

Status Report on State Action Required under Act 64 of 2015

Due Date	Act 64 Sec. & V.S.A Section	Required Action and Agency	Status
Jan. 1, 2016	Sec. 33 Session Law	ANR stormwater practices handbook for control of stormwater from impervious surface of less than 1 acre.	ANR produced web-based materials and hard copy; ANR's target date to publish handbook is 3/1/17
Jan. 15, 2016	Sec. 5 Session Law	AAFM interim report on tile drainage to General Assembly	Submitted to General Assembly Feb. 15, 2016 available at http://agriculture.vermont.gov/sites/ag/files/pdf/water_quality/Tile-Drain/VAAFM-VANR-Subsurface-Tile-Drainage-Interim-Report-02152016.pdf
Jan. 15, 2016	Sec. 12 6 V.S.A. § 4810	AAFM and ANR each develop 3 performance measures for MOU between agencies	Included as part of MOU update process. ANR target date is Mar. 31, 2017
Jan. 15, 2016 Annually Thereafter	Sec. 26 10 V.S.A. § 1253	ANR report to General Assembly regarding basin planning, including a schedule of production of basin plans in the subsequent calendar year	First report submitted to General Assembly Jan. 15, 2016, subsequent reports pending. First report available at: http://legislature.vermont.gov/assets/Legislative-Reports/2016-Basin-Planning-Legislative-Report-1-15-16Final.pdf
Jan. 15, 2016	Sec. 32 Session Law	ANR report to General Assembly on regulatory threshold for permitting stormwater runoff from impervious surface (half acre threshold)	Submitted to General Assembly on Jan. 15, 2016 available at: http://legislature.vermont.gov/assets/Legislative-Reports/2016-Act-64-Report-on-half-acre-stormwater-threshold-Final.pdf
Jan. 15, 2016	Sec. 50 Session Law	DFPR report on whether AMPs should be mandatory and whether maple production land should be enrolled in UVA as forestland	Submitted to the General Assembly Jan. 15, 2016 available at : http://legislature.vermont.gov/assets/Legislative-Reports/2016-AMP-Report-1-4-16.pdf and at http://legislature.vermont.gov/assets/Legislative-Reports/Sugarbush-Report-Final-2016.pdf
Feb. 1, 2016 Annually Thereafter	Sec. 36 10 V.S.A. § 1386	ANR report to the General Assembly regarding progress of ecosystem restoration program in the State	Satisfied in effect: Annual Report on Vermont Clean Water Initiative Program (formerly Ecosystem Restoration Program) for FY 2015, submitted to General Assembly Feb. 1, 2016 available at: http://legislature.vermont.gov/assets/Legislative-Reports/2016-Clean-Water-Initiative-Program-Anal-Report.pdf 2016 Report due Jan. 1, 2017 as appendix to Clean Water Initiative Annual Investment Report

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July 1, 2016 Extended to Sep. 15, 2016	Sec. 4 6 V.S.A. § 4810a	AAFM revise Required Agricultural Practices (RAPs) by rule	Adopted Nov. 18, 2016 available at: http://agriculture.vermont.gov/sites/ag/files/pdf/water_quality/RAP/Final/Required-Agricultural-Practices-Regulations-11172016-CLEAN.pdf
July 1, 2016	Sec. 3 6 V.S.A. § 4871	AAFM rules for Small Farm Certification	Adopted Nov. 18, 2016 as part of RAP rules
July 1, 2016	Sec. 12 6 V.S.A. § 4810	ANR and AAFM revise agricultural nonpoint source MOU	Draft MOU released for public comment on Dec. 16, 2016. Comment closes Jan. 17, 2017 available at: http://dec.vermont.gov/sites/dec/files/co/documents/AAFM-ANR-Proposed-MOU-%2012.12.16.pdf ANR target date is Jan. 31, 2017
July 1, 2016	Sec. 15 6 V.S.A. § 4981	AAFM rule for agricultural water quality training of LFOs, MFOs, and SFOs	Adopted Nov. 18, 2016 as part of RAP rules
July 1, 2016	Sec. 16 6 V.S.A. § 4988	AAFM rules for certification of custom applicators	Adopted Nov. 18, 2016 as part of RAP rules
July 1, 2016	Sec. 30 10 V.S.A. § 1251a(c)	ANR antidegradation implementation policy rule	Pending; ANR has amended VWQS, as prelude to anti-degradation rule ANR target date of sometime in 2017
July 1, 2016	Sec. 49 10 V.S.A. § 2622(b)	DFPR revision by rule of the Acceptable Management Practices for Maintaining Water Quality on Logging Jobs in Vermont	Submitted to the General Assembly January 15, 2016 available at : http://legislature.vermont.gov/assets/Legislative-Reports/2016-AMP-Report-1-4-16.pdf
Jan. 1, 2017	Sec. 15 6 V.S.A. § 4981	AAFM schedule for LFO, MFO, and AFO water quality training	Adopted Nov. 18, 2016 as part of RAP rules
Jan. 15, 2017	Sec. 5 Session law	AAFM final report on tile drainage to General Assembly	Pending

