



*Commonwealth of Virginia*

***VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY***

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**TO: Office of Regulatory Management**  
**THROUGH: Michael Rolband, Director, DEQ**  
**FROM: Brandon Bull, Director, Policy Division, DEQ**  
**DATE: June 27, 2023**  
**SUBJECT: DEQ's Unified Regulatory Plan (URP) for 2023-2024**

Attached is DEQ's Unified Regulatory Plan (URP) for 2023-2024.

**UNIFIED REGULATORY PLAN OF THE  
DEPARTMENT OF ENVIRONMENTAL  
QUALITY FOR THE STATE FISCAL  
YEAR 2024**

**PREPARED JUNE 27, 2023**

## **DESCRIPTION OF AGENCY:**

The Department of Environmental Quality is authorized to implement all regulations adopted by its three citizen boards (Code of Virginia, Title 10.1, Chapter 11.1, Article 1.) Additionally, the department must promulgate regulations establishing: criteria for recycling equipment, facilities or devices for local taxation purposes (Code of Virginia, Title 58.1, Chapter 36, Article 5); a permit by rule or permits by rule for the construction and operation of small renewable energy projects, including such conditions and standards necessary to protect the Commonwealth's natural resources (Code of Virginia, Title 10.1, Chapter 11.1, Article 5); and regulations to implement the Uniform Environmental Covenants Act by establishing how activity and use limitations prescribed by an agency pursuant to an environmental response project are to be drafted, recorded and enforced (Code of Virginia, Title 10.1, Chapter 12.2.)

## **DESCRIPTION OF BOARDS:**

### **The State Air Pollution Control Board**

A seven-member citizen board authorized to, among other things, adopt regulations for the control and abatement of air pollution throughout the Commonwealth or in affected areas.

### **The State Water Control Board**

A seven-member citizen board authorized to, among other things, establish standards of quality for state waters, policies and programs for area-wide or basin-wide quality controls, and requirements for treatment of sewage and industrial and other wastes.

### **The Virginia Waste Management Board**

A seven-member citizen board authorized to, among other things, carry out the purposes and provisions of the Virginia Waste Management Act and compatible federal provisions and exercise general supervision and control over waste management activities in the Commonwealth.

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170.	Amendments to the Virginia Water Protection Permit Program Regulation (9VAC25-210 et seq.) and Groundwater Withdrawal Regulations (9VAC25-610 et seq.) in Response to Chapter 251 of the 2024 Virginia Acts of Assembly (SB 581)	Final Exempt Regulation
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173.	Amendment and Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192)	Final Exempt Regulation
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177.	Update GM24-2001 - Virginia Stormwater Management Handbook, Version 1.0, to Correct Typographic Errors, Citations, and Omissions. Reissue as Version 1.1.	Guidance Document

178.	Develop Ammonia Guidance Document	Guidance Document
179.	Rescind Guidance Memo No. 02-2001 - Confined Animal Feeding Operation (CAFO) Inspection Checklist	Guidance Document
180.	Revise Guidance Document 98-2005: Reduced Monitoring applicability for Virginia Pollutant Discharge Elimination System (VPDES) Permits	Guidance Document
181.	Rescind Stormwater Management Model Ordinance	Guidance Document

