LEGISLATION, CONSERVATION AND OUTREACH COMMITTEE

AGENDA FOR

MAY 25, 2006

9:45 a.m. – 11:15 a.m.

Fern Steiner, Chair     Bud Lewis
Gary Croucher, Vice Chair Ron Morrison
Bud Irvin, Vice Chair Hershell Price
Jim Bond Bernie Rhinerson
Marilyn Dailey Fred Thompson
Betty Ferguson Yen Tu
Jim Lewanski Howard Williams

1. Roll Call – Determination of Quorum.

2. Additions to Agenda (Government Code Section 54954.2(b)).

3. Public Comment – Opportunities for members of the public to address the Committee on matters within the Committee’s jurisdiction.

   4-A Directors’ comments.

I.     CONSENT CALENDAR

II.     ACTION/DISCUSSION

1. Legislative Issues.
   1-A Report by Carpi and Clay. (pickup packet)
1-B  Adopt positions of: Support on AB 2951 (Goldberg); Oppose, unless Amended on SB 1242 (Lowenthal); Oppose on SB 1317 (Torlakson); Oppose on AB 2397 (Calderon) and Oppose on SB 1574 (Kuehl).

  Staff recommendation:  Adopt positions of: Support on AB 2951 (Goldberg); Oppose, unless Amended on SB 1242 (Lowenthal); Oppose on SB 1317 (Torlakson); Oppose on AB 2397 (Calderon) and Oppose on SB 1574 (Kuehl).

(Volberg/Gordon)

1-C  Status report on the ACWA Draft Bond Proposal and the Caves Initiative.  (Information)  

(Volberg)

2. Recommendations from the Board Conservation Ad Hoc Committee to adjust the fiscal year 2006-2007 operating budget by $1,327,957 for conservation programs.

Conservation Ad Hoc Committee recommendation:
1. Approve the FY 2006-2007 budget adjustment to enhance conservation.

(Weinberg)


(Steiner/Croucher)

2-B General Managers Conservation Steering Committee.  

(Mark Weston)

3. Presentation on the California Friendly Program by Lynn Lipinski, Senior Public Affairs Representative, Metropolitan Water District


(Hansen)

III. INFORMATION

1. Peak Treated Water Demand Management update.  

(Eaton/Liarakos/Driver)
2. SCOOP Quarterly report. Yanushka


5. Outreach activities for the month of April. Jacoby

IV. ADJOURNMENT

Doria F. Lore
Clerk of the Board

NOTE: This meeting is called as a Legislation, Conservation, and Outreach Committee meeting. Because a quorum of the Board may be present, the meeting is also noticed as a Board meeting. Members of the Board who are not members of the Committee may participate in the meeting pursuant to Section 2.00.060(g) of the Authority Administrative Code (Revised). All items on the agenda, including information items, may be deliberated and become subject to action.
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Adopt positions of: Support on AB 2951 (Goldberg); Oppose, unless Amended on SB 1242 (Lowenthal); Oppose on SB 1317 (Torlakson); Oppose on AB 2397 (Calderon); and Oppose on SB 1574 (Kuehl) (Action)

Purpose
To take a position on key state legislation of interest to the San Diego County Water Authority.

Staff Recommendations
Adopt positions of: Support on AB 2951 (Goldberg); Oppose, unless Amended on SB 1242 (Lowenthal); Oppose on SB 1317 (Torlakson); Oppose on AB 2397 (Calderon); and Oppose on SB 1574 (Kuehl).

Alternatives
Do not adopt recommended positions or modify positions on one or more of these bills.

Fiscal Impact
None.

Background
AB 2951 (Goldberg) – Capital Facilities Fees
Existing law authorizes a public agency that provides public utility service to impose a capital facilities fee on other public agencies. A capital facilities fee is a nondiscriminatory charge to pay the capital cost of a public utility facility. “Nondiscriminatory” means that the fee does not exceed the amount that would be applicable to non-public users on the basis of the same objective criteria or methodology. Existing law requires that public agencies that provide public utility service negotiate capital facilities fees with public educational institutions.

In 2005, an appellate court issued a decision that affected the way water agencies can recover capital costs from public educational institutions. This bill clarifies the law regarding the recovery of capital costs from public educational institutions through capital facilities fees. The bill is sponsored by the East Bay Municipal Utilities District, and is strongly supported by water agencies statewide.

AB 2951 clarifies that capital facilities fees are either connection charges or capacity charges, and do not include utility service rates or commodity charges. It provides that a public agency may be charged for and must pay utility rates that contain a capital component for facilities that benefit a public agency receiving utility services. A public agency may only be charged rates or fees that are determined on the basis of the same
objective criteria and methodology applicable to comparable non-public users. The bill also provides specific procedures for legal challenges to capital facilities fees.

This bill will resolve an issue that has led to considerable confusion and litigation between public colleges and water districts. It provides a method for ensuring that public educational institutions pay their fair share, and only their fair share, of capital costs for public utility facilities that benefit them. Staff recommends a position of Support on AB 2951.

SB 1242 (Lowenthal) – Integrated Regional Water Management Planning Act of 2002
Existing law provides that three or more public agencies, at least two of which must have statutory authority over water supply, may join together as a regional water management group to prepare and adopt an Integrated Regional Water Management plan. Since the passage of Proposition 50, proposed water bonds have provided a significant amount of funds for groups of agencies with IRWM plans. This has inspired many agencies to develop IRWM plans that sometimes overlap with those of other agencies in the region. Regions with multiple watersheds in which agencies have proposed multiple IRWM plans are encouraged by the state to coordinate their efforts into one comprehensive IRWM plan. The process of developing an IRWM plan needs to be revised, but SB 1242 in its present form creates more problems, rather than clarifying and improving the process.

SB 1242 enables a regional water management group to be created without any public water supply agency members or any public members at all. The bill allows private water corporations to join together to form an IRWM plan. It requires a regional water management group to invite certain other agencies to participate, which could create a group that is unworkable in terms of size and approval process. The bill also defines a water supply agency so that it excludes wholesalers, such as the Water Authority. Finally, it makes no provisions to recognize and grandfather existing or pending IRWM plans.

The Water Authority is currently working with the city and the county to prepare an IRWM plan in order to secure Proposition 50 funding. Staff is presenting an update on that effort to the Water Planning Committee at the May board meeting. As currently written, this bill could jeopardize that effort and the funding that comes from it. Multiple, overlapping, and competitive IRWM plans may create confusion within regions and defeat one of the central purposes of the IRWM plan process – bringing interests together in a unified plan.

Staff recommends a position of Oppose, unless Amended on SB 1242. The amendments the Water Authority would seek before removing opposition to this bill include:

1. A regional water management group must include at least one public agency with statutory authority over water supply;
2. The use of public funds by a private water corporation must be limited;
3. The agencies that form a regional water management group and prepare an IRWM plan should be recognized as voting members, with other agencies that are invited to participate having input into the process, but as non-voting participants;

4. The definition of “water supply agency” must include public water wholesale agencies;

5. The bill must include a grandfather clause so that IRWM plans developed for purposes of obtaining funds from Proposition 50, Chapter 8, are recognized as legitimate plans;

6. The bill should expand the definition of how a region may become eligible to receive IRWM funds to include functional equivalents to IRWM plans, including:
   a. A regional Urban Water Management Plan that has been accepted by the Department of Water Resources and has:
      i. Considered all the resource management strategies identified in the California Water Plan, as updated by Bulletin 160-05;
      ii. Used an integrated, multi-benefit approach to selection and design of projects;
      iii. Incorporated performance measures and monitoring to demonstrate progress toward meeting regional objectives; and,
      iv. Incorporated standards for developing regional project priorities.

7. The bill should include a definition of “region” and “sub-region,” or specify that a group of three or more eligible agencies may form a region by organizing a regional water management group for purposes of receiving IRWM funds. In the latter case, the bill should specify whether it envisions overarching regions with sub-regions within them.

As stated above, staff recommends a position of Oppose, unless Amended on SB 1242.

SB 1317 (Torlakson) Property Tax Revenue Allocations: public utilities: qualified property

Existing law requires that the property of gas or electric public utilities be assessed as a statewide unit and allocated among various counties and other jurisdictions, including special districts, in the counties where the property is located. Under existing law, all entities of local government, including special districts, receive an allocation of property tax revenues in accordance with a statutory formula.

SB 1317 redistributes the property tax on property owned by public utilities, and placed in service after January 1, 2007, to the counties in which the property is located, schools within those counties, and to certain special districts. The bill provides a property tax incentive to cities and counties to site electric and gas substations and facilities within their jurisdictions. However, it does so at the expense of other special districts that would no longer receive the same share of property tax revenue on new facilities. Water Authority member agencies may lose property tax revenues under this bill. The bill will have a similar effect as the ERAF shift had in 2004.
A position of Oppose on SB 1317 is consistent with the Water Authority’s Fiscal Policy Legislative Policy Guideline #1 (Oppose) which states that the Water Authority opposes legislation that imposes mandated costs or regulatory constraints on local governments without providing subventions to reimburse the local governments for the costs. By changing the allocation of property tax dollars, this bill imposes a cost on affected special districts, which will not be reimbursed.

Staff recommends a position of Oppose on SB 1317.

AB 2397 (Calderon) Metropolitan Water Districts: service contracts
Existing law authorizes the Metropolitan Water District to prescribe a system of civil service. This bill would prohibit MWD from entering into a contract for permanent or temporary services, skilled or unskilled, if persons selected through its civil service system could perform those services.

AB 2397 applies only to MWD and was introduced by the author to apply pressure on MWD during its current labor negotiations. It interferes with MWD’s ability to contract for labor in a way that fits its needs and the conditions it faces at any particular time. The ability to contract for permanent and temporary services allows MWD to manage costs better and more efficiently, which benefits its member agencies.

AB 2397 imposes arbitrary contracting restrictions and would set a precedent that could affect the Water Authority’s, or any other local agency’s, ability to contract for labor in the future. Staff recommends a position of Oppose on AB 2397.

SB 1574 (Kuehl) Sacramento-San Joaquin Delta
Last year, the Legislature passed and the Governor signed AB 1200 (Laird). That bill requires the Department of Water Resources to evaluate the potential impacts on water supplies derived from the Sacramento-San Joaquin Delta based on 50, 100, and 200-year projections for each of the following risks to the Delta: subsidence, earthquake, flood, climate change, and a combination of these risks. DWR and the Department of Fish and Game are required to determine the principal options for the Delta, including options available to implement objectives for water supply reliability, drinking water quality, reduction of salt loads, preservation of Delta lands, protection of area-of-origin water rights, and protection of infrastructure.

SB 1574 makes three principal changes to the requirements of AB 1200:

1. It requires that DWR and DFG include as one of the principal options for the Delta a reduction of dependence on the Delta for water supply through greater investments in local water supplies, water use efficiency, water recycling, demand management programs, and other actions outside the Delta.
2. It substantially revises the objectives relating to the Delta to include the recovery of Delta-dependent species listed as threatened or endangered, and the restoration of historic wetlands and aquatic and terrestrial habitat.
3. It requires DWR and DFG to provide a draft joint report to the Independent Science Board of the California Bay-Delta Authority or its successor.

The Schwarzenegger administration is embarking on a Delta Vision process that will include the study required under AB 1200. SB 1574 would substantially affect that process.

The Water Authority is already engaging in greater investments in local water supplies, water use efficiency, water recycling, demand management programs, and other actions to increase diversity of supply. These activities should ultimately help the Water Authority reduce its dependence on imported water supplies. However, to consider replacing the Water Authority’s imported water supply from the Delta with these other supplies is premature at best. It could mean giving up at least part of a major source of the Water Authority’s imported water supply and reducing its options for the use of imported water. The Delta, in its current configuration (without an isolated facility to move water around the Delta), will be critically important to the Water Authority as a source of supply for many years to come. SB 1574 undermines the existing CALFED program that supports a comprehensive approach to the Delta that achieves a reliable water supply as well as environmental benefits in the Delta.

A position of Oppose on SB 1574 is consistent with the Water Authority’s Imported Water Supply Legislative Policy Guideline #2 (Oppose) which states that the Water Authority will oppose legislation that makes urban water supplies less reliable or substantially increases the cost of imported water without also improving the reliability and/or quality of the water. By removing a portion of the Water Authority’s imported water supply and reducing the diversity of its urban water supply, SB 1574 will make the supply less reliable.

Staff recommends a position of Oppose on SB 1574.

Discussion
Copies of AB 2951, SB 1242, SB 1317, AB 2397, and SB 1574 are attached.

Prepared by: Jeffrey A. Volberg, Government Relations Manager
Lisa Gordon, Government Relations Representative

Reviewed by: Bill Jacoby, Director of Public Affairs
Approved by: Dennis A. Cushman, Assistant General Manager

Attachments:
1. AB 2951
2. SB 1242
3. SB 1317
4. AB 2397
5. SB 1574
An act to amend Section 54999.1 of, to add Section 54999.7 to, and to add and repeal Section 54999.8 of, the Government Code, relating to local government.

LEGISLATIVE COUNSEL’S DIGEST

AB 2951, as amended, Goldberg. Capital facilities fees.

Existing law authorizes a public agency that provides public utility service, as defined, to impose a capital facilities fee on any school district, county office of education, community college district, the California State University, the University of California, or state agency, subject to certain restrictions. Existing law defines the terms “capital facilities fee” or “capacity charge” as any nondiscriminatory charge to pay the capital cost of a public utility facility, and defines the term “nondiscriminatory” for these purposes.

This bill would revise the definition of the term “public utility service.” It would revise the definition of the term “capital facilities fee” to mean a nondiscriminatory connection fee, as defined, or a nondiscriminatory capacity charge, as defined, or both. The bill would, except with respect to the imposition of a capital facilities fee
on a school district, county office of education, community college
district, the California State University, the University of California,
or state agency, require a public agency that provides public utility
service to only charge a public agency rates, charges, surcharges, or
fees that are determined on the basis of the same objective criteria and
methodology applicable to comparable nonpublic users. It would, until
January 1, 2010, require any judicial action or proceeding by a public
agency that seeks a refund, or challenges the validity, of a fee, rate,
charge, or surcharge, or increase, or any action by a public agency to
validate an ordinance, resolution, or motion imposing or increasing
any of these, to be commenced, as specified.

The bill would make specified declarations with respect to its
provisions.

State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 54999.1 of the Government Code is
amended to read:

54999.1. For purposes of this chapter:
(a) “Actual construction costs” includes the cost of all
activities necessary or incidental to the construction of a public
utility facility, such as financing, planning, designing, acquisition
of property or interests in property, construction, reconstruction,
and rehabilitation.
(b) “Capacity charge” means a one-time charge to recover the
costs of public utility facilities necessary to establish new or
expand existing public utility service to a public agency.
(c) (1) “Capital facilities fee” means a nondiscriminatory
connection fee, a nondiscriminatory capacity charge, or both.
“Capital facilities fee” does not include any other rate, charge, or
surcharge, or any capital component thereof.
(2) For purposes of this subdivision, “nondiscriminatory”
means that the fee does not exceed an amount determined on the
basis of the same objective criteria and methodology applicable
to comparable nonpublic users, and is not in excess of the
proportionate share of the cost of the public utility facilities of
benefit to the person or property being charged, based upon the
proportionate share of use of those facilities.
(d) “Connection fee” means a fee to recover the costs of the physical facilities necessary to directly connect a public agency facility to a public utility service provided by a public agency, including, but not limited to, meters, meter boxes, and pipelines to make the connection, and the actual cost of labor and materials for the installation of those facilities.

(e) “Public agency” means the United States or any of its agencies, the state or any of its agencies, the California State University, the Regents of the University of California, a county, a county office of education, a city, a school district, community college district, or any other district, a public authority, or any other political subdivision or public corporation of this state.

(f) “Public utility facility” means a facility for the provision of water, light, heat, communications, power, or garbage service, for flood control, drainage or sanitary purposes, or sewage collection, treatment, or disposal.

(g) “Public utility service” means service for water, light, heat, communications, power, or garbage service, or for flood control, drainage or sanitary purposes, or sewage collection, treatment, or disposal, provided by a public agency.

(h) “State agency” or “state” means any state office, department, division, bureau, board, or commission.

SEC. 2. Section 54999.7 is added to the Government Code, to read:

54999.7. (a) Except as provided in Section 54999.3, a public agency that provides public utility service may only charge a public agency rates, charges, surcharges, or fees that are determined on the basis of the same objective criteria and methodology applicable to comparable nonpublic users.

(b) In addition to other notices required pursuant to state law or local ordinance or rule, whenever a public agency that provides public utility service holds a public meeting to establish or increase any rate, charge, surcharge, or fee, that public agency shall provide a written notice of the meeting not less than 60 days prior to the date of the public meeting to any public agency that has filed a written request for such a notice with either the clerk of the governing body or with any other person designated by the governing body to receive these requests.

(c) Upon request of any affected public agency made not less than 30 days prior to the date of the public meeting to establish or
increase any rate, charge, surcharge, or fee, a public agency that
provides public utility service shall provide the affected public agency to disclose, describe, and discuss the data and proposed methodology for establishing or increasing the rate, charge, surcharge, or fee. The data and proposed methodology may be provided during a meeting of staff or other representatives of each agency.

(d) This section shall not apply to impositions or increases of capital facilities fees subject to Section 54999.3.

SEC. 3. Section 54999.8 is added to the Government Code, to read:

54999.8. (a) Any judicial action or proceeding by a public agency that seeks a refund of a fee, rate, charge, or surcharge, or increase in any of those costs, or that challenges the validity of a fee, rate, charge, or surcharge, or increase, imposed on or after January 1, 2007, pursuant to this chapter, shall be commenced within 120 days of the effective date of the imposition of the fee, rate, charge, or surcharge, or increase.

(b) Any action by a public agency under this chapter to validate an ordinance, resolution, or motion imposing or increasing a fee, rate, charge, or surcharge shall be in accordance with Chapter 9 (commencing with Section 860) of Title 10 of Part 2 of the Code of Civil Procedure. However, no action by a public agency imposing or increasing the fee, rate, charge, or surcharge shall be commenced any earlier than 120 days from the effective date of the imposition of the fee, rate, charge, surcharge, or increase.

(c) In any judicial action or proceeding brought pursuant to this section, the public agency imposing or increasing the fee, rate, charge, or surcharge shall have the burden of showing that it was established pursuant to Section 54999.3 or Section 54999.7.

(d) This section shall remain in effect only until January 1, 2010, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date.

SEC. 4. The amendments made to Section 54999.1 of, and the addition of Sections 54999.7 and 54999.8 to, the Government Code by this act are not intended to affect any litigation involving public utility services provided prior to January 1, 2007, brought prior to or subsequent to that date. Nothing in the
legislative history of the amendments or additions made by this act should be construed as any indication of the meaning of the law as it existed prior to the effective date of the amendments and additions made by this act.
An act to amend Section 10620 of Sections 10534, 10537, and 10541 of, to add Sections 10537.2, 10537.4, 10537.6, and 10538 to, and to repeal and amend Section 10540 of, the Water Code, relating to water.

LEGISLATIVE COUNSEL’S DIGEST


The existing Integrated Regional Water Management Planning Act of 2002 authorizes a regional water management group, as defined, to prepare and adopt a regional plan, in accordance with certain procedures, that addresses programs, projects, reports, or studies relating to water supply, water quality, flood protection, or related matters, over which any local public agency, as defined, that is a participant in that group has authority to undertake.

This bill would revise the definition of qualified projects or programs under the act to add projects or programs to improve storm water management, reduce water pollution or pollutant loads, or improve urban or agricultural water use efficiency. The bill would authorize a water corporation, as defined, to participate in a regional water management group and would add requirements for a local public agency to participate in developing an integrated regional water management plan. The bill would revise certain notice requirements relative to the intent to prepare and preparation of a...
The bill would require the Department of Water Resources, by December 31, 2007, to revise existing grant funding criteria, or develop new grant funding criteria, to implement the changes that would be made by the bill.

