2012 Special Session I

Budget Bill - HB1301 (Chapter 3)

Department of Environmental Quality

Item 365	First Year - FY2013	Second Year - FY2014
Air Protection (51300)	**$17,785,467**	**$17,790,191**
Air Protection Permitting (51325)	$5,825,906	$5,827,082
Air Protection Compliance and Enforcement (51326)	$6,416,560	$6,420,004
Air Protection Outreach (51327)	$183,399	$183,463
Air Protection Planning and Policy (51328)	$2,340,216	$2,340,256
Air Protection Monitoring and Assessment (51329)	$3,019,386	$3,019,386
Fund Sources:		
General	$1,528,568	$2,154,532
Enterprise	$9,489,745	$8,864,745
Dedicated Special Revenue	$2,857,300	$2,857,236
Federal Trust	$3,909,854	$3,913,678

Authority: Title 5.1, Chapter 1; 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. All of the fees adopted pursuant to this section shall be adjusted annually by the Consumer Price Index.

2. 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, 2012. 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.