

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

H.B. 687
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40390-MH-129

Short Title: Interbasin Transfer Amendments. (Public)

Sponsors: Representative Yarborough.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE INTRABASIN TRANSFERS AMONG SUBBASINS OF A RIVER
3 BASIN FROM INTERBASIN TRANSFER REQUIREMENTS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 143-215.22G(1b) reads as rewritten:

6 "(1b) "River basin" means any of the following river basins designated on the map
7 entitled "~~Major River Basins and Sub-basins in North Carolina~~" and filed in
8 the Office of the Secretary of State on 16 April 1991. means the area within
9 North Carolina denoted by the cataloging unit or series of cataloging units
10 organized by the United States Geologic Survey as designated in this
11 subdivision. The term "river basin" includes any portion of the river basin that
12 extends into another state. Any area outside North Carolina that is not included
13 in one of the river basins listed in this subdivision comprises a separate river
14 basin.

- | | | | |
|----|----|-----|--------------------------------|
| 15 | a. | 1-1 | Broad River. |
| 16 | b. | 2-1 | Haw River. |
| 17 | c. | 2-2 | Deep River. |
| 18 | d. | 2-3 | Cape Fear River. |
| 19 | e. | 2-4 | South River. |
| 20 | f. | 2-5 | Northeast Cape Fear River. |
| 21 | g. | 2-6 | New River. |
| 22 | h. | 3-1 | Catawba River. |
| 23 | i. | 3-2 | South Fork Catawba River. |
| 24 | j. | 4-1 | Chowan River. |
| 25 | k. | 4-2 | Meherrin River. |
| 26 | l. | 5-1 | Nolichucky River. |
| 27 | m. | 5-2 | French Broad River. |
| 28 | n. | 5-3 | Pigeon River. |
| 29 | o. | 6-1 | Hiwassee River. |
| 30 | p. | 7-1 | Little Tennessee River. |
| 31 | q. | 7-2 | Tuskasegee (Tuckasegee) River. |
| 32 | r. | 8-1 | Savannah River. |
| 33 | s. | 9-1 | Lumber River. |
| 34 | t. | 9-2 | Big Shoe Heel Creek. |
| 35 | u. | 9-3 | Waccamaw River. |
| 36 | v. | 9-4 | Shalotte River. |



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1	w.	10-1	Neuse River.
2	x.	10-2	Contentnea Creek.
3	y.	10-3	Trent River.
4	z.	11-1	New River.
5	aa.	12-1	Albemarle Sound.
6	bb.	13-1	Ocoee River.
7	cc.	14-1	Roanoke River.
8	dd.	15-1	Tar River.
9	ee.	15-2	Fishing Creek.
10	ff.	15-3	Pamlico River and Sound.
11	gg.	16-1	Watauga River.
12	hh.	17-1	White Oak River.
13	ii.	18-1	Yadkin (Yadkin-Pee-Dee) River.
14	jj.	18-2	South Yadkin River.
15	kk.	18-3	Uwharrie River.
16	ll.	18-4	Rocky River.
17	a.	<u>Albemarle Sound: 03010205.</u>	
18	b.	<u>Broad River: 03050105.</u>	
19	c.	<u>Cape Fear River: 03030002, 03030003, 03030004, 03030005,</u>	
20		<u>03030006, and 03030007.</u>	
21	d.	<u>Catawba River: 03050101, 03050102, and 03050103.</u>	
22	e.	<u>Chowan River: 03010201, 03010202, 03010203, and 03010204.</u>	
23	f.	<u>French Broad River: 06010105, 06010106, and 06010108.</u>	
24	g.	<u>Hiwassee River: 06020002 and 06020003.</u>	
25	h.	<u>Little Tennessee River: 06010202, 06010203, and 06010204.</u>	
26	i.	<u>Lumber River: 03040203, 03040204, 03040206, and 03040208.</u>	
27	j.	<u>Neuse River: 03020201, 03020202, 03020203, and 03020204.</u>	
28	k.	<u>New River: 05050001.</u>	
29	l.	<u>Onslow Bay: 03020301 and 03020302.</u>	
30	m.	<u>Roanoke River: 03010102, 03010103, 03010104, 03010106, and</u>	
31		<u>03010107.</u>	
32	n.	<u>Savannah River: 03060101 and 03060102.</u>	
33	o.	<u>Tar-Pamlico River: 03020101, 03020102, 03020103, 03020104, and</u>	
34		<u>03020105.</u>	
35	p.	<u>Watauga River: 06010103.</u>	
36	q.	<u>Yadkin-Pee Dee River: 03040101, 03040102, 03040103, 03040104,</u>	
37		<u>03040105, 03040201, and 03040202."</u>	