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 6082 / Stage 10026	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Repeal CO <sub>2</sub> Budget Trading Program as Required by Executive Order 9 (Revision A22)	
<b>Brief Overview</b> Executive Order 9 (2022), "Protecting Ratepayers from the Rising Cost of Living Due to the Regional Greenhouse Gas Initiative," requires that the department to re-evaluate Virginia's participation in the Regional Greenhouse Gas Initiative (RGGI) and immediately begin regulatory processes to end it. Specifically, the order requires that the department develop a regulation for the State Air Pollution Control Board's consideration to repeal the implementing regulation implementing participation in RGGI (Part VII of 9VAC5-140), and take all necessary steps to so that any proposed regulation to the State Air Pollution Control Board can be immediately presented for consideration for approval for public comment in accordance with the Board's authority pursuant to § 10.1-1308 of the Code of Virginia.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Removes a regulation that imposes compliance obligations on fossil fuel-fired units that serve an electricity generator with a nameplate capacity equal to or greater than 25 MWe.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Regulation For Low Emissions and Zero Emissions Vehicle Standards, 9VAC5-95 (Rev. MR)	
<b>Brief Overview</b>	
A new Regulation for Low Emissions and Zero Emissions Vehicles (9VAC5-95) is being added as required by Chapter 263 of the 2021 Special Session I Virginia Acts of Assembly (HB 1965, Del. Bagby). Chapter 263 added a new section, 10.1-1307.04, to the Code of Virginia, which requires the State Air Pollution Control Board to adopt any model year standards relating to the control of emissions from new motor vehicles or new motor vehicle engines, including low emissions vehicle (LEV) and zero emissions vehicle (ZEV) standards pursuant to § 177 of the federal Clean Air Act. The regulation has already been adopted, but it will not become effective until it is submitted to the Registrar. As dictated by Chapter 263 and in accordance with § 177, the regulation becomes effective on submittal to the Registrar by January 1, 2024.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 1, 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 6150 / Stage 9873 - NOIRA	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192)	
<b>Brief Overview</b> The State Water Control Board is proposing this action to reissue and amend, as necessary, the existing VPA Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192-10 et seq.) that expires on November 15, 2024. This regulation governs the pollutant management activities of animal wastes at animal feeding operations not covered by a Virginia Pollutant Discharge Elimination System permit. The general permit is a streamlined permitting process used to cover animal feeding operations which confine livestock such as, but not limited to, swine, dairy and beef cattle across the Commonwealth.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
<b>Expected Date</b>	October 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the VPDES General Permit Regulation for Domestic Sewage Discharges of Less Than or Equal to 1,000 Gallons Per Day (9VAC25-110) - NOIRA	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing general permit regulation for domestic sewage discharges of less than or equal to 1,000 gallons per day, which expires on July 31, 2026. This general permit regulation authorizes the discharge of treated domestic sewage less than or equal to 1,000 gallons per day. This regulatory action is needed to ensure that existing and new small domestic sewage discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5907 / Stage 9949 - proposed	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the VPDES General Permit Regulation for Nonmetallic Mineral Mining (9VAC25-190)	
<b>Brief Overview</b> The existing general permit expires on June 30, 2024. This final action will authorize a new permit term of July 1, 2024 through June 30, 2029. VPDES permits are required for these discharges and rather than the Department of Environmental Quality issuing individual permits, the State Water Control Board intends to reissue this general permit regulation to more efficiently cover the entire sector, saving money for both permittees and the Commonwealth.  Amendments to the general permit will include conditional electronic reporting language as mandated by federal and state regulations. The outdated associated guidance GM21-2004 Implementation Guidance for Reissuance of the General VPDES Permit for Nonmetallic Mineral Mining Facilities VAG84 will be rescinded once general permit has been reissued and is addressed in a separate table.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	January 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5813 / Stage 9895	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of General VPDES Permit for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems (9VAC25-890)	
<b>Brief Overview</b> VPDES permits are required for these discharges and rather than the Department of Environmental Quality (DEQ) issuing individual permits, the State Water Control Board is reissuing this general permit regulation to more efficiently cover the entire sector, saving money for both the permittee and the Commonwealth. If the existing general permit is not reissued prior to expiration on October 31, 2023, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	September 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5923 / Stage 9950 - proposed	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges of Stormwater Associated with Industrial Activity (9VAC25-151)	
<b>Brief Overview</b> This general permit regulation governs all stormwater discharges associated with industrial activity from facilities in any of the industrial activity categories defined in 9VAC25-151-10 (Definitions), through a point source to surface waters, or through a municipal or nonmunicipal separate storm sewer system to surface waters. This regulation also governs stormwater discharges designated by the State Water Control Board for permitting under the provisions of 9VAC25-31-120 A 1 c, or under 9VAC25-31-120 A 7 a (1) or (2) of the VPDES Permit Regulation. The permit expires June 30, 2024.  VPDES permits are required for these discharges and rather than the Department of Environmental Quality issuing individual permits, the State Water Control Board is reissuing this general permit regulation to more efficiently cover the entire sector, saving money for both the permittee and the Commonwealth. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the General VPDES Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia (9VAC25-820) - NOIRA	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing general permit regulation for total nitrogen and total phosphorus discharges and nutrient trading in the Chesapeake Bay watershed in Virginia, which expires on December 31, 2026. This general permit regulation authorizes the discharge of total nitrogen and total phosphorus within the Chesapeake Bay watershed and is instrumental in meeting the goals of the Chesapeake Bay Total Maximum Daily Load (TMDL). This regulatory action is needed to ensure that existing and new nutrient discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed nutrient dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the VPDES General Permit Regulation for Seafood Processing Facilities (9VAC25-115) - NOIRA		
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing general permit regulation for seafood processing facilities, which expires on June 30, 2026. This general permit regulation authorizes the discharge of process and stormwater from seafood processing product facilities. This regulatory action is needed to ensure that existing and new seafood processing facilities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.		
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	January 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit for Concrete Products (9VAC25-193)	
<b>Brief Overview</b> General VPDES permits cover an entire sector, saving time and money rather than the Department of Environmental Quality issuing individual permits.  Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5627 / Stage 9784 - proposed	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Local and Regional Water Supply Planning (9VAC25-780)	
<b>Brief Overview</b> Statutory changes (Chapter 1105 of the 2020 Virginia Acts of Assembly) directed the Department of Environmental Quality to make amendments to the Local and Regional Water Supply Planning Regulation. The statute requires the State Water Control Board to develop regulations that define regional planning areas based primarily around river basin, identify the localities that will participate in each planning area, and require localities to submit a single regional plan with other localities within their planning area. The statute also requires localities to invite other stakeholders to participate in plan development and adds a new requirement for water supply plans to identify water supply risks and regional solutions to address them.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The proposed rule is mandated by state statute. The Regulatory Advisory Panel provided significant input into ways to reduce the impact on the regulated community while still meeting the directive of state law.
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Water Quality Management Planning Regulation to include Total Maximum Daily Load Waste Load Allocations (9VAC25-720)	
<b>Brief Overview</b> The intent of this action is to amend the Water Quality Management Planning Regulation (9VAC25-720) to include the Wasteload Allocations (WLA) for the Total Maximum Daily Load clean-up studies developed to address the Polychlorinated Biphenyl (PCB) fish consumption advisory impairments in the Jackson River, Maury River and the Upper James River, and in the Mountain Run watershed. The intent of this action is to also amend the Water Quality Management Regulation (9VAC25-720) to include the Wasteload Allocations (WLA) for the Total Maximum Daily load clean-up studies developed to address aquatic life impairments in Bailey Creek, Beaverdam Creek, Byers Creek, Cedar Creek, Fryingpan Creek, Greenway Creek, Hall Creek, Mill Creek, Moores Creek, Old Town Creek, Proctors Creek, Rohoic Creek, and Swift Creek, and in Nut Tree Branch and Tattle Branch and in James River Tributaries, the Middle Fork Holston River, and the Pigg River and in the Poplar Branch Watershed.  TMDLs are developed in accordance with Federal Regulations (40 CFR § 130.7) and are exempt from the provisions of Article II of the Virginia Administrative Process Act. The TMDL reports are subject to the TMDL public participation process, and the wasteload allocations are adopted as part of 9VAC25-720 in accordance with Virginia’s “Public Participation Procedures for Water Quality Management Planning”.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Designated Use Modification for a Portion of Virginia’s Chesapeake Bay Mainstem (9VAC25-260-185)	
<b>Brief Overview</b> The intent of this rulemaking is to protect designated and beneficial uses of state waters by adopting regulations that are technically correct, necessary and reasonable. Two Chesapeake Bay segments under question (CB6PH and CB7PH) are only designated for the Open Water sub-use of the aquatic life use. This use exists wherever there is water column mixing sufficient enough for oxygen replenishment from surface to bottom. Virginia believes there is evidence that water column stratification occurs strongly enough to cause naturally low bottom dissolved oxygen (DO) in these portions of CB6PH and CB7PH, and the current DO criteria may be overly conservative in these segments. The rulemaking would add areas of Deep Water use alongside the Open Water use in appropriate portions of CB6PH and CB7PH. Designating the correct use for segments is necessary for accurately characterizing and assessing the waterbody.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5816 / Stage 9871	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Water Protection Permit (Water Withdrawal) - 9VAC25-210 (Primary) and Groundwater Withdrawal Permit - 9VAC25-610 Regulations	
<b>Brief Overview</b> Statutory changes (Chapter 100 Virginia Acts of Assembly 2021 Special Session 1) directed the Department of Environmental Quality to make amendments to the Virginia Water Protection Permit Regulation and the Groundwater Withdrawal Permit Regulation to incorporate the requirement for water audits and leak detection and repair plans. Proposed changes to the regulation were developed through a Regulatory Advisory Panel process and will be presented to the State Water Control Board.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The proposed rule is mandated by state statute. The Regulatory Advisory Panel provided significant input into ways to reduce the impact on the regulated community while still meeting the directive of state law.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to Regulations Governing the Discharge of Sewage and Other Wastes from Boats (9VAC25-71)	
<b>Brief Overview</b> This amendment will update Code of Federal Regulation references as well as to add 38 water bodies in Richmond, Lancaster, Northumberland, and Westmoreland counties to the No-Discharge Zone (NDZ) list. An NDZ creates the area in a waterbody where no discharge of sewage is permitted; vessels would instead use pump-out facilities (often located at marinas) or travel outside of the NDZ to discharge treated sewage. The action to include these additional water bodies is based upon strong support by the localities and other stakeholders in the affected areas.  This regulatory action is a final exempt action under the Administrative Process Act (§ 2.2-4006.A.4.c of the Code of Virginia) as it is necessary to amend the regulations to conform to changes in the federal regulations, namely with the U.S. Environmental Protection Agency’s anticipated approval of the NDZs. The NDZs were developed in accordance with the federal Clean Water Act’s Section 312 and § 62.1-44.33 of the Code of Virginia and will be included in Section 70 of 9VAC25-71 as a designated NDZ in Virginia. The NDZ application was subject to public participation during its development. EPA will also seek public comment on its affirmative determination.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Consolidation of Virginia Erosion Control and Stormwater Management Programs		
<b>Brief Overview</b> Chapters 68 and 758 of the 2016 Acts of Assembly (HB 1250, Del. Wilt and SB 673, Sen. Hanger) combined the existing Virginia Stormwater Management Act (VSMA) and Virginia Erosion and Sediment Control Law (VESCL) to create the Virginia Erosion and Stormwater Management Act (VESMA). For this legislation to become effective, the State Water Control Board is required to initiate a regulatory action to consolidate and clarify program requirements, eliminate redundancies, and correct inconsistencies between the erosion and sediment control and stormwater management program regulations. Affected regulations may include the following: <ul style="list-style-type: none"> <li>• 9VAC25-830 – Chesapeake Bay Preservation Area Designation and Management Regulations</li> <li>• 9VAC25-840 – Erosion and Sediment Control Regulations</li> <li>• 9VAC25-850 – Erosion and Sediment Control and Stormwater Management Certification Regulations</li> <li>• 9VAC25-870 – Virginia Stormwater Management Program Regulation</li> <li>• 9VAV25-880 – General VPDES Permit for Discharges of Stormwater from Construction Activities</li> <li>• 9VAC25-890 – General VPDES Permit for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems</li> </ul>		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This regulatory action’s goal of consolidating and clarifying program requirements, eliminating redundancies, and correcting inconsistencies will make these regulations easier to navigate for members of the regulated community and local government partners.	
<b>Expected Date</b>	July 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5921 / Stage 9554	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the VPDES Stormwater Construction General Permit Regulation (9VAC25-880) - Proposed	
<b>Brief Overview</b> This regulatory action will amend and reissue the existing stormwater construction general permit regulation, which expires on June 30, 2024. This general permit regulation authorizes the discharge of stormwater from construction activities equal to or greater than one acre of land disturbance or less than one acre of land disturbance within a larger common plan of development or sale. This regulatory action is needed to ensure existing and new construction activities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.  In addition to reissuance of the general permit, this action may also require the publication of guidance documents to further assist dischargers in understanding any new permit requirements and assist local government partners in implementation of the new permit.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5921	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the VPDES Stormwater Construction General Permit Regulation (9VAC25-880) - Final	
<b>Brief Overview</b> This regulatory action will amend and reissue the existing stormwater construction general permit regulation, which expires on June 30, 2024. This general permit regulation authorizes the discharge of stormwater from construction activities equal to or greater than one acre of land disturbance or less than one acre of land disturbance within a larger common plan of development or sale. This regulatory action is needed to ensure existing and new construction activities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.  In addition to reissuance of the general permit, this action may also require the publication of guidance documents to further assist dischargers in understanding any new permit requirements and assist local government partners in implementation of the new permit.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Erosion and Stormwater Management Regulation to Incorporate the Use of Future Projected Design Storms for Managing Stormwater	
<b>Brief Overview</b> This regulatory action will amend provisions of the Virginia Stormwater Management Program Regulations (9VAC25-870) and Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to incorporate the use of future projected design storms for managing recurrent stormwater flooding and stormwater pollutants in accordance with the 2022-2023 Chesapeake Bay Nutrient & Sediment Reduction Milestones for the Phase III Watershed Implementation Plan (WIP). Virginia’s Phase III WIP acknowledges that the intensity, frequency, and duration of storm events may lead to changes in how stormwater runoff captures and transports nutrient and sediment runoff to reach the Commonwealth’s streams, rivers, and the Chesapeake Bay, as well as causes recurrent flooding. This action is required to meet the necessary nutrient and sediment reductions set out by the U.S. Environmental Protection Agency’s Chesapeake Bay TMDLs.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Erosion and Stormwater Management Regulation to Require Nutrient Management Planning for Regulated Land Disturbing Activities	
<b>Brief Overview</b> This regulatory action will amend provisions of the Virginia Erosion and Sediment Control Regulations (9VAC25-840) and Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to require nutrient management planning for regulated land disturbing activities equal to or greater than one acre in accordance with the requirements of Virginia’s Chesapeake Bay TMDL Phase III Watershed Implementation Plan. This action is required to meet the necessary nutrient and sediment reductions set out by the U.S. Environmental Protection Agency’s Chesapeake Bay TMDLs. Increases in pollutant runoff impact public water supplies, recreational use, and industry use of state waters by degrading water quality. This regulatory action is essential to implementing requirements of Virginia’s Phase III WIP to achieve nutrient and sediment reductions needed to restore the Chesapeake Bay and its tidal tributaries.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to 9VAC25-20 and 9VAC25-31 to Address the Consolidation of Virginia Erosion Control and Stormwater Management Programs	
<b>Brief Overview</b> Chapters 68 and 758 of the 2016 Acts of Assembly (HB 1250, Del. Wilt and SB 673, Sen. Hanger) combined the existing Virginia Stormwater Management Act (VSMA) and Virginia Erosion and Sediment Control Law (VESCL) to create the Virginia Erosion and Stormwater Management Act (VESMA). For this legislation to become effective, the State Water Control Board is required to initiate a regulatory action to consolidate and clarify program requirements, eliminate redundancies, and correct inconsistencies between the erosion and sediment control and stormwater management program regulations. The Board adopted those regulations at its June 2023 meeting.  As part of the next phase of this effort, the Department of Environmental Quality (DEQ) plans to move sections of the former 9VAC25-870 (Virginia Stormwater Management Program Regulation) and to be effective 9VAC25-875 (Virginia Erosion and Stormwater Management Regulation) into 9VAC25-20 (Fees for Permits and Certificates) and 9VAC25-31 (Virginia Pollutant Discharge Elimination System Permit Regulation). This action will eliminate duplicative language that currently exists in both 9VAC25-870, 9VAC25-875, and 9VAC25-31, and will place all fee schedules into a single chapter in 9VAC25-20. Moving these sections will also allow DEQ to eliminate 9VAC25-870 and portions of 9VAC25-875. While connected to the regulatory action for consolidating the Virginia Erosion Control and Stormwater Management Program, this will require an independent regulatory action because the chapters being amended were not identified in the initial NOIRA for the consolidation action.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This regulatory action's goal of consolidating and clarifying program requirements, eliminating redundancies, and correcting inconsistencies will make these regulations easier to navigate for members of the regulated community and local government partners.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Erosion and Stormwater Management Regulation to Update the Virginia Runoff Reduction Method and the Associated Post-Construction Total Phosphorus Water Quality Design Standard	
<b>Brief Overview</b> This action will amend provisions of the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to incorporate revisions to the Virginia Runoff Reduction Method (VRRM). The VRRM requires updated loading rate calculations to ensure consistency with the Chesapeake Bay Total Maximum Daily Load (TMDL), to accommodate revisions to the Chesapeake Assessment Scenario Tool, and to reflect changes to rainfall amounts and event mean concentration. In addition, the VRRM’s three land covers do not comprehensively reflect post-construction site conditions.  Additionally, the post-construction total phosphorus water quality design standard will be updated, if necessary, in accordance with the 2022-2023 Chesapeake Bay Programmatic Milestones for the Phase III Watershed Implementation Plan. An update would be necessary if the existing water quality design standard does not continue to ensure “nutrient neutral” for future development under the Chesapeake Bay TMDL.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Fall 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5741 / Stage 9286	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments or Modifications to Provisions of the Regulations to Allow for Changes in the Statewide Permit Fee Schedule Supporting the Virginia Stormwater Management Program	
<b>Brief Overview</b> The intent of this regulatory action is to amend or modify provisions of the Virginia Stormwater Management Program Regulation (9VAC25-870) to allow for changes in the statewide permit fee schedule supporting the Virginia Stormwater Management Program in accordance with Chapter 552 (Budget Bill, Item 377 L 2) of the 2021 Acts of Assembly. Chapter 552 of the 2021 Acts of Assembly directs the Department of Environmental Quality to amend or modify the existing statewide permit fee schedule such that the fees for the VPDES Permit for Discharges of Stormwater from Construction Activities and MS4 permits are set 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 aforementioned permits.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5742 / Stage 9287 NOIRA	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments or Modifications to Provisions of the Regulations to Establish a Fee Schedule for Conducting Erosion and Sediment Control Plan Reviews for Solar Projects	
<b>Brief Overview</b> The intent of this regulatory action is to amend or modify provisions of the Erosion and Sediment Control Regulations (9VAC25-840) to establish a fee schedule for conducting Erosion and Sediment Control Plan reviews for solar projects in accordance with Chapter 497 (SB1258, Sen. Marsden) and Chapter 552 (Budget Bill, Item 377 N) of the 2021 Acts of Assembly.  Chapter 497 of the 2021 Acts of Assembly established that any local Virginia Erosion and Sediment Control Program (VЕСP) authority that does not operate a regulated municipal separate storm sewer system (MS4) and for which the Department of Environmental Quality (DEQ) did not administer a Virginia Stormwater Management Program (VSMP) as of July 1, 2020, shall notify DEQ if it decides to have DEQ provide the local VЕСP authority with (i) review of the Erosion and Sediment Control (ESC) Plan required by the ESC Law and attendant regulations and (ii) a recommendation on the ESC Plan's compliance with the requirements of the ESC Law and attendant regulations, for any solar project and its associated infrastructure with a rated electrical generation capacity exceeding five (5) megawatts. Furthermore, Chapter 497 directed the Department to adopt a fee schedule and charge fees to applicants for conducting such ESC Plan reviews.  Chapter 552 of the 2021 Acts of Assembly directed the Department to convene a working group for the purpose of developing the fee schedule for conducting ESC Plan reviews for solar projects. 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.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> VPDES Permit Regulation 316(b) Update (9VAC25-31-100; 9VAC25-31-165)	
<b>Brief Overview</b> This action will update the VPDES regulations to address requirements applicable to cooling water intake structures to add provisions that address existing facilities. The existing regulations under 9VAC25-31-165 includes definitions (Subsection A) and requirements that address new facilities (Subsection B). The requirements that address existing facilities (Subsection C) provides that such facilities must “meet requirements under section 316(b) of the Clean Water Act determined by the department on a case-by-case, best professional judgment (BPJ) basis.” This action would replace subsection C with regulatory requirements that reflect the federal Clean Water Act section 316(b) existing facility regulation (40 CFR 125 Subpart J). As an authorized NPDES state program, the Department of Environmental Quality (DEQ) is required to implement regulations that are as stringent as federal regulations (40 CFR 123).	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Requirement in 40 CFR 125 Subpart J to include pre-approved compliance alternatives that would be more clear and simpler to implement than a case-by-case approach for both permittees and the Commonwealth.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Sewage Collection and Treatment Regulations to Incorporate a Reporting Requirement for All Septic Systems Taken Off-line and Connected to a Sewage Collection System	
<b>Brief Overview</b> This regulatory action will amend provisions of the Virginia Sewage Collection and Treatment Regulations (9VAC25-790) to include a reporting requirement for all septic systems (or other on-site sewage disposal systems) taken off-line and connected to a sewage collection system in accordance with the 2022-2023 Chesapeake Bay Programmatic Milestones for the Phase III Watershed Implementation Plan. Virginia’s Phase III WIP acknowledges that the goal of this new regulatory requirement will ensure a more accurate count of nutrient reductions resulting from septic connected to sewer. This action is required to meet the necessary nutrient and sediment reductions set out by the U.S. Environmental Protection Agency’s Chesapeake Bay Total Maximum Daily Load.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Procedural Rule No. 1 - Public and Formal Hearing Procedures (9VAC25-230)	
<b>Brief Overview</b> This regulation sets forth the administrative procedures to be followed by the State Water Control Board and Department of Environmental Quality staff for the conduct of public and formal hearings. Revisions are needed to the regulation to make it consistent with other board regulations in response to Chapter 356 of the 2022 Acts of Assembly (SB 657, Sen. Stuart). This regulatory action will consider the removal of requirements related to public hearings since that information is now found in other regulations.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	In response to Chapter 356 of the 2022 Acts of Assembly (SB 657, Sen. Stuart), other Board regulations were revised to include public hearing requirements for permits. This regulatory action will consider the removal of requirements related to public hearings since that information is now found in other locations.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Water Quality Standards Regulation - Biotic Ligand Model for Copper Criteria amendments (9VAC25-260-140.G)	
<b>Brief Overview</b> The intent of this rulemaking is to protect designated and beneficial uses of state waters by adopting regulations that are technically correct, necessary and reasonable. Section 9VAC25-260-140.G provides that the use of the U.S. Environmental Protection Agency's (EPA) 2007 copper criteria (EPA-822-F-07-001) biotic ligand model (BLM) for copper may be used on a case-by-case basis to determine alternate copper criteria for freshwater sites. EPA considers current Virginia Water Quality Standards (WQS) regulation language regarding the copper BLM-derived criteria to be a process for developing site-specific criteria. Each BLM-derived criteria value would need to be promulgated before using the value in permitting evaluations. EPA stated it cannot accept a BLM-derived copper permit limit until site-specific copper criteria have been promulgated, or unless a more prescriptive approach is provided for in the WQS and sufficiently detailed guidance provides for criteria implementation. Therefore, an amendment to the above mentioned WQS section and concurrent guidance is necessary.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	September 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Updates to EPA Test Methods Incorporated by Reference	
<b>Brief Overview</b> State Water Control Board regulations incorporate test methods established by the U.S. Environmental Protection Agency (EPA). This amendment will update the regulations to include the most recently approved EPA test methods for use by the regulated community. As technology advances, test methods change and this change is necessary to maintain consistency with testing requirements required by federal regulations. This amendment includes revisions to the following related regulations: <ul style="list-style-type: none"> <li>• Virginia Pollutant Discharge Elimination System Permit Regulation [9VAC25-31]</li> <li>• Virginia Pollution Abatement Permit Regulation [9VAC25-32]</li> <li>• Virginia Water Protection Permit Program Regulation [9VAC25-210]</li> <li>• Groundwater Withdrawal Regulations [9VAC25-610]</li> <li>• Virginia Water Protection General Permit for Impacts Less Than One-Half Acre [9VAC25-660]</li> <li>• Virginia Water Protection General Permit for Facilities and Activities of Utility and Public Service Companies Regulated by the Federal Energy Regulatory Commission or the State Corporation Commission and Other Utility Line Activities [9VAC25-670]</li> <li>• Virginia Water Protection General Permit for Linear Transportation Projects [9VAC25-680]</li> <li>• Virginia Water Protection General Permit for Impacts from Development and Certain Mining Activities (9VAC25-690)</li> <li>• Sewage Collection and Treatment Regulations [9VAC25-790]</li> </ul> Virginia Stormwater Management Program Regulation [9VAC25-870]	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	August 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Final Exempt Regulation to Implement SB 959 (Sen. Hanger, 2023) Concerning Certification of Nutrient Credits Generated Outside of the Chesapeake Bay Watershed	
<b>Brief Overview</b> This final exempt regulatory action is necessary to implement SB 959 (Sen. Hanger, 2023) (Chapter 723 of the 2023 Acts of Assembly), which provides that in the certification and recertification of credits under this subsection, the Department may substitute a delivery factor that is deemed by the Director to be based on the best available scientific and technical information appropriate for the tributaries located outside of the Chesapeake Bay watershed as an alternative to any delivery factor derived from the application of the Chesapeake Bay Program watershed model. This action will amend 9VAC25-900, Certification of Nonpoint source Nutrient Credits, to include this new statutory provision.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Final Exempt Regulations to Implement HB 1848 (Del. Wachsman, 2023) and SB 1376 (Sen. Vogel, 2023) Affecting the Erosion and Sediment Control Regulations, Virginia Stormwater Management Program (VSMP) Regulation, and the General VPDES Permit for Discharges of Stormwater from Construction Activities	
<b>Brief Overview</b> This final exempt regulatory action is necessary to implement HB 1848 (Del. Wachsman, 2023) and SB 1376 (Sen. Vogel, 2023) (Chapters 48 and 49 of the 2023 Acts of Assembly). Chapters 48 and 49 of the 2023 Acts of Assembly provide that an agreement in lieu of a plan may be used for certain farm buildings and structures and also make statutory changes necessary to conform state law to federal law regarding the types of projects that must file a registration statement. Amendments will be made to 9VAC25-840, the Erosion and Sediment Control Regulations, and 9VAC25-870, the Virginia Stormwater Management Program (VSMP) Regulation, to include these new statutory provisions related to an agreement in lieu of a plan for certain farm buildings and structures. Amendments will also be made to 9VAC25-870, the Virginia Stormwater Management Program (VMSP) Regulation, and 9VAC25-880, the General VPDES Permit for Discharges of Stormwater from Construction Activities, to include these statutory provisions related to registration statements.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Final Exempt Regulation to Implement HB 1804 (Del. Bloxom, 2023), HB 2181 (Del. Morefield, 2023), and SB 1074 (Sen. Stuart, 2023) Affecting the Virginia Water Protection Permit Program	
<b>Brief Overview</b> This final exempt regulatory action is necessary to implement HB 1804 (Del. Boxlom, 2023), HB 2181 (Del. Morefield, 2023), and SB 1074 (Sen. Stuart, 2023) (Chapters 245, 258, and 259 of the 2023 Acts of Assembly). Chapters 258 and 259 of the 2023 Acts of Assembly provides that a permit from the Virginia Marine Resources Commission is not required for activity in nontidal waters provided the person performing the activity obtains and complies with a Virginia Water Protection Permit. These acts further provide that in determining whether to issue a Virginia Water Protection Permit, the Department of Environmental Quality shall be guided by the factors set forth in subsection A of § 28.2-1205. Chapter 245 of the 2023 Acts of Assembly provides that notwithstanding any provision of this section restricting the location of the source of credits, the Department may, for tidal wetland impacts, authorize the use of, including without the application of subsection C, a tidal wetland mitigation bank located in an adjacent river watershed when such bank contains the same plant community type and salinity regime as the impacted wetlands, which shall be the preferred form of compensation. This subsection shall apply only (i) to tidal wetland mitigation banks with a polyhaline salinity regime located in subbasins 02080102, 02080107, 02080108, and 02080208 and (ii) when a tidal wetland mitigation bank with the same plant community type and salinity regime as the impacted wetlands is not available in the same river watershed as the impacted wetland. This action will amend 9VAC25-210, Virginia Water Protection Permit Program Regulation, to include these new statutory provisions.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Final Exempt Regulation to Implement HB 2189 (Del. Rasoul, 2023) Concerning Pretreatment Standards to Test for Certain PFAS Chemicals	
<b>Brief Overview</b> This final exempt regulatory action is necessary to implement HB 2189 (Del. Rasoul, 2023, Chapter 276 of the 2023 Acts of Assembly), which requires the pretreatment standards adopted by the State Water Control Board to require any industrial user of a publicly owned treatment works that receives and cleans, repairs, refurbishes, or processes any equipment, parts, or media used to treat any water or wastewater from any off-site manufacturing process that the industrial user knows or reasonably should know uses PFAS chemicals to test its wastestream for PFAS chemicals prior to and after cleaning, repairing, refurbishing, or processing such items. This action will amend 9VAC25-31, the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation, to include this new statutory requirement.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-340. "Application requirements for surface water withdrawals" - NOIRA	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-34. "Application requirements for surface water withdrawals" section B.6 should read: "6. Information on the proposed use of and need for the surface water and information on how demand for surface water was determined (e.g., per capita use, population growth rates, new uses, changes to service areas, and if applicable, acreage irrigated and evapotranspiration effects). If during the water supply planning process, the need for the withdrawal was established, the applicant may submit the planning process information, provided that the submittal address all requirements of 9VAC25-210-360. The department shall deem such a submittal as meeting the requirements of this subsection. For surface water withdrawals for public water supply, see also 9VAC25-780-100."	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-340. "Application requirements for surface water withdrawals" - Proposed	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-34. "Application requirements for surface water withdrawals" section B.6 should read: "6. Information on the proposed use of and need for the surface water and information on how demand for surface water was determined (e.g., per capita use, population growth rates, new uses, changes to service areas, and if applicable, acreage irrigated and evapotranspiration effects). If during the water supply planning process, the need for the withdrawal was established, the applicant may submit the planning process information, provided that the submittal address all requirements of 9VAC25-210-360. The department shall deem such a submittal as meeting the requirements of this subsection. For surface water withdrawals for public water supply, see also 9VAC25-780-100."	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	February 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-340. "Application requirements for surface water withdrawals" - Final	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-34. "Application requirements for surface water withdrawals" section B.6 should read: "6. Information on the proposed use of and need for the surface water and information on how demand for surface water was determined (e.g., per capita use, population growth rates, new uses, changes to service areas, and if applicable, acreage irrigated and evapotranspiration effects). If during the water supply planning process, the need for the withdrawal was established, the applicant may submit the planning process information, provided that the submittal address all requirements of 9VAC25-210-360. The department shall deem such a submittal as meeting the requirements of this subsection. For surface water withdrawals for public water supply, see also 9VAC25-780-100."	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-320, "Preapplication procedures for new or expanded surface water withdrawals", section B.3 - NOIRA	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-320. Preapplication procedures for new or expanded surface water withdrawals, section B.3. This section should read: "3. In accordance with the provisions of 9VAC25-780-60 14, 9VAC25-780-150, and 9VAC25-780-160 a potential applicant shall not be required to publish public notice or provide an opportunity for a public information meeting if a public meeting has been held within two years prior to the submittal of an application for a VWP permit on a local or regional water supply plan, which includes the proposed project."	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023



