

ITEM 363.	Item Details(\$)		Appropriations(\$)	
	First Year FY2025	Second Year FY2026	First Year FY2025	Second Year FY2026
Stormwater Management Fund.				
<p>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.</p>				
<p>3. Notwithstanding § 62.1-44.19:20, Code of Virginia, the application fee schedule adopted by the State Water Control Board pursuant to § 62.1-44.19:20, Code of Virginia, 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 the nutrient credit certification program. To the extent practicable, the Board shall solicit input from affected stakeholders when establishing the new fee structure.</p>				
<p>K. The Director of the Department of Environmental Quality shall convene a working group for the purpose of developing an annual or project-based fee schedule for the review of erosion and sediment control plans related to solar energy project applications. The working group shall include representatives of (i) private sector companies that own or operate solar energy facilities, (ii) local governments that permit solar facilities, and (iii) other stakeholders determined by the Department to be necessary to the development of the fee schedule.</p>				
<p>L. Out of the amounts in this item, \$750,000 the first year and \$750,000 the second year to establish a mitigation trading platform and wetland in-lieu fee mitigation program consistent with the provisions of § 62.1-44.15:23.1, Code of Virginia.</p>				
<p>M. Out of the amounts in this item, \$150,000 the first year from the general fund is provided for the department, in collaboration with Virginia Polytechnic and State University and the Smith Mountain Lake Association, to conduct a study of the harmful algal blooms occurring at Smith Mountain Lake. The research shall include evaluation of conditions that have led to the appearance of harmful algal blooms and include recommendations for prevention of further occurrences.</p>				
<p><i>N. Out of the amounts in this item, \$500,000 the first year from the general fund is provided to support United States Geological Survey monitoring of harmful algal blooms in the Shenandoah River. Any funds remaining at the end of the fiscal year shall carryforward for the same purpose.</i></p>				
<p><i>O. Out of the amounts in this item, \$250,000 the first year from the general fund is provided for the department, in coordination with the Division of Consolidated Laboratory Services, to provide testing of inland waterways in the Commonwealth for the presence of harmful algal blooms, which may include enumeration of cyanobacteria and associated toxicity analyses. Any funds in this paragraph remaining at the end of the fiscal year shall be carried forward and reappropriated for the same purpose.</i></p>				
<p><i>P. Out of the amounts in this item, \$2,300,000 the first year from the general fund is provided for groundwater research in the Eastern Groundwater Management Area. The appropriation shall be distributed as follows: \$2,000,000 for the department to install five additional multi-well research stations to gather additional data to study the upper portions of the Eastern Groundwater Management Area; and \$300,000 for the department to conduct a study, in coordination with Virginia Polytechnic Institute and State University, to determine technically feasible locations within the Eastern Groundwater Management Area to recommend water treatment upgrades for Virginia municipal water systems modeled on the Hampton Roads Sanitation District SWIFT project and the cost of such upgrades. The analysis shall be provided to the Chairs of the State Water Commission, House Committee on Agriculture, Chesapeake, and Natural Resources, and Senate Committee on Agriculture, Conservation, and Natural Resources by July 1, 2026. Any funding remaining on June 30 shall be carried forward and reappropriated into the next fiscal year for the purposes described in this</i></p>				

**I VETO ITEM 363.P.
ON PAGES 510-511
/s/ Glenn Youngkin
5-2-25**

ITEM 363.		Item Details(\$)		Appropriations(\$)	
		First Year FY2025	Second Year FY2026	First Year FY2025	Second Year FY2026
	<u>paragraph.</u>				
364.	Air Protection (51300).....			\$30,529,452	\$30,529,452 \$30,466,174
	Air Protection Permitting (51325).....	\$7,351,909	\$7,351,909		
	Air Protection Compliance and Enforcement (51326).....	\$6,936,336	\$6,936,336		
	Air Protection Outreach (51327).....	\$1,212,881	\$1,212,881 \$1,149,831		
	Air Protection Planning and Policy (51328).....	\$9,451,557	\$9,451,557 \$9,451,329		
	Air Protection Monitoring and Assessment (51329).....	\$5,576,769	\$5,576,769		
	Fund Sources: General.....	\$3,965,134	\$3,965,134		
	Special.....	\$5,582,536	\$5,582,536		
	Enterprise.....	\$10,996,784	\$10,996,784		
	Dedicated Special Revenue.....	\$5,643,700	\$5,643,700 \$5,580,422		
	Federal Trust.....	\$4,341,298	\$4,341,298		

Authority: Title 10.1, Chapters 11.1 and 13; and Title 46.2, Chapter 10, Code of Virginia.

A. The Department of Environmental Quality is authorized to use up to \$300,000 the first year and \$300,000 the second year from the Vehicle Emissions Inspection Program Fund to implement the provisions of Chapter 710, Acts of Assembly of 2002, which authorizes the department to operate a program to subsidize repairs of vehicles that fail to meet emissions standards established by the Air Pollution Control Board when the owner of the vehicle is financially unable to have the vehicle repaired.

B.1. All of the permit program emissions fees collected by the State Air Pollution Control Board pursuant to § 10.1-1322, Code of Virginia, shall be assessed and collected on an annual basis notwithstanding the provisions of that section. The State Air Pollution Control Board shall adopt regulations adjusting permit program emissions fees collected pursuant to § 10.1-1322, Code of Virginia, and establish permit application processing fees and permit maintenance fees sufficient to ensure that the revenues collected from fees cover the total direct and indirect costs of the program consistent with the requirements of Title V of the Clean Air Act, except that the initial adjustment to permit program emissions fees shall not be increased by more than 30 percent over current rates. Notwithstanding the provisions of § 10.1-1322, Code of Virginia, the permit application fees collected pursuant to this paragraph shall not be credited towards the amount of annual fees owed pursuant to § 10.1-1322, Code of Virginia. All of the fees adopted pursuant to this section shall be adjusted annually by the Consumer Price Index.

2. The State Air Pollution Control Board shall adopt regulations to prohibit the sale, lease, rent, installation or entry into commerce in Virginia of any products or equipment that use or will use hydrofluorocarbons for the applications and end uses restricted by Appendix U and Appendix V of Subpart G of 40 C.F.R. Part 82, as those read on January 3, 2017. Notwithstanding the foregoing, such regulations shall not prohibit the use of hydrofluorocarbons in the manufacturing process by extruded polystyrene boardstock and billet manufacturers located in Virginia to produce products for sale and distribution outside of the Commonwealth, until the Board has solicited input from such manufacturers in order to determine and set by regulation a feasible date by which such manufacturers must be required to comply. In developing regulations, the Board shall solicit input from a workgroup of relevant stakeholders assembled by the Department.

3. The regulations adopted by the State Air Pollution Control Board to initially implement the provisions of this item shall be exempt from Chapter 40 of Title 2.2, Code of Virginia, and shall become effective no later than July 1, 2021. Thereafter, any amendments to the fee schedule described by these acts shall not be exempted from Chapter 40 of Title 2.2, Code of Virginia.

C. Out of the amounts in this Item, \$84,451 the first year and \$84,451 the second year from the general fund is included for the purchase of laboratory and field equipment