SECTION 2. G.S. 143-215.22L reads as rewritten:

"(a) Certificate Required. – No person, without first obtaining a certificate from the Commission, may:

- (1) Initiate a transfer of 2,000,000 gallons of water or more per day, calculated as a daily average of a calendar month and not to exceed 3,000,000 gallons per day in any one day, from one river basin to another.
- (2) Increase the amount of an existing transfer of water from one river basin to another by twenty-five percent (25%) or more above the average daily amount transferred during the year ending 1 July 1993 if the total transfer including the increase is 2,000,000 gallons or more per day.
- (3) Increase an existing transfer of water from one river basin to another above the amount approved by the Commission in a certificate issued under G.S. 162A-7 prior to 1 July 1993.

1 (b) Exception. – Notwithstanding the provisions of subsection (a) of this section, a
2 certificate shall not be required to transfer water from one river basin to another up to the full
3 capacity of a facility to transfer water from one basin to another if the facility was in existence
4 or under construction on 1 July 1993.

5 (c) Notice of Intent to File a Petition. – An applicant shall prepare a notice of intent to
6 file a petition that includes a nontechnical description of the applicant's request and an
7 identification of the proposed water source. Within 90 days after the applicant files a notice of
8 intent to file a petition, the applicant shall hold at least one public meeting in the source river
9 basin upstream from the proposed point of withdrawal, at least one public meeting in the source
10 river basin downstream from the proposed point of withdrawal, and at least one public meeting
11 in the receiving river basin to provide information to interested parties and the public regarding
12 the nature and extent of the proposed transfer and to receive comment on the scope of the
13 environmental documents. Written notice of the public meetings shall be provided at least 30
14 days before the public meetings. At the time the applicant gives notice of the public meetings,
15 the applicant shall request comment on the alternatives and issues that should be addressed in the
16 environmental documents required by this section. The applicant shall accept written comment
17 on the scope of the environmental documents for a minimum of 30 days following the last public
18 meeting. Notice of the public meetings and opportunity to comment on the scope of the
19 environmental documents shall be provided as follows:

20 (1) By publishing notice in the North Carolina Register.

21 (2) By publishing notice in a newspaper of general circulation in:

22 a. Each county in this State located in whole or in part of the area of the
23 source river basin upstream from the proposed point of withdrawal.

24 b. Each city or county located in a state located in whole or in part of the
25 surface drainage basin area of the source river basin ~~that also falls~~
26 ~~within, in whole or in part, the area denoted by one of the following~~
27 ~~eight digit cataloging units as organized by the United States~~
28 ~~Geological Survey:~~