<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-320, "Preapplication procedures for new or expanded surface water withdrawals", section B.3 - Proposed		
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-320. Preapplication procedures for new or expanded surface water withdrawals, section B.3. This section should read: "3. In accordance with the provisions of 9VAC25-780-60 14, 9VAC25-780-150, and 9VAC25-780-160 a potential applicant shall not be required to publish public notice or provide an opportunity for a public information meeting if a public meeting has been held within two years prior to the submittal of an application for a VWP permit on a local or regional water supply plan, which includes the proposed project."		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	February 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Modification of Regulatory References Within 9VAC25-210-320, "Preapplication procedures for new or expanded surface water withdrawals", section B.3 - Final	
<b>Brief Overview</b> This regulatory action is proposed to amend and reissue the existing specific language within 9VAC25-210-320. Preapplication procedures for new or expanded surface water withdrawals, section B.3. This section should read: "3. In accordance with the provisions of 9VAC25-780-60 14, 9VAC25-780-150, and 9VAC25-780-160 a potential applicant shall not be required to publish public notice or provide an opportunity for a public information meeting if a public meeting has been held within two years prior to the submittal of an application for a VWP permit on a local or regional water supply plan, which includes the proposed project."	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Incorporation by Reference of Amendments to EPA’s Disposal of Coal Combustion Residuals from Electric Utilities into Virginia’s Solid Waste Management Regulations	
<b>Brief Overview</b> Section 2301 of the 2016 Water Infrastructure Improvements for the Nation (WIIN) Act amended Section 4005 of the Resource Conservation & Recovery Act (RCRA) to allow states to develop coal combustion residuals (CCR) permit programs and granted the U.S. Environmental Protection Agency (EPA) authority to approve state programs or implement a federal permit program in nonparticipating states. Prior to this action, 9VAC20-81 (Solid Waste Management Regulations, VSWMR) was amended to incorporate EPA’s 2015 Disposal of Coal Combustion Residuals (CCR) from Electric Utilities final rule and establish permit requirements for applicable CCR units. The VSWMR was subsequently amended to incorporate the 2016 amendment applicable to inactive CCR surface impoundments. Separately, state statutes (§ 10.1-1402.03 and § 10.1-1402.04 of the Code of Virginia) define additional closure requirements for CCR units.  Virginia drafted a state package for EPA program approval and was informed that CCR Rule amendments finalized since 2016 needed to be addressed in 9VAC20-81.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	EPA’s amendments provide additional time for electric utilities to comply with closure requirements, allow for alternate groundwater protection standards in lieu of background for constituents without MCLs, and remove requirements vacated by the court as a result of legal challenges.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Citation Updates to 9VAC20-70, 9VAC20-90, 9VAC20-130, and 9VAC20-170		
<b>Brief Overview</b> Amendment 3 to the Regulated Medical Waste Management Regulations recodified those regulations from Chapter 120 to Chapter 121. This regulatory action makes appropriate citation changes to the following regulations that are necessary as a result of Amendment 3 to the Regulated Medical Waste Management Regulations. <ul style="list-style-type: none"> <li>• 9VAC20-70, Financial Assurance Regulations for Solid Waste Disposal, Transfer and Treatment Facilities</li> <li>• 9VAC20-90, Solid Waste Management Permit Action Fees and Annual Fees</li> <li>• 9VAC20-130, Solid Waste Planning and Recycling Regulations</li> </ul> 9VAC20-170, Transportation of Solid and Medical Wastes on State Waters		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments in Response to Chapter 503 of the 2023 Virginia Acts of Assembly (SB 1050, Sen. McPike) and Citation Update		
<b>Brief Overview</b> The 2023 General Assembly amended the Virginia Waste Management Act (Act) under Chapter 14 of Title 10.1 of the Code of Virginia. Chapter 503 of the 2023 Acts of Assembly (SB 1050, Sen. McPike) requires the owner or operator of a proposed coal ash landfill in Planning District 8, if the facility boundary is located within one mile of an existing residential area that is not served by municipal water supply, to offer to provide, at its expense, municipal water supply service for such residential areas and any requested service connections for residential properties in existence at the time of permit application. The Department of Environmental Quality (DEQ) cannot approve the landfill permit application if the owner or operator does not provide written offers and coordinate with the municipal water authority. Based on this action by the General Assembly, this regulatory action will amend the Virginia Solid Waste Management Regulations to comport with the Chapter 503 of the 2023 Acts of Assembly.  Additionally, Amendment 3 to the Regulated Medical Waste Management Regulations recodified those regulations from Chapter 120 to Chapter 121. This regulatory action will also make appropriate citation changes to Sections 10, 90, and 140 of this chapter.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Waste Tire End User Reimbursement Regulation (9VAC20-150)	
<b>Brief Overview</b> A periodic review of the regulations completed in July 2020 reflected a need to amend 9VAC20-150 (Waste Tire End User Reimbursement Regulation) to clarify and update the requirements to be met by end users of waste tires or a representing facility to receive reimbursement from the Waste Tire Trust Fund. This regulation is exempt from Article 2 of the Administrative Process Act and Executive Branch Review; however, staff intend to hold a comment period on proposed changes prior to finalizing.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5333 / Stage 9095 Proposed	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Voluntary Remediation Regulations Addressing Eligibility and Fees (9VAC20-160)	
<b>Brief Overview</b> After consideration of public comments on the proposed amendment that was published in January 2022, a final rule is expected to be presented to the Virginia Waste Management Board at a future meeting for approval, which will result in final amendments to 9VAC20-160 (Voluntary Remediation Regulations). The amendments, developed with a Regulatory Advisory Panel that convened in February 2020, require all sites continuing to participate in the Voluntary Remediation Program pay annual fees, as well as increases in registration fees in order to support the continuance of the program.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Regulations Governing the Transportation of Hazardous Materials Annual Update 2023		
<b>Brief Overview</b> Each year, the U.S. Department of Transportation (DOT) makes several changes to the federal rules regarding the transportation of hazardous materials in Title 49 of the Code of Federal Regulations. Since Virginia’s regulations for transportation of hazardous materials (9VAC20-110) incorporate the federal regulations, with certain exceptions, it is necessary to update 9VAC20-110-110, which specifies the date of the federal regulations that are incorporated into Virginia’s regulations. This update includes federal changes from October 1, 2022, to September 30, 2023.  Conforming state regulations to those of the DOT is necessary to maintain federally granted authority to implement the national program.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action	<input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2023	



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Hazardous Waste Regulations Annual Update 2023	
<b>Brief Overview</b> The Virginia Hazardous Waste Management Regulations, 9VAC20-60, include citations and requirements in the form of federal regulatory text at Title 40 of the Code of Federal Regulations (CFR) which is incorporated by reference. This regulatory amendment, Annual Update 2023, will bring the citations up to date and incorporate the 2023 Annual edition of Title 40 of the CFR published on July 1, 2023. Conforming state regulations to those of the U.S. Environmental Protection Agency is necessary to maintain federally granted authority to implement the national program.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	September 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 5415 / Stage 9859 Final	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Solid Waste Management Regulations Amendment 9	
<b>Brief Overview</b> After consideration of public comments on the proposed amendment that was published in February 2022, a final rule was approved by the Virginia Waste Management Board and submitted to the Attorney General in the second quarter of the fiscal year, which will result in final amendments to 9VAC20-81 (Solid Waste Management Regulations). The amendments, developed with a Regulatory Advisory Panel in Summer 2021, improve standards for the siting, operation and monitoring of landfills and revise the open burning exemptions to be more protective of human health and the environment.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Additional exemptions from permitting have been added to the regulation for certain composting activities on farms as well as composting activities performed in conjunction with a public/private event or festival. The requirement for compost facilities to conduct routine parasite testing is also being removed as historical data has demonstrated that parasites have not posed issues with final compost quality.
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60) as Required by Chapter 688 of the 2022 Acts of Assembly (HB 206, Del. Webert) - NOIRA	
<b>Brief Overview</b> Section 10.1-1197.5 et seq. of the Code of Virginia requires the Department of Environmental Quality (DEQ) to establish a Permit By Rule (PBR) for Small Renewable Energy Projects (Solar) up to 150 megawatts. During the 2022 General Assembly Session HB 206 (Del. Webert) was adopted (Chapter 688 of the 2022 Acts of Assembly). This legislation added subdivisions B7 and 8 to § 10.1-1197.6 of the Code of Virginia requiring DEQ, after convening an advisory workgroup and submitting a report to the Governor and General Assembly, to develop regulations to incorporate criteria to determine what mitigation is necessary when there is an adverse impact to prime agricultural soils and/or forest lands. The workgroup report was submitted on December 1, 2022. The statute requires the regulation to be in place by December 31, 2024.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Regulatory process began May 2023. DEQ must adopt final regulations no later than December 31, 2024.

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60) as Required by Chapter 688 of the 2022 Acts of Assembly (HB 206, Del. Webert) - Proposed	
<b>Brief Overview</b> Section 10.1-1197.5 et seq. of the Code of Virginia requires the Department of Environmental Quality (DEQ) to establish a Permit By Rule (PBR) for Small Renewable Energy Projects (Solar) up to 150 megawatts. During the 2022 General Assembly Session HB 206 (Del. Webert) was adopted (Chapter 688 of the 2022 Acts of Assembly). This legislation added subdivisions B7 and 8 to § 10.1-1197.6 of the Code of Virginia requiring DEQ, after convening an advisory workgroup and submitting a report to the Governor and General Assembly, to develop regulations to incorporate criteria to determine what mitigation is necessary when there is an adverse impact to prime agricultural soils and/or forest lands. The workgroup report was submitted on December 1, 2022. The statute requires the regulation to be in place by December 31, 2024.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Regulatory process began May 2023. DEQ must adopt final regulations no later than December 31, 2024.

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60) as Required by Chapter 688 of the 2022 Acts of Assembly (HB 206, Del. Webert) - Final	
<b>Brief Overview</b> Section 10.1-1197.5 et seq. of the Code of Virginia requires the Department of Environmental Quality (DEQ) to establish a Permit By Rule (PBR) for Small Renewable Energy Projects (Solar) up to 150 megawatts. During the 2022 General Assembly Session HB 206 (Del. Webert) was adopted (Chapter 688 of the 2022 Acts of Assembly). This legislation added subdivisions B7 and 8 to § 10.1-1197.6 of the Code of Virginia requiring DEQ, after convening an advisory workgroup and submitting a report to the Governor and General Assembly, to develop regulations to incorporate criteria to determine what mitigation is necessary when there is an adverse impact to prime agricultural soils and/or forest lands. The workgroup report was submitted on December 1, 2022. The statute requires the regulation to be in place by December 31, 2024.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Regulatory process began May 2023. DEQ must adopt final regulations no later than December 31, 2024.