Existing law requires every urban water supplier to prepare and adopt an urban water management plan, as prescribed, including a requirement that the urban water supplier coordinate the preparation of the plan with other appropriate agencies, to the extent practicable. Existing law authorizes an urban water supplier to satisfy that plan requirement by participation in area-wide, regional, watershed, or basinwide urban water management planning where those plans will reduce preparation costs and contribute to the achievement of conservation and efficient water use.

This bill would authorize an urban water supplier to satisfy the urban water management plan requirement by adopting an area-wide, regional, watershed, or basinwide urban water management plan prepared and adopted in accordance with existing law for an area, region, watershed, or basin that includes the service area of that urban water supplier, including, but not limited to, a plan prepared and adopted by a metropolitan water district, if the governing body of the urban water supplier determines that the plan will reduce preparation costs and contribute to the achievement of conservation and efficient water use. The bill would require the urban water supplier to coordinate the preparation of a plan or the adoption of its plan, as described above.


The people of the State of California do enact as follows:

SECTION 1. Section 10534 of the Water Code is amended to read:

10534. “Qualified projects or programs” means regional projects or programs that improve source water quality, improve drinking water quality, provide flood protection, improve levee stability, provide water supply reliability, increase agricultural, domestic, or environmental water supply, improve the quality or quantity of groundwater, protect watersheds for the purposes of improving water quality or water quantity, or undertake environmental mitigation, restoration, or enhancement.
the quality and quantity of water available to meet the state’s agricultural, domestic, industrial, and environmental needs that do one or more of the following:
(a) Improve source water quality.
(b) Improve drinking water quality.
(c) Provide flood protection.
(d) Improve levee stability.
(e) Provide water supply reliability.
(f) Increase agricultural, domestic, or environmental water supply.
(g) Improve the quality or quantity of groundwater.
(h) Protect watersheds for the purposes of improving water quality or water quantity.
(i) Undertake environmental mitigation, restoration, or enhancement.
(j) Improve storm water management.
(k) Reduce water pollution or pollutant loads.
(l) Improve urban or agricultural water use efficiency.

SEC. 2. Section 10537 of the Water Code is amended to read:
10537. “Regional water management group” means a group in which three or more local public agencies or water corporations, at least two of which have statutory authority over water supply, one of which is a water supply agency or water corporation, participate by means of a joint powers agreement, memorandum of understanding, or other written agreement, as appropriate, that is approved by the governing bodies of those participating local public agencies.

SEC. 3. Section 10537.2 is added to the Water Code, to read:
10537.2. “Water corporation” means a “water corporation” as defined in Section 241 of the Public Utilities Code.

SEC. 4. Section 10537.4 is added to the Water Code, to read:
10537.4. “Water service” means the sale, lease, rental, furnishing, or delivery of water for beneficial use, and includes, but is not limited to, contracting for that sale, lease, rental, furnishing, or delivery of water, except bottled water.

SEC. 5. Section 10537.6 is added to the Water Code, to read:
10537.6. “Water supply agency” means a public agency that provides water service to end users.

SEC. 6. Section 10538 is added to the Water Code, to read:
10538. To participate in developing an integrated regional water management plan, a local public agency shall meet the following requirements:

(a) Have statutory authority for local water service, storm water management, waste water treatment, or water quality and treatment.

(b) Local public agencies that are urban water suppliers must be in compliance with the Urban Water Management Planning Act (Part 2.6 (commencing with Section 10610) of Division 6).

(c) Local public agencies that are agricultural water suppliers must be in compliance with the Agricultural Water Management Planning Act (Part 2.8 (commencing with Section 10800) of Division 6).

SEC. 7. Section 10540 of the Water Code, as added by Section 1 of Chapter 767 of the Statutes of 2002, is repealed.

10540. (a) A regional water management group may prepare and adopt a regional plan in accordance with this part.

(b) The plan may address qualified programs or projects or qualified reports or studies over which any local public agency that is a participant in that group has authority to undertake, including any of those matters described in subdivision (c).

(c) A regional water management group may address any of the following matters in a regional plan:

(1) Groundwater management planning pursuant to Part 2.75 (commencing with Section 10750).

(2) Any activity identified in Section 10753.7.

(3) Urban water management planning pursuant to Part 2.6 (commencing with Section 10610).

(4) The preparation of a water supply assessment required pursuant to Part 2.10 (commencing with Section 10910).

(5) Agricultural water management planning pursuant to Part 2.8 (commencing with Section 10800).

(6) The planning, construction, or modification of a flood management project that meets the requirements for funding under Chapter 1 (commencing with Section 12570), Chapter 3 (commencing with Section 12800), or Chapter 4 (commencing with Section 12850), of Part 6.

(7) The planning, construction, or modification of a flood management project that meets the requirements for funding under Chapter 2 (commencing with Section 12310) of Part 4.8.
(8) The planning, construction, or modification of a flood management project approved pursuant to Chapter 2 (commencing with Section 12639) of Part 6.

(9) The planning, construction, or modification of a levee maintenance project that meets the requirements for funding under Part 9 (commencing with Section 12980) of this division, or Article 4 (commencing with Section 78540) of Chapter 4 of Division 24.

(10) The planning, construction, or modification of a water recycling project that meets the requirements for funding under Article 4 (commencing with Section 79135) of Chapter 7 of Division 26.

(11) The planning, construction, or modification of a publicly owned treatment works that meets the requirements of paragraph (1) of subdivision (a) of Section 13480.

(12) The planning, construction, or modification of a domestic water supply facility to meet safe drinking water standards in accordance with the Safe Drinking Water State Revolving Loan Fund Law of 1997 (Chapter 4.5 (commencing with Section 116760) of Part 12 of Division 104 of the Health and Safety Code).

(13) The planning, construction, or modification of a drainage water management unit, as that term is defined in subdivision (a) of Section 78640.

(14) A water recycling project that meets the requirements for funding under Article 4 (commencing with Section 79135) of Chapter 7 of Division 26.

(15) The implementation of a water conservation program that meets the definition of a voluntary cost-effective capital outlay water conservation program pursuant to Section 78670.

(16) The planning, construction, or modification of a program or project that carries out any of the activities described in subdivision (c) of Section 79080 or reduces the impacts of nonnative plant species on water quality, water supply, or ecosystem health.

(17) The planning, construction, or modification of a program or project that desalts brackish or saline waters for use as an agricultural, domestic, or municipal water supply.
SEC. 8. Section 10540 of the Water Code, as added by Section 1 of Chapter 949 of the Statutes of 2002, is amended to read:
10540. (a) A regional water management group may prepare and adopt a regional plan in accordance with this part.
(b) The plan may address qualified programs or projects or qualified reports or studies over which any local public agency or water corporation that is a participant in that group has authority to undertake, including any of those matters described in subdivision (c).
(c) A regional water management group may address, among other things, any of the following matters in a regional plan:
1. Groundwater management planning pursuant to Part 2.75 (commencing with Section 10750) or other specific authority.
2. Any activity identified in Section 10753.7.
3. Urban water management planning pursuant to Part 2.6 (commencing with Section 10610).
4. The preparation of a water supply assessment required pursuant to Part 2.10 (commencing with Section 10910).
5. Agricultural water management planning pursuant to Part 2.8 (commencing with Section 10800) or Part 2.9 (commencing with Section 10900).
6. The planning, construction, or modification of a flood management project that meets the requirements for funding under Chapter 1 (commencing with Section 12570), Chapter 3 (commencing with Section 12800), or Chapter 4 (commencing with Section 12850), of Part 6.
7. The planning, construction, or modification of a flood management project that meets the requirements for funding under Chapter 2 (commencing with Section 12310) of Part 4.8.
8. The planning, construction, or modification of a flood management project approved pursuant to Chapter 2 (commencing with Section 12639) of Part 6.
9. The planning, construction, or modification of a levee maintenance project that meets the requirements for funding under Part 9 (commencing with Section 12980) of this division, or Article 4 (commencing with Section 78540) of Chapter 4 of Division 24.
10. The planning, construction, or modification of a water recycling project that meets the requirements for funding under
Article 4 (commencing with Section 79135) of Chapter 7 of Division 26.

(11) The planning, construction, or modification of a publicly owned treatment works that meets the requirements of paragraph (1) of subdivision (a) of Section 13480.

(12) The planning, construction, or modification of a domestic water supply facility to meet safe drinking water standards in accordance with the Safe Drinking Water State Revolving Loan Fund Law of 1997 (Chapter 4.5 (commencing with Section 116760) of Part 12 of Division 104 of the Health and Safety Code).

(13) The planning, construction, or modification of a drainage water management unit, as that term is defined in subdivision (a) of Section 78640.

(14) A water recycling project that meets the requirements for funding under Article 4 (commencing with Section 79135) of Chapter 7 of Division 26.

(15) The implementation of a water conservation program that meets the definition of a voluntary cost effective capital outlay water conservation program pursuant to Section 78670.

(16) The planning, construction, or modification of a program or project that carries out any of the activities described in subdivision (c) of Section 79080 or reduces the impacts of nonnative plant species on water quality, water supply, or ecosystem health.

(17) The planning, construction, or modification of a program or project that desalts brackish or saline waters for use as an agricultural, domestic, or municipal water supply.

(18) The planning, construction, or modification of fish screens, or other fish passage improvements.

(19) The planning, construction, or modification of aquifer storage and recovery.

(20) The planning, construction, or modification of a conjunctive use project, as defined in Section 79171.

(d) This section shall become operative only if Senate Bill 1672 of the 2001–02 Regular Session is chaptered and becomes effective on or before January 1, 2003, and the act that adds this section is chaptered last, in which case this section shall prevail over Section 10540, as added by Senate Bill 1672.

SEC. 9. Section 10541 of the Water Code is amended to read:
(a) (1) A regional water management group shall send notice to, and invite to be a participant in the regional water management group, all of the following:

(A) Every water supply agency with a current urban water management plan, adopted pursuant to Part 2.6 (commencing with Section 10610) or a current agricultural water management plan adopted pursuant to Part 2.8 (commencing with Section 10800), of Division 6.

(B) Every storm water management agency.

(C) Every wastewater treatment agency.

(2) The notice and invitation to participate shall be given not less than 60 days prior to publishing a notice of intention to prepare a regional plan in accordance with Section 6066 of the Government Code.

(b) A regional water management group shall publish a notice of intention to prepare a regional plan in accordance with Section 6066 of the Government Code if three or more local public agency participants in the group propose to prepare the regional plan.

(c) Upon publication of the notice of intention to prepare a regional plan in accordance with Section 6066 of the Government Code, any additional participant in the regional water management group shall be approved by a majority of the membership of the regional water management group.

(d) Not later than 15 days after the last date of the publication of the notice pursuant to subdivision (a) of intention to prepare a regional plan in accordance with Section 6066 of the Government Code, the regional water management group shall hold a public hearing as to whether or not to prepare a regional plan. After the hearing, if three or more participants in the majority of the membership of the regional water management group determine to prepare the regional plan, the group shall prepare the plan not later than two years after the date of the hearing.

(e) Upon the completion of the regional plan, the regional water management group shall publish a notice of intention to adopt the regional plan in accordance with Section 6066 of the Government Code if three or more participants in the majority...
of the membership of the regional water management group proposes to adopt the regional plan.

(d)

(f) Not later than 15 days after the last date of the publication of the notice pursuant to subdivision (e), the regional water management group shall hold a public hearing as to whether or not to adopt the regional plan. After the hearing, if three or more participants in the group determine to adopt the regional plan, including at least two of which that have statutory authority over water supply a majority of the membership of the regional water management group determines to adopt the regional plan, including at least one water supply agency, the group shall adopt the plan not later than 30 days after the date of the hearing.

SEC. 10. The Department of Water Resources shall, by December 31, 2007, revise existing grant funding criteria, or develop new grant funding criteria, to implement the changes made to Part 2.2 (commencing with Section 10530) of Division 6 of the Water Code.

SECTION 1. Section 10620 of the Water Code is amended to read:

10620. (a) Every urban water supplier shall prepare and adopt an urban water management plan in the manner set forth in Article 3 (commencing with Section 10640).

(b) Every person that becomes an urban water supplier shall adopt an urban water management plan within one year after it has become an urban water supplier.

(c) An urban water supplier indirectly providing water shall not include planning elements in its water management plan as provided in Article 2 (commencing with Section 10630) that would be applicable to urban water suppliers or public agencies directly providing water, or to their customers, without the consent of those suppliers or public agencies.

(d) An urban water supplier may satisfy the requirements of this part by adopting, by resolution of its governing body, adopted by majority vote, an areawide, regional, watershed, or basinwide urban water management plan prepared and adopted in accordance with this part for an area, region, watershed, or basin that includes the service area of that urban water supplier, including, but not limited to, a plan prepared and adopted by a metropolitan water district, if the governing body determines that
the plan will reduce preparation costs and contribute to the achievement of conservation and efficient water use.

(c) The urban water supplier may prepare the plan with its own staff, by contract, or in cooperation with other governmental agencies.

(f) An urban water supplier shall describe in the plan water management tools and options used by that entity that will maximize resources and minimize the need to import water from other regions.

(g) Each urban water supplier shall coordinate the preparation of its plan or its adoption of a plan with other appropriate agencies in the area, including other water suppliers that share a common source, water management agencies, and relevant public agencies, to the extent practicable.
SENATE BILL No. 1317

Introduced by Senator Torlakson

February 16, 2006

An act to amend Section 100 of, and to add Section 100.95 to, the Revenue and Taxation Code, relating to local government finance.

LEGISLATIVE COUNSEL'S DIGEST


The California Constitution requires the State Board of Equalization to assess the property, other than franchises, of companies transmitting or selling gas or electricity. Existing property tax law provides for the valuation, as a unit, of properties of a state assesse that are operated as a unit as a primary function of that assesse, and for the allocation of the assessed value of the unit among various counties in which the state-assesse’s unitary property is located. Existing law also provides, pursuant to specified formulas, for the application in each county of specified tax rates to unitary assessed value, and for the allocation among jurisdictions in that county of the resulting revenues.

This bill would, for the 2007–08 fiscal year and for each fiscal year thereafter, require that the assessed value of qualified property, as defined, placed in service by a public utility on or after January 1, 2007, be allocated entirely to the county in which the property is located. This bill would also require that the property tax revenues derived from qualified property be allocated among the county, certain special districts, and school entities in the same percentage
shares as revenues derived from the utility in the prior fiscal year. This bill would also require that the balance of these revenues remaining after these allocations have been made be allocated to fire districts, water districts, cities, or the county, as specified.

By establishing new duties with respect to the annual allocation of property tax revenues derived from state-assessed property, this bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

This bill would change the pro rata shares in which ad valorem property tax revenues are allocated among local agencies in a county, within the meaning of paragraph (3) of subdivision (a) of Section 25.5 of Article XIII of the California Constitution, and thus would require for passage the approval of 2/3 of the membership of each house of the Legislature.


The people of the State of California do enact as follows:

1 SECTION 1. Section 100 of the Revenue and Taxation Code is amended to read:
2 100. Notwithstanding any other provision of law, commencing with the 1988–89 fiscal year, property tax assessed value attributable to unitary and operating nonunitary property, as defined in Sections 723 and 723.1, that is assessed by the State Board of Equalization shall be allocated by county as provided in Section 756, and the assessed value and revenues attributable to that allocation shall be allocated within each county as follows:
3 (a) Each county shall establish one countywide tax rate area. The assessed value of all unitary and operating nonunitary property shall be assigned to this tax rate area. No other property shall be assigned to this tax rate area.
(b) Property assigned to the tax rate area created by subdivision (a) shall be taxed at a rate equal to the sum of the following two rates:

1. A rate determined by dividing the county’s total ad valorem tax levies for the secured roll, including levies made pursuant to Section 96.8, for the prior year, exclusive of levies for debt service, by the county’s total ad valorem secured roll assessed value for the prior year.

2. A rate determined as follows:
   - (A) By dividing the county’s total ad valorem tax levies for unitary and operating nonunitary property for the prior year debt service only by the county’s total unitary and operating nonunitary assessed value for the prior year.
   - (B) Beginning with the 1989–90 fiscal year, adjusting the rate determined pursuant to subparagraph (A) by the percentage change between the two preceding fiscal years in the county’s ad valorem debt service levy for the secured roll, not including unitary and operating nonunitary debt service.

(c) The property tax revenue derived from the assessed value assigned to the countywide tax rate area pursuant to subdivision (a) by the use of the tax rate determined in paragraph (1) of subdivision (b) shall be allocated as follows:

1. For the 1988–89 fiscal year and each fiscal year thereafter, each taxing jurisdiction shall be allocated an amount of property tax revenue equal to 102 percent of the amount of the aggregate property tax revenue it received from all unitary and operating nonunitary property in the prior fiscal year, exclusive of revenue attributable to qualified property under Section 100.95 and levies for debt service.

2. If the amount of property tax revenue available for allocation in the current fiscal year is insufficient to make the allocations required by paragraph (1), the amount of revenue to be allocated to each taxing jurisdiction shall be prorated based on a factor determined by dividing the total amount of property tax revenue available to all taxing jurisdictions from unitary and operating nonunitary property in the current year, exclusive of revenue attributable to levies for debt service, by the total amount of property tax revenue received by all taxing jurisdictions from unitary and operating nonunitary property in the prior fiscal year, exclusive of revenue attributable to levies for debt service.
(3) If the amount of property tax revenue available for allocation to all taxing jurisdictions in the current fiscal year from unitary and operating nonunitary property, exclusive of revenue attributable to qualified property under Section 100.95 and levies for debt service, exceeds 102 percent of the property tax revenue received by all taxing jurisdictions from all unitary and operating nonunitary property in the prior fiscal year, exclusive of revenue attributable to qualified property under Section 100.95 and levies for debt service, the amount of revenue in excess of 102 percent shall be allocated to all taxing jurisdictions in the county by a ratio determined by dividing each taxing jurisdiction’s share of the county’s total ad valorem tax levies for the secured roll for the prior year, exclusive of levies for qualified property under Section 100.95 and levies for debt service, by the county’s total ad valorem tax levies for the secured roll for the prior year, exclusive of levies for qualified property under Section 100.95 and levies for debt service.

(d) The property tax revenue derived from the assessed value assigned to the countywide tax rate area pursuant to subdivision (a) by the use of the tax rate determined in paragraph (2) of subdivision (b) shall be allocated as follows:

(1) An amount shall be computed for each taxing jurisdiction and shall be determined by multiplying the amounts required in the current year pursuant to subdivisions (a) and (c) of Section 93 by that percentage that shall be determined by dividing the amount of property tax revenue the jurisdiction received in the prior year from unitary property and operating nonunitary property by the total amount of property tax revenue the jurisdiction received in the prior year from all property.

(2) The amount of property tax revenue available for allocation pursuant to this subdivision shall be allocated among taxing jurisdictions in the proportion that the amount computed for each taxing jurisdiction pursuant to paragraph (1) bears to the total amount computed pursuant to paragraph (1) for all taxing jurisdictions.

(3) If a taxing jurisdiction is levying a tax rate for debt service for the first time in the current fiscal year, for purposes of determining the percentage specified in paragraph (1), that percentage shall be the percentage determined by dividing the amount of property tax revenue received by that taxing jurisdiction.
jurisdiction in the prior year pursuant to subdivision (c) from
unitary and operating nonunitary property by the total amount of
property tax revenue received by that taxing jurisdiction in the
prior year from all property within the taxing jurisdiction.

(e) For purposes of this section:

(1) “The county’s total ad valorem tax levies for the secured
roll” means all ad valorem tax levies for the county’s secured
roll, including the general tax levy, levies for debt service
(including land only and land and improvement rates), and levies
for redevelopment agencies.

(2) “The county’s total ad valorem secured roll” means the
county’s local roll, after all exemptions except the homeowner’s
exemption, and the county’s utility roll.

(3) “Taxing jurisdiction” includes a redevelopment agency.

