



2015-2016 General Assembly

HOUSE BILL 765: Regulatory Reform Act of 2015, Secs. 4.20 and 4.20A: Amend Stormwater Management Law

Committee:
Introduced by:
Analysis of: Secs. 4.20 and 4.20A of S.L. 2015-286

Date:
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Legislative Analyst

SUMMARY: *Secs. 4.20 and 4.20A of S.L. 2015-286 make the following changes to the regulation of stormwater in the State:*

- *Extend the deadline for the Environmental Management Commission (EMC) to adopt rules to implement fast-track permitting for stormwater management systems.*
- *Provide that the volume, velocity, and discharge rates of water associated with the one-year, 24-hour storm and the difference in stormwater runoff from the predevelopment and postdevelopment conditions for the one-year, 24-hour storm must be calculated using an acceptable engineering hydrologic and hydraulic method.*
- *Provide that development may occur within a vegetative buffer if the stormwater runoff from the development is discharged outside of the buffer and is managed so that it otherwise complies with all applicable State and federal stormwater management requirements.*
- *Provide that the requirements that apply to development activities within one-half mile of and draining to Class SA (shellfish) waters or within one-half mile of Class SA waters and draining to unnamed freshwater tributaries will not apply to development activities and associated stormwater discharges that do not occur within one-half mile of and draining to Class SA waters or are not within one-half mile of Class SA waters and draining to unnamed freshwater tributaries.*
- *Provide that no later than March 1, 2016, a State agency or local government that implements a stormwater management program must submit its current stormwater management program or a revised stormwater management program to the EMC and that no later than December 1, 2016, the EMC must review and act on each of the submitted stormwater management programs. The EMC may only approve a program if it finds that the standards of the program equal those of the EMC's model program.*
- *Direct the Environmental Review Commission (ERC), with the assistance of the Department of Environment and Natural Resources to review and consider reorganization of State statutes, session laws, rules, and guidance documents related to stormwater management. The ERC must submit any legislative recommendations to the 2016 Regular Session of the 2015 General Assembly.*
- *Extend the sunset on the provision that allows cluster mailboxes to be constructed without requiring a modification of a stormwater permit from December 31, 2015, to December 31, 2017.*

This section became effective October 22, 2015.

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Director



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