<b>Action/Stage or Guidance Document Forum ID (if available)</b> ACG-010	
<b>Title of Proposed Regulatory Action or Guidance Document</b> ACG-010: Air Compliance Guidance for Implementation of Article 43.1 and 40 CFR 63 Subpart AAAA after September 27, 2021	
<b>Brief Overview</b> This update will supersede <a href="#">ACG-10 (8/30/2018)</a> . It addresses implementation of <a href="#">Article 43.1</a> and <a href="#">40 CFR 63 Subpart AAAA</a> after September 27, 2021.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> ASOP-13 and ASOP-13 Amendments	
<b>Title of Proposed Regulatory Action or Guidance Document</b> ASOP-13: Tax Certification	
<b>Brief Overview</b> This update will supersede ASOP-13 (11/22/2004) and ASOP-13 Amendment (1/23/2009). It includes changes to the tax statute (§ 58.1-3660 of the Code of Virginia).	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The changes to the statute allow political subdivisions to self-certify pollution control equipment to the Department of Taxation.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> ASOP-09	
<b>Title of Proposed Regulatory Action or Guidance Document</b> ASOP-9: VOC Sampling and Analysis	
<b>Brief Overview</b> This ASOP will be reviewed to determine if it is still regulatorily applicable. If so, it will be updated to reflect the regulations as the guidance contains outdated information.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b> ACG-015	
<b>Title of Proposed Regulatory Action or Guidance Document</b> ACG-015: Air Compliance Guidance for the Implementation of the Permitting Exemption for Qualified Fumigation Facilities	
<b>Brief Overview</b> This update will supersede ACG-015 and update some language and calculations that were incorrect.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document for Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192)	
<b>Brief Overview</b> This Guidance Document will assist permittees in understanding any new permit requirements and help with overall implementation of the reissued VPA Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192).	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document for 2024 VPDES General Permit Regulation for Storm Water Discharges Associated with Industrial Activity (9VAC25-151)	
<b>Brief Overview</b> This guidance document will assist dischargers in understanding any new permit requirements and help with overall implementation of the reissued general permit regulation for stormwater discharges associated with industrial activity. This general permit regulation authorizes the discharge of stormwater from sites associated with industrial activity.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM14-2013	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM14-2013 (08/08/2014) Implementation Guidance for Reissuance of the General VPDES Permit for Stormwater Discharges Associated with Industrial Activity, VAR05	
<b>Brief Overview</b> This document replaced Guidance Memo No. 09-2008, Implementation Guidance for Reissuance of the General VPDES Permit for Stormwater Discharges Associated with Industrial Activity, VAR05. On December 17, 2013, the State Water Control Board adopted amendments to General VPDES Permit for Stormwater Discharges Associated with Industrial Activity, 9VAC25-151, which modified General Permit VAR05. The purpose of this document was to identify changes that had been made to the General Permit VAR05, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAR05 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations for the public. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document for 2024 Amendment and Reissuance of the VPDES General Permit Regulation for Nonmetallic Mineral Mining (9VAC25-190)	
<b>Brief Overview</b> This guidance document will assist dischargers in understanding any new permit requirements and help with overall implementation of the reissued general permit regulation for nonmetallic mineral mining. This general permit regulation authorizes the discharge of process and stormwater from nonmetallic mineral mining operations. This regulatory action is needed to ensure that existing and new mining operations are covered under this general permit regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document for 2024 Amendment and Reissuance of the VPDES General Permit Regulation for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems (MS4s) (9VAC25-890)		
<b>Brief Overview</b> This guidance document will assist dischargers in understanding any new permit requirements and help with overall implementation of the reissued general permit regulation for discharges from small MS4s. This general permit regulation authorizes the discharge of stormwater from small municipal separate stormwater systems. This regulatory action is needed to ensure that existing and new MS4s are covered under this general permit regulation. This general permit is also integral to the Commonwealth's commitments to meeting nutrient reduction goals under the Chesapeake Bay Total Maximum Daily Load (TMDL).		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM13-2002	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM13-2002 (02/27/2013) Implementation Guidance for the Reissuance of the General VPDES Permit for Noncontact Cooling Water Discharges of 50,000 GPD or Less (9VAC25-196)	
<b>Brief Overview</b> This document replaced Guidance Memo No.08-2005, Implementation Guidance for Reissuance of the General VPDES Permit Regulation for Noncontact Cooling Water Discharges of 50,000 GPD or Less, VAG25. On September 27, 2012, the State Water Control Board adopted amendments to General VPDES Permit Regulation for Noncontact Cooling Water Discharges of 50,000 GPD or Less, 9VAC25-196, which modified General Permit VAG25. The purpose of this document was to identify changes that had been made to the General Permit VAG25, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAG25 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations for the public. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document for the Nutrient Offset Fund	
<b>Brief Overview</b> This guidance document will establish and develop criteria for how the Department of Environmental Quality (DEQ) will provide allocations from the Nutrient Offset Fund for new and expanded discharges.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance for Nonpoint Source Nutrient Credit Approval of Trustee/Endowment Managers on Stream Nutrient Projects	
<b>Brief Overview</b> The intent of this guidance document is to provide requirements for approval of third-party long-term stewards to hold management funds in a separate interest-bearing account to be used only for the management of stream restoration projects used for nutrient credits.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	September 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM01-2003	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM01-2003, Standard Operating Procedures for Clean Metals Sampling - Amendment #1	
<b>Brief Overview</b> This document is not formal guidance and the procedures have been incorporated into the agency's 2020 Water Quality Monitoring Standard Operating Procedures which are posted on the Department of Environmental Quality's (DEQ) website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document details only internal procedures and does not interpret exiting laws or regulations for the public and therefore should be rescinded as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM05-2014	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM05-2014, Modifications to the VPA General Permit Regulation for Poultry Waste Management	
<b>Brief Overview</b> This document was originally issued on November 7, 2005. This guidance document was provided to regional staff for internal use, and describes internal Department of Environmental Quality (DEQ) procedures for processing Virginia Pollution Abatement (VPA) general permits for confined poultry feeding operations to ensure the State Water Control Law, the VPA Permit Regulation, and the VPA general permit for AFOs are met. It describes changes made to the regulation in 2004 and 2005 and provides instructions to DEQ staff regarding those changes.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit and compliance staff in implementation of the VPA general permit for poultry feeding operations. The propose of this document is to provide VPA permit writers, inspectors, reviewers, and managers procedures to ensure that DEQ meets requirements of the Commonwealth. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of registration statements, inspecting facilities, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 00-2018	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 00-2018, Implementation of the VPA General Permit Regulation for Poultry Waste Management	
<b>Brief Overview</b> This document was originally issued on November 30, 2000. This guidance document was provided to regional staff for internal use, and procedures have been updated following the reissuance of the general permit in 2010 and 2021. This guidance document describes internal Department of Environmental Quality (DEQ) procedures for processing Virginia Pollution Abatement (VPA) general permits for confined poultry feeding operations to ensure the State Water Control Law, the VPA Permit Regulation, and the VPA general permit for Poultry Waste Management are met. It presents the procedures for obtaining a complete registration statement, determining eligibility for coverage under the general permit, transmittal of the general permit to registrants, and inspection procedures.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit and compliance staff in ensuring that that DEQ has a complete general permit registration statement before coverage under the draft permit is issued and that all permit conditions and requirements are met. The propose of this document is to provide VPA permit writers, inspectors, reviewers, and managers procedures to ensure that DEQ meets requirements of the Commonwealth. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of registration statements, inspecting facilities, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM14-2017	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM14-2017 Implementation of VPA Regulation and General Permit for Animal Feeding Operations and Animal Waste Management Amendments, VPG1	
<b>Brief Overview</b> This document was originally issued on November 12, 2014. This guidance document was provided to regional staff for internal use. This guidance document describes internal Department of Environmental Quality (DEQ) procedures for processing Virginia Pollution Abatement (VPA) general permits for animal feeding operations using a liquid manure management system to ensure the State Water Control Law, the VPA Permit Regulation, and the VPA general permit for AFOs are met. It presents the procedures for obtaining a complete registration statement, determining eligibility for coverage under the general permit, transmittal of the general permit to registrants, and inspection procedures.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit and compliance staff in ensuring that that DEQ has a complete general permit registration statement before coverage under the draft permit is issued and that all permit conditions and requirements are met. The propose of this document is to provide VPA permit writers, inspectors, reviewers, and managers procedures to ensure that DEQ meets requirements of the Commonwealth. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of registration statements, inspecting facilities, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 92-016	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 92-016 Virginia Pollution Abatement (VPA) Permit Manual	
<b>Brief Overview</b> This document was originally issued in July of 1992. The memo accompanying the Virginia Pollution Abatement (VPA) Permit manual issuance states that the Permit manual will be provided to regional staff for internal use. This document was updated and published in 2014. This permit manual describes internal Department of Environmental Quality (DEQ) procedures for processing Virginia Pollution Abatement (VPA) permits to ensure the State Water Control Law and the VPA Permit Regulation are met. It presents the procedures for obtaining a complete application, preparing a draft VPA permit, subjecting the draft permit to the public participation process, and issuing/reissuing modifying/revoking/terminating and denying permits.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit writing staff in ensuring that all permit conditions and requirements are met, and that DEQ has a complete permit application before issuance of a permit/draft permit. The propose of this manual is to provide VPA permit writers, reviewers, and managers procedures to ensure that DEQ meets requirements of the state. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of applications, and provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM18-2006	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2006, Reissuance Procedures for VPA Biosolids Land Application Permits	
<b>Brief Overview</b> This document was originally issued on October 22, 2018. This guidance document was provided to regional staff for internal use, and describes internal Department of Environmental Quality (DEQ) procedures for processing reissuance applications for Virginia Pollution Abatement (VPA) permits for biosolids land application to ensure the State Water Control Law and the VPA Permit Regulation are met.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit staff in reissuing VPA permits for biosolids land application. The propose of this document is to provide VPA permit writers, reviewers, and managers procedures to ensure that DEQ meets requirements of the Commonwealth. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of reissuance applications, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM04-2005	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM04-2005, Water Quality Monitoring Consolidated Guidance Memorandum, Amendment #2	
<b>Brief Overview</b> This document is not formal guidance and has been superseded by the 2020 Water Quality Monitoring Standard Operating Procedures and Ambient Water Quality Monitoring Project Plan that are posted on the Department of Environmental Quality's (DEQ) website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The document details only internal procedures and does not interpret existing laws or regulations and therefore should be rescinded as a guidance document.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM02-2010	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM02-2010 - Water Compliance Auditing Manual	
<b>Brief Overview</b> This document is an internally used and intended document for Department of Environmental Quality (DEQ) staff as a guide to internal audit programs regarding water and water permitting in-house, including compliance. This includes the scoring of noncompliant facilities and how to process the compliance reporting and scoring through CEDS (a DEQ internal access only database).	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is from 2002, there have been multiple updates to DEQ's compliance procedures since that time. There have been three revisions to 9VAC since that time. There is no external guidance in this document that a permittee or the public would use for facility compliance. This document is what the SSO guidance just amended, which was the fourth amendment to the document including Appendix 1 (point assessment). This document details only internal procedures/reference and does not offer interpretation of existing laws or regulations to the public and therefore should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or late)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM22-2010	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM22-2010 VPDES GP - Vehicle Wash and Laundry Facilities	
<b>Brief Overview</b> This document is an internally used and intended document for Department of Environmental Quality (DEQ) staff to use as a primer for specific permit applications and permit adherence for vehicle wash and laundry facilities. This document details the changes to these reissued permits and the revised permit application. This document also details how to view information in DEQNet (an internally only accessible program) and how to file paperwork in CEDS (an internally only accessible program). It assists staff in outlining what to expect from a permittee, as well as how to respond to the permittee. It also includes an example O&M Manual with examples of flow diversion and pumping, which are clearly labeled as example documents and used for internal training and reference for DEQ staff.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	<p>This document references “the board” when “the department” should be referenced; therefore, it is not an accurate portrayal of the permitting process for external use. Additionally, this document was intended for internal use only to assist staff in determining if onsite conditions meet permit conditions for vehicle wash and laundry facilities. Many of the pages were copied and pasted directly from the fact sheet available at: <a href="https://www.deq.virginia.gov/home/showpublisheddocument?id=4929">https://www.deq.virginia.gov/home/showpublisheddocument?id=4929</a>. There is repetition of information from the factsheet which is the intended document for external use and reference. This document details only internal procedures/reference and does not interpret existing laws or regulations and therefore should be removed as a guidance document.</p>
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM-01-2013	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM-01-2013 – Checklists for Rescind Wastewater Laboratory Inspections	
<b>Brief Overview</b> This document provides internal technical and procedural guidance to Department of Environmental Quality (DEQ) inspection staff to evaluate laboratories producing data related to permitted facilities under Virginia Pollutant Discharge Elimination System (VPDES) or Virginia Pollution Abatement (VPA) permits. All seven subsequent amendments to the original letter are for updates in the Federal Register in regards to sampling methods and analysis of data to remain in alignment with the U.S. Environmental Protection Agency’s laboratory guidance and testing methodologies.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was intended for DEQ internal use. There is a disclaimer on the original Guidance Memo, as well as several subsequent amendments, which state that this document provides technical and procedural guidance to inspection staff to evaluate laboratories producing data related to permit compliance. This document details only internal procedures/reference and does not interpret any laws or regulations; therefore, it should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM19-2003	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM19-2003 Virginia Water Protection (VWP) Permit and Compliance Manual	
<b>Brief Overview</b> The Virginia Water Protection (VWP) Permit and Compliance Manual was intended to be a “living” document that contains information, forms, and instructions for Department of Environmental Quality (DEQ) internal VWP permit program staff regarding the review of permit applications, the issuance modifications, termination, or transfer and waiver of VWP permits, and conducting compliance for the program and to promote consistency in processing permits across regions.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is to be used internally for DEQ staff in implementation of portions of the VWP program. This document is regularly updated, but only to remain in compliance with updated/changes to the VWP program. This document is not the only location where these changes can be viewed by external sources and does not replace the fact sheet issued by DEQ with all regulatory changes. This document clearly states that it sets forth standard operating procedures for DEQ employees and the agency and does not set that standard for how an application/response should look. It states all submittals will be reviewed based on their technical adequacy and compliance with appropriate laws and regulations. This manual does not provide interpretations of any state or federal regulations and is simply an internal procedure for DEQ staff to use in VWP permit issuance and compliance under the program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GMWRD06-100	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GMWRD06-100 Groundwater Withdrawal Permit Procedure Manual	
<b>Brief Overview</b> The purpose of this manual is to guide Department of Environmental Quality (DEQ) permit writers on aspects of ground water permit procedures. These procedures were designed in an effort to ensure consistency between DEQ regional offices and provide new personnel with a document from which to learn how to write permits. This document was designed as a document for internal use only and assists DEQ staff within the Office of Ground Water Withdrawal Permitting and the regional offices keep abreast of the most recent regulations and procedures by removing or adding pages to the manual.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	<p>This document was developed and most recently updated online in 2006. This document was developed entirely for internal DEQ staff use. In addition, the current manual should look nothing like the one posted online as these regulations have been updated approximately three to four times depending on effective date and promulgation (especially general permits). The attachments to the manual include blank copies of a permit application, sample permit, sample mitigation plan, well information, etc. for staff to reference. Several of the documents in this manual are outdated and have been replaced, such as the 2004 Permit fee form (which was revised in October of 2018) and the fees listed for the VWP in the document (not currently accurate). This document is no longer in use and a new updated version is currently being developed to be issued soon. The 2006 manual was revised and completed at the end of 2022 and DEQ solicited informal comments (direct mailing to interested parties plus a General Notice) from January 4-February 17. Two comments were received and have since been sent responses. The ground water permit manual has been determined to be internal procedures for staff and not formal guidance. This manual does not include any interpretation of any state or federal regulations and is simply an internal procedure for DEQ staff. Additionally, this manual is out of date and no longer used internally and should not be used externally. Therefore, this document should be removed as a guidance document.</p>
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 2623 Procedure for Uncontested Termination of Ground Withdrawal Permits and Special Exceptions	
<b>Brief Overview</b> This guidance document outlines a procedure for Department of Environmental Quality (DEQ) staff to follow regarding groundwater withdrawal termination requests. Referenced procedures call for all ground water withdrawal permit revocations to be presented to and approved directly by the State Water Control Board (Board). The basis for this procedure is the Ground Water Management Act of 1992 at § 62.1-256.9 of the Code of Virginia where revocation of permits is excluded from delegation by the Board to the Executive Director. Revocation and termination have until this time have been interpreted as one and the same. This document interprets this regulation by; an uncontested termination due to the cessation of a withdrawal or reduction in withdrawal amounts below 300,000 gallons per month where the owner has requested or agreed to termination and waived the right to an informal factfinding, is not a contested action; and logically the prohibition of delegation should not apply.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document should apply to both internal guidance and it should also serve as external information about a change in processes that involve the State Water Control Board. However, the referenced regulation “Ground Water Management Act of 1992 at §62.1-256.9” no longer exists in the current regulation. It has been replaced with “§ 62.1-259. Certain withdrawals; permit not required”. This memo does add additional interpretation to this statute. However, its reference is incorrect; therefore, this document should be removed as a guidance document and either replaced entirely or removed (if replaced, DEQ will modify this specific language in upcoming reissuances).
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 00-2016	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 00-2016 Chain of Custody Policy and Procedure	
<b>Brief Overview</b> This is an internal procedure document for the Department of Environmental Quality (DEQ). This internal standard operating procedure (SOP) for DEQ describes how all environmental samples will be collected using the chain of custody procedures in this document to ensure the integrity of samples, so they can be used as admissible evidence to enforce the Commonwealth's environmental laws and regulations. It also states the laboratories to which samples may be taken for processing. The document states that it is an internal SOP.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is not an interpretation of any state or federal regulations and is simply an internal procedure for DEQ staff to use water withdrawal permit issuance under the program to assist in sample collection and laboratory submittal. This manual is out of date and no longer used internally. Additionally, this document was created in 2006 and states the specific laboratories where samples should be taken. Due to changing Department of General Services and procurement regulations, this document should be kept up to date as an internal set of instructions and not as a guidance document. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 03-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 03-2001 Reporting Operator Misconduct or Convictions	
<b>Brief Overview</b> The purpose of this document is to establish a procedure to ensure that when Department of Environmental Quality (DEQ) personnel identify actions by licensed wastewater treatment operators that may be in violation of the State Board for Waterworks and Wastewater Works Operators Regulations Standards of Practice (18VAC160-20-140) this information is transmitted to the Department of Professional and Occupational Regulation in a timely manner. This is an internal procedure document as stated within the first page of the document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This memo only restates regulation verbiage from 18VAC160-20-10 et seq. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> 96-009	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 96-009 Obtaining Dissolved Metal Data	
<b>Brief Overview</b> This dissolved metal data sampling collection document was written to cover the collection of both total recoverable and dissolved metals. It is an internal document for Department of Environmental Quality (DEQ) staff, and details sampling procedures for dissolved metals in compliance wastewater, which restates the requirements found in 40 CFR, Part 136. Table II – “Required Containers, Preservation Techniques and Holding Times” and explains to staff why the specific holding times and temperatures are key in consistent and reliable results.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This memo only restates federal regulation verbiage from 40 CFR, Part 136. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> WQS-5	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind WQS-5 Guidance of Application of Public Water Supply	
<b>Brief Overview</b> This document was written in 1994 and the purpose of this memo was to provide a requested interpretation as to whether the public water supply (PWS) designations denoted as PWS in the river basin section tables (VR680-21-08) of the water quality standards regulation apply to the entire section or just to the water intake.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This rule being referenced was effective on May 20, 1992; amended, Virginia Register Volume 14, Issue 4, eff. December 10, 1997; Volume 26, Issue 12, eff. February 1, 2010. Finally, this rule was absorbed within 9VAC25-260-360. The original version of the rule referenced in this memo is no longer active and therefore, this guidance document should be removed.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM22-2010	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM22-2010 - Implementation of the Virginia Pollutant Discharge Elimination System VPDES General Permit for Vehicle Wash Facilities and Laundry Facilities (VAG 75)	
<b>Brief Overview</b> This document replaced Guidance Memo No.17-2006, "Implementation of the Reissued Virginia Pollutant Discharge Elimination System (VPDES) General Permit for Vehicle Wash Facilities and Laundry Facilities (VAG75)." This document has been updated to reflect changes necessary as a result of the reissuance of the VPDES General Permit for Vehicle Wash Facilities and Laundry Facilities (VAG75) that became effective on January 1, 2023.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal Department of Environmental Quality (DEQ) use and summarizes the changes made in the reissuance of VPDES VAG75 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind "Implementation Guidance for Reissuance of the VPDES General Permit for Domestic Sewage Discharges of Less Than or Equal to 1,000 Gallons Per Day"	
<b>Brief Overview</b> The purpose of this document is to provide updated information to Department of Environmental Quality (DEQ) staff for the implementation of the Domestic Sewage Discharges General Permit (VAG40) based on the amendment of 9VAC25-110 and the 2021 reissuance of the general permit. This document replaced GM11-2008. The purpose of this document was to identify changes that had been made to the Regulation (9VAC25-110) and General Permit (VAG40), and to provide DEQ staff with instructions on the implementation of these changes.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of 9VAC25-110 and VAG40, for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM21-2004	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM21-2004, "Implementation Guidance for Reissuance of the General VPDES Permit for Nonmetallic Mineral Mining Facilities VAG84"	
<b>Brief Overview</b> This document replaced Guidance Memo No.14-2008, Implementation Guidance for Reissuance of the Virginia Pollution Discharge Elimination System (VPDES) General Permit for Nonmetallic Mineral Mining Facilities. On April 15, 2019, the State Water Control Board adopted amendments to the VPDES General Permit Regulation for Nonmetallic Mineral Mining Facilities, 9VAC25-190, which modified VAG84. These amendments were effective July 1, 2019. The purpose of this document was to identify changes that had been made to General Permit VAG84, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is listed as a "Draft Document" on the Town hall; when opened the document details the "proposed changes" to 9VAC25-190 as a guide to DEQ staff, as well as sample documents for staff to use in correspondence with permittees. However, this regulation has been finalized and is now active, not "proposed". Additionally, the header of the guidance document reads, "GM 21-2004 – Pesticide GP (VAG87) Implementation Guidance" which is incorrect. Therefore, this document is both out of date and inaccurate, and no longer applicable. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Due to these multiple factors, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM21-2003	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM21-2003, "Implementation Guidance for Reissuance of the VPDES General Permit Regulation for Discharges Resulting From the Application of Pesticides to Surface Water, VAG87"	
<b>Brief Overview</b> This document replaced Guidance Memo No. 11-2009. On December 13, 2018, the State Water Control Board adopted amendments to the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges Resulting from the Application of Pesticides to Surface Water, 9VAC25-800, which modified General Permit VAG87 as part of the reissuance of this permit. The purpose of this document was to identify changes that had been made to the General Permit VAG87, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAG87 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Additionally, the PMP in this document has been replaced as of 2019 and therefore is out of date. For these reasons, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM21-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM21-2001- Implementation of the 2021 Reissuance of the VPDES General Permit Regulation for Seafood Processing Facilities, VAG52	
<b>Brief Overview</b> The purpose of this document is to provide updated information for implementing the Seafood Processing Facilities General Permit (VAG52) based on amendment of 9VAC25-115 and the 2021 reissuance of the general permit. This document replaced Guidance Memo No. GM16-2003. The purpose of this document was to identify changes that had been made to the General Permit VAG52, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAG752 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations for the public. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM18-2009	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2009 "Implementation Guidance for Reissuance of the VPDES General Permit for Concrete Products Facilities, VAG11"	
<b>Brief Overview</b> This document replaced Guidance Memo No.13-2004, Implementation Guidance for Reissuance of the General VPDES Permit for Concrete Products Facilities. On September 20, 2018, the State Water Control Board adopted amendments to the VPDES General Permit for Concrete Products Facilities, 9VAC25-193, which modified General Permit VAG11. The purpose of this document was to identify changes that had been made to the General Permit VAG11, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAG11 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation, and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or late)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM18-2003	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2003 - Implementation Guidance for Reissuance of the General VPDES Permit for Potable Water Treatment Plants, VAG64	
<b>Brief Overview</b> This document replaced Guidance Memo No. 13-005, Implementation Guidance for Reissuance of the VPDES Permit Regulation for Potable Water Treatment Plants VAG64. On December 7, 2017, the State Water Control Board adopted amendments to the Virginia Pollutant Discharge Elimination System General Permit (VPDES) for Potable Water Treatment Plants, 9VAC25-860, which modified General Permit VAG64. These modifications were effective July 1, 2018. The purpose of this document was to identify changes that had been made to the General Permit VAG64, to provide Department of Environmental Quality (DEQ) staff with instructions on implementation of these changes, to provide information on aspects of the permit that have raised questions, and to provide example letters that staff may use for the administration of the regulation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is intended for internal DEQ use and summarizes the changes made in the reissuance of VPDES VAG64 for staff to use as a quick reference and a training document. It simply restates/copies the verbiage from the modified regulation and provides sample letters for staff to use to send to permittees, as well as lists other inter-agency contacts required as part of this process. The final regulation and associated permit forms of this regulation are available on the DEQ VPDES general permits webpage and the Legislative Information System. This document details only internal DEQ procedures and does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> DCR-VSWCB-026	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind DCR-VSWCB-026: "Guidance Document on Utilization of Nonpoint Nutrient Offsets"	
<b>Brief Overview</b> This guidance document specifies DCR policy on the requirements of the Code of Virginia pertaining to application of stormwater nonpoint nutrient offsets. It details how these requirements affect the General Permit for Stormwater Discharges from Construction Activities and locally-adopted regional stormwater management programs approved and operated consistent with the Chesapeake Bay Preservation Act regulations.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	<p>This document was developed by the Department of Conservation and Recreation (DCR) but is listed as a DEQ guidance document. DCR is no longer the implementing agency for this provision of the Code of Virginia. This document is provided as guidance and set forth standard operating procedures for DCR, which used to administer the program. This document was intended for internal DCR use and summarizes the changes made in the reissuance of § 10.1-603.8:1 of the Code of Virginia for staff to use as a quick reference and a training document. The final regulation, and associated permit forms of this regulation are available on the DEQ general permits webpage and the Legislative Information System. Additionally, this document requires project operators intending to utilize nonpoint source nutrient credits, "must submit a complete DCR form DCR199-205 (07/11) to the Department prior to land disturbance". This form is no longer in existence and all DCR 199 forms reference impoundment structure approvals/inspections. As such, this document is no longer accurate and should be removed and a new guidance document should be issued if guidance on this is further required. Therefore, this document should be removed as a guidance document.</p>
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM06-2005	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM06-2005, Biosecurity Procedures for Poultry Farm Visits	
<b>Brief Overview</b> This document was originally issued on May 24, 2006. This guidance document was provided to regional staff for internal use, and describes internal Department of Environmental Quality (DEQ) procedures for ensuring that appropriate biosecurity procedures are implemented during DEQ staff visits to confined poultry feeding operations.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit and compliance staff in implementation of the VPA general permit for poultry feeding operations. The propose of this document is to provide DEQ staff instructions regarding necessary biosecurity procedures to be used when inspecting facilities, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations for the public. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Guidance for the 2024 Amendment and Reissuance of the VPDES General Permit Regulation for Concrete Products Facilities (9VAC25-193)		
<b>Brief Overview</b> This guidance document will assist dischargers in understanding any new permit requirements and help with overall implementation of the reissued general permit regulation for concrete products facilities. This general permit regulation authorizes the discharge of process and stormwater from concrete product facilities. This regulatory action is needed to ensure that existing and new concrete product facilities are covered under this general permit regulation.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Agriculture and Forestry Stormwater Management Guidance Document	
<b>Brief Overview</b> The Virginia Stormwater Management Act and Erosion and Sediment Control Law provide exemptions for certain land-disturbing activities specifically associated with agriculture and silviculture. This guidance document will provide clarification on application of these exemptions.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise GM15-2003 Postdevelopment Stormwater Management Implementation Guidance for Linear Utility Projects Under the Virginia Stormwater Management Program Regulation (9VAC25-870)	
<b>Brief Overview</b> The purpose of this guidance document is to clarify the implementation of Virginia Stormwater Management Program (VSMP) Regulation, 9VAC25-870, for postdevelopment stormwater management requirements for linear development projects (e.g., waterlines, sewer lines, electric lines, telephone lines, oil and gas distribution pipelines) and was developed for use by DEQ and local VSMP Authorities. This update will modify the guidance document to also address general mitigation, including stormwater, stream, and wetland mitigation projects.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Nonpoint Source Nutrient Trading Credit Certification: Delivery Factors for Stream Restoration Projects Guidance	
<b>Brief Overview</b> This guidance document will set forth how DEQ calculates delivery factors for stream restoration projects used to generate nonpoint source nutrient credits as directed by § 62.144.19:20 of the Code of Virginia. Nutrient credits are measured as pounds of nitrogen, phosphorus, or sediment delivered to the Chesapeake Bay, and delivery factors are used to account for the attenuation that occurs between the credit-generating project and tidal waters. This guidance will reduce uncertainty in the nonpoint source nutrient trading program by establishing credit calculation procedures for stream restoration projects. Prior to this guidance, delivery factors have been calculated on a case-by-case basis.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Accelerated Nonpoint Source Nutrient Credit Release for Stream Restoration Projects Guidance	
<b>Brief Overview</b> Chapter 526 of the 2022 Acts of Assembly (SB 187, Sen. Hanger) authorizes the Department of Environmental Quality (DEQ) to accelerate the release of nutrient credits from stream restoration projects notwithstanding release schedules set out in regulation. This guidance seeks to clarify the changes made to § 62.144.19:20 of the Code of Virginia and necessary conditions for requesting the accelerated release.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance will streamline the application process and credit release schedule for applicable stream restoration projects in the nonpoint source nutrient trading program. This guidance will allow for a full credit release to be achieved a year sooner than under the previous standards.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM18-2009	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2009- Implementation Guidance for Reissuance of the VPDES General Permit for Concrete Products Facilities (VAG11)	
<b>Brief Overview</b> This guidance document is no longer needed for this general permit and will be removed.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action will remove a guidance document that is no longer needed.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2003- Implementation Guidance for Reissuance of the General VPDES Permit for Potable Water Treatment Plants VAG64	
<b>Brief Overview</b> This guidance document is no longer needed for this general permit and will be rescinded.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action will remove a guidance document that is no longer needed.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM14-2003	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM14-2003 Virginia Pollutant Discharge Elimination System (VPDES) Permit Manual/Elimination of March 2014 VPDES Permit Manual Revisions	
<b>Brief Overview</b> This document is not guidance and will be removed from the list of guidance documents listed on the Town Hall website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action will remove a guidance document that is no longer needed.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind Implementation Guidance for Reissuance of the VPDES General Permit Regulation for Discharges Resulting from the Application of Pesticides to Surface Water (VAG87)	
<b>Brief Overview</b> This action will rescind a guidance document that is no longer needed.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action will rescind a guidance document that is no longer needed.
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM21-2004	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM21-2004 Implementation Guidance for Reissuance of the General VPDES Permit for Nonmetallic Mineral Mining Facilities VAG84	
<b>Brief Overview</b> This action will rescind outdated guidance GM21-2004 Implementation Guidance for Reissuance of the General VPDES Permit for Nonmetallic Mineral Mining Facilities VAG84 once the general permit has been reissued.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action will rescind outdated guidance.
<b>Expected Date</b>	January 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM13-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM13-2001 Guidance for the Reissuance of the General VPDES Permit Regulation for Discharges From Groundwater Remediation of Contaminated Sites, Dewatering Activities of Contaminated Sites, and Hydrostatic Tests General Permit	
<b>Brief Overview</b> This action will rescind the Implementation Guidance for the Reissuance of the General VPDES Permit Regulation for Discharges From Petroleum Contaminated Sites, Groundwater Remediation and Hydrostatic Tests, 9VAC25-120 (2013) from the list of effective guidance.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance will be rescinded because it is no longer necessary.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Implementation Guidance for the Existing Regulatory Requirements Applicable to Cooling Water Intake Structures (9VAC25-31-165)	
<b>Brief Overview</b> This implementation guidance will address cooling water intake structures. The guidance will address implementation issues associated with current new facility regulations (9VAC25-31-165 B) and the implementation of requirements developed on case-by-case, best professional judgment (BPJ) basis (9VAC25-31-165 C).	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance will reflect current requirements and information and will promote consistency and efficiency.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop the 2023 Virginia Stormwater Management Handbook	
<b>Brief Overview</b> This guidance will consolidate and update the Department of Environmental Quality's (DEQ's) existing manuals, technical bulletins, design standards and specifications, and guidance documents related to post-construction stormwater management and erosion and sediment control.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance will create additional clarity, consistency, and time savings for design professionals preparing post-construction stormwater management and/or erosion and sediment control plans by ensuring all programmatic requirements are in a single document. This guidance will also streamline DEQ's process for reviewing stormwater management and/or erosion and sediment control.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Groundwater Withdrawal Permit Manual	
<b>Brief Overview</b> The purpose of this manual is to provide DEQ water withdrawal permitting staff a framework for processing requests for new, expanded, or modified groundwater withdrawals and is intended to provide the overall process for reviewing and issuing individual groundwater withdrawal permits. This revised manual contains updates and clarifications to the permit processing framework, and supersedes previous manuals for drafting groundwater withdrawal permits.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop PCB Pollution Minimization Plan Guidance	
<b>Brief Overview</b> This guidance document will establish procedures to develop Pollutant Minimization Plans (PMPs) for implementing Polychlorinated biphenyls (PCB) TMDL Waste Load Allocations. The guidance will include guidelines for Department of Environmental Quality (DEQ) staff to request, review and approve a PMP, as well as track plan implementation and compliance, to measure progress in attaining PCB reductions. The guidance will also assist applicable VPDES permitted facilities listed as PCB sources in a TMDL with preparing a complete and approvable PMP.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Guidance Memo 14-2016	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise Public Participation Procedures Guidance (Guidance Memo 14-2016)	
<b>Brief Overview</b> This is a revision to the existing guidance document 14-2016 that sets forth the process to provide the public and stakeholders with an adequate opportunity to participate in the development and implementation of TMDLs, TMDL modifications, 305(b)/303(d) Integrated Reports, and non-TMDL waste load allocations. The revisions will update and provide clarifications to procedures, and establish public notice templates to use for public and advisory group meetings.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Chesapeake Bay Preservation Act Guidance: Implementing Coastal Resiliency Provisions (9VAC25-830-155)	
<b>Brief Overview</b> This guidance document will provide additional information and assistance to localities implementing the recent regulatory changes related to climate resiliency and adaptation measures (9VAC25-830-155). It will provide additional clarity and examples for localities to use.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update Compliance Evaluation and Review Process and Elements (9VAC25-830) Guidance	
<b>Brief Overview</b> This guidance document will update existing guidance and provide additional information for conducting locality compliance program reviews for the Chesapeake Bay Preservation Act.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Chesapeake Bay Preservation Act Guidance: Riparian Buffer Manual (9VAC25-830)	
<b>Brief Overview</b> This guidance document will provide significant technical assistance and information to localities on the implementation of the requirements and in particular requirements and provisions related to buffer modifications, alterations, and plantings. It also will include updates related to regulatory changes for the planting of trees and preservation of mature trees which were based upon a statutory change.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise the Fish Kill Investigation Guidance Manual (Guidance Memo 02-2002) 62.1-44.15 (11)	
<b>Brief Overview</b> This will be a revision to the existing guidance document 02-2002 that establishes the procedures that Department of Environmental Quality (DEQ) staff should follow when investigating fish kills to meet the requirements set forth in § 62.1-44.15 (11) of the Code of Virginia. The revisions will contain updates and clarifications to existing procedures and outdated language related to safety, communications, establishing the cause of the fish kill, determining the number of fish killed, and presenting the data for enforcement action and cost recovery.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> 2024 Water Quality Assessment Guidance Manual (update to Guidance Memo 21-2002) (62.1.44.19:5C)	
<b>Brief Overview</b> This is a revision to existing guidance document (21-2002) that establishes the procedures that Department of Environmental Quality (DEQ) staff follow for conducting water quality assessments to generate the Virginia’s 2024 §305(b)/ §303(d) Water Quality Assessment Integrated Report. Section 62.1-44.19:5 C of the Code of Virginia requires DEQ to develop and publish the procedures used for defining and determining impaired waters and provide for public comment on the procedures. The revisions will contain updates to water quality assessment procedures to account for revisions to water quality standards or to incorporate assessment process improvements.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM18-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM18-2001 2018 Water Quality Assessment Guidance Manual	
<b>Brief Overview</b> Virginia's final 2018 Water Quality Assessment Guidance Manual (a 2.4 MB Word doc) contains the assessment procedures and methods which were used for the development of Virginia's 2018 §305(b)/ §303(d) Integrated (i.e., combined Water Quality Assessment and Impaired Waters) Report. The assessment guidance addressed key elements of the U.S. Environmental Protection Agency (EPA) 2006 Assessment Guidance and subsequent updates through December 2017, in addition to the assessment methodology for Chesapeake Bay Water Quality Standards established by EPA and adopted by Virginia (Ambient Water Quality Criteria for Dissolved Oxygen, Water Clarity, and Chlorophyll a for the Chesapeake Bay and Its Tidal Tributaries). This guidance manual was applicable for the 2018 Water Quality Assessment Integrated Report (IR) and has been superseded by the 2020 and 2022 IR Guidance manuals. It is therefore being proposed for removal.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance manual is superseded by GM-21-2002 Final 2022 Water Quality Assessment Guidance Manual.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM19-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM19-2001 2020 Water Quality Assessment Guidance Manual	
<b>Brief Overview</b> Virginia's 2020 Water Quality Assessment Guidance Manual contains the assessment procedures and methods which were used for the development of Virginia's 2020 §305(b)/ §303(d) Integrated (i.e., combined Water Quality Assessment and Impaired Waters) Report. The assessment guidance addressed key elements of the U.S. Environmental Protection Agency's (EPA) 2006 Assessment Guidance and subsequent updates through April 2019. In addition, the assessment guidance includes the assessment methodology for the Chesapeake Bay Water Quality Standards established by EPA and adopted by Virginia (Ambient Water Quality Criteria for Dissolved Oxygen, Water Clarity, and Chlorophyll a for the Chesapeake Bay and Its Tidal Tributaries). This guidance manual was applicable for the 2020 Water Quality Assessment Integrated Report (IR) and has been superseded by the 2022 IR Guidance manual. It is therefore being proposed for removal.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance manual is superseded by GM-21-2002 Final 2022 Water Quality Assessment Guidance Manual.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM21-2002	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM21-2002 Final 2022 Water Quality Assessment Guidance Manual	
<b>Brief Overview</b> Virginia's 2022 Water Quality Assessment Guidance Manual contains the assessment procedures and methods used for the development of Virginia's 2022 §305(b)/ §303(d) Integrated (i.e., combined Water Quality Assessment and Impaired Waters) Report. The assessment guidance addressed all key elements of the U.S. Environmental Protection Agency's (EPA) 2006 Assessment Guidance and subsequent updates through December 2020. In addition, the assessment guidance included the assessment methodology for the Chesapeake Bay Water Quality Standards established by EPA and adopted by Virginia (Ambient Water Quality Criteria for Dissolved Oxygen, Water Clarity, and Chlorophyll a for the Chesapeake Bay and Its Tidal Tributaries). This guidance manual was applicable for the 2022 Water Quality Assessment Integrated Report (IR) and will be superseded by the 2024 IR Guidance manual. It is therefore being proposed for removal.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance manual will be superseded by GM23-2002 Final 2024 Water Quality Assessment Guidance Manual.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM04-2005	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM04-2005 Water Quality Monitoring Consolidated Guidance Memorandum, Amendment #2	
<b>Brief Overview</b> This document is not formal guidance and has been superseded by the 2020 Water Quality Monitoring Standard Operating Procedures and Ambient Water Quality Monitoring Project Plan that are posted on the Department of Environmental Quality (DEQ) website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance document will be rescinded.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Water Division Guidance Memorandum No. 22-2014 – Virginia Pollution Abatement (VPA) Permit Manual	
<b>Brief Overview</b> The Department of Environmental Quality (DEQ) is the primary promulgating agency for the guidance identified above. The guidance is specifically associated with the Virginia Pollution Abatement (VPA) Permit Regulation, 9VAC25-32.  This action involves updating and consolidating existing agency guidance in the VPA Permit Manual related to (i) the processing of all types of VPA permit actions, including permit issuances, reissuances, modifications, revocations and reissuances, and termination; and (ii) technical issues affecting the processing of VPA permits. This activity is necessary to: <ul style="list-style-type: none"> <li>• Make changes to the Manual that are consistent with recent amendments to State Water Control Law and subsequently to the VPA Permit Regulation in accordance with Chapter 356 of the 2022 Acts of Assembly (SB 657, Sen. Stuart);</li> <li>• Streamline VPA permit processing by providing the bulk of the technical and procedural information for permit actions in one document; and</li> <li>• Ensure more consistent VPA permit content, and uniform and efficient processing by DEQ water permitting staff among all regions of the agency.</li> </ul>	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance does not remove or impose any new regulatory requirements, but updates and consolidates existing agency procedures that are consistent and in conformance with the VPA Permit Regulation (9VAC25-32), the Sewage Collection and Treatment Regulations (9VAC25-790), and the Water Reclamation and Reuse Regulation (9VAC25-740).
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Guidance for Implementation of VPA Regulation and General Permit for Poultry Waste Management Amendments, VPG2 (9VAC25-630)	
<b>Brief Overview</b> The Department of Environmental Quality (DEQ) is initiating the development of a new guidance document to identify significant changes that have been made to the VPA Regulation and General Permit for Poultry Waste Management (9VAC25-630) during the most recent regulatory action. It will also provide DEQ staff with guidelines on the implementation of the changes and clarify certain aspects of the permit process.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Developing this guidance document will allow for the elimination of two outdated guidance documents.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 94-014	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind 94-014 Implementation of the VPA General Permit for Confined Animal Feeding Operations	
<b>Brief Overview</b> This document was originally issued on November 16, 1994. This guidance document was provided to regional staff for internal use, and procedures have been updated following the reissuance of the general permit in 2004 and 2014. This guidance document describes internal Department of Environmental Quality (DEQ) procedures for processing Virginia Pollution Abatement (VPA) general permits for animal feeding operations using a liquid manure management system to ensure the State Water Control Law, the VPA Permit Regulation, and the VPA general permit for AFOs are met. It presents the procedures for obtaining a complete registration statement, determining eligibility for coverage under the general permit, transmittal of the general permit to registrants, and inspection procedures.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is an internally used document to assist DEQ permit and compliance staff in ensuring that that DEQ has a complete general permit registration statement before coverage under the draft permit is issued and that all permit conditions and requirements are met. The propose of this document is to provide VPA permit writers, inspectors, reviewers, and managers procedures to ensure that DEQ meets requirements of the Commonwealth. In addition, this document is intended to promote consistency between DEQ regions, define and set standards for timely processing of registration statements, inspecting facilities, and to provide a tool to train new staff in the correct procedures and administering the VPA permit program. This document does not interpret any laws or regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Drought Assessment and Response Plan Guidance	
<b>Brief Overview</b> The Virginia Drought Assessment and Response Plan (Plan) was developed in 2003. The Plan established a Drought Monitoring Task Force (DMTF), identifies 13 drought regions, establishes specific drought indicators that will be used to evaluate drought status for each region, establishes drought stages (Normal, Drought Watch, Drought Warning, Drought Emergency) and the specific criteria that each stage is recommended based on the indicators, and establishes responses to each drought stage for state agencies, localities, and water suppliers.  Chapters 36 and 37 of the 2023 Acts of Assembly (HB 2095, Del. Bulova and SB 1149, Sen. Marsden) requires the State Water Control Board to recognize localities that use the Potomac River as a water supply source as a distinct drought evaluation region. The bill requires the Board to incorporate for this distinct region the provisions related to messages, stages, and responses from the Metropolitan Washington Water Supply and Drought Awareness Response Plan: Potomac River System (the Metropolitan Washington Plan). The bill does not limit the authority of the Governor during a declared drought emergency.  The Virginia Drought Assessment and Response Plan will be updated to comply with these requirements. No other changes to the Plan are proposed as part of this guidance update.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance update will allow for localities that use the Potomac River as a water source to adhere to triggers and responses from the Metropolitan Washington Water Supply and Drought Awareness Response Plan instead of the state triggers and responses in the Virginia Drought Assessment and Response Plan except for in a declared drought emergency.
<b>Expected Date</b>	January 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update Local and Regional Water Supply Planning Regulation Guidance	
<b>Brief Overview</b> The purpose of the Local and Regional Water Supply Planning Regulation Guidance Document (Guidance Document) is to support stakeholder compliance with the proposed Local and Regional Water Supply Regulation (9VAC25-780).  The proposed amendments to the Local and Regional Water Supply Regulation (9VAC25-780) (2005) are required by 2020 amendments to §§ 62.1-44.36, 62.1-44.38, and 62.1-44.38:1 of the Code of Virginia which directed the State Water Control Board to encourage development of cross-jurisdictional water supply projects, and to adopt regulations designating regional planning areas based primarily on river basin.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The draft guidance document is associated with a proposed regulation mandated by state statute. The development of a guidance document will support stakeholders to comply with the proposed Local and Regional Water Supply Planning Regulation (9VAC25-780).
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Implementation Guidance for Use of the Biotic Ligand Model for Copper Criteria Amendments (9VAC25-260-140.G)		
<b>Brief Overview</b> This guidance is necessary to provide clarity to permittees about the implementation of the proposed amendments to the Water Quality Standards regulations for case-by-case implementation of the biotic ligand model (BLM) for copper. The U.S. Environmental Protection Agency (EPA) considers current VA WQS regulation language regarding the copper BLM-derived criteria to be a process for developing site-specific criteria. Each BLM-derived criteria value would need to be promulgated before using the value in permitting evaluations. EPA stated it cannot accept a BLM-derived copper permit limit until site-specific copper criteria have been promulgated, or unless a more prescriptive approach is provided for in the WQS and sufficiently detailed guidance provides for criteria implementation. A NOIRA is anticipated in September 2023 and is addressed in a separate table in this plan. The associated guidance is expected to be complete by June 2024.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	June 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> GM01-2001	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind GM01-2001 Monitoring of Toxic Trace Metals in Surface Waters	
<b>Brief Overview</b> This document is not formal guidance and the procedures have been incorporated into the agency's <a href="#">2020 Water Quality Monitoring Standard Operating Procedures</a> which are posted on the Department of Environmental Quality's website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance document will be rescinded.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2014-03	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind Quality Assurance Plan for the Alternate Water Supply Program – Revision 3	
<b>Brief Overview</b> The purpose of the Quality Assurance Project Plan (QAPP) for the Alternate Water Supply Program is to ensure that procedures used and data collected by Department of Environmental Quality (DEQ) staff and DEQ-hired contractors are of sufficient quality to support the decisions about the need to provide alternate water supplies to persons having wells that are impacted by petroleum. It is an internal procedure, and it is obsolete.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This is a quality assurance plan for internal use. It should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2016-02	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind CEDS Tanks Compliance and Registration User Manual	
<b>Brief Overview</b> This data entry procedures manual provides tank compliance, registration, and administrative staff with step-by-step procedures for entering data into the CEDS Tank Facilities and Tank Owners modules. It is an internal procedure and should not be classified as a guidance document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2015-01C	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind Storage Tank Program Quality Management Plan, Amendment 3	
<b>Brief Overview</b> This document being rescinded was created to ensure the environmental data collected by staff and contractors hired by the Storage Tank Program met U.S. Environmental Protection Agency (EPA) data requirements. It has been redone and is at EPA for review. It is obsolete and is an internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This is a quality assurance plan for internal use. It should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop the Homeowner Heating Oil Tank Technical Manual	
<b>Brief Overview</b> This guidance document will include how to investigate and characterize homeowner heating oil tank releases. It will include reporting and reimbursement guidance. This document is an internal job aid for tank remediation staff that introduces electronic documentation as well as administrative troubleshooting. However, it also includes guidance for the regulated community.  This guidance manual is being taken from Chapter/Volume 5 of the current Tank Technical Manual. Separating this guidance into its own Technical Manual will provide better procedural clarification for staff and stakeholders. This includes how to manage scope of work and facilitate the reimbursement of site costs through pre-approval and verification of site work where applicable.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2018-2A	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Risk Based Inspection Strategy (RBIS) For Underground Storage Tanks I	
<b>Brief Overview</b> This guidance document explains the Risk Based Inspection Strategy (RBIS) for Underground Storage Tanks (USTs). This strategy is intended to evaluate alternative targeting methods for establishing annual inspection schedules.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The agency will be revising the existing guidance document this year to adjust the criteria used to establish facility risk levels which determine inspection frequency. The expected impact of the changes will be to decrease inspection frequency for some UST facilities. This document should be removed from Town Hall as it is internal procedures.
<b>Expected Date</b>	January 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b> 01-2024	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Storage Tank Technical Manual – Volume 2: Release Reporting Requirements	
<b>Brief Overview</b> This guidance manual is currently being updated from the 2011 version. The updated version will eliminate obsolete links and processes as well as provide better procedural clarification for staff and stakeholders regarding when and how to report releases to the Department of Environmental Quality. This document is an internal job aid for tank remediation staff that provides a standard framework for handling release reporting consistently administratively statewide. The document will also expand on language from the 2011 document to provide clarity to all stakeholders.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 01-2024	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Storage Tank Technical Manual – Volume 4: Site Work and Pre-Approval and Verification Process	
<b>Brief Overview</b> This guidance manual is currently being updated from the 2011 version. The updated version will eliminate obsolete links and processes as well as provide better procedural clarification for staff and stakeholders. This includes how to manage scope of work and facilitate the reimbursement of site costs through pre-approval and verification of site work where applicable.  This document is an internal job aid for tank remediation staff that introduces electronic documentation as well as administrative troubleshooting. The guidance will be streamlined from the current version for procedural clarity.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The guidance will be streamlined from the current version for procedural clarity.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 01-2024	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Storage Tank Technical Manual – Volume 5: Release Response and Corrective Action	
<b>Brief Overview</b> This guidance manual is currently being updated from the 2011 version. The updated version will eliminate obsolete links and processes as well as provide better procedural clarification for staff and stakeholders regarding when and how to report releases to the Department of Environmental Quality. This document is an internal job aid for tank remediation staff that provides a standard framework for handling release reporting consistently administratively statewide. The document will also expand on language from the 2011 document to provide clarity to all stakeholders.  This document is an internal job aid for tank remediation staff that introduces electronic documentation as well as administrative troubleshooting. The guidance will be streamlined from the current version for procedural clarity.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-02-2012	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Tank Ownership and Responsible Person Identification Changes Guidance	
<b>Brief Overview</b> This guidance document that will be rescinded provides information to regional office petroleum staff concerning when to pursue a property owner for compliance with pollution prevention requirements of the UST Technical Regulation and corrective action in the event of a petroleum release to the environment.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was developed for internal use by Department of Environmental Quality staff and has since been incorporated into other existing guidance documents. This document should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-03-2012	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Case Closure Evaluation of Sites with Free Product Guidance	
<b>Brief Overview</b> This guidance document that will be rescinded is an expansion of Section 5.5 of the Storage Tank Program Technical Manual and was developed to assist Storage Tank Program Case Managers in evaluating the feasibility and practicality of free product removal and to recognize when a case can be closed with no increased risk to human health and the environment. It is an internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was developed for internal use by Department of Environmental Quality staff and should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-01-2013	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Provision of Alternate Water Supplies to Operators of Petroleum-Impacted Water Supplies Guidance	
<b>Brief Overview</b> The purpose of this guidance document that is being rescinded is to provide information for Department of Environmental Quality (DEQ) staff regarding the provision and termination of CFU coverage at a site. It is internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was developed for internal use by DEQ staff and should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2014-01	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the State Lead Procedures Manual, First Edition	
<b>Brief Overview</b> The purpose of the State Lead Procedures Manual is to provide Department of Environmental Quality (DEQ) staff with standard operating procedures for managing sites within the State Lead Program. This document will be redone and will be internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document will be rewritten and will be an internal manual for DEQ staff. It should be removed as a guidance document.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 00-2014	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Quality Assurance Project Plan, State Lead Program, Revision 2	
<b>Brief Overview</b> The purpose of the Quality Assurance Project Plan for the State Lead Program is to ensure that procedures used, and data collected by Department of Environmental Quality (DEQ) State Lead contractors are of sufficient quality to support the decisions that must be made by agency staff. It has also been redone and is in review by the U.S. Environmental Protection Agency. Once approved it will be internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This should be removed as a guidance document as it is actually a quality assurance plan for internal use.
<b>Expected Date</b>	December 2023