(4) In a county of the second class, for the 1992–93 fiscal year
and each fiscal year thereafter, “taxing jurisdiction” includes that
fund that has been designated by the auditor as the “Unallocated
Residual Public Utility Tax Fund.” All revenues allocated to that
fund pursuant to this section shall be deposited in that fund and
shall be distributed as follows:

(A) For the 1992–93 fiscal year to the 1996–97 fiscal year,
inclusive, at the discretion of the county board of supervisors.

(B) For the 1997–98 fiscal year, 100 percent to the Orange
County Fire Authority.

(C) For the 1998–99 fiscal year and each fiscal year thereafter,
in accordance with the following schedule:

(i) Fifty-seven and forty-seven hundredths percent to the
Orange County Fire Authority.

(ii) Forty-one and forty-seven hundredths percent to the
Orange County Library District.

(iii) Forty-eight hundredths percent to the Buena Park Library
District.

(iv) Fifty-eight hundredths percent to the Placentia Library
District.

(f) The assessed value of the unitary and operating nonunitary
property shall be kept separate for each state assessee throughout
the allocation process.

(g) Each state assessee shall be issued only one tax bill for all
unitary and operating nonunitary property within the county.
(h) This section does not apply to unitary property of regulated railway companies.

(i) This section does not apply to property that on July 1, 1987, was undeveloped and owned by a utility and located within a city, county, or city and county that adopts a resolution stating that the property is subject to a development plan or agreement and that this section shall not apply to that property, and the city, county, or city and county transmits a copy of that resolution, including a legal description of the property, to the State Board of Equalization and the county's auditor-controller prior to January 1, 1988.

(j) (1) For property that on July 1, 1990, was undeveloped and owned by a utility and that is located within a city, county, or city and county that adopts a resolution stating that the property is subject to a development plan or agreement and that this subdivision applies to that property, and the city, county, or city and county transmits a copy of that resolution, including a legal description of the property, to the county auditor prior to August 1, 1991, the allocation of property tax revenues derived with respect to that property pursuant to Sections 96.1, 96.2, 97.31, 98, 98.01, and 98.04, shall be subject to the allocation required by paragraph (2).

(2) The county auditor shall annually allocate to a city, county, or city and county, that has adopted and transmitted a resolution pursuant to paragraph (1), the amount of property tax revenues derived with respect to the property described in paragraph (1) that would be allocated to that city, county, or city and county if that property were subject to assessment by the county assessor. In order to provide the allocations required by this paragraph, the county auditor shall make any necessary pro rata reductions in allocations to local agencies other than that city, county, or city and county adopting and transmitting a resolution pursuant to paragraph (1), of property tax revenues derived with respect to the property described in paragraph (1).

(k) (1) For property subject to this section that is owned by a utility that serves no more than two counties and is located within a city, county, or city and county that adopts a resolution stating that the property is subject to a development plan or agreement for new construction and the city, county, or city and county transmits a copy of that resolution, including a legal description
of the property, to the State Board of Equalization and the county
auditor prior to January 1, 2006, the allocation of property tax
revenues derived with respect to that property pursuant to
Sections 96.1, 97.31, 98, 98.01, and 98.04, shall be subject to the
requirements of paragraph (2).
(2) If the city, county, or city and county has adopted and
transmitted a resolution pursuant to paragraph (1), the county
auditor shall annually allocate the property tax revenue
attributable to the new construction described in the development
plan or agreement, as if that new construction were subject to
assessment by the county assessor, according to the following
formula:
(A) An amount of property tax revenue to school entities, as
defined in subdivision (f) of Section 95, equivalent to the same
percentage the school entities received in the prior fiscal year of
the property tax revenues paid by the utility in the county in
which the property described in paragraph (1) is located.
(B) An amount of property tax revenue to the county in which
the property is located equivalent to the same percentage the
county received in the prior fiscal year of the property tax
revenues paid by the utility in the county in which the property
described in paragraph (1) is located. The county shall distribute
those property tax revenues to the county general fund, the
county library district, the county flood control district, the
county sanitation districts, and the county service areas.
(C) The property tax revenue remaining after the allocations
described in subparagraphs (A) and (B) are made shall be
distributed to the city in which the property described in
paragraph (1) is located.
(3) In order to provide the allocations required by paragraph
(2), the county auditor shall make any necessary pro rata
reductions in allocations of property taxes attributable to the
property specified in paragraph (1) to jurisdictions other than
those receiving an allocation under paragraph (2).
(l) The amendments made to this section by the act that added
this subdivision apply for the 2007–08 fiscal year and for each
fiscal year thereafter.
SEC. 2. Section 100.95 is added to the Revenue and Taxation
Code, to read:
100.95. (a) Notwithstanding any other law, for the 2007–08 fiscal year and each fiscal year thereafter, all of the following apply:

1. The property tax assessed value of qualified property that is owned by a public utility and that is assessed by the State Board of Equalization shall be allocated entirely to the county in which the qualified property is located.

2. The tax rate applied to the assessed value allocated pursuant to paragraph (1) shall be the rate calculated pursuant to subdivision (b) of Section 100.

3. The county auditor shall allocate the property tax revenues derived from applying the tax rate described in paragraph (1) of subdivision (b) of Section 100 to the qualified property described in this section as follows:

(A) (i) School entities, as defined in subdivision (f) of Section 95, shall be allocated an amount equivalent to the same percentage the school entities received in the prior fiscal year from the property tax revenues paid by the utility in the county in which the qualified property is located.

(ii) The county in which the qualified property is located shall be allocated an amount equivalent to the same percentage the county received in the prior fiscal year from the property tax revenues paid by the utility in the county in which the qualified property is located.

(iii) Special districts, other than an “enterprise special district” as defined in paragraph (3) of subdivision (c), shall be allocated an amount equivalent to the same percentage that these special districts, other than enterprise special districts, received in the prior fiscal year from the property tax revenues paid by the utility in the county in which the qualified property is located.

(B) The balance of these revenues remaining after the allocations made under subparagraph (A) shall be allocated as follows:

(i) Eighty-Ninety percent shall be allocated as follows:

(I) If the qualified property is located in a city, to the city in which that property is located.

(II) If the qualified property is located in an unincorporated area of the county, to the county.

(ii) Ten percent shall be allocated as follows:
(I) If the qualified property is provided fire services by a fire district that otherwise receives a property tax revenue allocation under this chapter, to that fire district.

(II) If the qualified property is provided fire services by a city, to that city.

(III) If the qualified property is provided fire services by the county, to the county.

(IV) If the qualified property is provided fire services by a fire district that does not otherwise receive a property tax revenue allocation under this chapter:

(aa) If the qualified property is located in a city, to the city in which that property is located.

(ab) If the qualified property is located in an unincorporated area of the county, to the county.

(iii) Ten percent shall be allocated as follows:

(I) If the qualified property is provided water services by a water district that otherwise receives a property tax revenue allocation under this chapter, to that water district. If the qualified property is provided water services by more than one water district that otherwise receives a property tax revenue allocation under this chapter, those districts shall each receive an equal share of this revenue.

(II) If the qualified property is provided water services by a city, to that city.

(III) If the qualified property is provided water services by a private water company or a water district that does not otherwise receive a property tax revenue allocation under this chapter:

(aa) If the qualified property is located in a city, to the city in which that property is located.

(ab) If the qualified property is located in an unincorporated area of the county, to the county.

(4) The county auditor shall allocate the property tax revenues derived from applying the tax rate described in paragraph (2) of subdivision (b) of Section 100 to the qualified property described in this section in accordance with subdivision (d) of Section 100, except that school entities, as defined in subdivision (f) of Section 95, shall be allocated an amount equivalent to the same percentage the school entities received in the prior fiscal year from the property tax revenues paid by the utility in the county in which the qualified property is located.
(5) In order to provide the allocations required by paragraphs (3) and (4), the county auditor shall make any necessary pro rata reductions in allocations of property taxes attributable to the qualified property to jurisdictions other than those receiving an allocation under paragraphs (3) and (4).

(b) (1) A special district that serves more than one county shall spend property tax revenues allocated under this section within the county that allocated the property tax revenues in or near communities impacted by the qualified property.

(2) All other special districts that receive property tax revenues under this section and that have qualified property located entirely or partially within their jurisdiction shall spend the property tax revenues in or near communities impacted by the qualified property.

(c) For purposes of this section, all of the following apply:

(1) “Qualified property” means all plant and associated equipment, including substation facilities and fee-owned land and easements, placed in service by the public utility on or after January 1, 2007, and related to the following:

(A) Electrical substation facilities that meet either of the following conditions:
   (i) The high-side voltage of the facility’s transformer is 50,000 volts or more.
   (ii) The substation facilities are operated at 50,000 volts or more.

(B) Electric generation facilities that have a nameplate generating capacity of 40 megawatts or more.

(C) Electrical transmission line facilities of 200,000 volts or more.

(2) “Qualified property” does not include either of the following:

(A) Additions, modifications, reconductoring, or equivalent replacements to the plant and associated equipment made after the plant and associated equipment are placed in service.

(B) Property that is subject to subdivision (k) of Section 100.

(3) (A) An “enterprise special district” means a special district, other than a special district described in subparagraph (B), that performs, as reported in the 2001–02 edition of the State
Controller’s Special Districts Annual Report, an enterprise
function.
(B) An “enterprise special district” does not include any of the
following:
(i) A qualified special district, as defined in Section 97.34.
(ii) A district organized pursuant to the Local Health Care
District Law set forth in Division 23 (commencing with Section
(iii) A transit district.
(4) A public utility shall provide to the State Board of
Equalization a description of the qualified property that is subject
to this section. The State Board of Equalization shall transmit to
the auditor of each county in which qualified property is located
the information necessary to identify that property and the
corresponding assessed value data necessary to make the
property tax revenue allocations required by this section.
SEC. 3. If the Commission on State Mandates determines that
this act contains costs mandated by the state, reimbursement to
local agencies and school districts for those costs shall be made
pursuant to Part 7 (commencing with Section 17500) of Division
4 of Title 2 of the Government Code.
An act to add Section 122.2 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to water.

LEGISLATIVE COUNSEL’S DIGEST

AB 2397, as introduced, Calderon. Metropolitan water districts: service contracts.

Existing law, the Metropolitan Water District Act, authorizes the board of a metropolitan water district to prescribe a system of civil service.

This bill, with a certain exception, would prohibit the district from entering into a contract for permanent or temporary services, skilled or unskilled, if those services, in the judgment of the district, are of a kind that persons selected through its civil service system could perform adequately and competently. By establishing these requirements on a metropolitan water district, the bill would impose a state-mandated local program.


The people of the State of California do enact as follows:

SECTION 1. Section 122.2 is added to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), to read:

Sec. 122.2. Except as otherwise provided in Article XXII of the California Constitution, the district shall not enter into a contract for permanent or temporary services, skilled or
unskilled, if those services, in the judgment of the district, are of a kind that persons selected through its civil service system could perform adequately and competently.
SENATE BILL  No. 1574

Introduced by Senator Kuehl

February 23, 2006

An act to amend Section 139.4 of the Water Code, relating to water.

LEGISLATIVE COUNSEL’S DIGEST

SB 1574, as introduced, Kuehl. Sacramento-San Joaquin Delta.
Existing law requires the Department of Water Resources and the Department of Fish and Game to identify, evaluate, and comparatively rate the principal options available to implement certain objectives that relate to the Sacramento-San Joaquin Delta or the Sacramento and San Joaquin river systems. Existing law requires the departments to jointly report to the Legislature and the Governor the results of their evaluations and comparative ratings, as specified, no later than January 1, 2008.

This bill would require one of those principal options to be designed to reduce dependence on the delta for water supply through greater investments in local water supplies, water use efficiency, water recycling, demand management programs, and other actions outside the delta. The bill would substantially revise those objectives relating to the delta and Sacramento and San Joaquin river systems. The bill would require the Department of Water Resources and the Department of Fish and Game, on or before July 1, 2007, to provide a draft joint report to the Independent Science Board of the California Bay-Delta Authority, or its successor. The bill would require that board to provide the Department of Water Resources with an independent peer review of the draft report. The bill would require the Department of Water Resources to revise the draft joint report to reflect the comments of the peer review in the joint report.

The people of the State of California do enact as follows:

SECTION 1. Section 139.4 of the Water Code is amended to read:

139.4. (a) The department and the Department of Fish and Game shall determine the principal options for the delta. At least one option shall be designed to reduce dependence on the delta for water supply through greater investments in local water supplies, water use efficiency, water recycling, demand management programs, and other actions outside the delta.

(b) The department shall evaluate and comparatively rate each option determined in subdivision (a) for its ability to meet the following objectives:

1. Prevent the disruption of water supplies derived from the Sacramento-San Joaquin Delta.
2. Improve the quality of drinking water supplies derived from the delta.
3. Reduce the amount of salts contained in delta water and delivered to, and often retained in, our agricultural areas.
4. Maintain delta water quality for delta users.
5. Assist in preserving delta lands.

(1) Improve water supply reliability to current users of delta water.
(2) Improve delta water quality for each beneficial use.
(3) Reverse, stop, or reduce subsidence.
(4) Protect water rights of the “area of origin,” and protect the environments of the Sacramento-San Joaquin river systems.
(5) Protect highways, utility facilities, and other infrastructure located within the delta.
(6) Preserve, protect, and improve delta levees.

(c) The Department of Fish and Game shall evaluate and comparatively rate each option determined in subdivision (a) for its ability to restore salmon and other fisheries that use the San Francisco Bay/Sacramento-San Joaquin Delta Estuary, based on its consistency with the following objectives:
(1) The recovery of each delta-dependent species listed as threatened or endangered under either the California Endangered Species Act (Chapter 1.5 (commencing with Section 2050) of Division 3 of the Fish and Game Code) or the federal Endangered Species Act (16 U.S.C. Sec. 1531 et seq.)

(2) The restoration of historic wetlands, and aquatic and terrestrial habitat.

(d) (1) On or before July 1, 2007, the department and the Department of Fish and Game shall provide a draft report to the Independent Science Board of the California Bay-Delta Authority, or its successor, with regard to the results of the evaluation required by Section 139.2 and the comparative ratings required by subdivisions (b) and (c). That board shall provide the department with an independent peer review of the draft report. The department shall revise the draft report to reflect the comments of the peer review in its joint report pursuant to paragraph (2).

(d) (2) On or before January 1, 2008, the department and the Department of Fish and Game shall jointly report to the Legislature and Governor, in writing, with regard to the results of the evaluation required by Section 139.2 and the comparative ratings required by subdivisions (b) and (c).

(e) As used in this section, “delta” means the Sacramento-San Joaquin Delta.
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Status report on the ACWA Draft Bond Proposal and the Caves Initiative
(Information)

Purpose
This report provides information on two water bond proposals that would provide both
direct and indirect financial and other benefits to the San Diego County Water Authority
and its member agencies.

Fiscal Impact
Potential direct financial benefit to the Water Authority and its member agencies of
between $120 million to $127 million, and potentially additional benefits if successful in
competing for funding in the proposals’ programmatic funding area.

Background
On May 4 and May 5, 2006, the Legislature passed a package of general obligation bonds
for infrastructure projects. The bonds provided funding for transportation, education,
housing, and flood prevention and levees. The total package was $37.281 billion. Other
than a share of $850 million for water, sewer, or other public infrastructure associated
with infill development in the housing bond, and $4.09 billion for flood prevention and
levees, there is no money for water infrastructure in the Legislature’s bond package.

Last November, Sacramento lobbyists Joe Caves and Leslie Friedman-Johnson drafted a
water, parks, and resources bond for the November 2006 ballot. Caves and Friedman-
Johnson were authors of Proposition 50, which was passed by the voters in November
2002. They represent a coalition of conservation and environmental organizations that
financed the collection of signatures to qualify the bond initiative for the November
ballot. Their organization has collected approximately twice the number of signatures
necessary to qualify the initiative, and submitted the signatures on April 24, 2006, to the
Secretary of State for certification. The Secretary of State has until June 26, 2006, to
certify the signatures and place the measure on the November 7, 2006, ballot. This
initiative bond is commonly referred to as the “Caves Initiative,” but will be assigned a
proposition number once the Secretary of State verifies the signature. The authors
anticipate that it will be Proposition 84.

Earlier this year, the Governor proposed a bond package that included $9 billion for
water infrastructure and programs, flood protection, and levee repairs. The Legislature
made its own proposal for water that differed substantially from the Governor’s proposal.
ACWA’s President Randy Fiorini called together a Water Infrastructure Task Force to
draft a water community supported bond proposal to inject into the Legislative process.
The Water Authority participated in the Task Force efforts. The Task Force combined
elements of the Governor’s proposal with elements of the Joe Caves Initiative. When a
vote came up in March on the Legislature’s version of the Governor’s water bond proposal, the Task Force had not completed their work, and the water bond was defeated. The Task Force has continued to develop its water bond package with the idea of proposing a bond for the Legislature or for an initiative in 2008.

Discussion
This report will describe the Joe Caves Initiative and the ACWA Draft Bond Proposal, prepared by the Water Infrastructure Task Force.

The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 – the “Caves Initiative”

The Caves Initiative proposes a $5.388 billion measure. Of this, the initiative bond provides $2.39 billion for safe drinking water, water quality, integrated regional water management, flood control, and statewide water planning and design. The rest of the bond is for other resources needs, such as parks, conservancies, and beach protection. The resources portion of the bond provides $36 million for lining of the All-American and Coachella Canals. Such funding, if approved, would increase the state’s funding of the canal lining projects as part of the state’s commitment to the Colorado River Quantification Settlement Agreement. If the voters approve the measure in November, funding from the bond measure will reduce the funds required by the Water Authority to complete the projects. The Caves Initiative also provides $7 million for the Lower Colorado River Multi-Species Habitat Conservation Plan, and $47 million for restoration of the Salton Sea.

The Caves Initiative provides $1 billion for Integrated Regional Water Management (IRWM). Of this, $100 million is reserved for inter-regional projects. The remaining $900 million is divided among 11 regions and sub-regions. Each region and sub-region is given $25 million, and a proportionate share of the remaining funds based on population. The San Diego sub-region is allocated a total of $91 million under this formula. The money may be used for a wide variety of water-related projects, provided it is used in accordance with a multi-agency, multi-benefit plan.

The San Diego sub-region’s direct share of the Caves Initiative is the $91 million share of the IRWM funds plus the $36 million for canal lining for a total of $127 million. The Water Authority and its member agencies would also be eligible to apply for the inter-regional money, and could compete for funding in the initiative’s programmatic funding areas such as: Safe Drinking Water and Watershed Protection. Finally, the region would also benefit indirectly from money set aside for statewide planning and design and water quality improvements in the Sacramento-San Joaquin Delta.

The Flood Protection and Clean, Safe, Reliable Water Supply Bond Act of 2006 – the “ACWA Draft Bond Proposal”
In January 2006, Governor Schwarzenegger proposed a massive infrastructure funding initiative that included $35 billion over 10 years for water resources, including $9 billion in bond funding. When it became apparent that the Governor’s proposal would not be accepted by the Legislature, ACWA formed a group called the Water Infrastructure Task Force to provide the Legislature with an alternative bond developed by the water community. On May 4 and 5, the Legislature passed a package of infrastructure bonds for the November ballot, but the package included very little water supply or water quality funding. The Task Force is continuing to develop its water bond package, with the idea of proposing a bond for the Legislature or an initiative bond in 2008. The Task Force’s proposal is still a work in progress.

The ACWA Draft Bond Proposal merges components of the Caves Initiative and the Governor’s earlier proposed water bond. The total amount of the ACWA Draft Bond Proposal is $8.54 billion. Of this amount, $2.205 billion is dedicated to flood protection and levees, and $6.065 billion is dedicated to water resources infrastructure.

Like the Caves Initiative, the ACWA Draft Bond Proposal sets aside $1 billion for IRWM. However, the ACWA Draft Bond Proposal allocates the money to regions and sub-regions differently. It sets aside $200 million for inter-regional plans and projects, of which up to $50 million may be used in the Sacramento-San Joaquin Delta. Four Southern California regions (Los Angeles, Santa Ana, San Diego, and Colorado River Basin) divide up $400 million on the basis of population, and seven Northern California regions (North Coast, San Francisco Bay, Central Coast, Sacramento River, San Joaquin River, Tulare/Kern, and North/South Lahontan) divide the remaining $400 million. Although the final calculations are not yet available, the San Diego sub-region receives approximately $80 million under the ACWA formula.