29 ~~03050105 (Broad River: NC and SC);~~

30 ~~03050106 (Broad River: SC);~~

31 ~~03050107 (Broad River: SC);~~

32 ~~03050108 (Broad River: SC);~~

33 ~~05050001 (New River: NC and VA);~~

34 ~~05050002 (New River: VA and WV);~~

35 ~~03050101 (Catawba River: NC and SC);~~

36 ~~03050103 (Catawba River: NC and SC);~~

37 ~~03050104 (Catawba River: SC);~~

38 ~~03010203 (Chowan River: NC and VA);~~

39 ~~03010204 (Chowan River: NC and VA);~~

40 ~~06010105 (French Broad River: NC and TN);~~

41 ~~06010106 (French Broad River: NC and TN);~~

42 ~~06010107 (French Broad River: TN);~~

43 ~~06010108 (French Broad River: NC and TN);~~

44 ~~06020001 (Hiwassee River: AL, GA, TN);~~

45 ~~06020002 (Hiwassee River: GA, NC, TN);~~

46 ~~06010201 (Little Tennessee River: TN);~~

47 ~~06010202 (Little Tennessee River: TN, GA, and NC);~~

48 ~~06010204 (Little Tennessee River: NC and TN);~~

49 ~~03060101 (Savannah River: NC and SC);~~

50 ~~03060102 (Savannah River: GA, NC, and SC);~~

51 ~~03060103 (Savannah River: GA and SC);~~

- 1 03060104 (Savannah River: GA);
- 2 03060105 (Savannah River: GA);
- 3 03040203 (Lumber River: NC and SC);
- 4 03040204 (Lumber River: NC and SC);
- 5 03040206 (Lumber River: NC and SC);
- 6 03040207 (Lumber River: NC and SC);
- 7 03010205 (Albemarle Sound: NC and VA);
- 8 06020003 (Ocoee River: GA, NC, and TN);
- 9 03010101 (Roanoke River: VA);
- 10 03010102 (Roanoke River: NC and VA);
- 11 03010103 (Roanoke River: NC and VA);
- 12 03010104 (Roanoke River: NC and VA);
- 13 03010105 (Roanoke River: VA);
- 14 03010106 (Roanoke River: NC and VA);
- 15 06010102 (Watauga River: TN and VA);
- 16 06010103 (Watauga River: NC and TN);
- 17 03040101 (Yadkin River: VA and NC);
- 18 03040104 (Yadkin River: NC and SC);
- 19 03040105 (Yadkin River: NC and SC);
- 20 03040201 (Yadkin River: NC and SC);
- 21 03040202 (Yadkin River: NC and SC).basin.

- 22 c. Each county in this State located in whole or in part of the area of the
- 23 source river basin downstream from the proposed point of withdrawal.
- 24 d. Any area in the State in a river basin for which the source river basin
- 25 has been identified as a future source of water in a local water supply
- 26 plan prepared pursuant to G.S. 143-355(l).
- 27 e. Each county in the State located in whole or in part of the receiving
- 28 river basin.
- 29 (3) By giving notice by first-class mail or electronic mail to each of the following:
- 30 a. The board of commissioners of each county in this State or the
- 31 governing body of any county or city that is politically independent of
- 32 a county in any state that is located entirely or partially within the
- 33 source river basin of the proposed ~~transfer and that also falls within, in~~
- 34 ~~whole or in part, the area denoted by one of the eight digit cataloging~~
- 35 ~~units listed in sub-subdivision b. of subdivision (2) of this~~
- 36 ~~subsection-transfer.~~
- 37 b. The board of commissioners of each county in this State or the
- 38 governing body of any county or city that is politically independent of
- 39 a county in any state that is located entirely or partially within the
- 40 receiving river basin of the proposed ~~transfer and that also falls within,~~
- 41 ~~in whole or in part, the area denoted by one of the eight digit~~
- 42 ~~cataloging units listed in sub-subdivision b. of subdivision (2) of this~~
- 43 ~~subsection-transfer.~~
- 44 c. The governing body of any public water system that withdraws water
- 45 upstream or downstream from the withdrawal point of the proposed
- 46 transfer.
- 47 d. If any portion of the source or receiving river basins is located in
- 48 another state, all state water management or use agencies,
- 49 environmental protection agencies, and the office of the governor in
- 50 that state upstream or downstream from the withdrawal point of the
- 51 proposed transfer.

- 1 e. All persons who have registered a water withdrawal or transfer from
- 2 the proposed source river basin under this Part or under similar law in
- 3 an another state.
- 4 f. All persons who hold a certificate for a transfer of water from the
- 5 proposed source river basin under this Part or under similar law in an
- 6 another state.
- 7 g. All persons who hold a National Pollutant Discharge Elimination
- 8 System (NPDES) wastewater discharge permit for a discharge of
- 9 100,000 gallons per day or more upstream or downstream from the
- 10 proposed point of withdrawal.
- 11 h. To any other person who submits to the applicant a written request to
- 12 receive all notices relating to the petition.