<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SRR-2015-02	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Instructions for Completing the State Lead Acceptance Form and Contractor Evaluation Tab	
<b>Brief Overview</b> This document that will be rescinded provides instructions for staff when completing the State Lead Acceptance Form (AAF). It superseded the guidance found in LPR-SRR-2014-01 and was meant to be incorporated into the next revision of that manual. It is an internal procedure.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document will be included in the State Lead Manual which will be an internal procedure. It should be removed as a guidance document.
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> 6409 and 6410	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Hazardous Waste Inspector Handbook	
<b>Brief Overview</b> This guidance document was created to be used by hazardous waste inspectors at the Department of Environmental Quality in order to guide them through the inspection process, and to house all the guidance on inspections in one location. This guidance is already on Town Hall but is being updated to incorporate additional issues that have occurred as a result of new regulations that impact hazardous waste generators being promulgated. Inspection checklists, provided in Appendix A to the Manual, are also being revised. This document is an internal job aid for hazardous waste inspectors.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Guidance on the Use of Portable Incinerators and Sequestration Devices for Pharmaceuticals and Other Hazardous Wastes by Law Enforcement Officials and Healthcare Facilities	
<b>Brief Overview</b> The Department of Environmental Quality (DEQ) has received numerous inquiries from both law enforcement and hospitals regarding the ability to burn confiscated illicit drugs on site, or to render hazardous waste pharmaceuticals and controlled substances irretrievable through chemical digestion on site. The Hazardous Waste Pharms rule that established the need for this guidance document was already adopted by DEQ. This document will make it easier for the public to understand how to comply.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	February 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-04-2012	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Management and Reuse of Contaminated Media Guidance	
<b>Brief Overview</b> This action will update the 2012 Management and Reuse of Contaminated Media guidance to address issues for use and implementation of the state-wide self-implemented variance for facilities.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The updated guidance document will allow for greater flexibility and updated applicable risk numbers by conforming our guidance to be consistent with the U.S. Environmental Protection Agency's regional screening levels and removing the requirement to implement land use restrictions.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-SI-30	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Submission Instructions No. 30: Guidelines for Landfill Topographic Survey Submissions	
<b>Brief Overview</b> This guidance will provide landfill permittees instruction on submission of annual/biennial landfill topographic surveys. This guidance corresponds with regulatory changes proposed with Amend 9 of 9VAC20-81 (Solid Waste Management Regulations). This is a guidance document that will be used by Department of Environmental Quality staff and permitted landfills to assist with submission of the annual/biennial landfill topographic survey.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-03-2008	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Solid Waste Permit Manual	
<b>Brief Overview</b> The purpose of this manual is to guide Department of Environmental Quality (DEQ) permit writers on aspects of solid waste permit procedures. These procedures were designed in an effort to ensure consistency between DEQ regional offices and provide new personnel with a document from which to learn how to write permits, process solid waste authorizations, and manage records. This document was designed for internal use only and assists DEQ staff within the Office of Financial Responsibility and Waste Programs and the regional offices keep abreast of the most recent regulations and procedures by removing or adding pages to the manual.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	<p>This document was developed and most recently updated online in 2008. This document was developed entirely for internal DEQ staff use. It is meant to be a "living document" that exists in electronic format on DEQ's intranet site and is updated corresponding with changes to applicable statutes and regulations. The attachments to the manual include template versions of review correspondence, draft permits, and other documentation for staff to reference.</p> <p>The solid waste permit manual has been determined to be an internal procedure for staff and not formal guidance. This manual does not include any interpretation of any state or federal regulations and is simply an internal procedure for DEQ staff. Additionally, this manual is out of date and no longer used internally and should not be used externally. Therefore, this document should be removed as a guidance document.</p>
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-02-2010		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Solid Waste Compliance Program Inspection Manual (Revision 6)		
<b>Brief Overview</b> The Solid Waste Compliance Program conducts periodic inspections of waste management facilities subject to the Virginia Waste Management Act and its associated waste regulations. This manual provides procedural guidance on how to conduct a legally defensible inspection and is designed to promote uniformity and consistency among Department of Environmental Quality (DEQ) regional offices. Procedures include pre-inspection preparation, on-site inspection protocols, and post-inspection procedures for report preparation and responding to observations of compliance and noncompliance. This manual is an existing guidance document on the Virginia Regulatory Town Hall and is being updated for consistency with Amendment 9 to the Virginia Solid Waste Management Regulations (9VAC20-81). This document is an internal job aid for solid waste inspectors and provides a standard framework for agency staff to evaluate compliance with waste-related regulations in order to maintain consistency around the state.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	June 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-2017-01	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Landfill Gas Regulatory Requirements Guidance	
<b>Brief Overview</b> This guidance document was developed to clarify regulatory requirements applicable to landfill gas monitoring and remediation under the Virginia Solid Waste Management Regulations (9VAC20-81). This is an existing guidance document on the Virginia Regulatory Town Hall and is being updated for consistency with Amendment 9 to the Solid Waste Regulations (9VAC20-81). This document provides risk-based strategies that landfills can utilize to maintain compliance with the applicable landfill gas monitoring and remediation requirements as well as provides a standard framework for agency staff to evaluate compliance with the landfill gas requirements of the solid waste regulations in order to maintain consistency around the state.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-SI-13	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update Submission Instruction 13 - Landfill Gas Management, Remediation, and Odor Plans for Solid Waste Disposal Facilities	
<b>Brief Overview</b> This Submission Instruction provides guidance for solid waste disposal facilities to submit a Landfill Gas Management Plan, Landfill Gas Remediation Plan, and Odor Management Plan in compliance with the Virginia Solid Waste Management Regulations (9VAC20-81). This is an existing guidance document on the Virginia Regulatory Town Hall and is being updated for consistency with Amendment 9 to the Solid Waste Regulations. This document provides a template for permit applicants and permit holders to submit information required by the solid waste regulations in order to streamline review by agency staff.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-04-2009	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Solid Waste Management Plan 5-year Update Guidance	
<b>Brief Overview</b> This guidance document was developed to clarify regulatory requirements applicable to solid waste planning units under the Virginia Solid Waste Planning and Recycling Regulations (9VAC20-130). This is an existing guidance document on Virginia Regulatory Town Hall and is being updated for consistency with the 2019 amendment to the solid waste planning regulations.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop an Instructional Guide on Disclosure Statements (DEQ Forms DISC-01, DISC-02, and DISC-03)	
<b>Brief Overview</b> This new guidance document will provide solid waste management facilities and Department of Environmental Quality staff with instructions on submission of Disclosure Statements required by the Virginia Solid Waste Management Regulations, 9 VAC 20-81.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This new guidance document will clarify that permit applicants who have previously conducted waste operations in Virginia are subject to less comprehensive disclosure requirements than permit applicants who have not previously conducted waste operations in Virginia.
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Alternate Operational Cover Guidance for Landfills Guidance	
<b>Brief Overview</b> Under certain circumstances, the Virginia Solid Waste Management Regulations, 9VAC20-81, allow for the use of alternate operational cover strategies in lieu of the default landfill operational cover requirements, if approved by the Department of Environmental Quality Director following a demonstration that the proposed alternative serves the same purpose and meets the same performance standards of the specified type of operational cover. This new guidance document will provide solid waste landfills and their consultants a guide to requesting and demonstrating the use of such alternate operational cover strategies. The information and procedures will apply to requests for alternatives to daily cover, progressive cover, weekly cover, and intermediate cover.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This new guidance document will standardize the procedures for requests and approvals of alternate operational cover strategies at solid waste landfills.
<b>Expected Date</b>	March 20246