The ACWA Draft Bond Proposal also includes $1.535 billion for local water supply reliability programs. This includes water recycling, desalination, water infrastructure security, and urban and agricultural water conservation.

The ACWA Draft Bond Proposal puts $3.53 billion into statewide water management. Included in this amount is $1.3 billion for surface storage. The money is intended to pay the state’s share for construction of one or more of the surface storage projects being studied by DWR under the CALFED Program. DWR is studying a potential reservoir north of the Delta (Sites Reservoir), the Delta Wetlands Project, expansion of the Contra Costa Water District’s Los Vaqueros Reservoir, and a potential reservoir on the Upper San Joaquin River (Temperance Flat.) Each of these projects would have environmental benefits for fisheries and water quality that would benefit the state as a whole. The federal government and water users will pay the remaining cost of the reservoir.
A summary comparison of both bond efforts is noted below:

**TABLE I**
Side-by-side Comparison of the Joe Caves Initiative Bond And the ACWA Bond Proposal
May 17, 2006

<table>
<thead>
<tr>
<th></th>
<th>Caves Initiative</th>
<th>ACWA Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total Bond</strong></td>
<td>$5.388 billion</td>
<td>$8.540 billion</td>
</tr>
<tr>
<td>Flood Protection</td>
<td>$800 million</td>
<td>$2.205 billion</td>
</tr>
<tr>
<td>Safe Drinking Water and Water</td>
<td>$525 million</td>
<td>$1.025 billion</td>
</tr>
<tr>
<td>Quality (less Regional Water</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Management)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regional Water Management</td>
<td>$1 billion</td>
<td>$1 billion</td>
</tr>
<tr>
<td>Statewide Water Planning and</td>
<td>$65 million</td>
<td>$855 million</td>
</tr>
<tr>
<td>Design</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Surface Storage Studies and</td>
<td>Portion of Above</td>
<td></td>
</tr>
<tr>
<td>Construction</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Protection of Rivers, Lakes</td>
<td>$838 million</td>
<td>$180 million</td>
</tr>
<tr>
<td>and Streams (less Colorado</td>
<td></td>
<td></td>
</tr>
<tr>
<td>River)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Colorado River Projects</td>
<td>$90 million</td>
<td>$90 million</td>
</tr>
<tr>
<td>Protection of San Diego Bay</td>
<td>$27 million</td>
<td></td>
</tr>
<tr>
<td>and Watersheds</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Resources Protection</td>
<td>$2.043 billion</td>
<td>$500 million</td>
</tr>
<tr>
<td>Local Water Supply Reliability</td>
<td></td>
<td>$1.385 billion</td>
</tr>
<tr>
<td>(recycling, conservation,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>desalination, etc.)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The San Diego region would receive a direct benefit from the ACWA Draft Bond Proposal of $80 million for the sub-region, plus $40 million for canal lining for a total of $120 million. The Water Authority and its member agencies would also be eligible to apply for a share of the $200 million in inter-regional money, and could compete for funding in the initiative’s programmatic funding areas such as: water recycling, desalination, water system security, and agricultural and urban water conservation projects. Finally, the region would also benefit indirectly from money set aside for statewide planning and design and water quality improvements in the Sacramento-San Joaquin Delta.

Both bond proposals provide a direct benefit to the San Diego region of more than $120 million. The San Diego region may use the IRWM money for a wide variety of projects that fit into our existing Integrated Regional Water Management Plan, our regional Urban Water Management Plan, and our Capital Improvement Plan. Both proposals provide funding for the lining of the Coachella and All-American Canals. Both proposals provide indirect benefits to the San Diego Region as well. The following tables summarize the funding categories that provide programmatic funding that would be available to the Water Authority and its member agencies, as well as regional allocations and direct allocations to the Water Authority and its Member Agencies.
### TABLE II
Programmatic Bond Categories Potentially Available to SDCWA and Its Member Agencies

<table>
<thead>
<tr>
<th>Category</th>
<th>Caves Initiative</th>
<th>ACWA Draft Bond Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Emergency Drinking Water Actions</td>
<td>$10 million</td>
<td>$10 million</td>
</tr>
<tr>
<td>Small Community Infrastructure Improvements</td>
<td>$180 million</td>
<td>$180 million</td>
</tr>
<tr>
<td>Safe Drinking Water State Revolving Fund</td>
<td>$50 million</td>
<td></td>
</tr>
<tr>
<td>State Water Pollution Control Revolving Fund</td>
<td>$80 million</td>
<td></td>
</tr>
<tr>
<td>Prevention of Groundwater Contamination</td>
<td>$60 million</td>
<td></td>
</tr>
<tr>
<td>Protection of San Diego Bay and adjacent watersheds</td>
<td>$27 million</td>
<td></td>
</tr>
<tr>
<td>Water Recycling Projects</td>
<td></td>
<td>$600 million</td>
</tr>
<tr>
<td>Infrastructure Rehabilitation Projects</td>
<td></td>
<td>$100 million</td>
</tr>
<tr>
<td>Ocean or Brackish Water Desalination</td>
<td></td>
<td>$200 million</td>
</tr>
<tr>
<td>Protection of Local and Regional Water Systems</td>
<td></td>
<td>$125 million</td>
</tr>
<tr>
<td>Against Terror Attacks</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Agricultural Water Conservation Projects</td>
<td></td>
<td>$200 million</td>
</tr>
<tr>
<td>Urban Water Conservation Projects</td>
<td></td>
<td>$300 million</td>
</tr>
<tr>
<td>Resource Stewardship and Ecosystem Restoration</td>
<td>$234 million</td>
<td>$500 million</td>
</tr>
<tr>
<td>Totals</td>
<td>$641 million</td>
<td>$2.215 billion</td>
</tr>
</tbody>
</table>

### TABLE III
Regional Allocations Available to SDCWA and Its Member Agencies

<table>
<thead>
<tr>
<th>Region</th>
<th>Caves Initiative</th>
<th>ACWA Draft Bond Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>San Diego Sub-region</td>
<td>$91 million</td>
<td>~$80 million</td>
</tr>
</tbody>
</table>

### TABLE IV
Direct Allocations to SDCWA

<table>
<thead>
<tr>
<th>Allocation Agreement</th>
<th>Caves Initiative</th>
<th>ACWA Draft Bond Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Implementation of Allocation Agreement in QSA</td>
<td>$36 million</td>
<td>$40 million</td>
</tr>
</tbody>
</table>

**Bond Principles**

The Water Authority Board adopted bond policy principles in April. The two bond proposals are consistent with most of the adopted principles. However, it is not clear in either bond that the Water Authority service area constitutes a sub-region. The San Diego Sub-region may include portions of Southern Orange County. Also, grants will be competitive among groups with IRWM plans within each region or sub-region. The
ACWA Draft Bond Proposal contains strong language to ensure that regional Urban Water Management plans must be accepted as functional equivalents for IRWM plans, which is consistent with the Water Authority bond principles.

Other differences from the Water Authority bond principles include the failure of either bond to provide the estimated state share of funding for CALFED over the next five years. Neither bond proposal provides for investor-owned-utilities (IOUs) to have access to the bond funds, so the principle regarding how funds shall be allocated to IOUs does not apply. As called for in the Water Authority bond principles, neither bond calls for the imposition of user fees.

Legislative Policy Guidelines

The two bond proposals are consistent with the Board’s Legislative Policy Guidelines for Imported Water Supply, Local Water Resources, Water Facilities/Facility Improvement, Water Use Efficiency, Biological and Habitat Preservation, and Water Quality Issues.

Conclusion

The Caves Initiative appears to have the necessary number of signatures and is expected to qualify for the November ballot. The ACWA Draft Bond Proposal is still a work in progress, and is unlikely to appear on the November ballot in 2006, but it could provide a strong foundation for a future water bond measure in 2008. It could also show there is unity among the water community in ongoing discussions with the Legislature on water funding priorities.

Staff will continue to monitor the two water bond proposals and will continue to advance the Water Authority’s interests with respect to the bonds.

Prepared by: Jeffrey A. Volberg, Government Relations Manager
Reviewed by: Bill Jacoby, Director of Public Affairs
Approved by: Dennis A. Cushman, Assistant General Manager
Maureen A. Stapleton, General Manager

Attachments:

1. Comparison of 2006 Bond Proposals with Water Authority Bond Principles
2. Summary of The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 – Caves Initiative
## COMPARISON OF 2006 BOND PROPOSALS WITH WATER AUTHORITY BOND PRINCIPLES

<table>
<thead>
<tr>
<th>Bond Principle</th>
<th>Caves Initiative</th>
<th>Draft ACWA Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Water Supply and Water Quality</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fund Projects proven to produce and protect reliable water supplies.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Improve drinking water quality through projects that include water treatment technology improvement, source protection, exchanges, and cleanup of contaminants</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Support local seawater desalination, brackish groundwater desalination, groundwater development, conjunctive use, conservation, and recycling projects that improve the reliability of local water supplies and reduce the future demand for imported water.</td>
<td>Yes, through regional funding</td>
<td>Yes, through regional funding</td>
</tr>
<tr>
<td>Support local surface storage projects that improve the reliability of local water supplies, enhance emergency preparedness, or reduce the future demand for imported water.</td>
<td>Yes, through regional funding</td>
<td>Yes, through regional funding</td>
</tr>
<tr>
<td>Provide funding for the Water Authority’s canal-lining projects and the Lower Colorado River Multi-Species Conservation Program.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Support local water infrastructure projects.</td>
<td>Yes, through regional funding</td>
<td>Yes, through regional funding</td>
</tr>
<tr>
<td><strong>Regional Funding</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>The bond shall include a defined amount of funding for regions.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Bond funds for water supply and water quality projects shall be allocated in ways that benefit stakeholders in relative proportion to the amount stakeholders pay for debt service.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Specify that the Water Authority service area is region or sub-region for purposes of receiving regional funding.</td>
<td>Not clear</td>
<td>Not clear</td>
</tr>
<tr>
<td>A region shall be able to use its regional funding to pay for water supply projects that benefit the region, regardless of the project’s location.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>If a public water supplier demonstrates it meets specified criteria, it shall receive the funding in a lump sum and determine how the funding is used.</td>
<td>No, Regional funding is competitive.</td>
<td>No, Regional funding is competitive.</td>
</tr>
<tr>
<td>Bond Principle</td>
<td>Caves Initiative</td>
<td>Draft ACWA Proposal</td>
</tr>
<tr>
<td>-------------------------------------------------------------------------------</td>
<td>------------------</td>
<td>---------------------</td>
</tr>
<tr>
<td><strong>Statewide Issues</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Provide funding to complete the CALFED Integrated Storage Investigation process.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Improve Delta levees with a priority to levees that safeguard against floods and protect water supply and quality for both exporters and in-Delta users.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Improve the ability to transport water to enhance the reliability of State Water Project deliveries and facilitate transfers from north of the Delta to south of the Delta.</td>
<td>Only through levee protection</td>
<td>Only through levee protection</td>
</tr>
<tr>
<td>Provide the estimated state share of the CALFED program funding for the next five years.</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Provide funding to develop a near-term contingency/emergency response plan for a catastrophic event in the Delta.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td><strong>Technical Issues</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Provide that administrative costs will amount to no more than 5 percent of the proceeds.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Bond funds allocated to investor-owned utilities shall be credited to the benefit of their ratepayers, not their shareholders.</td>
<td>Eligibility of IOUs is not addressed</td>
<td>Yes</td>
</tr>
<tr>
<td>User fees shall not be included in the bond, but rather addressed separately upon further consideration and deliberation.</td>
<td>Yes</td>
<td>Yes</td>
</tr>
</tbody>
</table>
The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Act of 2006
(The Caves Initiative)

<table>
<thead>
<tr>
<th>Category</th>
<th>Total Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total Bond Allocation</strong></td>
<td>$5.388 billion</td>
</tr>
<tr>
<td><strong>Safe Drinking Water and Water Quality</strong></td>
<td>$1.525 billion</td>
</tr>
<tr>
<td>Emergency and Urgent Actions</td>
<td>$10 million</td>
</tr>
<tr>
<td>Small Community Drinking Water System Infrastructure</td>
<td>$180 million</td>
</tr>
<tr>
<td>Safe Drinking Water State Revolving Fund</td>
<td>$50 million</td>
</tr>
<tr>
<td>State Water Pollution Control Revolving Fund</td>
<td>$80 million</td>
</tr>
<tr>
<td>Prevention of Groundwater Contamination</td>
<td>$60 million</td>
</tr>
<tr>
<td>Integrated Regional Water Management</td>
<td>$1 billion</td>
</tr>
<tr>
<td>North Coast</td>
<td>$37 million</td>
</tr>
<tr>
<td>San Francisco Bay</td>
<td>$138 million</td>
</tr>
<tr>
<td>Central Coast</td>
<td>$52 million</td>
</tr>
<tr>
<td>Los Angeles sub-region</td>
<td>$215 million</td>
</tr>
<tr>
<td>Santa Ana sub-region</td>
<td>$114 million</td>
</tr>
<tr>
<td>San Diego sub-region</td>
<td>$91 million</td>
</tr>
<tr>
<td>Sacramento River</td>
<td>$73 million</td>
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<tr>
<td>San Joaquin River</td>
<td>$57 million</td>
</tr>
<tr>
<td>Tulare/Kern (Tulare Lake Basin)</td>
<td>$60 million</td>
</tr>
<tr>
<td>North/South Lahontan</td>
<td>$27 million</td>
</tr>
<tr>
<td>Colorado River Basin</td>
<td>$36 million</td>
</tr>
<tr>
<td>Inter-regional/Unallocated</td>
<td>$100 million</td>
</tr>
<tr>
<td>Delta Water Quality Improvements</td>
<td>$130 million</td>
</tr>
<tr>
<td>Reduction of Agricultural Discharges</td>
<td>$15 million</td>
</tr>
<tr>
<td><strong>Flood Control</strong></td>
<td>$800 million</td>
</tr>
<tr>
<td>Mapping</td>
<td>$20 million</td>
</tr>
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<td>Flood Control Projects</td>
<td>$275 million</td>
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<td>Flood Protection Corridors</td>
<td>$40 million</td>
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<tr>
<td>Delta Flood Control</td>
<td>$275 million</td>
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<td>Flood Control Subventions</td>
<td>$180 million</td>
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<td><strong>Statewide Water Planning and Design</strong></td>
<td>$65 million</td>
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<tr>
<td>Climate Change</td>
<td></td>
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<tr>
<td>Surface Storage Planning and Feasibility Studies</td>
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<tr>
<td>Coordinating Groundwater Storage and Reservoir Operation</td>
<td></td>
</tr>
<tr>
<td>Integration of Flood Control and Water Supply</td>
<td></td>
</tr>
<tr>
<td><strong>Protection of Rivers, Lakes and Streams</strong></td>
<td>$928 million</td>
</tr>
<tr>
<td>Bay-Delta and Coastal Fishery Restoration Projects</td>
<td>$180 million</td>
</tr>
<tr>
<td>Colorado River</td>
<td>$90 million</td>
</tr>
<tr>
<td>Implement Allocation Agreement in QSA (canal lining)</td>
<td>$36 million</td>
</tr>
<tr>
<td>Lower Colorado River MSHCP</td>
<td>$7 million</td>
</tr>
<tr>
<td>Salton Sea Restoration Fund</td>
<td>$47 million</td>
</tr>
<tr>
<td>Public Access to Recreation and Fish and Wildlife</td>
<td>$54 million</td>
</tr>
<tr>
<td>River Parkways</td>
<td>$72 million</td>
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<tr>
<td>Urban Streams Restoration Program</td>
<td>$18 million</td>
</tr>
<tr>
<td>San Joaquin River Conservancy</td>
<td>$36 million</td>
</tr>
<tr>
<td>Los Angeles and San Gabriel River Watersheds</td>
<td>$72 million</td>
</tr>
<tr>
<td>Coachella Valley Mountains Conservancy</td>
<td>$36 million</td>
</tr>
<tr>
<td>Santa Ana River Parkway</td>
<td>$45 million</td>
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<td>Sierra Nevada Conservancy</td>
<td>$54 million</td>
</tr>
<tr>
<td>Project Description</td>
<td>Funding</td>
</tr>
<tr>
<td>----------------------------------------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>California Tahoe Conservancy</td>
<td>$36 million</td>
</tr>
<tr>
<td>California Conservation Corps</td>
<td>$45 million</td>
</tr>
<tr>
<td>Reduction of Stormwater Contamination</td>
<td>$90 million</td>
</tr>
<tr>
<td>San Joaquin River Restoration</td>
<td>$100 million</td>
</tr>
<tr>
<td><strong>Forest and Wildlife Conservation</strong></td>
<td><strong>$450 million</strong></td>
</tr>
<tr>
<td>Forest Conservation and Protection Projects</td>
<td>$180 million</td>
</tr>
<tr>
<td>Wildlife Habitat</td>
<td>$135 million</td>
</tr>
<tr>
<td>Natural Community Conservation Planning (NCCP)</td>
<td>$90 million</td>
</tr>
<tr>
<td>Ranches, Farms, Oak Woodlands</td>
<td>$45 million</td>
</tr>
<tr>
<td><strong>Protection of Beaches, Bays and Coastal Waters</strong></td>
<td><strong>$540 million</strong></td>
</tr>
<tr>
<td>Clean Beaches Program</td>
<td>$90 million</td>
</tr>
<tr>
<td>State Coastal Conservancy</td>
<td>$135 million</td>
</tr>
<tr>
<td>San Francisco Bay Area Conservancy Program</td>
<td>$108 million</td>
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<tr>
<td>Santa Monica Bay and its Watersheds</td>
<td>$45 million</td>
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<tr>
<td>Monterey Bay and its Watersheds</td>
<td>$45 million</td>
</tr>
<tr>
<td>San Diego Bay and Adjacent Watersheds (Coastal Conservancy)</td>
<td>$27 million</td>
</tr>
<tr>
<td>California Ocean Protection Trust Fund</td>
<td>$90 million</td>
</tr>
<tr>
<td><strong>Parks and Nature Education Facilities</strong></td>
<td><strong>$500 million</strong></td>
</tr>
<tr>
<td>State Parks</td>
<td>$400 million</td>
</tr>
<tr>
<td>Nature Education and Research Grants</td>
<td>$100 million</td>
</tr>
<tr>
<td><strong>Sustainable Communities and Climate Change Reduction</strong></td>
<td><strong>$580 million</strong></td>
</tr>
<tr>
<td>Urban Greening Projects</td>
<td>$90 million</td>
</tr>
<tr>
<td>Local and Regional Parks</td>
<td>$400 million</td>
</tr>
<tr>
<td>Planning Grants and Incentives for Sustainable Communities</td>
<td>$90 million</td>
</tr>
</tbody>
</table>
Flood Protection and Clean, Safe, Reliable Water Supply Bond Act of 2006*  
(ACWA Draft Bond Proposal)

<table>
<thead>
<tr>
<th>Program/Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total Bond Allocation</strong></td>
<td>$8.540 billion</td>
</tr>
<tr>
<td><strong>Flood Protection Account</strong></td>
<td>$2.205 billion</td>
</tr>
<tr>
<td><strong>Project Levee and Facilities Repairs</strong></td>
<td>$210 million</td>
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<td>- Sacramento and San Joaquin River Sediment Removal</td>
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<td>- Weir, Gates &amp; Pumping Plants Repair/Replacement</td>
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<td>- Channel Bank &amp; Levee Erosion Site Repairs/Setback</td>
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<td>- Levee Evaluation, Drilling, Sampling, Testing &amp; Engineering</td>
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<tr>
<td>- Establish Maintenance &amp; Repair Mitigation Bank</td>
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<td><strong>Flood Control System Improvements</strong></td>
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<td>- Folsom Dam Improvements &amp; Downstream Bridge</td>
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<td>- American River Common Features Project</td>
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<td>- South Sacramento County Streams Project</td>
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<tr>
<td>- Enhanced Flood Response &amp; Emergency Preparedness Project</td>
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<td>- North Delta Flood &amp; Ecosystem Restoration Project</td>
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<td><strong>Delta Levee Subventions &amp; Special Projects</strong></td>
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<td>- Delta Levees Maintenance Subventions</td>
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<td>- Delta Special Flood Control Projects</td>
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<td>- South Delta Flood Conveyance Plan</td>
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<td><strong>Flood Control Subventions Program</strong></td>
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<td><strong>Floodplain Mapping Program</strong></td>
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<tr>
<td>- Community Assistance for</td>
<td>$3 million</td>
</tr>
</tbody>
</table>