13 (d) Environmental Documents. – Except as provided in this subsection, the definitions
 14 set out in G.S. 113A-9 apply to this section. Notwithstanding the thresholds for significant
 15 expenditure of public monies or use of public land set forth in G.S. 113A-9, the Department shall
 16 conduct a study of the environmental impacts of any proposed transfer of water for which a
 17 certificate is required under this section. The study shall meet all of the requirements set forth in
 18 G.S. 113A-4 and rules adopted pursuant to G.S. 113A-4. Notwithstanding G.S. 113A-4(2), the
 19 study shall include secondary and cumulative impacts. An environmental ~~assessment-impact~~
 20 statement shall be prepared for any petition for a certificate under this section. ~~The determination~~
 21 ~~of whether an environmental impact statement shall also be required shall be made in accordance~~
 22 ~~with the provisions of Article 1 of Chapter 113A of the General Statutes; except that an~~
 23 ~~environmental impact statement shall be prepared for every proposed transfer of water from one~~
 24 ~~major river basin to another for which a certificate is required under this section.~~ The applicant
 25 who petitions the Commission for a certificate under this section shall pay the cost of special
 26 studies necessary to comply with Article 1 of Chapter 113A of the General Statutes. An
 27 environmental impact statement prepared pursuant to this subsection shall include all of the
 28 following:

- 29 (1) A comprehensive analysis of the impacts that would occur in the source river
- 30 basin and the receiving river basin if the petition for a certificate is granted.
- 31 (2) An evaluation of alternatives to the proposed interbasin transfer, including
- 32 water supply sources that do not require an interbasin transfer and use of water
- 33 conservation measures.
- 34 (3) A description of measures to mitigate any adverse impacts that may arise from
- 35 the proposed interbasin transfer.

36 ...

37 (k) Final Determination: Factors to be Considered. – In determining whether a certificate
 38 may be issued for the transfer, the Commission shall specifically consider each of the following
 39 items and state in writing its findings of fact and conclusions of law with regard to each item:

40 ...

- 41 (5) The availability of reasonable alternatives to the proposed transfer, including
- 42 the potential capacity of alternative sources of water, the potential of each
- 43 alternative to reduce the amount of or avoid the proposed transfer, probable
- 44 costs, and environmental impacts. In considering alternatives, the
- 45 Commission is not limited to consideration of alternatives that have been
- 46 proposed, studied, or considered by the applicant. The determination shall
- 47 include a specific finding as to why the applicant's need for water cannot be
- 48 satisfied by alternatives within the receiving basin, including unused capacity
- 49 under a transfer for which a certificate is in effect or that is otherwise
- 50 authorized by law at the time the applicant submits the petition. The
- 51 determination shall consider the extent to which access to potential sources of

1 surface water or groundwater within the receiving river basin is no longer
 2 available due to depletion, contamination, or the declaration of a capacity use
 3 area under Part 2 of Article 21 of Chapter 143 of the General Statutes. The
 4 determination shall consider the feasibility of the applicant's purchase of water
 5 from other water suppliers within the receiving basin and of the transfer of
 6 water from another sub-basin within the receiving major river basin. ~~Except~~
 7 ~~in circumstances of technical or economic infeasibility or adverse~~
 8 ~~environmental impact, the Commission's determination as to reasonable~~
 9 ~~alternatives shall give preference to alternatives that would involve a transfer~~
 10 ~~from one sub-basin to another within the major receiving river basin over~~
 11 ~~alternatives that would involve a transfer from one major river basin to another~~
 12 ~~major river basin.~~

13 ...

14 (n) Final Determination: Certificate Conditions and Limitations. – The Commission may
 15 grant the certificate in whole or in part, or deny the certificate. The Commission may impose any
 16 conditions or limitations on a certificate that the Commission finds necessary to achieve the
 17 purposes of this Part including a limit on the period for which the certificate is valid. The
 18 conditions and limitations shall include any mitigation measures proposed by the applicant to
 19 minimize any detrimental effects within the source and receiving river basins. In addition, the
 20 certificate shall require all of the following conditions and limitations:

21 ...

22 (4) A provision that the Commission may amend a certificate to reduce the
 23 maximum amount of water authorized to be transferred whenever it appears
 24 that an alternative source of water is available to the certificate holder from
 25 within the receiving river basin, including, but not limited to, the purchase of
 26 water from another water supplier within the receiving basin ~~or to the transfer~~
 27 ~~of water from another sub-basin within the receiving major river basin.~~

28"

29 **SECTION 3.** G.S. 143-215.8B reads as rewritten:

30 **"§ 143-215.8B. Basinwide water quality resources management plans.**

31 ~~The Commission shall develop and implement a basinwide water quality management~~
 32 ~~plan for each of the 17 major river basins in the State. In order to assure the availability of~~
 33 ~~adequate supplies of good quality water to protect the public health and to support desirable~~
 34 ~~economic growth, the Commission shall develop and implement a basinwide water resources~~
 35 ~~management plan for each of the 17 major river basins in the State. In developing and~~
 36 ~~implementing each plan, the Commission shall consider the cumulative impacts of all of the~~
 37 ~~following:~~