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-2016-01	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the Management of Sharps Guidance	
<b>Brief Overview</b> This guidance clarifies the management requirements for sharps in compliance with the Virginia Regulated Medical Waste Management Regulations. This is an existing guidance document on the Virginia Regulatory Town Hall and is being updated for consistency with Amendment 3 to the Regulated Medical Waste Management Regulations (9VAC20-121). This guidance document is used by Department of Environmental Quality staff, the regulated community and the general public concerning the packaging, labeling, management and disposal of sharps.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-HW	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind EOD Emergency Response Operations and Emergency Permits Clarification	
<b>Brief Overview</b> This document is actually a letter to a specific facility for a specific issue. This document should not have been classified as a guidance document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document is a letter to a specific facility for a specific issue and does not interpret existing laws or regulations for the public and therefore should be rescinded as a guidance document.
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-HW-03-1994	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Risk Based Closure – (REAMS) Risk Exposure and Analysis Modeling System Guidance	
<b>Brief Overview</b> This document being rescinded is outdated. The Risk Exposure and Analysis Modeling System (REAMS) is no longer used and has been replaced with the Virginia Unified Risk Assessment Model (VURAM). The VURAM User Guide including instructions on installation, use, and applicability is provided on DEQ's website.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-HW	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Closure Guidance-Wood Treatment Facilities - Drip Pads	
<b>Brief Overview</b> This document that will be rescinded is outdated. The document is a fact sheet written to assist in outlining the regulatory requirements applicable to drip pads. Requirements have since been superseded by the Generator Improvements Rule, and thus this document is outdated. Additionally, the document only outlined applicable requirements and did not interpret existing laws or regulations for the public and therefore should be rescinded as a guidance document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023