* All References to 2010 bond allocations have been removed.
Flood Protection and Clean, Safe, Reliable Water Supply Bond Act of 2006*  
(ACWA Draft Bond Proposal)

<table>
<thead>
<tr>
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</tr>
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<tbody>
<tr>
<td>Floodplain Mgmt on Alluvial Fans</td>
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<td>- Uncommitted</td>
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<td>Floodway Corridor Program</td>
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<td>Emergency Preparedness &amp; Response</td>
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<tr>
<td>- Implementation &amp; administration of Delta Emergency</td>
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<td>Preparedness and Response activities</td>
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<td>Long-term Delta Sustainability</td>
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<td>Water Resources Infrastructure Program</td>
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<td>Regional Water Management Program</td>
<td>$1 billion</td>
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<td>- Watershed funding is allocated with 40% funding</td>
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<td>for Northern Regions, 40 % funding for Southern</td>
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</tr>
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<td>Regions and 20% for inter-regional/unallocated</td>
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<tr>
<td>funding with no less than $50 million dedicated to</td>
<td></td>
</tr>
<tr>
<td>the Delta.</td>
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</tr>
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<td>Regional allocations:</td>
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<td>- Northern Regions:</td>
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<tr>
<td>North Coast</td>
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</tr>
<tr>
<td>San Francisco Bay</td>
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</tr>
<tr>
<td>Central Coast</td>
<td></td>
</tr>
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<td>Sacramento River</td>
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<td>San Joaquin River</td>
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</tr>
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<td>Tulare/Kern (Tulare Lake)</td>
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</tr>
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<td>North/South Lahontan</td>
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<td>- Southern Regions:</td>
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<tr>
<td>Santa Ana sub-region</td>
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<td>San Diego sub-region</td>
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<tr>
<td>Colorado River Basin</td>
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<td>- Inter-regional/Unallocated</td>
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* All References to 2010 bond allocations have been removed.
### Flood Protection and Clean, Safe, Reliable Water Supply Bond Act of 2006*  
(ACWA Draft Bond Proposal)

<table>
<thead>
<tr>
<th>Program/Project</th>
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<tr>
<td>Local Water Supply Reliability Program</td>
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<td>- Water recycling projects</td>
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<td>- Infrastructure rehabilitation projects (projects located in economically disadvantaged areas for the restoration of existing water distribution systems)</td>
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<td>- Ocean or brackish water desalination</td>
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<tr>
<td>- Protection of local and regional water systems against terror attacks</td>
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<td>- Emergency drinking water projects (including bottled water)</td>
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<td>- Ag water conservation projects</td>
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<td>- Urban water conservation projects</td>
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* All References to 2010 bond allocations have been removed.
Flood Protection and Clean, Safe, Reliable Water Supply Bond Act of 2006*  
(ACWA Draft Bond Proposal)

<table>
<thead>
<tr>
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<th>Amount</th>
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<tr>
<td>Statewide Water Management Program</td>
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<td>- Water quality improvements, including SDWSRF, groundwater contamination, urban and agricultural runoff etc</td>
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<td>- Beneficial end-use projects for groundwater contamination clean up</td>
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<tr>
<td>- Groundwater recharge project</td>
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<tr>
<td>- Beneficial conjunctive use projects</td>
<td>$50 million</td>
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<tr>
<td>- Ag pollutants into surface water clean up</td>
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<tr>
<td>- Small community infrastructure improvements</td>
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<td>- Delta water quality improvements</td>
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<tr>
<td>- Blue Ribbon Commission</td>
<td>$5 million</td>
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<tr>
<td>- Water storage studies and construction</td>
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<td>- Water resources and water quality science and technology advancements including implementation of the POD study</td>
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<tr>
<td>- Resource stewardship and ecosystem restoration</td>
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<tr>
<td>Protection of Rivers, Lakes and Streams</td>
<td>$270 million</td>
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<tr>
<td>- Colorado River projects (Salton Sea restoration, QSA, Lower Colorado River Multi-Species Habitat Conservation Plan)</td>
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<tr>
<td>- Unallocated</td>
<td>$180 million</td>
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<td>California Water Resources Investment Program</td>
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<td>Flood Protection and Clean, Safe, Reliable Water Supply Bond and Financing Act of 2010</td>
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</tr>
</tbody>
</table>

* All References to 2010 bond allocations have been removed.

5/17/2006 2:38 PM
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Recommendations from the Board Conservation Ad Hoc Committee to adjust the fiscal year 2006-07 operating budget by $1,327,957 for conservation programs. (Action)

Purpose
This report seeks approval of recommendations from the Board Conservation Ad Hoc Committee to increase the fiscal year operating budget by $1,327,957 for conservation programs. This report also recommends phasing out financial incentives to retrofit single-family toilets in fiscal year 2006-07.

Conservation Ad Hoc Committee recommendation
1. Approve the FY 2006-07 budget adjustment to enhance conservation.
2. Approve the phase out of the single-family Ultra-Low-Flush Toilet (ULFT) incentive program in FY 2006-07.

Alternatives
1. Do not increase the budget.
2. Modify the requested budget increase.
3. Do not phase out the single-family ULFT program in FY 2006-07.

Fiscal impact
The Water Authority’s FY 2006-07 Operating Budget contains $534,156 in Water Authority funds for conservation programs. Approving the budget increase of $1,327,957 would revise the budget to $1,862,113 for next fiscal year. The single-family toilet program will end after FY 2006-07. There is currently $190,000 budgeted in FY07 for residential ULFTs. The additional $385,000 being requested would bring the total to $575,000 for a single year expenditure to accommodate the expected surge in program demand in its final year. The funds proposed to be added to the FY07 Budget are in addition to existing grant funds awarded to the Water Authority from state, federal, or other external sources. The addition of these funds to the FY 07 budget will not result in an immediate rate increase in calendar year 2007, and will be paid from reserves. This addition may require an increase in rates and charges in calendar year 2008 and 2009.

Background
The Conservation Ad Hoc Committee (Committee) was formed at the June 23, 2005, Board meeting, during the budget process to evaluate opportunities for enhanced conservation efforts. Committee members are Directors Steiner (Chair), Croucher, Dailey, Dixon, Johnson, Muir, and Parker. As part of the budget approval action, an additional $100,000 was added to the recommended budget for conservation efforts. The Committee was formed to assess additional conservation efforts including whether the Water Authority should support a second conservation garden in the North County and return to the Board with recommendations. The Committee was also tasked to evaluate FY 2006-07 funding for conservation programs and return with a recommendation for a budget adjustment, if deemed necessary. Since its inception the Committee has met 12 times.
At the March 2006 Board of Directors meeting, the Board approved recommendations from the Committee to fund proposals from Quail Botanical Gardens (Quail) to produce a video encouraging water conservation with a major focus on landscape and from Mira Costa College (Mira Costa) to provide a training program in the northern section of San Diego County for landscapers and gardeners. The Board also approved the Committee’s recommendation authorizing the appropriation of the Water Authority’s financial contribution to the Cuyamaca Water Conservation Garden for FY 2006-2007.

As part of their efforts at determining whether additional enhancements should be made to the Water Authority’s conservation program, the Committee requested formation of a technical committee of member agency General Managers to assist in formulating recommendations to the Board. The Managers’ Steering Committee began meeting in January 2006 to review and evaluate the effectiveness of existing programs; the Managers’ Steering Committee presented their recommendations to the Conservation Ad Hoc Committee on May 5, 2006.

**Discussion**
The attached memorandum from the Board Conservation Ad Hoc Committee provides a detailed description of the Committee’s activities and recommendations in these matters.

Prepared by: Toby J. Roy, Water Resources Manager
Reviewed by: Ken Weinberg, Director of Water Resources
Approved by: Dennis A. Cushman, Assistant General Manager
As I have reported to the Committee at previous meetings, a major effort of the Conservation Ad Hoc Committee has been to work collectively with staff and the member agencies to evaluate the overall scope and effectiveness of the conservation programs and to develop recommendations on changes for Committee and Board consideration. As I have also reported previously, at the request of the Conservation Ad Hoc Committee, a Member Agency Managers Steering Committee chaired by Mark Weston, General Manager of Helix Water District, is providing technical assistance to the Ad Hoc Committee in this effort. Other General Managers serving on the Steering Committee are: Annette Hubbell, Rincon del Diablo Municipal Water District; David McCollom, Olivenhain Municipal Water District; Augie Caires, Padre Dam Municipal Water District; Charles Yackly, City of San Diego; and Gary Arant, Valley Center Municipal Water District. The Managers Steering Committee will be providing a report on their work efforts to the Legislation Conservation & Outreach Committee at our May 25, 2006, meeting.

The member agency General Managers were asked by the Conservation Ad Hoc Committee to work with Water Authority staff in undertaking a detailed technical evaluation of the effectiveness of the existing programs and develop recommendations to enhance the successful long-term implementation of water conservation in the region. Since water conservation is a partnership between the Water Authority and the member agencies, we believe it is important for the Board to know the Managers perspective on what they believe is the proper role for the Water Authority in achieving the region’s conservation goals. The Ad Hoc Committee was particularly interested in finding ways to effectively transition from indoor conservation to outdoor landscape conservation. We are also concerned that we ensure that the region maximizes its use of grant funds awarded by the state under Proposition 13 and administered by the Department of Water Resources (DWR). Staff is currently seeking to amend the grant contract with DWR to provide more time and flexibility in implementing the Commercial Landscape Incentive Program. Other agencies throughout the state are also finding it difficult to implement outdoor savings as originally envisioned and are seeking similar flexibility and extensions. In addition to enhancing the effectiveness of programs funded by the Water Authority, the Conservation Ad Hoc Committee believes it is a priority to expend the almost $1 million remaining in the DWR grant. DWR staff is currently reviewing the contract amendment and Water Authority staff is working with them to expedite the process.

The Steering Committee has been meeting regularly over the last few months and has reviewed in detail the conservation program budget and performance history of existing landscape programs, as
well as the indoor conservation programs for the residential and commercial sectors. The cost effectiveness of each program was evaluated and key factors for future success were identified. The Steering Committee has divided its work effort into two components: 1) a near-term interim component that seeks to build on what is successful while providing a foundation for the future; and 2) a long-term strategic approach to ensure that permanent water savings from landscape conservation are realized and maximize savings through the commercial, industrial, and institutional program.

Managers Steering Committee Recommendations
In addressing the near-term, the Managers Steering Committee focused on its technical evaluation of the programs and developing an underlying basis or set of findings to serve as a means to evaluate any recommendations that they would make to the Ad Hoc Committee. Their draft findings that continue to be refined are attached to this memo. The Managers also developed interim recommendations to amend the Water Authority’s fiscal year 2007 budget to begin implementing some of the changes they are recommending. These changes are in addition to the DWR grant for Commercial Landscape Incentives the Water Authority has received, and support the transitioning from indoor programs to those programs that are proving to be more successful in promoting outdoor water savings. Their budget recommendations also support the Ad Hoc Committee’s goal of aggressively pursuing grant opportunities and are consistent with last month’s action by the Legislation, Conservation and Outreach Committee to authorize staff to apply for federal grant funding administered by the U.S. Bureau of Reclamation.

The Steering Committee presented its Draft Findings and budget recommendations to the Conservation Ad Hoc Committee on May 5, 2006. The Ad Hoc Committee approved the budget recommendations as presented, but increased the recommended budget adjustment by $100,000. After additional discussion, the Ad Hoc Committee added $75,000 for the artificial turf program and $25,000 to provide more funding to the School Education Program. The recommended budget adjustments are included as Attachment 1. The proposed fiscal year 2006-07 budget includes additional funding to phase out the Water Authority’s residential ultra-low-flush toilet (ULFT) program and to allow for a transition to outdoor conservation programs and an expansion of commercial and industrial programs.

The Water Authority was presented with the opportunity to partner with San Diego Gas & Electric Company on the Residential High-Efficiency Clothes Washer (HEW) Program. To obtain the additional $250,000 available to the HEW Program, the Water Authority needed to double the current fiscal year 2006-07 budget so that 10,000 HEW vouchers were available.

Based on its review of the member agency conservation staff project advisory committee (PAC) findings, the Steering Committee recommended that the Water Authority phase out the residential ULFT Program in fiscal year 2006-07. This program has been available to water customers for 15 years and only ultra-low-flush models are on the market. Water Authority staff surveyed other water agencies throughout the state that had terminated toilet programs and found that there was a surge in activity when customers were informed this was the last chance to receive an incentive to replace old high-volume flushing toilets. Adequate funding is being provided to meet this anticipated surge in demand during the next year and capture the resulting savings.
The Steering Committee was concerned that there was still a lot of potential for toilet retrofits in multi-family sites where a significant number of toilets have not been changed out. The Steering Committee recommended that ULFT incentives continue after fiscal year 2006-07 for multi-family sites through the Water Authority’s commercial program.

Demand for incentives that can provide significant savings under the Water Authority’s Commercial, Industrial, and Institutional (CII) Program has increased. In addition, recent audits of high water users have shown that there can be significant cost effective savings through conducting audits and making recommended improvements. The budget includes funding for incentives and additional audits under the CII program.

The budget adjustment also includes funding to provide a greater emphasis on outdoor conservation, including funding for water budget tools, purchase of weather based irrigation controllers, various aspects of landscape outreach, the water conservation summit, and a study on certification and training of landscape contractors and gardeners. Water Authority staff has applied for state and federal grants for landscape programs to offset some of these costs. If fully funded, the grants would reduce the recommended budget adjustments by almost $200,000. The programs with potential grant funding are the large landscape audits, turf replacement, and the two water budget programs.

The Managers Steering Committee is still working with the Conservation Ad Hoc Committee and staff on developing recommendations for long-term changes to the program to meet the water savings goal presented in the 2005 Urban Water Management Plan. Developing a long-term approach is an inclusive process that will involve the many stakeholders that have key roles in the success of outdoor water conservation. An important event in this process will be the first ever Water Conservation Summit that will be held this fall and bring together the key stakeholders from the public, water, local government, and business to help us set a strategic course for water conservation.

Conservation Ad Hoc Committee Recommendation

1. The Ad Hoc Committee recommended $1,327,957 in Water Authority funds be added as part of the mid-term Budget Update to the fiscal year 2006-07 Operating Budget. The Committee approved phasing out the single-family toilet program in FY07.
2. The Ad-Hoc Committee directed staff to continue to work with DWR to amend the existing agreement to increase the time allowable for use of the Commercial Landscape Incentive grant funds and provide greater flexibility in implementation.

Attachments
### Commercial/Industrial/Institutional Conservation Programs: Budget Adjustment $125,000

<table>
<thead>
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<th>Available Budget for FY07</th>
<th>Adjustment</th>
<th>Total</th>
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<tbody>
<tr>
<td>CII-Vouchers</td>
<td>$74,500</td>
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<td>CII-Audits</td>
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### Landscape Conservation Programs: Budget Adjustment $695,114

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<tr>
<td>Turf Replacement</td>
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<tr>
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<tr>
<td>Residential WBIC purchase: match for MWD incentive</td>
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<td>Commercial WBIC purchase: match for MWD incentive</td>
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<tr>
<td>CLIP</td>
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<tr>
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<td>School Education Enhancements</td>
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### High-Efficiency Clothes Washer Program: Budget Adjustment $122,843

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<tr>
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### Ultra-Low-Flush Toilet Programs: Budget Adjustment $385,000

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<td>ULFT</td>
<td>$190,000</td>
<td>$385,000</td>
<td>$575,000</td>
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**Total Budget Adjustment Request:** $1,327,957
Managers Conservation Steering Committee

Draft Findings

• The Water Authority and its Member Agencies have set a goal of conserving 100,000 AFY by 2030. Currently we are conserving 45,000 AFY.

• Water Conservation Programs are cost effective, often producing water at or below the cost of imported water or local water development. Water Conservation programs that produce water at or below these costs should be vigorously pursued and sufficiently funded at the regional and local levels.

• The Water Authority should focus its efforts and fund programs that provide a regional benefit.

• Conservation programs should be a coordinated effort between the Water Authority and Member Agencies to comply with the BMPs.

• Regional benefits are those investments in conservation that are directed at outcomes that most cost effectively serve the need of multiple agencies.

• Member Agencies should focus on programs that provide direct contact with their customers delivering custom programs specific to the goals and objectives of the Member Agency.

• The Water Conservation Program at the Water Authority should be structured to strongly support the foundational work of AB 2717 (formation of state-wide task force for Landscape conservation) and AB 1881 (implementation of landscape task force recommendations). The Water Authority should be the liaison and advocate for statewide legislative changes.

• In coordination with the Member Agencies, the Water Authority is the advocate and spokesperson for the Member Agencies with the Land Use Approving Authorities (cities and County) implementing zoning and ordinance changes to advance water conservation programs and plans.

• The Water Authority will transition out of more mature programs to bring closure in the near term to the current indoor residential water
conservation incentive programs (High Efficiency Toilets, Ultra Low Flush Toilets, High Efficiency Washers).

- The Water Authority will continue indoor programs for commercial, industrial, institutional sites that provide cost-effective and permanent water conservation. The Water Authority and the Member Agencies will aggressively pursue the multifamily sector.

- Water Conservation Experts believe the outdoor water saving in the area of 25 percent is achievable without damaging landscaping goals of the customer. The Water Authority should redirect its efforts to achieve significant water saving in outside landscaping.

- Education is immeasurable but leads to participation in conservation. The Water Conservation Ethic is an internal motivator to conserve. There should be sufficient funding to support marketing and education.

- Outdoor programs should focus on several areas: equipment technology and system efficiency, landscape conversion, land use ordinances for new homes, statewide legislation, education, demonstration gardens, college level programs, landscape design and contractor training and certification, property management education, and permanent water conservation. Outdoor programs should be readily implementable.

- The Water Authority will have a major role in developing a countywide water conservation ethic in all aspects of residential, commercial, industrial, and agricultural sectors of our community.

- The Water Authority will take an active role working with professional organizations representing the landscape industry.

- The Water Authority will continue to lead efforts to secure co-funding. The Water Authority will assist individual agencies through the grant application process when there is a regional benefit.

- The Water Authority should take the lead to fund research and development. The Water Authority should consider alternative innovative approaches to conservation.

- The Water Authority and the Member Agencies will support the Conservation Summit.

- A report on the funding status of conservation programs should be presented to the Board quarterly. Budget adjustments should be considered if needed.
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Report on Conservation Efforts. (Information)

Purpose
This report provides information on conservation efforts in April 2006.

Background
The San Diego County Water Authority (the Water Authority) has been actively engaged in promoting water conservation since 1990. There are a number of conservation programs the Water Authority implements for a variety of conservation measures. Honeywell, the consulting firm that administers the conservation programs, reports data on estimated savings to the Water Authority monthly for the previous month. This month’s report contains estimated savings by programs for the month of March 2006, which was reported to the Water Authority during the month of April 2006.

Discussion
Staff manages its conservation programs in partnership with Water Authority member agencies. In April 2006, customers in the Water Authority service area redeemed vouchers for 640 residential high-efficiency clothes washers, 1,349 residential ultra-low-flush toilets, 47 residential high-efficiency toilets, and 111 water-conserving devices in the commercial sector. Seven residential customers had residential surveys and 53 residential customers installed weather based irrigation controllers (WBIC) provided through three distribution events. Twelve commercial customers installed WBICs and one commercial site participated in the Commercial Landscape Incentive Program (CLIP) for irrigation hardware upgrades.