38 (1) All activities across a river basin that impact surface water or groundwater
 39 quality and quantity, including all points of withdrawal, and all point sources
 40 and nonpoint sources of pollutants, including municipal wastewater facilities,
 41 industrial wastewater systems, septic tank systems, stormwater management
 42 systems, golf courses, farms that use fertilizers—irrigation, fertilizers,
 43 herbicides and pesticides for crops, public and commercial lawns and gardens,
 44 waste disposal sites, atmospheric deposition, and animal operations.

45 (2) All surface water transfers into and from a river basin that are required to be
 46 registered under ~~G.S. 143-215.22H.~~G.S. 143-215.22H, current available
 47 surface water resources, available groundwater resources to the extent known
 48 by the Department, other withdrawals, instream flow needs and requirements,
 49 an estimate of return flows, inflow data, local water supply plans, and any
 50 other scientific and technical information the Department deems relevant.

51 (b) Each basinwide water ~~quality resources~~ management plan shall:

- 1 (1) Provide that all point sources and nonpoint sources of pollutants jointly share
2 the responsibility of reducing the pollutants in the State's waters in a fair,
3 reasonable, and proportionate manner, using computer modeling and the best
4 science and technology reasonably available and considering future
5 anticipated population growth and economic development.
- 6 (2) If any of the waters located within the river basin are designated as nutrient
7 sensitive waters, then the basinwide water ~~quality-resources~~ management plan
8 shall establish a goal to reduce the average annual mass load of nutrients that
9 are delivered to surface waters within the river basin from point and nonpoint
10 sources. The Commission shall establish a nutrient reduction goal for the
11 nutrient or nutrients of concern that will result in improvements to water
12 quality such that the designated uses of the water, as provided in the
13 classification of the water under G.S. 143-214.1(d), are not impaired. The plan
14 shall require incremental progress toward achieving the goal. In developing
15 the plan, the Commission shall determine and allow appropriate credit toward
16 achieving the goal for reductions of water pollution by point and nonpoint
17 sources through voluntary measures.
- 18 (3) Include the information and projections required for local water supply
19 plans by G.S. 143-355(l) and a summary of water conservation and water
20 reuse programs described in local water supply plans.
- 21 (4) Identify potential conflicts and incompatibilities among the various local water
22 supply plans and ways in which local water supply programs could be better
23 coordinated.
- 24 (5) Determine through hydrologic modeling, where feasible, the places, times,
25 frequencies, and intervals where yields may be inadequate to meet designated
26 uses of water and projections of future withdrawals in response to different
27 variables, conditions, and scenarios.
- 28 (6) If the use of groundwater or surface water or both is having an unreasonably
29 adverse effect upon such waters and has resulted or probably will result in a
30 generalized condition of water depletion within the basin to the extent that the
31 availability for use of such water has been impaired for existing or proposed
32 uses and that injury to the public health, safety, or welfare will result if
33 increased or additional withdrawals or discharges occur, the Department shall
34 recommend that the Commission consider declaration of a Capacity Use Area
35 in accordance with the Water Use Act of 1967.

36 (c) The Commission shall review and revise its 17 basinwide water ~~quality-resources~~
37 management plans at least every 10 years to reflect changes in water quality, water quantity,
38 improvements in modeling methods, improvements in wastewater treatment technology,
39 advancements in conservation and reuse, and advances in scientific knowledge and, as need to
40 support designated uses of water, modifications to management strategies.

41 (d) As a part of the report required pursuant to G.S. 143-355(p), the Commission and the
42 Department shall each report on or before November 1 of each year on an annual basis to the
43 Environmental Review Commission on the progress in developing and implementing basinwide
44 water ~~quality-resources~~ management plans and on increasing public involvement and public
45 education in connection with basinwide water ~~quality-resources~~ management planning. The
46 report to the Environmental Review Commission by the Department shall include a written
47 statement as to all concentrations of heavy metals and other pollutants in the surface waters of
48 the State that are identified in the course of preparing or revising the basinwide water ~~quality~~
49 resources management plans.

