates the State Air Pollution Control Board, State Water Control Board, and Virginia Waste Management Board and transfers the duties of such boards into a new Board of Environmental Resources. The bill establishes membership, term, meeting, and recording requirements for the Board... <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB446>
1/23/24 Continued to 2025 in Senate ACNR (15-Y 0-N)

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HB 1428 (Shin) Department of Professional and Occupational Regulation; application review timelines. Requires each regulatory board within DPOR to adopt a timeline of each stage that a completed application for licensure, certification, or registration will undergo as it is reviewed by such board. Requires that such regulatory board approve any completed application within 30 days of its receipt. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HB1428>
2/8/24 Stricken from docket in House General Laws (20-Y 0-N)

SB 473 (Hackworth) Administrative Process Act; executive branch agencies. Requires executive branch agencies to ensure that certain regulations and guidance documents under the Virginia Register Act and Administrative Process Act are posted on the Virginia Regulatory Town Hall. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB473>
1/31/24 Stricken at request of Patron in Senate Finance and Appropriations (15-Y 0-N)

SB 652 (Sturtevant) Zoning ordinances; adequate public facilities. Allows a locality to determine the timing of development by considering the adequacy of public facilities when making zoning decisions. A locality that makes a determination of inadequate facilities may reject or defer a rezoning application based on that determination. <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SB652>
1/22/24 Passed by indefinitely in Senate Local Government (13-Y 2-N)

HJ 24 (Helmer) Study; joint subcommittee; Dillon Rule; report. Creates a 13-member joint subcommittee for a one-year study of the Dillon Rule and its impact on Virginia's localities. **Same as SJ 18.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+HJ24>
1/29/24 House Rules Subc recommends continuing to 2025 by voice vote

SJ 18 (Hashmi) Study; joint subcommittee; Dillon Rule; report. Creates a 13-member joint subcommittee for a one-year study of the Dillon Rule and its impact on Virginia's localities. **Same as HJ 24.** <https://lis.virginia.gov/cgi-bin/legp604.exe?241+sum+SJ18>
2/2/24 Continued to 2025 in Senate Rules by voice vote

KEY DATES

Jan. 10 – Session convenes; pre-filed bill introduction deadline

Jan. 12 – Budget amendment and bill drafting request deadline (5pm)

Jan. 19 – Last day to introduce legislation (3pm)

Feb. 13 – Crossover deadline; beginning Feb. 14 each house may only consider the other's bills

Feb. 28 – Each house to complete work on other house's Budget Bill and appoint conferees

Mar. 9 – Adjournment Sine Die

April 17 – Reconvened Session ("Veto Session")

SUPPLEMENTAL BUDGET REPORT

HB 30: FY2024-2026 BIENNIAL BUDGET PROPOSAL (12/18/2023)

VDH Budget

Item 280: Drinking Water Improvement.

- Additional General Funds of ~ \$3.2M/yr
- Increases in Construction Financing reflecting federal BIL SRF funds
- Increases General Funds to match federal capitalization grant

DEQ

See Separate PDF File for DBP Summary of Major Elements of DEQ & DCR Budget distributed in January.

Item 363: Water Protection.

Carryover Provision:

J. 2. Notwithstanding § [62.1-44.15:28](#), as it is currently effective and as it shall become effective, Code of Virginia, the permit fee regulations adopted by the State Water Control Board pursuant to § [62.1-44.15:28](#), as it is currently effective and as it shall become effective, Code of Virginia, for the Virginia Pollutant Discharge Elimination System Permit for Discharges of Stormwater from Construction Activities and municipal separate storm sewer system permits shall be set at an amount representing no less than 60 percent, not to exceed 62 percent, of the direct costs for the administration, compliance and enforcement of Virginia Pollutant Discharge Elimination System Permit for Discharges of Stormwater from Construction Activities and municipal separate storm sewer system permits. To the extent practicable, the Board shall solicit input from affected stakeholders when establishing the new fee structure.

Item 365: Environmental Financial Assistance.

Carryover Provision:

G.1. Each locality establishing a utility or enacting a system of service charges to support a local stormwater management program pursuant to § [15.2-2114](#), Code of Virginia, shall provide to the Auditor of Public Accounts by October 1 of each year, in a format specified by the Auditor, a report as to each program funded by these fees and the expected nutrient and sediment reductions for each of these programs. The Department of Environmental Quality shall, at the request of the Auditor of Public Accounts, offer assistance to the Auditor's office in the review of the submitted reports.

2. The Auditor of Public Accounts shall include in the Specifications for Audits of Counties, Cities, and Towns regulations for all local governments establishing a utility or enacting a system of service charges to support a local stormwater management program pursuant to § 15.2-2114, Code of Virginia, a requirement to ensure that each impacted local government is in compliance with the provisions of § 15.2-2114 A., Code of Virginia. Any such adjustment to the Specifications for Audits of Counties, Cities, and Towns regulations shall be exempt from the Administrative Process Act and shall be required for all audits completed after July 1, 2014.

DCR

See Separate PDF File for DBP Summary of Major Elements of DEQ & DCR Budget distributed in January.

HB 29: PROPOSED AMENDMENTS TO FY2022-2024 BUDGET

SNHR

Item 373 Administrative and Support Services. *Included in the appropriation for this Item is \$500,000 the second year from the general fund to consider and assess strategies and policies for the Commonwealth to improve intergovernmental and interagency coordination and to maximize federal funding opportunities in planning for and implementing flood resilience of both human and natural systems and infrastructures throughout the Commonwealth.*

SUPPLEMENTAL BUDGET REPORT

House & Senate Approved Final Budget Amendments (3/9/2024)

Budget Items in *italics* are dead and have been moved to the end of each section

HB 30 (FY2024-2026 BUDGET)

PFAS

PFAS Reporting Requirements (Item 363) (#4c, [Conference Report](#)). Provides \$760,320 and 3 FTEs pursuant to HB 1085, establishing a system of monitoring & reporting on PFAS sources within PWSs.