The following describes the key activities that staff pursued during the last month.

Staff continues to work with the Summit Advisory Committee on preliminary planning for the Water Conservation Summit. This effort by the Water Authority and its member agencies will result in creating partnerships with businesses, industry, and local governments to create the vision and set the standard for water conservation opportunities in San Diego County. The Committee is planning to hold the Summit in Fall 2006.

The Water Authority organized a Grants Project Advisory Committee (PAC) consisting of member agencies conservation staffs to provide recommendations to the Water Authority for grant submittals. This effort led to the Water Authority preparing grant submittals for five projects. More detail on these projects will be available in next month’s report. Another PAC was formed whose focus is the landscape programs. The Landscape PAC provided valuable guidance and recommendations on the direction of the landscape programs.
The Managers Conservation Steering Committee has been reviewing the Water Authority’s conservation programs and budget. The Committee is composed of a cross section of General Managers from agencies actively involved in water conservation. On May 5, 2006, the Steering Committee presented a series of recommendations to the Conservation Ad Hoc Committee. The Steering Committee is also developing conservation philosophies to incorporate into a long-term conservation strategic plan. A report from the Ad Hoc Committee and the Manager’s Steering Committee is also on the Legislation, Conservation and Outreach Committee agenda for May 25, 2006.

Prepared by: Cynthia J. Hansen, Senior Water Resources Specialist
Reviewed by: Ken Weinberg, Director of Water Resources

Attachment
I:\BOARDDOC\2006\MAY 06\LCO - Conservation efforts 4_06.doc
<table>
<thead>
<tr>
<th>Program Type</th>
<th>MARCH 2006 Monthly Savings</th>
<th>Cumulative Fiscal Year Savings</th>
<th>Cumulative Program Savings</th>
</tr>
</thead>
<tbody>
<tr>
<td>Large Turf</td>
<td>344.4</td>
<td>2,922.9</td>
<td>30,630.2</td>
</tr>
<tr>
<td>Residential Survey and Retrofit</td>
<td>144.6</td>
<td>1,258.1</td>
<td>13,132.5</td>
</tr>
<tr>
<td>High Efficiency Clothes Washer Incentive Program ¹</td>
<td>66.5</td>
<td>532.5</td>
<td>2,356.5</td>
</tr>
<tr>
<td>Ultra-Low-Flush Toilet Voucher/Rebate Program ²</td>
<td>1,393.7</td>
<td>12,284.1</td>
<td>155,289.6</td>
</tr>
<tr>
<td>New Residential Construction</td>
<td>0.0</td>
<td>3,010.8</td>
<td>23,805.9</td>
</tr>
<tr>
<td>Community Based Ulft Distribution</td>
<td>135.3</td>
<td>1,128.1</td>
<td>15,533.9</td>
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<tr>
<td>Showerheads</td>
<td>275.3</td>
<td>2,433.2</td>
<td>44,152.1</td>
</tr>
<tr>
<td>Commercial/Industrial Institutional Voucher Program</td>
<td>263.1</td>
<td>2,197.5</td>
<td>11,657.0</td>
</tr>
<tr>
<td>Total</td>
<td>2,622.9</td>
<td>25,767.2</td>
<td>296,557.7</td>
</tr>
</tbody>
</table>

¹ Includes high-efficiency clothes washers rebated directly by member agencies.
² Includes low-flow showerhead water savings and savings from rebates distributed by member agencies outside of the AuthorityVoucher Program.
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Peak Treated Water Demand Management update (Information)

Purpose
This report provides an update on Peak Treated Water Demand Management.

Background
The Water Authority and other regional water agencies, including Rancho California Water District, Eastern Municipal Water District and Western Municipal Water District, drawing from Metropolitan Water District’s Skinner Water Treatment Plant, are experiencing seasonal peak treated water demands that outpace regional treatment capacity. The primary reason for this is faster-than-projected growth in southern Riverside County and continued growth in San Diego County. This is a short-term issue that will be resolved as new treatment facilities are brought online, including Metropolitan Water District’s Skinner expansion at 100 million gallons per day (Summer 2007) and the Water Authority’s Twin Oaks Valley Water Treatment Plant at 100 million gallons per day (Spring 2008). In addition, there are expansions under way in the Water Authority service area by local treatment agencies, most notably, the City of San Diego. To ensure adequate treated water supplies for the region while infrastructure is constructed, the regional agencies must work both independently and cooperatively to optimize existing facilities and manage demands.

In April 2003, the Board adopted the Peak Treated Water Demand Reduction Action Plan as a way to manage summertime peak treated water demands until new treatment facilities are completed. The plan is divided into two parts: demand reduction through conservation and operational enhancement. In May 2003, staff was directed to develop a Shortage Allocation Plan to effectively manage the short-term treatment capacity needs of the region. The Shortage Allocation Plan was intended for immediate implementation to reduce treated water demand peaks during hot, dry periods. The Shortage Allocation Plan was developed with input from member agency operating heads and general managers and approved by the Board in June 2003. This plan includes several components including early notification, voluntary reallocation of available treated water, and provisions for mandatory cutbacks to all agencies receiving treated water from the Water Authority.

In October 2004, staff began working with the Skinner Area Operating Group, which includes representatives from Metropolitan Water District, Rancho California Water District, Eastern Municipal Water District, and Western Municipal Water District to develop a Regional Treated Water Demand Management Plan. The regional plan is intended to ensure that all water agencies receiving treated water from the Skinner Water Treatment Plant are operating in a manner that most fully optimizes the region’s treated water supply. Staff provided the Board with an overview of the regional plan adopted by the participating agencies in March 2005. This memo provides an update on demand management activities.
Discussion

Water Resources Department

The on-going Water Authority water conservation programs continue to provide incentives to conserve. It is anticipated that the landscape conservation related programs will experience increased participation as the warmer months arrive, particularly, since incentives for landscape devices have been increased. Residential weather-based irrigation controllers (WBICs) are now being distributed free to homeowners at educational events. Commercial properties may now receive a voucher for $25/station up to 48 stations. The Commercial Landscape Incentive Program (CLIP) has been amended to increase the incentive to $2,500 per acre up to $5,000 per commercial site and $10,000 per public site. Education and outreach efforts will increase to keep the conservation message before the public.

Public Affairs Department

A coordinated plan created last year by public affairs and conservation staff from the Skinner Area Operating Group agencies to inform the public about the treated water situation is ready for implementation again in 2006. Specific messages have been developed for each stage of the Treated Water Allocation Plan. Staff has also met with a representative of San Diego Gas & Electric to identify areas where we can work together to inform the public of the need to conserve both water and energy. Media coverage of the treated water demand issues and the need for increased water conservation throughout the coming summer began in April.

At the May JPIC meeting, member agencies shared some of the plans in place for this summer. All agencies will continue their conservation programs and messages to their customers, including putting information in bill stuffers and billing statements, website information, on-hold phone messages and customer newsletters. Ramona plans to use lighted message boards at the main roads into and out of town to inform residents of water issues and to issue calls for increased conservation. Padre Dam has contracted with Call-Em-All, a service that provides automated phone calls to its customer base with customized messages. Otay has installed a phone system that can also do automated call outs to its customers. The City of San Diego will use its public access cable channel and continue to offer residential and commercial landscape surveys. Vista has conservation messages running at local movie theaters. Sweetwater is planning a conservation event with San Diego Gas & Electric.

Operations and Maintenance Department

Operations staff continue monthly meetings with member agency Operating Heads and Skinner Area Operating Group representatives to discuss treated water demand management strategies designed to ensure the optimization of regional distribution systems and treatment plants, and coordinate construction and maintenance activities which could impact regional treated water delivery. The Aqueduct Operating Plan, reviewed by the Board in March 2006, has proved to be a valuable communication tool containing treatment plant shutdown and maintenance schedules. In addition, Operations staff continues to provide operational information in support of member agency and Skinner operating area treated water conservation and public affairs efforts. To date, treated water demand has not exceeded the Skinner Treatment Plant 95 percent notification level this calendar year. In accordance with the Treated Water Shortage Allocation Plan, Operations and
Legislation, Conservation and Outreach Committee
May 17, 2006
Page 3 of 3

Maintenance staff will provide e-mail and fax notification to member agencies when the Skinner Treatment Plant exceeds 95 percent of its rated capacity.

Prepared by:  Gary A. Eaton, Director of Operations and Maintenance
              Vickie V. Driver, Principal Water Resource Specialist
              John Liarakos, PA Representative-Media Relations

Reviewed by:  Ken Weinberg, Director of Water Resources
              Bill Jacoby, Director of Public Affairs

GAE/VVD/JL:mps
May 17, 2006

Attention: Legislation, Conservation and Outreach Committee

Small Contractor Outreach and Opportunities Program (SCOOP) Quarterly Report (Information)

Purpose
Attached for review is the quarterly staff report on the status of the Water Authority’s SCOOP program.

Background
The purpose of SCOOP is to maximize participation of small businesses on Water Authority contracts and procurements. The Board receives and reviews quarterly reports on SCOOP activities and performance. Information on minority and women-owned businesses is reported for statistical purposes only.

Discussion
This report summarizes SCOOP activities and evaluates measurements of program effectiveness through March 31, 2006, the third quarter of FY 2006.

Outreach Activities
SCOOP representatives attended 85 small business, community, trade, and minority outreach events through the third quarter. The 48 different organizations SCOOP supported, as well as each organization’s outreach events, are listed in Exhibit A. These networking events were located throughout San Diego County, enabling SCOOP staff to reach as many qualified small businesses as possible.

One of the highlights of the quarter was the Caltrans District 11 Business Procurement Fair, where one hundred and nine small vendors sought government procurement leads and contracts. In just four hours, purchase orders totaling over $150,000 were awarded “on the spot” by participating agencies. Water Authority staff shared information on SCOOP and vendor opportunities in one-on-one meetings with these small firms.

Training
SCOOP’s small business skills training program resumed this season with the well-attended “Doing Business with the Water Authority” class. Workshops for this training program have been designed to move small businesses toward success with the Water Authority’s bidding, contracting, and procurement processes. Each class includes general information on working with government entities, and specific curriculum tailored to the Water Authority’s unique
requirements as a public water agency. Scheduled workshops include:

<table>
<thead>
<tr>
<th>Workshop</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Doing Business with the Water Authority</td>
<td>April 26, 2006</td>
</tr>
<tr>
<td></td>
<td>September 27, 2006</td>
</tr>
<tr>
<td></td>
<td>April 25, 2007</td>
</tr>
<tr>
<td>Marketing and Partnering</td>
<td>May 25, 2006</td>
</tr>
<tr>
<td></td>
<td>October 25, 2006</td>
</tr>
<tr>
<td></td>
<td>May 24, 2007</td>
</tr>
<tr>
<td>Proposal Development and Writing</td>
<td>June 28, 2006</td>
</tr>
<tr>
<td></td>
<td>January 24, 2007</td>
</tr>
<tr>
<td></td>
<td>June 27, 2007</td>
</tr>
<tr>
<td>Bidding, Estimating, and Bonding Projects</td>
<td>July 26, 2006</td>
</tr>
<tr>
<td></td>
<td>February 22, 2007</td>
</tr>
<tr>
<td>Project Management</td>
<td>August 30, 2006</td>
</tr>
<tr>
<td></td>
<td>March 28, 2007</td>
</tr>
</tbody>
</table>

**SCOOP Measurements**

Listed below are the five performance indicators used to measure the status of SCOOP. These figures represent cumulative small business participation for the third quarter of FY 2006, and are compared to achievements for FY 2005. Information on minority and women-owned businesses is reported for statistical purposes only. Exhibit B contains specific details for each measurement.

### Small Business Measurements for July 1, 2005 – March 31, 2006

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Number of businesses</td>
<td>1</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>participating on Water</td>
<td>436</td>
<td>548</td>
<td></td>
</tr>
<tr>
<td>Authority procurements</td>
<td>249</td>
<td>268</td>
<td></td>
</tr>
<tr>
<td>% Small</td>
<td>57%</td>
<td>49%</td>
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</table>

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of bidders submitting</td>
<td>707</td>
<td>701</td>
<td></td>
</tr>
<tr>
<td>bids and proposals</td>
<td>442</td>
<td>401</td>
<td></td>
</tr>
<tr>
<td>% Small</td>
<td>63%</td>
<td>57%</td>
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</table>

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of qualified small</td>
<td>7,877*</td>
<td>7,002*</td>
<td></td>
</tr>
<tr>
<td>businesses capable of</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>bidding on Water Authority</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>projects</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>% Small</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

<table>
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<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount committed to small</td>
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<td>$158,401,039</td>
<td></td>
</tr>
<tr>
<td>businesses</td>
<td>$70,306,216</td>
<td>$37,737,708</td>
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</tr>
<tr>
<td>% Small</td>
<td>15%</td>
<td>24%</td>
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<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of contracting</td>
<td>88</td>
<td>106</td>
<td></td>
</tr>
<tr>
<td>opportunities</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

* Small San Diego firms

### Minority/Women-Owned Business Measurements for July 1, 2005 – March 31, 2006

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
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<tbody>
<tr>
<td>Total Number of businesses</td>
<td>1</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>participating on Water</td>
<td>436</td>
<td>548</td>
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</tr>
<tr>
<td>Authority Procurements</td>
<td>82</td>
<td>111</td>
<td></td>
</tr>
<tr>
<td>% M/W</td>
<td>19%</td>
<td>20%</td>
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</table>

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of bidders submitting</td>
<td>707</td>
<td>701</td>
<td></td>
</tr>
<tr>
<td>bids and proposals</td>
<td>203</td>
<td>197</td>
<td></td>
</tr>
<tr>
<td>% M/W</td>
<td>29%</td>
<td>28%</td>
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</table>

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of qualified M/W</td>
<td>7,877*</td>
<td>7,002*</td>
<td></td>
</tr>
<tr>
<td>businesses capable of</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>bidding on Water Authority</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>projects</td>
<td>2,107</td>
<td>2,458</td>
<td></td>
</tr>
<tr>
<td>% M/W</td>
<td>27%</td>
<td>35%</td>
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<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount committed to minority</td>
<td>$467,185,408</td>
<td>$158,401,039</td>
<td></td>
</tr>
<tr>
<td>and women-owned businesses</td>
<td>$15,060,284</td>
<td>$9,716,692</td>
<td></td>
</tr>
<tr>
<td>% M/W</td>
<td>3%</td>
<td>6%</td>
<td></td>
</tr>
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</table>

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Number of contracting</td>
<td>88</td>
<td>106</td>
<td></td>
</tr>
<tr>
<td>opportunities</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* Small San Diego firms
Conclusion
Although we are three quarters of the way through FY 2006, the dollar amount awarded to
SCOOP firms represents 186 percent of the total amount reported for FY 2005. The percentage
of SCOOP participation should increase in the last quarter of this fiscal year as awards are made
for smaller scale projects than have been awarded through the third quarter.

Prepared by: Emily Yanushka, SCOOP Manager
Reviewed by: Marilyn L. Young, Director of Administrative Services
Approved by: Paul A. Lanspery, Deputy General Manager

MLY/EY: cao

Attachments:
1. Exhibit A – Outreach Activities
2. Exhibit B – Program Measurements
EXHIBIT A

Small Contractor Outreach and Opportunities Program
Outreach Activities
July 1, 2005 – March 31, 2006

<table>
<thead>
<tr>
<th>Organization</th>
<th>Activities and Meetings</th>
</tr>
</thead>
<tbody>
<tr>
<td>African American Advisory Committee</td>
<td>Representative Bob Filner, 51st District</td>
</tr>
<tr>
<td>African American Business Women of Vision</td>
<td>Luncheon and Networking Event, 6th Annual All Business Women’s Celebration of Women’s History Month</td>
</tr>
<tr>
<td>Asian Business Association</td>
<td>Annual Awards Dinner, Monthly Rice Club Luncheons, Women on Women Networking Event, Lunar New Year Celebration</td>
</tr>
<tr>
<td>Associated General Contractors</td>
<td>Build San Diego Awards, Apprenticeship Graduation, Monthly Networking</td>
</tr>
<tr>
<td>Business Builders Network Workshop</td>
<td>Networking Event</td>
</tr>
<tr>
<td>California Public Utilities Commission</td>
<td>Small Business Opportunities Expo, SBA conference</td>
</tr>
<tr>
<td>Catfish Club</td>
<td>Weekly African American Forum on Local Issues and Political Forum</td>
</tr>
<tr>
<td>California Small Business Roundtable</td>
<td>Moderated by State Senator Liz Figueroa and focused on labor, infrastructure and entrepreneurship</td>
</tr>
<tr>
<td>California Department of Transportation (CALTRANS) District</td>
<td>Small Business Council, Forum on Race/Gender Neutral Outreach, Small Business Procurement Fair</td>
</tr>
<tr>
<td>Center City Development Corporation</td>
<td>Downtown Multicultural Festival, Subs for Subs, EEO Training Seminar for Project Teams</td>
</tr>
<tr>
<td>City of San Diego Monthly Meetings</td>
<td>Public Works Advisory Committee Apprenticeship Subcommittee, Mentor-Protégé Advisory Board, Subcontracting Subcommittee, Small Business Advisory Board Meetings</td>
</tr>
<tr>
<td>Construction Management Association of America</td>
<td>Owners’ Night – Public Agency Outreach and Networking</td>
</tr>
<tr>
<td>Chinese Historical Society</td>
<td>Chinese New Year Festival Networking event</td>
</tr>
<tr>
<td>Contractor News &amp; Views</td>
<td>Construction Marketing Club Monthly Meetings, Awards Appreciation, Construction Tech High Open House Tour, Construction Expo 2005</td>
</tr>
<tr>
<td>Department of Defense</td>
<td>Navy Gold Coast Conference</td>
</tr>
<tr>
<td>Disabled Veterans National Association</td>
<td>DVBE Business Expo</td>
</tr>
<tr>
<td>Organization</td>
<td>Event Description</td>
</tr>
<tr>
<td>--------------</td>
<td>-------------------</td>
</tr>
</tbody>
</table>
| eWomen Network | Accelerated Networking Dinner  
Women-Owned Business Networking |
| Engineering and General Contractors Association | Monthly Networking Meetings |
| El Centro Cultural de la Raza | Installation Dinner |
| Filipino American Chamber of Commerce | Hosted Sundowner Training on Branding |
| Gay Pride | Parade and Festival |
| Jackie Robinson YMCA of San Diego County | Dr. Martin Luther King, Jr. Living the Dream Breakfast |
| Latino Builders Industry Association | 9th Annual Carne Asada Fiesta |
| LEAD San Diego | Graduate Member Celebration  
2005 Visionary Award Annual Dinner  
National Engineers Week Public Form |
| MANA de San Diego | The Key to Hermanas Success  
MANA de San Diego 20th Anniversary  
Monthly Networking meetings |
| Mexican American Business Professionals Association (MABPA) | Networking events |
| Metropolitan Water District of Southern California | Small Business Advisory Council –  
Business Builders Network  
Co-hosted “Procurement Advantage” and “Strategies in Public Sector Contracting”  
MOU Partnership Quarterly meetings |
<p>| Multicultural Heritage Awards | Outreach event |
| National Association of Women Business Owners (NAWBO) | Monthly Meeting |
| National Association of Women in Construction | Monthly Meeting |
| North County Small Business Development Center | Quarterly North County Small Business Advisory Board meetings |
| Otay Chamber of Commerce | Annual Installation Dinner |
| Paths to Partnerships | Joint Networking efforts by the Member Agencies |
| Poway Business Park Association | Business Expo |
| Poway Chamber of Commerce | State of the North County address |
| Public Agency Consortium | Quarterly Meetings |
| SCORE | Technology to Grow Your Small Business Seminar |
| San Diego State University | Outreach meeting |
| San Diego Black Business Weekend | Networking, Outreach and Business Conference |</p>
<table>
<thead>
<tr>
<th>Organization</th>
<th>Activities</th>
</tr>
</thead>
</table>
| San Diego County Hispanic Chamber of Commerce              | Bienvenidos for new members  
Networking events  
Diverse Emerging Vendor Outreach (DEVO) events and presentations  
- City of San Diego  
- National City  
- Santee  
- Purchasing and Contracting Workshop  
- Quarterly meetings |
| San Diego Regional Chamber of Commerce                     | Business to Business Expo                                                 |
| San Diego North Economic Development Council               | Monthly Board meetings                                                    |
| San Diego Supplier Development Council                     | Monthly Networking Meetings and Executive Awareness Program                |
| San Diego Urban Economic Corporation                       | African American Business Weekend                                          |
| Santee Chamber of Commerce                                 | Speaker engagement                                                        |
| San Ysidro Chamber of Commerce                             | Annual Installation Dinner                                                |
| Society of American Military Engineers                    | Small Business Outreach Conference                                        |
| Women’s Business Center of California                      | Making Rain Out of Mist Marketing  
WBCC Advisory Board  
Awards Appreciation  
Business to Business Expo  
Sweet Success Networking  
Branding Your Business |
EXHIBIT B

Small Contractor Outreach and Opportunities Program
Program Measurements
July 1, 2005 – March 31, 2006

1. Number of businesses participating on Water Authority procurements.

Through the third quarter of FY 2006, 249 small firms did business with the Water Authority. This represents 57% of the total number of firms commencing new business with the Water Authority during the same period. Small business participation was 74% for professional services, 57% for construction, and 38% for vendor purchases (figure B-1).