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Jan. 15, 2017	Sec. 12 6 V.S.A. § 4810	AAFM & ANR report to General Assembly regarding meeting MOU performance measures	ANR target date is Jan. 31, 2017
Jan. 15, 2017 Annually Thereafter	Sec. 37 10 V.S.A. § 1389a	The Clean Water Fund Board Clean Water Investment Report	Submitted to General Assembly on Dec. 30, 2016 available at http://legislature.vermont.gov/assets/Legislative-Reports/2016-Clean-Water-Initiative-Investment-Report.pdf
Jan. 15, 2017	Sec. 40 Session law	State Treasurer report recommending financing for water quality improvements in the State	Pending
Dec. 31, 2017	Sec. 31 10 V.S.A. § 1264(f)	ANR rules for stormwater management	Stormwater Management Manual Rule and conforming rules approved by LCAR on Dec. 15, 2016. Other rules pending.
Dec. 31, 2017	Sec. 31 10 V.S.A. § 1264(g)	ANR general permit for stormwater discharges from municipal roads, including a schedule for municipal implementation	Pending
Jan. 1, 2018	Sec. 31 10 V.S.A. § 1264(g)	ANR general permit for retrofitting legacy impervious surface of 3+ acres and a schedule for municipal implementation	Pending
Jan. 15, 2018	Sec. 4 6 V.S.A. § 4810a	AAFM amends RAPs by rule to include requirements for tile drainage	Pending
July 1, 2018	Sec. 39 Session Law	Clean Water Surcharge Repealed	Pending
Jan. 15, 2021	Sec. 37 10 V.S.A. § 1389b	Secretary of Administration completes a program audit of the Clean Water Fund and submits the results to the General Assembly	Pending

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Jan. 15 of Year After Updated Phase I Plan	Sec. 36 10 V.S.A. § 1386	ANR report to the General Assembly regarding execution of the Phase I implementation plan for Lake Champlain	Integrated into Clean Water Initiative Annual Investment Report see Clean Water Fund Board Report in Sec. 37.
5 Year Rotating Schedule	Sec. 26 10 V.S.A. § 1253	ANR updates the 15 basin plans	Ongoing
Prior to Phase I Impl. Plan for Lake Champlain TMDL	Sec. 36 10 V.S.A. § 1386	ANR shall hold public participation process for Phase I Implementation Plan	Completed See public comment process detailed by ANR at http://dec.vermont.gov/news/input-needed-draft-plan-restore-lake-champlain
3 Months After EPA TMDL for Lake Champlain	Sec. 36 10 V.S.A. § 1386	ANR updates Phase 1 implementation plan for Lake Champlain	Phase I Implementation Plan for EPA TMDL issued Sep. 2016 available at: http://dec.vermont.gov/sites/dec/files/wsm/erp/docs/2016%20Draft%20Phase%20Implementation%20Plan.pdf
No Date	Sec. 26 10 V.S.A. § 1253	ANR prepares a surface water management plan with schedule for updating basin plans—no date provided	The basin plans scheduled for 2015 and 2016 are on-schedule. States strategy undergoing revision; TMDL Phase I plan includes basin plan schedule
No Date	Sec. 34 Session law	ANR coordinates water quality data and publishes map of significant sources	ANR developed TMDL implementation tracking system with ability to estimate phosphorus load reductions from TMDL implementation activities; next step is to create maps of projects.
No Date	Sec. 49 10 V.S.A. § 2622(a)	DFPR commences rulemaking for silvicultural practices	Unclear; ANR states that the AMP rule satisfies. But the AMP rules was required under § 2622(b).