Cost Analysis of PFAS and EPA Copper Rules (Item 280) (#1c, [Conference Report](#)). Provides \$500,000 for and directs VDH to conduct a cost analysis of implementing pending federal PFAS regulations for Virginia local water systems; directs VDH to conduct an analysis of cost to Virginia localities to implement pending EPA Copper Rules for water system lead service lines.

WATER SUPPLY

Increase Groundwater Technical Capacity (SJR 25) (Item 363) (#6c, [Conference Report](#)). Provides \$200,000 to increase groundwater technical capacity & complete study of the groundwater supply.

WASTEWATER

WQIF Wastewater Treatment Plant Upgrades (Item C-53.50) (#1c, [Conference Report](#)). Authorizes \$400M (\$200M VPBA bonds, \$200M cash) for expenses related to wastewater projects for Chesapeake Bay nutrient reduction. The bonds authorized in the first year, to be issued by VPBA.

Wastewater Upgrades for Town of Cleveland (Item 365) (#2c, [Conference Report](#)). Provides \$91,506 for Town of Cleveland WWTP upgrades.

Remove Language Limiting Deposits to WQIF Reserve (language only) (Item 358) (#1c, [Conference Report](#)). Removes proposed language that would have removed requirement that 15% of mandatory WQIF deposits be directed to WQIF Reserve if balance of Reserve exceeds \$100 M.

Feasibility and Cost Analysis of SWIFT Model Expansion (Item 363) (#4s, [Senate Floor Approved](#)). Provides \$400,000 to DEQ to conduct a feasibility & cost analysis of implementing water treatment upgrades modeled on HRSD SWIFT project.

STORMWATER (INCLUDING FLOODING)

Remove Reporting Requirement for Local Stormwater Programs (language only) (Item 2) (#3c, [Conference Report](#)). Removes requirement that localities establishing a utility or enacting a system of service charges to support a local stormwater management program shall provide report as to each program funded by these fees and expected nutrient/sediment reductions for these programs.

SWCD Operational Costs (Item 359) (#10c, [Conference Report](#)). Provides additional \$6M to support increasing Soil and Water Conservation District operational costs.

Resilient Revolving Loan Fund. (Item 359) (#2c, [Conference Report](#)). Maintains current capitalization of the Resilient Virginia Revolving Loan Fund at \$125M; does not provide additional \$25M as initially proposed.

SUPPLEMENTAL BUDGET REPORT

Regional Greenhouse Gas Initiative Participation (language only) (Item 366) ([#1c, Conference Report](#)). Requires Commonwealth to rejoin RGGI.

Pay-for-Outcomes Pilot Program (Item 365) ([#1c, Conference Report](#)). Provides \$20M for the establishment of a pay-for-outcomes pilot program to accelerate nutrient reductions.

Anticipated Proceeds from Rejoining RGGI (Item 102) ([#8h, House Floor Approved](#)). *Appropriates \$100M in anticipation of future revenues earned through the State rejoining RGGI.*

Anticipated Proceeds from Rejoining RGGI (Item 359) ([#3h, House Floor Approved](#)). *Appropriates \$100M to the Virginia Community Flood Preparedness Fund in anticipation of future revenues earned through the state rejoining RGGI. This is a companion budget amendment*

MISCELLANEOUS WATER & ENVIRONMENT

Lake Anna Cyanobacteria Remediation (Item 359) ([#5c, Conference Report](#)). Provides \$500,000 to support cyanobacteria mitigation and remediation at Lake Anna.

Nutrient Management Planning. (Item 359) ([#13c, Conference Report](#)). Provides \$272,000 and one FTE to support nutrient management planning.

WQIF Reserve Adjustment. (Item 359) ([#14c, Conference Report](#)). Restores to \$2.5M each year the deposit in WQIF Reserve derived from taxes on watercraft fuel sales.

Redirect Proposed Spending on Dissolved Oxygen Monitoring (Item 363) ([#1c, Conference Report](#)). Redirects proposed funding (-\$8,250,000) to increase D.O. monitoring, to other DEQ needs.

Mitigation Trading and Wetland In-Lieu Fees (Item 363) ([#2c, Conference Report](#)). Provides \$1.5M and 3 FTEs to establish a mitigation trading platform & wetland in-lieu fee mitigation program.

Study of HABs at Smith Mountain Lake (Item 363) ([#7c, Conference Report](#)). Provides \$150,000 for DEQ to conduct a study of harmful algal blooms occurring at Smith Mountain Lake.

HB 949 – Hazardous Substances Discharges (Item 363) ([#5c, Conference Report](#)). Provides \$506,880 and two FTEs pursuant to HB 949, which establishes reporting and monitoring processes related to leaks of hazardous substances.

DEQ Staffing for VPDES Program (Item 363) ([#3h, House Floor Approved](#)). *\$1,350,000 and five FTEs to increase the administrative workload capacity of the VPDES program.*

HB 29 (FY2022-2024 BUDGET) “CABOOSE BILL”

Clarifying Language for ARPA Funded Wastewater Projects. (Item 486) ([#3c, Conference Report](#)). Language-only amendment provides flexibility in the use of ARPA funds previously provided for wastewater treatment facility improvements approved by DEQ.