Eighty-two (19%) minority and women-owned businesses participated on Water Authority procurements. Twenty-five percent of professional service consultants, 16% of construction contractors, and 13% of vendors were minority or women-owned businesses (figure B-1(a)).

<table>
<thead>
<tr>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td>Prof Svc</td>
<td>Total: 183, Small: 135, % Small: 74%</td>
</tr>
<tr>
<td>Construction</td>
<td>Total: 95, Small: 54, % Small: 57%</td>
</tr>
<tr>
<td>Vendors</td>
<td>Total: 158, Small: 60, % Small: 38%</td>
</tr>
<tr>
<td>Total</td>
<td>Total: 436, Small: 249, % Small: 57%</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td>Prof Svc</td>
<td>Total: 183, M/W: 46, % M/W: 25%</td>
</tr>
<tr>
<td>Construction</td>
<td>Total: 95, M/W: 15, % M/W: 16%</td>
</tr>
<tr>
<td>Vendors</td>
<td>Total: 158, M/W: 21, % M/W: 13%</td>
</tr>
<tr>
<td>Total</td>
<td>Total: 436, M/W: 82, % M/W: 19%</td>
</tr>
</tbody>
</table>

2. Number of businesses submitting bids and proposals.

Overall, 442 of the 707 (63%) total construction and service bids reviewed through the third quarter of FY 2006 were from small businesses (figure B-2). Of these 442 small business bids, 189 bids (43% of small bidders) were successful in obtaining contracts with the Water Authority (refer to figure B-1).

Two hundred and three (29%) women and minority-owned firms submitted bids and proposals through the third quarter of FY 2006 (figure B-2(a)).
B-2. Number of small businesses submitting bids and proposals for Water Authority projects.

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>Small</td>
</tr>
<tr>
<td>Prof Svc</td>
<td>509</td>
<td>355</td>
</tr>
<tr>
<td>Construction</td>
<td>198</td>
<td>87</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>707</td>
<td>442</td>
</tr>
</tbody>
</table>

B-2(a). Number of minority and woman-owned businesses submitting bids and proposals for Water Authority projects.

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>M/W</td>
</tr>
<tr>
<td>Prof Svc</td>
<td>509</td>
<td>167</td>
</tr>
<tr>
<td>Construction</td>
<td>198</td>
<td>36</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>707</td>
<td>203</td>
</tr>
</tbody>
</table>

3. Number of qualified small businesses capable of bidding on Water Authority projects.

The number of qualified small businesses capable of bidding on Water Authority projects is measured by the number of small businesses registered in the SCOOP databases. The SCOOP database figures represent those small businesses that have registered with public agencies and have expressed interest in working in the San Diego region. These databases consist of The Network, a collaboration of Southern Californian public agencies; the City of San Diego’s Diverse Emerging Vendor Outreach (DEVO) program; and the Public Agency Consortium’s Contractor Directory, which combines federal, state, and local directories. These consolidated databases eliminate the reporting of duplicate records to capture an accurate picture of small business availability for public procurements.

There are 7,877 certified small firms registered in SCOOP databases. Of these, 2,107 (27%) are minority and women-owned firms.

4. Amount committed to small businesses.

The amount committed to small businesses through the third quarter of FY 2006 was $70,306,216, which represents 186% of the total amount awarded to small businesses in FY 2005 ($37,737,708). This small business amount represents 15% of the total amount ($467,185,408) for all contracts awarded through the third quarter of FY 2006 (figure B-4).

Minority and women-owned businesses received commitments of $15,060,284 (figure B-4(a)).
B-4. Amount committed to small primes, subcontractors, and vendors participating in the Water Authority’s procurement process.

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>Small</td>
</tr>
<tr>
<td>Prof Svc</td>
<td>$46,430,325</td>
<td>$16,123,428</td>
</tr>
<tr>
<td>Construction</td>
<td>$418,379,452</td>
<td>$53,525,507</td>
</tr>
<tr>
<td>Vendors</td>
<td>$2,375,631</td>
<td>$657,281</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$467,185,408</td>
<td>$70,306,216</td>
</tr>
</tbody>
</table>

B-4(a). Amount committed to minority/women primes, subcontractors, and vendors participating in the Water Authority’s procurement process.

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
<td>M/W</td>
</tr>
<tr>
<td>Prof Svc</td>
<td>$46,430,325</td>
<td>$8,596,226</td>
</tr>
<tr>
<td>Construction</td>
<td>$418,379,452</td>
<td>$6,031,221</td>
</tr>
<tr>
<td>Vendors</td>
<td>$2,375,631</td>
<td>$432,837</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$467,185,408</td>
<td>$15,060,284</td>
</tr>
</tbody>
</table>

5. Number of contracting opportunities.

Each construction or service contract is an opportunity for a prime contractor or consultant to enter into a direct relationship with the Water Authority. Through the third quarter of FY 2006, 88 contracts were executed, 54 of which were awarded directly to small businesses (figure B-5).

The Water Authority is committed to sizing its contracts to facilitate small business participation. 78 contracts were for less than $1 million, 36 of which were valued at $50,000 or less, encouraging small business participation.

B-5. Number of contracting opportunities

<table>
<thead>
<tr>
<th></th>
<th>FY 2006</th>
<th>FY 2005</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total Contracts</td>
<td>Small Primes</td>
</tr>
<tr>
<td>0 - $50,000</td>
<td>36</td>
<td>24</td>
</tr>
<tr>
<td>$50,001 - $250,000</td>
<td>29</td>
<td>21</td>
</tr>
<tr>
<td>$250,001 - $1,000,000</td>
<td>13</td>
<td>7</td>
</tr>
<tr>
<td>$1,000,001 - $100,000,000</td>
<td>8</td>
<td>2</td>
</tr>
<tr>
<td>$100,000,001+</td>
<td>2</td>
<td>0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>88</td>
<td>54</td>
</tr>
</tbody>
</table>
May 17, 2006

Attention: Legislation Conservation and Outreach Committee

Status Report on Legislation and Legislative Positions (Information)

Purpose
This report provides information on the status of legislation on which the Water Authority has adopted a position for the 2005-2006 legislative session. This report will be provided monthly or as needed throughout the legislative session as an information item.

Fiscal impact
None.

Background
The Water Authority is currently reviewing more than 100 bills for potential impact on the organization and its member agencies. Some of these bills are placeholder bills that do not propose substantive changes in the law, but which are likely to be amended to propose such changes.

The Water Authority’s staff and legislative advocates review each bill in the context of the adopted 2006 Legislative Policy Guidelines and other board policies. The Legislative Policy Guidelines provide direction to staff and the Water Authority’s legislative advocates to communicate support or opposition to legislation and/or amendments. Bills for which staff recommends a position are brought before the Legislation, Conservation and Outreach Committee and the board for consideration.

Discussion
As of May 8, 2006, along with sponsoring three bills and co-sponsoring one bill, the board has already taken formal positions on 28 bills during the 2005-2006 legislative session. Water Authority staff and its legislative advocates will continue to track and monitor bills throughout the session, recommend positions, request board approval with changes to Water Authority positions, and take action, as appropriate, on any bills throughout the legislative session.

Attached is a chart outlining current positions on legislation of interest to the Water Authority as of May 8, 2006. Also attached is a comprehensive list of bills that are currently under review and are being monitored by staff and legislative advocates. Bills will be referred to the board for official positions as action is recommended.

Prepared by: Lisa Gordon, Government Relations Representative
Jeff Volberg, Government Relations Manager

Reviewed by: Bill Jacoby, Director of Public Affairs
Legislation, Conservation and Outreach Committee
May 17, 2006
Page 2 of 2

Attachments:
1. Chart summarizing the Water Authority’s current positions on 2005-2006 legislation as of May 8, 2006
2. List of Legislation Under Review by the Water Authority as of May 8, 2006
<table>
<thead>
<tr>
<th>Date of Board Action/Activity</th>
<th>Position</th>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>December 9, 2004</td>
<td>Sponsor</td>
<td>SB 373</td>
<td>Kehoe</td>
<td>County Water Authority: Encroachments</td>
<td>Chaptered 10/6/05</td>
</tr>
<tr>
<td>February 24, 2005</td>
<td>Support</td>
<td>HR 125</td>
<td>Issa</td>
<td>Construction of Lower Santa Margarita Conjunctive Use Project</td>
<td>Passed House 12/13/05, Senate Committee on Environment &amp; Public Works</td>
</tr>
<tr>
<td>February 24, 2005</td>
<td>Support</td>
<td>HR 135</td>
<td>Linder</td>
<td>Twenty-First Century Water Commission Act of 2005</td>
<td>Passed House 4/12/05, Senate Committee on Environment &amp; Public Works</td>
</tr>
<tr>
<td>March 24, 2005</td>
<td>Support</td>
<td>AB 1234</td>
<td>Salinas</td>
<td>Local Agencies: Compensation and Ethics</td>
<td>Chaptered 10/7/05</td>
</tr>
<tr>
<td>March 24, 2005</td>
<td>Oppose</td>
<td>SB 393</td>
<td>Ortiz</td>
<td>Special Districts</td>
<td>Died in Senate</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Date of Board Action/Activity</th>
<th>Position</th>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>April 28, 2005</td>
<td>Oppose</td>
<td>AB 573</td>
<td>Wolk</td>
<td>Design Professionals: Indemnity</td>
<td>Alive: Two-Year Bill, Senate Committee on Judiciary</td>
</tr>
<tr>
<td>April 28, 2005</td>
<td>Support, Removed Position</td>
<td>SB 409</td>
<td>Kehoe</td>
<td>General Plans: Conservation Element</td>
<td>Alive: Two-Year Bill, To enrollment</td>
</tr>
<tr>
<td>April 28, 2005</td>
<td>Support, If Amended Modified to Support</td>
<td>SB 820</td>
<td>Kuehl</td>
<td>Water</td>
<td>Vetoed, Reintroduced as SB 1640 in 2006</td>
</tr>
<tr>
<td>April 28, 2005</td>
<td>Support</td>
<td>SB 866</td>
<td>Kehoe</td>
<td>Water Use Measurement Information</td>
<td>Died in Senate</td>
</tr>
<tr>
<td>April 28, 2005</td>
<td>Support</td>
<td>HR 1190</td>
<td>Hunter</td>
<td>San Diego Water Storage and Efficiency Act of 2005</td>
<td>Passed House 3/8/06, Senate Committee on Energy &amp; Natural Resources</td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Support, If Amended Modified to Support</td>
<td>AB 1466</td>
<td>Laird</td>
<td>Tamarisk Plant Control</td>
<td>Vetoed, Similar Bill introduced, AB 984</td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Oppose</td>
<td>SB 113</td>
<td>Machado</td>
<td>California Bay-Delta Authority Act</td>
<td>Alive: Two-Year Bill, Assembly Committee on Water, Parks &amp; Wildlife</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Date of Board Action/Activity</th>
<th>Position</th>
<th>Bill Number</th>
<th>Author</th>
<th>Bill Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>May 26, 2005</td>
<td>Support</td>
<td>SB 1081</td>
<td>Ducheny</td>
<td>Resource Protection and Restoration</td>
<td>Chaptered</td>
</tr>
<tr>
<td></td>
<td>Removed Position</td>
<td></td>
<td></td>
<td>Amended to Maywood Riverfront Park Grant</td>
<td></td>
</tr>
<tr>
<td>September 6, 2005</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Oppose</td>
<td>AB 771</td>
<td>Saldana</td>
<td>Coastal Resources: CA Coastal Commission: Ex Parte</td>
<td>Vetoed</td>
</tr>
<tr>
<td>June 21, 2005</td>
<td>Removed Opposition</td>
<td></td>
<td></td>
<td>Communications</td>
<td></td>
</tr>
<tr>
<td>July 28, 2005</td>
<td>Remain Opposed</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Support</td>
<td>AB 1244</td>
<td>Wolk</td>
<td>CALFED Bay-Delta Program</td>
<td>Alive: Two-Year Bill, Senate Committee on Natural Resources &amp; Water</td>
</tr>
<tr>
<td>January 18, 2006</td>
<td>Modified to No Position - Watch</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Support</td>
<td>AB 1245</td>
<td>Wolk</td>
<td>CALFED Bay-Delta Program</td>
<td>Alive: Two-Year Bill, Senate Committee on Natural Resources &amp; Water</td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Support</td>
<td>HR 1071</td>
<td>Davis</td>
<td>Desalination Drought Protection Act of 2005</td>
<td>Awaiting Action: House Committee on Energy &amp; Commerce</td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Support</td>
<td>S 1016</td>
<td>Martinez</td>
<td>Desalination Water Supply Shortage Prevention Act of 2005</td>
<td>Pending in Senate Committee on Energy &amp; Natural Resources</td>
</tr>
<tr>
<td>Date of Board Action/Activity</td>
<td>Position</td>
<td>Bill Number</td>
<td>Author</td>
<td>Bill Name</td>
<td>Status</td>
</tr>
<tr>
<td>------------------------------</td>
<td>----------</td>
<td>-------------</td>
<td>--------</td>
<td>---------------------------------------------------------------------------</td>
<td>---------------------------------------------</td>
</tr>
<tr>
<td>May 26, 2005</td>
<td>Oppose</td>
<td>AB 672</td>
<td>Klehs</td>
<td>Reservoirs With Water Intended for Domestic Use: Recreational Use and Environmental Management Activities</td>
<td>Vetoed</td>
</tr>
<tr>
<td>June 27, 2005</td>
<td>Removed</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>July 28, 2005</td>
<td>No Position</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>September 22, 2005</td>
<td>Support</td>
<td>HR 2587</td>
<td>Cunningham</td>
<td>Reclamation Projects Authorization and Adjustment Act of 1992 Amendment</td>
<td>Pending in House Subcommittee on Water &amp; Power</td>
</tr>
<tr>
<td>January 23, 2006</td>
<td>Sponsor</td>
<td>AB 1881</td>
<td>Laird</td>
<td>Water Conservation in Landscaping Act</td>
<td>Assembly Committee on Appropriations</td>
</tr>
<tr>
<td>February 23, 2006</td>
<td>Sponsor</td>
<td>SB 1486</td>
<td>Hollingsworth</td>
<td>Alcoholic Beverages: Places of Consumption</td>
<td>Passed Senate, To Assembly</td>
</tr>
<tr>
<td>April 27, 2006</td>
<td>Support</td>
<td>AB 984</td>
<td>Laird</td>
<td>Tamarisk Plant Control</td>
<td>Senate Committee on Natural Resources &amp; Water</td>
</tr>
<tr>
<td>April 27, 2006</td>
<td>Co-sponsor</td>
<td>AB 2496</td>
<td>Laird</td>
<td>Water Conservation: Low-Flush Water Closets</td>
<td>Passed Assembly Committee on Appropriations</td>
</tr>
<tr>
<td>April 27, 2006</td>
<td>Support</td>
<td>AB 2515</td>
<td>Ruskin</td>
<td>Water Conservation</td>
<td>Assembly Committee on Appropriations</td>
</tr>
<tr>
<td>April 27, 2006</td>
<td>Support</td>
<td>SB 1640</td>
<td>Kuehl</td>
<td>Water</td>
<td>Senate Committee on Appropriations</td>
</tr>
</tbody>
</table>
### Legislation Under Review by the Water Authority as of 5/8/06

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Author</th>
<th>Title</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Last Amend</th>
<th>Disposition</th>
<th>Location</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>CA AB 159</td>
<td>Salinas [D]</td>
<td>Irrigation Districts: Directors</td>
<td>no</td>
<td>no</td>
<td>01/14/2005</td>
<td>06/02/2005</td>
<td>Pending - Carryover</td>
<td>Senate Local Government Committee</td>
<td>Requires in the case of a irrigation district formation election, the district director to be a resident, landowner and voter in the proposed district. Exempts, under certain circumstances, a director from the landownership requirement, but a director appointed or elected before a specified date, would continue to be subject to existing qualification requirements until the expiration of his or her term.</td>
</tr>
<tr>
<td>CA AB 362</td>
<td>Aghazarian [R]</td>
<td>Administrative Proceedings</td>
<td>yes</td>
<td>no</td>
<td>02/11/2005</td>
<td>06/08/2005</td>
<td>Pending - Carryover</td>
<td>Senate Environmental Quality Committee</td>
<td>Deletes provisions requiring the State Water Resources Control Board to provide guidance to the regional boards in matters of procedure and to review the boards' public participation procedures. Provides that all</td>
</tr>
</tbody>
</table>
persons shall have equal procedural rights and be afforded equal
treatment in all proceedings conducted pursuant to the Water Quality
Control Act.

STATUS:
06/08/2005 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
06/08/2005 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.

CA AB 371

AUTHOR: Goldberg [D]
TITLE: Water Recycling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/11/2005
LAST AMEND: 08/30/2005
DISPOSITION: Pending - Carryover
FILE: A-19
LOCATION: Senate Inactive File

SUMMARY:
Requires the Water Resources Control Board, for the purpose of
establishing the amount of a fee that may be imposed upon any publicly
owned treatment works, to structure the fee schedule to provide
incentives to maximize water recycling. Requires the Department of
Water Resources to adopt and submit to the Building Standards
Commission specified regulations of the Uniform Plumbing Code to
provide design standards to safely plumb buildings with both potable
and recycled water systems.

STATUS:
08/30/2005 In SENATE. Read second time and amended. To
third reading.
08/30/2005 In SENATE. To Inactive File. Support

CA AB 406

AUTHOR: Haynes [R]
TITLE: Vehicles: Driving Under the Influence: Distinctive
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/15/2005
LAST AMEND: 04/17/2006
DISPOSITION: Pending
LOCATION: Senate Transportation and Housing Committee

SUMMARY:
Relates to distinctive DUI license plates to be mounted on each motor
vehicle driven by a person convicted of a DUI for a specified period not
to exceed the current probation period. Requires the person to notify the
Department of Motor Vehicles of the court order. Provides for collection
of additional fees to fund the program.

STATUS:
04/20/2006 Re-referred to SENATE Committees on
TRANSPORTATION AND HOUSING and PUBLIC SAFETY.

NOTES: Removed Position 4/27/06
CA AB 411

**Position:** Oppose 04/28/2005

**AUTHOR:** Yee [D]  
**TITLE:** Public Contracts  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/15/2005  
**LAST AMEND:** 05/01/2006  
**DISPOSITION:** Pending  
**LOCATION:** Senate Judiciary Committee  
**SUMMARY:**
Imposes additional requirements with respect to a hearing of a public contract awarding authority in regards to the substitution of a subcontractor. Calculates the amount that may be withheld from progress payments with respect to a contract for public works of improvement, based on the sum total of specified amounts, including the amount of liquidated damages and estimated costs for completion of the contract. Requires that the retention be released within 60 days after the completion of the work.