<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-HW-2013-01	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Waste Procedure No. 5 – Hazardous Waste Emergency Permits Guidance	
<b>Brief Overview</b> The purpose of this procedure document is to guide Department of Environmental Quality (DEQ) staff on responding to requests for hazardous waste emergency permits. These procedures were designed to document the process to ensure consistency and outline staff roles. This document was designed as a document for internal use only and assists DEQ staff within the Office of Financial Responsibility and Waste Programs keep abreast of the most recent regulations and procedures. These procedures are to be incorporated into the Hazardous Waste Permitting Manual and updated as needed within that manual.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was developed entirely for internal DEQ staff use. It is meant to be a “living document” that exists in electronic format on DEQ’s intranet site and is updated corresponding with changes to applicable statutes and regulations. The procedure is being incorporated into a broader Hazardous Waste Permit Manual under development to consolidate all hazardous waste permitting procedures in one manual. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-HW-18-2022	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind the Financial Assurance Procedures in Support of the Hazardous Waste Permitting Program	
<b>Brief Overview</b> The purpose of these procedures is to guide Department of Environmental Quality (DEQ) staff on reviewing financial assurance documentation required as part of a hazardous waste permit. These procedures were designed to document the process to ensure consistency and outline staff roles. This document was designed as a document for internal use only and assists DEQ staff within the Office of Financial Responsibility and Waste Programs keep abreast of the most recent regulations and procedures by removing or adding pages to the manual.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This document was developed entirely for internal DEQ staff use. It is meant to be a "living document" that exists in electronic format on DEQ's intranet site and is updated corresponding with changes to applicable statutes and regulations. Therefore, this document should be removed as a guidance document.
<b>Expected Date</b>	July 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-SI-31	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Submission Instructions No. 31: Procedural Requirements for RMW Permits-By-Rule	
<b>Brief Overview</b> This guidance will provide Regulated Medical Waste (RMW) transfer and treatment facilities guidance on the RMW permit-by-rule process and documents associated with the application. Guidance corresponds with regulatory changes with Amend 3 of 9VAC20-121 (Regulated Medical Waste Management Regulations). This is a guidance document that will be used by DEQ staff and RMW facilities to assist with submission of the RMW PBR applications.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-SI-29	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update Submission Instruction 29 – Additional Permit Application Requirements for Coal Combustion Residuals Units	
<b>Brief Overview</b> This Submission Instruction provides guidance for owners and operators of coal combustion residual units (CCR) instructions regarding elements of permitting submissions to address CCR units particularly for a new and existing CCR surface impoundments and landfills. This is an existing guidance document on the Virginia Regulatory Town Hall and is being updated for consistency with updates to the Solid Waste Regulations to incorporate by reference amendments to the U.S. Environmental Protection Agency’s Disposal of Coal Combustion Residuals from Electric Utilities. This document provides a template for permit applicants and permit holders to submit information required by the solid waste regulations in order to streamline review by agency staff.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> LPR-SW-04-2012	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update the State-Wide Variance Guidance Memo No. LPR-SW-04-2012 Management and Reuse of Contaminated Media	
<b>Brief Overview</b> Update to the 2012 Management and Reuse of Contaminated Media to address issues for use and implementation of the state-wide self-implemented variance for facilities.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The updated guidance document will allow for greater flexibility and updated applicable risk numbers by conforming the guidance to be consistent with the U.S. Environmental Protection Agency's regional screening levels and removing the requirement to implement land use restrictions.
<b>Expected Date</b>	May 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> CEM-07	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Civil Enforcement Manual - Chapter 4 - Civil Charges and Civil Penalties	
<b>Brief Overview</b> Civil Enforcement Manual - Chapter 4 - Civil Charges and Civil Penalties: Town Hall, Document ID: CEM-07. Document ID: CEM-07. This chapter addresses the specific procedure and criteria used by DEQ to calculate civil penalties in administrative enforcement actions.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Develop Environmental Justice in the Permitting Process Guidance	
<b>Brief Overview</b> In 2020, the Commonwealth enacted the Virginia Environmental Justice Act (Act) and related implementing legislation. The Virginia Environmental Justice Act makes it Virginia’s policy “. . . to promote environmental justice and ensure that it is carried out throughout the Commonwealth, with a focus on environmental justice and fenceline communities.” Further, the Department of Environmental Quality’s (DEQ) enabling statute was amended to state that DEQ’s purpose, among others, is “to ensure the fair treatment and meaningful involvement of all people regardless of race, color, national origin, faith, disability, or income with respect to the administration of environmental laws, regulations, and policies.” DEQ established an Office of Environmental Justice (OEJ) in April 2021 which includes an Office Manager and four Environmental Justice Coordinators.  This guidance will describe how DEQ will ensure meaningful involvement and fair treatment in environmental permitting and will be applicable to all DEQ permitting actions. To the extent possible, this guidance should be incorporated into ongoing efforts to enable permit applicants, as well as the public and any stakeholder, to track pending permits and access current information about the critical steps and permitting schedules associated with permit approvals.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	None.
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Update The Procedure Manual – Environmental Impact Review of Major State Facilities	
<b>Brief Overview</b> The Procedure Manual – Environmental Impact Review of Major State Facilities was prepared according to the requirements of § 10.1-1191 of the Code of Virginia, which directs the Department of Environmental Quality (DEQ) to develop procedures governing the preparation and evaluation of required environmental impact reports for state projects. Section 10.1-1188 of the Code of Virginia requires state agencies to prepare and submit an environmental impact report (EIR) for each major state project. Changes are anticipated to address changes to § 10.1-1183 of the Code of Virginia to address climate change and environmental justice and the Virginia Environmental Justice Act requiring all state agencies to address environmental justice. This action replaces an outdated manual with an updated manual.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This action replaces an outdated manual with an updated manual.
<b>Expected Date</b>	July 2023 (or later)



<b>Action/Stage or Guidance Document Forum ID (if available)</b> 2672	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Process for Early Dispute Resolution of Notices of Alleged Violation and Notices of Deficiency	
<b>Brief Overview</b> Process for Early Dispute Resolution of Notices of Alleged Violation and Notices of Deficiency: Town Hall, Document ID: 2672. Establishes a Process for Early Dispute Resolution to afford an additional informal process that can assist in resolution of disagreements with DEQ concerning the issuance of notices of alleged violation.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	July 2023 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise the Federal Consistency Information Package for the Virginia Coastal Zone Management Program		
<b>Brief Overview</b> Revisions are proposed to change contact information in Federal Consistency Information Package for the Virginia Coastal Zone Management Program to address changes in personnel and agency phone numbers.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final	<input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	December 2023	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Guidance Document- GM24-2002 Virginia Runoff Reduction Method User Guide and Compliance Spreadsheets for New Development and Redevelopment - Version 4.1	
<b>Brief Overview</b> The Virginia Erosion and Stormwater Management Regulation, at 9VAC25-875-590, states that “Compliance with the water quality design criteria set out in subdivisions A 1 and A 2 of 9VAC25-875-580 shall be determined by utilizing the Virginia Runoff Reduction Method or another equivalent methodology that is approved by the department.” Through its adoption as guidance, Virginia Runoff Reduction Method (VRRM) - Version 4.1, consisting of spreadsheets for new development and redevelopment and a User Guide - will become an equivalent methodology that is approved by the Department.  VRRM 4.1 expands the number of land covers by adding mixed open as an alternative between forest and managed turf, updates loading rate calculations to ensure consistency with the Chesapeake Bay Total Maximum Daily Load (TMDL), accommodates revisions to the Chesapeake Assessment Scenario Tool, and utilizes more accurate phosphate loading information to provide better projections about stormwater runoff quality from construction sites and the expected impact of best management practices that are planned to reduce nutrient runoff. The VRRM 4.1 User Guide includes necessary information about how to use the VRRM spreadsheets and details about revisions in VRRM 4.1.  As the agency transitions to the new guidance, GM24-2002, the regulated community may choose to use the existing guidance, GM16-2001- Updated Virginia Runoff Reduction Method Compliance Spreadsheets - Version 3.0, or this new guidance for plans submitted between July 1, 2024 and June 30, 2025. The existing guidance, GM16-2001- Updated Virginia Runoff Reduction Method Compliance Spreadsheets - Version 3.0, is scheduled to be rescinded on July 1, 2025, at the end of a one-year transition period.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	January 2024 (or later)

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment to the Water Quality Standards Regulation - Special standards and requirements (9VAC25-260-310) - NOIRA	
<b>Brief Overview</b> This rulemaking is in response to a petition for rulemaking received by the State Water Control Board to promulgate a site-specific aquatic life criterion for selenium applicable to four tributaries to Knox Creek in the Big Sandy River basin in Buchanan County. The State Water Control Board voted on August 23, 2023 to initiate a rulemaking to amend the Water Quality Standards (WQS) Regulation to incorporate site-specific selenium criteria for the protection of freshwater aquatic life in four streams which are tributaries to Knox Creek in Buchanan County, Virginia. The specific streams which are the focus of this rulemaking are:  <ol style="list-style-type: none"> <li>1) Race Fork and tributaries</li> <li>2) Pounding Mill Creek and tributaries</li> <li>3) Right Fork of Lester Fork and tributaries</li> <li>4) Abners Fork and tributaries</li> </ol> This rulemaking will establish site-specific selenium aquatic life criteria which protect designated and beneficial uses of state waters by adopting regulations that are technically correct and reasonable. This rulemaking is based on the U.S. Environmental Protection Agency's published <i>Recommended Aquatic Life Ambient Water Quality Criterion for Selenium in Freshwater</i> (July 13, 2016 Federal Register Vol. 81, No. 134.) These site-specific criteria will be implemented in water quality programs which protect and maintain the WQS, including the Virginia Pollutant Discharge Elimination System permit program and the Clean Water Act 305(b) water quality assessment report and 303(d) listing of impaired waters.	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment to the Water Quality Standards Regulation - Special standards and requirements (9VAC25-260-310) - Proposed	
<b>Brief Overview</b> This rulemaking is in response to a petition for rulemaking received by the State Water Control Board to promulgate a site-specific aquatic life criterion for selenium applicable to four tributaries to Knox Creek in the Big Sandy River basin in Buchanan County. The State Water Control Board voted on August 23, 2023 to initiate a rulemaking to amend the Water Quality Standards (WQS) Regulation to incorporate site-specific selenium criteria for the protection of freshwater aquatic life in four streams which are tributaries to Knox Creek in Buchanan County, Virginia. The specific streams which are the focus of this rulemaking are:  <ol style="list-style-type: none"> <li>1) Race Fork and tributaries</li> <li>2) Pounding Mill Creek and tributaries</li> <li>3) Right Fork of Lester Fork and tributaries</li> <li>4) Abners Fork and tributaries</li> </ol> This rulemaking will establish site-specific selenium aquatic life criteria which protect designated and beneficial uses of state waters by adopting regulations that are technically correct and reasonable. This rulemaking is based on the U.S. Environmental Protection Agency's published <i>Recommended Aquatic Life Ambient Water Quality Criterion for Selenium in Freshwater</i> (July 13, 2016 Federal Register Vol. 81, No. 134.) These site-specific criteria will be implemented in water quality programs which protect and maintain the WQS, including the Virginia Pollutant Discharge Elimination System permit program and the Clean Water Act 305(b) water quality assessment report and 303(d) listing of impaired waters.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document:</b> Guidance Document for Inclusion of USEPA Clean Water Act Section 316(b), Cooling Water Intake Structures Requirements in Virginia Pollution Discharge Elimination System (VPDES) Permits for Small Facilities	
<b>Brief Overview</b> The 316 (b) rule of the federal Clean Water Act (CWA) was promulgated and finalized by the U.S. Environmental Protection Agency (EPA) in 2014 and requires the inclusion of certain considerations and requirements for water intake structures at industrial facilities that have Virginia Pollutant Discharge Elimination System (VPDES) permits that withdrawal 25% or more of their water from an adjoining waterbody exclusively for cooling purposes. This requirement exists for both new and existing intake structures at these facilities. EPA requires DEQ to include the consideration of technology that achieves one of two alternatives under the best technology available (BTA) standards for entrainment (for new facilities) and/or reducing fish impingement by implementing one of seven options or requiring additional studies for DEQ and other agencies to determine site-specific inflow controls with public input (existing facilities over <125 million gallons per day / GPD). This guidance document will assist staff in determining the requirements for new and existing facilities as well as be used to set general standards for consideration for small facilities for DEQ staff to use to develop this component of VPDES permits (where applicable). This guidance document will provide public transparency about how DEQ is making these recommendations, enable the regulated community to appropriately prepare their permit applications/reapplications and facilitate multi-agency coordination on this rule. This guidance document needs to be developed because the first reissuance of VPDES permits since this rule was promulgated is approaching and DEQ is required by federal law to incorporate these requirements into the VPDES program.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document:</b> Guidance Document for Inclusion of USEPA Clean Water Act Section 316(b), Cooling Water Intake Structures Requirements in Virginia Pollution Discharge Elimination System (VPDES) Permits for Large Facilities	
<b>Brief Overview</b> The 316 (b) rule of the federal Clean Water Act (CWA) was promulgated and finalized by the U.S. Environmental Protection Agency (EPA) in 2014 and requires the inclusion of certain considerations and requirements for water intake structures at industrial facilities that have Virginia Pollutant Discharge Elimination System (VPDES) permits that withdrawal 25% or more of their water from an adjoining waterbody exclusively for cooling purposes. This requirement exists for both new and existing intake structures at these facilities. EPA requires DEQ to include the consideration of technology that achieves one of two alternatives under the best technology available (BTA) standards for entrainment (for new facilities) and/or reducing fish impingement by implementing one of seven options or requiring additional studies for DEQ and other agencies to determine site-specific inflow controls with public input (existing facilities over >=125 million gallons per day / GPD). This guidance document will assist staff in determining the requirements for new and existing facilities as well as be used to set general standards for consideration for large facilities for DEQ staff to use to develop this component of VPDES permits (where applicable). This guidance document will provide public transparency about how DEQ is making these recommendations, enable the regulated community to appropriately prepare their permit applications/reapplications and facilitate multi-agency coordination on this rule. This guidance document needs to be developed because the first reissuance of VPDES permits since this rule was promulgated is approaching and DEQ is required by Federal law to incorporate these requirements into the VPDES program.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	December 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise Guidance Memo GM18-2004, Procedures for Pipeline Stop Work Instruction	
<b>Brief Overview</b> The intent of this action is to revise Guidance Memo 18-2004, which establishes procedures for a stop work instruction to be issued to certain natural gas transmission pipelines pursuant to §§ 62.1-44.15:37.1 and/or 62.1-44.15:58.1 of the Code of Virginia. Sections 62.1-44.15:37.1 and 62.1-44.15:58.1 of the Code of Virginia provide that DEQ may issue an instruction to stop work for land-disturbing activities related to the construction of a natural gas transmission pipeline under certain conditions. This document needs to be updated due to the change in construction materials and conditions in various statewide pipeline projects.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	March 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise GM18-2012 Point Assessment for Alleged Violations of the Construction Stormwater Permit Criteria and Enforcement Referral Guidance	
<b>Brief Overview</b> The intent of this action is to revise Guidance Memo 18-2012, and the applicable attachment. This document provides direction for evaluating noncompliance with the General VPDES Permit for Discharges of Stormwater from Construction Activities Regulations (9VAC25-880), the Virginia Stormwater Management Program Regulations (9 VAC 25-870), and the State Water Control Law (Va. Code 62.1-44.2 et seq) and provides a point system for determining the appropriate compliance response, including when to refer cases to the Division of Enforcement. The point system allows Stormwater Compliance staff to consistently assess and respond to alleged noncompliance.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	March 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise GM20-2001 Addendum to Trading Nutrient Reductions from Nonpoint Source Best Management Practices in the Chesapeake Bay Watershed: Guidance for Agricultural Landowners and Your Potential Trading Partners	
<b>Brief Overview</b> DEQ intends to revise this guidance document to address regulatory changes made to 9VAC25-900, Certification of Nonpoint Source Nutrient Credits, pursuant to Chapter 723 of the 2023 Virginia Acts of Assembly (SB 959, Sen. Hanger). The guidance document will address how the DEQ Director will evaluate potential alternative delivery factors in the Southern Rivers Watershed based on scientific and technical information appropriate for the Southern Rivers Watershed.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The revised guidance document will provide that in evaluating potential alternative delivery factors in the Southern Rivers Watershed the DEQ Director will select the scientifically and technically defensible alternative that maximizes the amount of credits available in the Southern Rivers Watershed, thereby maximizing economic efficiency.
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b> N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Revise 7145 DEQ's Manual for Processing Requests Pursuant to the Virginia Freedom of Information Act	
<b>Brief Overview</b> DEQ intends to revise its Manual for Processing Requests Pursuant to the Virginia Freedom of Information Act to change its policy for charging fees for Virginia Freedom of Information Act (FOIA) requests. Over the last three years DEQ has processed an average of approximately 19,000 FOIA searches per year. An adjustment to the fees DEQ charges for FOIA requests is necessary to cover the increasing costs associated with this workload.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	November 2023