50 (e) A basinwide water ~~quality-resources~~ management plan is not a rule and Article 2A of
51 Chapter 150B of the General Statutes does not apply to the development of basinwide water

1 ~~quality-resources~~ management plans. Any water quality standard or classification and any
2 requirement or limitation of general applicability that implements a basinwide water ~~quality~~
3 ~~resources~~ management plan is a rule and must be adopted as provided in Article 2A of Chapter
4 150B of the General Statutes."

5 **SECTION 4.** G.S. 143-355(o) reads as rewritten:

6 "(o) Basinwide Hydrologic Models. – The Department shall develop a basinwide
7 hydrologic model for each of the 17 major river basins in the State as provided in this subsection.

8 (1) Definitions. – As used in this subsection:

- 9 a. "Ecological flow" means the stream flow necessary to protect
10 ecological integrity.
11 b. "Ecological integrity" means the ability of an aquatic system to
12 support and maintain a balanced, integrated, adaptive community of
13 organisms having a species composition, diversity, and functional
14 organization comparable to prevailing ecological conditions and,
15 when subject to disruption, to recover and continue to provide the
16 natural goods and services that normally accrue from the system.
17 c. "Groundwater resource" means any water flowing or lying under the
18 surface of the earth or contained within an aquifer.
19 d. "Prevailing ecological conditions" means the ecological conditions
20 determined by reference to the applicable period of record of the
21 United States Geological Survey stream gauge data, including data
22 reflecting the ecological conditions that exist after the construction and
23 operation of existing flow modification devices, such as dams, but
24 excluding data collected when stream flow is temporarily affected by
25 in-stream construction activity.
26 e. "Surface water resource" means any lake, pond, river, stream, creek,
27 run, spring, or other water flowing or lying on the surface of the earth.

28 (2) Schedule. – The Department shall develop a ~~schedule for basinwide~~
29 ~~hydrologic model development. In developing the schedule, the Department~~
30 ~~shall give priority to developing hydrologic models for river basins or portions~~
31 ~~of river basins that are experiencing or are likely to experience water supply~~
32 ~~shortages, where the ecological integrity is threatened or likely to become~~
33 ~~threatened, or for which an existing hydrologic model has not been developed~~
34 ~~by the Department or other persons or entities and update basinwide~~
35 hydrologic models in accordance with G.S. 143-215.8B(c).

36 (3) Model. – Each basinwide hydrologic model shall:

- 37 a. Include surface water resources within the river basin, groundwater
38 resources within the river basin to the extent known by the
39 Department, transfers into and out of the river basin that are required
40 to be registered under G.S. 143-215.22H, other withdrawals,
41 ~~ecological flow,~~ instream flow requirements, projections of future
42 withdrawals, an estimate of return flows within the river basin, inflow
43 data, local water supply plans, and other scientific and technical
44 information the Department deems relevant.
45 b. Be designed to simulate the flows of each surface water resource
46 within the basin that is identified as a source of water for a withdrawal
47 registered under G.S. 143-215.22H in response to different variables,
48 conditions, and scenarios. The model shall specifically be designed to
49 predict the places, times, frequencies, and intervals at which any of the
50 following may occur:
51 1. Yield may be inadequate to meet all needs.

1 subsection. The Department may adopt a hydrologic model that has been
2 developed by another person or entity that meets the requirements of this
3 subsection in lieu of developing a hydrologic model as required by this
4 subsection. The Department may make any modifications or additions to a
5 hydrologic model developed by another person or entity that are necessary to
6 meet the requirements of this subsection.

7 (7a) Exception. – The requirement to use existing hydrologic models set forth in
8 subdivision (7) of this subsection shall not apply if there are one or more transfers
9 registered under G.S.143-215.22H. In such cases, the Department shall
10 develop a single hydrologic model that includes all the basins with the
11 registered transfers and shall coordinate modeling efforts with the persons
12 registering the transfer. The requirement set forth in this subdivision for a
13 single model shall not apply to the extent that it conflicts with any interstate
14 agreement pertaining to water supply issues to which the State is a signatory.

15 (8) Construction of subsection. – Nothing in this subsection shall be construed to
16 vary any existing, or impose any additional regulatory requirements, related
17 to water quality or water resources.

18 (9) Repealed by Session Laws 2017-10, s. 4.16(b), effective May 4, 2017."

19 **SECTION 5.** This act is effective when it becomes law.