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Amendments to the Regulations for the Control of Motor Vehicle Emissions in the Northern Virginia Area (9VAC25-91) in Response to Chapters 634 and 676 of the 2024 Virginia Acts of Assembly (HB 213 and SB 453) (Rev. MS)	
<b>Brief Overview</b>	
The Regulations for the Control of Motor Vehicle Emissions in the Northern Virginia Area (9VAC25-91) is being amended in response to Chapters 634 and 676 of the 2024 Virginia Acts of Assembly (HB 213, Del. Watts and SB 453, Sen. Marsden). These acts provide that the agreement DEQ enters into with the program coordinator shall permit the program coordinator to be paid up to \$5,000 per year from each inspection station for each set of required equipment for the provision and maintenance of such equipment by the program coordinator. Prior to these acts this amount was set at \$3,500 per year. Therefore, the regulation needs to be amended to reflect this change.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Amendments to the Ambient Air Quality Standards (9VAC5-30) to Reflect the U.S. Environmental Protection Agency's New Standard for PM <sub>2.5</sub> (Rev. A24)	
<b>Brief Overview</b>	
On March 6, 2024 (89 FR 16202), the U.S. Environmental Protection Agency (EPA) revised the National Ambient Air Quality Standard (NAAQS) for PM <sub>2.5</sub> (particles in the ambient air with an aerodynamic diameter less than or equal to a nominal 2.5 micrometers). The annual arithmetic mean concentration has been set at 9.0 micrograms per cubic meter (µg/m <sup>3</sup> ), and the standard for the 24-hour concentration is being retained at 35 µg/m <sup>3</sup> . 9VAC5-30 contains the specific criteria pollutant standards set out in 40 CFR Part 50. Therefore, this regulation must be updated accordingly.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Water Protection Permit Program Regulation (9VAC25-210 et seq.) and Groundwater Withdrawal Regulations (9VAC25-610 et seq.) in Response to Chapter 251 of the 2024 Virginia Acts of Assembly (SB 581)	
<b>Brief Overview</b> Chapter 251 of the 2024 Virginia Acts of Assembly (SB 581, Sen. Stuart) revises state law to authorize DEQ to utilize and incorporate comprehensive groundwater, surface water, and aquifer data in its surface water and groundwater permit decisions. Such data may include information relating to water levels, flow rates, and water quality. The Virginia Water Protection Permit Program Regulation (9VAC25-210 et seq.) and Groundwater Withdrawal Regulations (9VAC25-610 et seq.) need to be amended to be consistent with the change to state law.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input checked="" type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Amendments in Response to Chapter 178 of the 2024 Virginia Acts of Assembly (HB 220)	
<b>Brief Overview</b>	
<p>This final exempt regulatory action is necessary to implement Chapter 178 of the 2024 Acts of Assembly (HB 220, Del. Orrock), which, as it pertains to DEQ, requires sewage treatment works to employ a licensed operator of the appropriate class for the facility and provides certain flexibility to the sewage treatment works if the position of the licensed operator is unexpectedly vacated due to certain conditions. These statutory requirements will be included into the following regulations:</p> <ul style="list-style-type: none"> <li>• Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation (9VAC25-31 et seq.)</li> <li>• Virginia Pollution Abatement (VPA) Permit Regulation (9VAC25-32 et seq.)</li> <li>• Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Domestic Sewage Discharges of Less Than or Equal to 1,000 Gallons Per Day (9VAC25-110 et seq.)</li> <li>• Sewage Collection and Treatment Regulations (9VAC25-790 et seq.)</li> </ul>	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input checked="" type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Amendments to the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) in response to Chapters 5 and 104 of the 2024 Virginia Acts of Assembly (HB 656 and SB 365)	
<b>Brief Overview</b>	
Chapters 5 and 104 of the 2024 Virginia Acts of Assembly (HB 656, Del. Wiley and SB 365, Sen. DeSteph) revise state law to fix a “Catch-22” in the law which, if unresolved, could stop land-disturbing projects in certain localities on and after July 1, 2024. The “Catch-22” that these bills fix arises because one provision of the 2016 Stormwater and Erosion and Sediment Control Consolidation Bill, Chapters 68 and 758 of the 2016 Acts of Assembly, states that a locality that does not operate a Virginia Stormwater Management Program cannot approve erosion and sediment control plans for a project until DEQ has issued stormwater permit coverage for the project. However, another provision in this law states that DEQ cannot issue stormwater permit coverage for a project until the locality has approved the erosion and sediment control plans for the project. These bills fix the “Catch-22” by setting up a sequence where the locality will review and approve erosion and sediment control plans, and then obtain evidence of stormwater permit coverage before issuing its land disturbance approval. The Virginia Erosion and Stormwater Management Regulation (9VAC25-875) will be updated to be consistent with the change to state law.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input checked="" type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 6150 / Stage 10103 - Proposed	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendment and Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192)	
<b>Brief Overview</b> The State Water Control Board is proposing this action to reissue and amend, as necessary, the existing Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192) that expires on November 15, 2024. This regulation governs the pollutant management activities of animal wastes at animal feeding operations not covered by a Virginia Pollutant Discharge Elimination System permit. The general permit is a streamlined permitting process used to cover animal feeding operations which confine livestock such as, but not limited to, swine, dairy and beef cattle across the Commonwealth.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Reissuance of this general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Amendments to the Virginia Erosion and Stormwater Management Regulation (9VAC25-875)	
<b>Brief Overview</b> The Virginia Erosion and Stormwater Management (VESM) Regulation (9VAC25-875) will be revised to change the total phosphorus (TP) load for new construction from 0.41 lbs/acre/yr to 0.26 lbs/acre/yr, reference the Virginia Stormwater Management Handbook (Version 1.0, July 1, 2024), update the Documents Incorporated by Reference so that it contains the Virginia Runoff Reduction Method Compliance Spreadsheet User’s Guide & Documentation (Version 4.1, July 2024), update the best management practices that are listed in 9VAC25-875-590 so they are not tied to specifications from 2011, and make other corrections related to multijurisdictional land-disturbing activities and the amount of area impacted by land-disturbing activities in an area subject to a Virginia Erosion and Sediment Control Program.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This fast-track regulation will further DEQ’s stormwater initiatives, which are modernizing and streamlining the regulation of stormwater and erosion and sediment control in the Commonwealth.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Update Regulatory Citations in State Water Control Board Regulations to Reference the New Consolidated Stormwater Regulations - Virginia Erosion and Stormwater Management Regulation (9VAC25-875) that Becomes Effective July 1, 2024	
<b>Brief Overview</b>	
<p>On July 1, 2024, the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) replaces the existing Erosion and Sediment Control Regulations (9VAC25-840), Erosion and Sediment Control and Stormwater Certification Regulations (9VAC25- 850), and Virginia Stormwater Management Program Regulation (9VAC25-870). The existing Erosion and Sediment Control Regulations (9VAC25-840), Erosion and Sediment Control and Stormwater Certification Regulations (9VAC25- 850), and Virginia Stormwater Management Program Regulation (9VAC25-870) are repealed effective July 1, 2024. Additionally, in response to Chapters 68 and 758 of the 2016 Acts of Assembly, changes to the Code of Virginia relating to stormwater and erosion and sediment control program become effective July 1, 2024. This regulatory action updates the following regulations in response to the adoption of the Virginia Erosion and Stormwater Management Regulation and changes to state law:</p> <ul style="list-style-type: none"> <li>• Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation (9VAC25-31)</li> <li>• Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Seafood Processing Facilities (9VAC25-115)</li> <li>• Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Storm Water Discharges Associated with Industrial Activity (9VAC25-151)</li> <li>• Virginia Water Protection Permit Regulation (9VAC25-220)</li> <li>• Chesapeake Bay Preservation Area Designation and Management Regulations (9VAC25-830)</li> <li>• General VPDES Permit for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems (9VAC25-890)</li> <li>• Certification of Nonpoint Source Nutrient Credits (9VAC25-900)</li> </ul> <p>Section 2.2-4006 A 3 of Code of Virginia exempts agency actions that consist only of changes in style or form or corrections of technical errors from the requirements of Article 2 of the Administrative Process Act. Section 2.2-4004 A 4 a of the Code of Virginia exempts changes to regulations that are necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.</p>	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input checked="" type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Amendments to the Water Quality Standards (9VAC25-260) – Modification of Implementation Requirements for Criteria Specific to the Chesapeake Bay and Its Tidal Tributaries (9VAC25-260-185)	
<b>Brief Overview</b>	
This amendment pertains to 9VAC25-260-185.D(3) of the State's Water Quality Standards regulation, which describes how criteria to protect the Chesapeake Bay and its tidal tributaries shall be assessed. Currently the text stipulates that the criteria shall be assessed through a comparison of the generated cumulated frequency distribution of the monitoring data to the applicable criteria reference curve for each designated use. The proposed revised language would specify that criteria shall be assessed through the aforementioned method or other scientifically defensible methods. This proposed change is prompted by DEQ staff recommendation. The proposed revision will provide greater flexibility for criteria implementation procedures. This rulemaking will be conducted using a fast-track process because it is considered noncontroversial.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	The proposed revision will provide greater flexibility for criteria implementation procedures.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Update GM24-2001 - Virginia Stormwater Management Handbook, Version 1.0, to Correct Typographic Errors, Citations, and Omissions. Reissue as Version 1.1.	
<b>Brief Overview</b>	
The Virginia Stormwater Management Handbook, Version 1.0 (Handbook), completed the 30-day public comment period required by Code of Virginia § 2.2-4002.1 on March 27, 2024. During the comment period DEQ staff and commenters noted technical issues, typographic errors, and offered other feedback on the Handbook. A revised Handbook, Version 1.1, will correct typographic errors, correct citations and cross-references, improve clarity of several figures and tables, and add information inadvertently omitted from DEQ's Guidance Memo No. 22-2012, Stormwater Management and Erosion & Sediment Control Design Guide, which has been incorporated in the Handbook.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This guidance provides clarity, consistency, and time savings for design professionals preparing erosion and sediment control plans and post-construction stormwater management plans by ensuring all programmatic requirements are in a single document. This guidance streamlines DEQ's process for reviewing erosion & sediment control and stormwater management plans.
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Develop Ammonia Guidance Document	
<b>Brief Overview</b>	
<p>DEQ will develop a guidance document regarding ammonia limits in reissued Virginia Pollutant Discharge Elimination System (VPDES) permits. This guidance document will describe a phased implementation program for use in applying the recently revised ammonia freshwater criteria (9VAC25-260-155 subsections B and C). These Virginia water quality criteria are more stringent in response to changes in the federal criteria that were published in 2013; the revised criteria became effective on October 8, 2020. State law provides that a phased implementation program must be established as part of adoption of the revised criteria (§ 62.1-44.15:1 C). This phased implementation program is intended to provide qualifying permittees with additional time where needed to comply with new effluent limits, resulting from the revised criteria.</p> <p>This phased implementation program provides permittees that discharge or have the potential to discharge ammonia with the option to request an extended schedule of compliance regarding ammonia limits that are revised based on the revised criteria. The phased implementation program is applicable to any existing permittee that discharges or has the potential to discharge ammonia. This includes both existing municipal and existing industrial facilities. This Guidance Document will assist the regulated community and stakeholders with regards to permit condition expectations as well as to assist DEQ staff in providing consistency for permitting decisions regarding these conditions.</p>	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Rescind Guidance Memo No. 02-2001 - Confined Animal Feeding Operation (CAFO) Inspection Checklist	
<b>Brief Overview</b>	
Guidance Memo No. 02-2001 - Confined Animal Feeding Operation (CAFO) Inspection Checklist details only internal procedures and does not interpret any laws or regulations; therefore, it should be removed as a guidance document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <span style="margin-left: 200px;"><input type="checkbox"/> Emergency Rule</span> <input type="checkbox"/> Proposed Rule <span style="margin-left: 150px;"><input type="checkbox"/> Fast-Track Rule</span> <input type="checkbox"/> Final Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <span style="margin-left: 150px;"><input checked="" type="checkbox"/> Guidance Document</span> <input type="checkbox"/> Exempt Rule
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <span style="margin-left: 50px;"><input checked="" type="checkbox"/> Discretionary action</span> <input type="checkbox"/> Action required by state statute
<b>Deregulatory Component</b>	This guidance is being rescinded because it is outdated and details only internal procedures and does not interpret any laws or regulations; therefore, it should be removed as a guidance document.
<b>Expected Date</b>	May 2024



<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
N/A	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Revise Guidance Document 98-2005: Reduced Monitoring applicability for Virginia Pollutant Discharge Elimination System (VPDES) Permits	
<b>Brief Overview</b>	
The purpose of Guidance Document 98-2005 is to allow permittees to request a reduction in monitoring frequencies due to exemplary operations. This initiative is an effort to reduce the cost of environmental compliance and to provide incentives to facilities that demonstrate outstanding performance and consistent compliance with their permits. DEQ supports this initiative. The purpose of this action will be to bring Guidance Document 98-2005 to present and to expand the applications of reduced monitoring to coincide with updates in technology. Recommended updates will include a by-parameter reduction in monitoring and clarification on timeframes regarding letters of noncompliance. Permittees are expected to maintain the performance levels that were used as the basis for granting monitoring reduction.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This revised guidance document will provide additional flexibility for eligibility regarding VPDES Permit reduced monitoring
<b>Expected Date</b>	June 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> NA	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Rescind Stormwater Management Model Ordinance	
<b>Brief Overview</b> This guidance document contains a Stormwater Management Model Ordinance (document ID DCR-VSWCB-030) originally developed by the Department of Conservation and Recreation for use by a locality for establishing a Virginia Stormwater Management Program. With the update to the Erosion and Sediment Control Law and the Stormwater Management Act, this model ordinance is obsolete and needs to be rescinded. This guidance document will not be replaced. This document does not meet the definition of a Guidance Document and will not be reissued. A model ordinance was issued in December 2023 and distributed to localities as appropriate.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This existing guidance document is to be rescinded and will not be reissued.
<b>Expected Date</b>	June 2024