**STATUS:**
- 05/01/2006 From SENATE Committee on JUDICIARY with author’s amendments.  
- 05/01/2006 In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.

CA AB 463

**AUTHOR:** Tran [R]  
**TITLE:** Local Agencies: Security Information  
**FISCAL COMMITTEE:** no  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/15/2005  
**DISPOSITION:** Pending - Carryover  
**LOCATION:** Senate Local Government Committee  
**SUMMARY:**
Amends the Ralph M. Brown Act which requires meetings of the legislative body of a local agency to be conducted openly and publicly, with specific exceptions. Allows a closed session with specified persons on matters posing a threat to private property or facilities that are open to the general public, including response strategies and preventative measures relating to that threat.

**STATUS:**
- 05/05/2005 To SENATE Committees on LOCAL GOVERNMENT and JUDICIARY.

CA AB 479

**AUTHOR:** Parra [D]  
**TITLE:** San Joaquin Valley  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/16/2005  
**LAST AMEND:** 01/04/2006  
**DISPOSITION:** Pending  
**LOCATION:** Senate Rules Committee  
**SUMMARY:**
Requires the Department of Water Resources to study the economic
impacts of water supply reduction in specified counties in the San Joaquin Valley.

CA AB 492

AUTHOR: Baca [D]
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 05/26/2005
DISPOSITION: Pending - Carryover
FILE: A-10
LOCATION: Senate Inactive File
SUMMARY: Requires a business that handles perchlorate material to include, as part of its business plan and any updates to the plan, information detailing the manner in which perchlorate waste generated onsite is disposed or otherwise handled.

CA AB 573

AUTHOR: Wolk [D]
TITLE: Design Professionals: Indemnity
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/16/2005
LAST AMEND: 01/05/2006
DISPOSITION: Pending
LOCATION: Senate Judiciary Committee
SUMMARY: Authorizes a public agency to require, in an agreement or contract entered into on or after a specified date, with a design professional, that the design professional indemnify, define, or hold harmless the public agency, or its officers and employees, or both, from liabilities, damages, losses, and costs, including, but not limited to, reasonable attorney's fees, to the extent caused by the negligence, recklessness, or willful misconduct of the professional and other person employed by the professional.

CA AB 797

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 01/25/2006
DISPOSITION: Pending
FILE: 48
LOCATION: Senate Third Reading File
SUMMARY:
Provides for the purposes of facilitating long-term agricultural land conservation in the Sacramento-San Joaquin Delta. Authorizes an easement located within the primary or secondary zone of the delta to be related to contract rescissions in any other portion of the secondary zone without respect to county boundary limitations. Increases the Delta Protection Commission membership. Revises provisions relating to local government or agency actions or appeals from these actions.

STATUS:
01/26/2006 In SENATE. Read second time. To third reading.

CA AB 798
AUTHOR: Wolk [D]
TITLE: Delta Levee Maintenance
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 01/04/2006
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee

SUMMARY:
Declares the legislative intent to reimburse up to 75% of costs for the maintenance of levees in the Sacramento-San Joaquin Delta. Requires the completion of a specified evaluation, to identify, based on that evaluation, those levees that require financial assistance. Requires the Reclamation Board to allocate available funds only to benefit those levees.

STATUS:
02/02/2006 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA AB 802
AUTHOR: Wolk [D]
TITLE: Land Use: Water Supply
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 01/23/2006
DISPOSITION: Pending
LOCATION: Senate Local Government Committee

SUMMARY:
Requires, upon the adoption of the general plan, the amendment of the conservation element, or the amendment of 2 or more elements of the general plan, the conservation element of the general plan to cover flood management and to consider, among other things, the existing water supply and the possible means of using flood water to supplement that supply to the general plan to include assessments of both the risk to life and property from flooding and minimization of flooding risks.

STATUS:
02/02/2006 To SENATE Committee on LOCAL GOVERNMENT.

CA AB 966
AUTHOR: Saldana [D]
TITLE: Hazardous Waste: Dental Amalgam Waste
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
<table>
<thead>
<tr>
<th>INTRODUCED:</th>
<th>02/18/2005</th>
</tr>
</thead>
<tbody>
<tr>
<td>LAST AMEND:</td>
<td>01/26/2006</td>
</tr>
<tr>
<td>DISPOSITION:</td>
<td>Pending</td>
</tr>
<tr>
<td>LOCATION:</td>
<td>Senate Environmental Quality Committee</td>
</tr>
<tr>
<td>SUMMARY:</td>
<td>Requires the owner or operator of a dental practice to implement specified best management practices to minimize the discharge of mercury into wastewater. Requires the owner or operator to maintain specific records on site and to make the records available for inspection by the enforcement agency. Defines the enforcement agency as the local or regional agency with regulatory authority over wastewater discharges into the sanitary or combined sewer system.</td>
</tr>
</tbody>
</table>

**STATUS:**

02/09/2006 To SENATE Committee on ENVIRONMENTAL QUALITY.

**CA AB 984**

| AUTHOR:   | Laird [D] |
| TITLE:    | Tamarisk Plant Control |
| FISCAL COMMITTEE: | yes |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 02/18/2005 |
| LAST AMEND: | 01/04/2006 |
| DISPOSITION: | Pending |
| LOCATION:  | Senate Natural Resources and Water Committee |
| SUMMARY:   | Authorizes a plan to control or eradicate tamarisk plants in the Colorado River Watershed. Requires collaboration with affected water agencies and other affected entities. |

**STATUS:**

02/02/2006 To SENATE Committee on NATURAL RESOURCES AND WATER.


**CA AB 1038**

| AUTHOR:   | Houston [R] |
| TITLE:    | Construction Defects |
| FISCAL COMMITTEE: | no |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 02/22/2005 |
| LAST AMEND: | 04/28/2005 |
| DISPOSITION: | Pending - Carryover |
| LOCATION:  | Senate Rules Committee |
| SUMMARY:   | States the intent of the Legislature to enact legislation governing the use of indemnification and additional-insured provisions in construction contracts with respect to construction defect disputes. |

**STATUS:**

05/19/2005 To SENATE Committee on RULES.

**CA AB 1128**

| AUTHOR:   | Blakeslee [R] |
| TITLE:    | California Regional Water Quality Control Board Members |
| FISCAL COMMITTEE: | yes |
| URGENCY CLAUSE: | no |
Authorizes a board member of a regional water quality control board to participate in specified board actions if the actions apply on a regionwide basis, are not decisions in which the board member has a financial interest, and are not specified actions required to be undertaken pursuant to the federal Clean Water Act or certain other enforcement-related actions.

CA AB 1165

**AUTHOR:** Bogh [R]

**TITLE:** Energy Agency Reorganization

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2005

**LAST AMEND:** 08/31/2005

**DISPOSITION:** Pending - Carryover

**LOCATION:** Senate Energy, Utilities and Communications Committee

Abolishes the Energy Resources and Conservation Commission, the Consumer Power and Conservation Financing Authority and the Electricity Oversight Board. Creates the Department of Energy, the Energy Commission and the Office of Energy Market Oversight within the department. Provides for the powers, duties and responsibilities of the new organizations.

**STATUS:**

01/05/2006 Withdrawn from SENATE Committee on RULES.

01/05/2006 Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

CA AB 1244

**AUTHOR:** Wolk [D]

**TITLE:** Water Commission: CALFED Bay Delta Program

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/22/2005

**LAST AMEND:** 05/03/2006

**DISPOSITION:** Pending

**LOCATION:** Senate Natural Resources and Water Committee

Establishes the State Water Commission to provide oversight for the development and implementation of the State Water Plan and the CALFED Bay-Delta Program. Enacts the CALFED Bay-Delta Program Reform Act to revise and recast the management of the existing program. Establishes an Executive Management Team to coordinate the work of the state and federal agencies involved in the program. Establishes a Bay-Delta Public Advisory Committee to provide recommendations on the implementation of the program.
STATUS:
05/03/2006 From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.
05/03/2006 In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
Position: Support 05/26/2005, Watch 01/18/2006

CA AB 1245
AUTHOR: Wolk [D]
TITLE: CALFED Bay-Delta Program
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 04/21/2005
DISPOSITION: Pending - Carryover
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:
Relates to the California Bay-Delta Authority. Establishes the Environmental Water Account Fund for the benefit of the California Bay-Delta Environmental Water Account Program. Authorizes the money in the fund to be expended for the protection and recovery of fishery resources, the adjustment of the operations of the State Water Project, or the Central Valley Project, or the acquisition of water to supplement the water made available by regulation. Authorizes the acquiring or selling of water.

STATUS:
06/09/2005 To SENATE Committee on NATURAL RESOURCES AND WATER.
Position: Support 05/26/2005

CA AB 1362
AUTHOR: Levine [D]
TITLE: Renewable Portfolio Standard Program
INTRODUCED: 02/22/2005
LAST AMEND: 07/12/2005
DISPOSITION: Pending - Carryover
FILE: A-16
LOCATION: Senate Inactive File
SUMMARY:
Revises and recasts intent language in the Renewable Energy Resources Program so that the amount of electricity generated per year from renewable energy resources is increased to an amount that equals at least 20% of the total electricity generated for consumption in the state by 2010. Restates the target of the renewables portfolio standard to increase the amount of electricity procured from eligible renewable energy resources, so it equals 20% of the electricity sold at retail in the per year by 2010.

STATUS:
08/29/2005 In SENATE. To Inactive File.

CA AB 1433
AUTHOR: Emmerson [R]
TITLE: Public Finance Contracts
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
Specifies that no approval, sale or issuance of bonds, and no approval, sale, or issuance of any conduit revenue bonds for the benefit of any charitable nonprofit organization borrowing the proceeds of those bonds, and no limited project approval of such organization bond-financed project by any state or local government bond issuer of conduit revenue bonds constitutes an approval of a project for purpose of the Environmental Quality Act.

Requires the review period established by the State Clearinghouse for environmental impact reports, proposed negative declarations or proposed mitigated negative declarations under the California Environmental Quality Act to be at least as long as the period of review by a state agency. Allows the state agency review period and the public review period to run concurrently.

Provides for the financing of state and local government infrastructure through various funding sources, including bonds, fees, assessments, and other sources. Funds transportation, flood control, safe water systems, environmental improvement, housing, hospital seismic safety repair, and emergency public safety communications equipment.
| TITLE: | Water: Flood Protection and Clean, Safe Water Supply |
| INTRODUCED: | 01/10/2006 |
| DISPOSITION: | Pending |
| LOCATION: | ASSEMBLY |
| STATUS: | 01/10/2006 INTRODUCED. |

**CA AB 1877**

| AUTHOR: | Nakanishi [R] |
| TITLE: | Natural Community Conservation Plan |
| FISCAL COMMITTEE: | yes |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 01/19/2006 |
| LAST AMEND: | 04/27/2006 |
| DISPOSITION: | Pending |
| LOCATION: | Assembly Appropriations Committee |
| SUMMARY: | Requires the Department of Fish and Game to enter into a planning agreement with the state Reclamation Board to prepare a natural community conservation plan that encompasses the Sacramento and San Joaquin Drainage District, to provide comprehensive management and conservation of multiple wildlife species. Exempts from lake or streambed alteration agreement and notice provisions of existing law, a flood control or flood management activity identified in any implementation agreement for that plan. |
| STATUS: | 04/27/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. |

**CA AB 1881**

| AUTHOR: | Laird [D] |
| TITLE: | Water Conservation |
| FISCAL COMMITTEE: | yes |
| URGENCY CLAUSE: | no |
| INTRODUCED: | 01/23/2006 |
| LAST AMEND: | 05/04/2006 |
| DISPOSITION: | Pending |
| COMMITTEE: | Assembly Appropriations Committee |
| HEARING: | 05/10/2006 9:00 am |
| SUMMARY: | Requires the Department of Water Resources to update the model local water efficient landscape ordinance and to include in the ordinance restrictions on overspray and runoff. Makes the ordinance applicable within the jurisdiction of a local agency, if the local agency has not adopted a ordinance that is at least as effective as the updated ordinance in conserving water. Requires the installation and use of separate water meter for landscape purposes by each water purveyor as a condition of new service. |
| STATUS: | }
CA AB 1924
AUTHOR: Koretz [D]
TITLE: Bird Nests and Eggs: Penalties
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/01/2006
LAST AMEND: 04/17/2006
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Makes it unlawful to take, possess, or destroy the nest, aeries, or eggs of any fully protected, endangered, or threatened bird, or any philopatric bird protected by the Migratory Bird Treaty Act at any time, unless the nest taken, possessed, or destroyed had been previously designated by the Department of Fish and Game to have been permanently abandoned. Makes violations punishable by criminal penalties including license revocation.
STATUS: 04/25/2006 In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Failed passage.

CA AB 1961
AUTHOR: Richman [R]
TITLE: Public Employees' Retirement: Performance Audit
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/06/2006
DISPOSITION: Pending
LOCATION: Assembly Public Employees, Retirement and Social Security Committee
SUMMARY: Requires the Bureau of State Audits to conduct and complete a performance audit of the Public Employees' Retirement System on or before December 31, 2007, and every 3 years thereafter, and to report its findings to the Board of Administration of the system and the Legislature.
STATUS: 04/19/2006 In ASSEMBLY Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY: Failed passage.

CA AB 1966
AUTHOR: Garcia [R]
TITLE: Capital Investment Incentive Program: Powerplants
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/09/2006
LAST AMEND: 03/29/2006
DISPOSITION: Pending
FILE: 111
Amends existing law that establishes the capital investment program that authorizes a local government to pay a capital investment incentive amount to a proponent of a qualified manufacturing facility, including what types of business operate the facility to include within those types of business, a business engaged in the operation of a powerplant used for the production of electricity from one or more specified energy sources.

**STATUS:**
05/01/2006 In ASSEMBLY. Read second time. To third reading.

**CA AB 1969**

**AUTHOR:** Yee [D]
**TITLE:** Electrical Corporations: Water Agencies
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/09/2006
**LAST AMEND:** 05/04/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Appropriations Committee

Requires every electrical corporation to file with the Public Utilities Commission a standard tariff for renewable energy output produced at an electric generation facility that is an eligible renewable energy resource. Requires the corporation to make this tariff available to public water or wastewater agencies that own and operate an electric facility on a first-come-first-served basis, until the combined statewide cumulative rated capacity reaches a specified total amount of megawatts.

**STATUS:**
05/04/2006 Re-referred to ASSEMBLY Committee on APPROPRIATIONS.
05/04/2006 From ASSEMBLY Committee on APPROPRIATIONS with author's amendments.
05/04/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

**CA AB 1990**

**AUTHOR:** Walters [R]
**TITLE:** Eminent Domain
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/09/2006
**LAST AMEND:** 04/03/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Housing and Community Development Committee

Prohibits a city, county, special district, school district, community redevelopment agency, or community development commission or joint powers agency from exercising the power of eminent domain to acquire any real property if ownership of the property will be transferred to a private party or private entity. Provides exceptions.

**STATUS:**
04/26/2006  In ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT:  Failed passage.
04/26/2006  In ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT:  Reconsideration granted.

CA AB 2000

**AUTHOR:** La Malfa [R]
**TITLE:** Levees: Unlawful Entry
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/09/2006
**LAST AMEND:** 05/01/2006
**DISPOSITION:** Pending
**LOCATION:** SENATE
**SUMMARY:**
Makes it a infraction, punishable by prescribed fines, for a person, except emergency or disaster service workers and public utility workers acting in the course of his or her duties, to unlawfully enter upon a levee on which signs forbidding trespass are displayed while operating a motor vehicle, or causes damage or otherwise impairs the functions of the levee.
**STATUS:**
05/04/2006  In ASSEMBLY.  Read third time.  Passed ASSEMBLY.  *****To SENATE.

CA AB 2011

**AUTHOR:** Vargas [D]
**TITLE:** Local Agency Investments
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/09/2006
**LAST AMEND:** 03/15/2006
**DISPOSITION:** Pending
**LOCATION:** Senate Local Government Committee
**SUMMARY:**
Relates to investments in, and criteria by, which local agencies, may invest surplus funds. Authorizes the investment of those funds in certificates of deposit under specified conditions.
**STATUS:**
05/04/2006  To SENATE Committees on LOCAL GOVERNMENT and BANKING, FINANCE AND INSURANCE.

CA AB 2018

**AUTHOR:** Saldana [D]
**TITLE:** Reclamation District No. 348: Trustee Elections
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/10/2006
**LAST AMEND:** 03/30/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Local Government Committee
**SUMMARY:**
Amends provisions of existing law with regard to the election of and the number of trustees in Reclamation District No. 348.
**STATUS:**
03/30/2006 To ASSEMBLY Committee on LOCAL GOVERNMENT.
03/30/2006 From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.
03/30/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.

CA AB 2189

AUTHOR: Blakeslee [R]
TITLE: Energy: Renewable Energy Issues
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/22/2006
LAST AMEND: 04/20/2006
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY: Makes the incremental amount of electricity generated by an existing small hydroelectric generation facility resulting from efficiency improvements eligible to meet the renewables portfolio standard. Provides that a small hydroelectric generation facility that is an eligible renewable energy resource retains eligibility if efficiency improvements at the facility not to exceed 30 megawatts, and the facility does not require a new or increased appropriation or diversion of water.
STATUS: 05/04/2006 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

CA AB 2208

AUTHOR: Jones [D]
TITLE: Delta Levee and Conveyance System: Water User Fee
INTRODUCED: 02/22/2006
LAST AMEND: 04/06/2006
DISPOSITION: Pending
COMMITTEE: Assembly Appropriations Committee
HEARING: 05/10/2006 9:00 am
SUMMARY: Requires the Department of Water Resources to conduct a study to identify the persons or entities that benefit from the delta levee and conveyance system and to submit a report to the Legislature that reflects the conclusions of the study. Requires the department to include in the report recommendations as to those persons and entities on which a user fee should be imposed to create dedicated revenue stream to pay for improvements to the system.
STATUS: 04/25/2006 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.

CA AB 2396

AUTHOR: Calderon [D]
TITLE: Metropolitan Water Districts
INTRODUCED: 02/23/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to the Metropolitan Waster District Act. Amends the act to change the composition of the board of directors and to provide for the direct election of members of the board by voters residing in the service area of the district.

**STATUS:**
02/23/2006 INTRODUCED.

**CA AB 2397**

**AUTHOR:** Calderon [D]
**TITLE:** Metropolitan Water Districts: Service Contracts
**INTRODUCED:** 02/23/2006
**DISPOSITION:** Pending
**FILE:** 127
**LOCATION:** Assembly Third Reading File

Relates to the Metropolitan Waster District Act. Prohibits a district from entering into a contract for permanent or temporary services, skilled or unskilled, if such services are of a kind that persons selected through its civil service system could perform adequately and competently.

**STATUS:**
05/04/2006 In ASSEMBLY. Read second time. To third reading.

**CA AB 2399**

**AUTHOR:** Garcia [R]
**TITLE:** Border Infrastructure
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/23/2006
**LAST AMEND:** 04/03/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Appropriations Committee

Requires the Secretary of Business, Transportation and Housing to prepare and provide the Legislature a study on the infrastructure development along the border between the state and Mexico and any need for alternative financing mechanisms suited to the challenges of the border region.

**STATUS:**
05/03/2006 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

**CA AB 2402**

**AUTHOR:** Ruskin [D]
**TITLE:** Public Water Systems: Treatment
**INTRODUCED:** 02/23/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Appropriations Committee

Requires the Department of Health Services to identify treatment methods, technologies and other management options that reduce or eliminate the need to add additives to drinking water, to report to the Legislature and to post such report and data on its Internet Web site.

**STATUS:**
05/03/2006 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
CA AB 2428

**AUTHOR:** Canciamilla [D]
**TITLE:** Public Meetings
**INTRODUCED:** 02/23/2006
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**

Authorizes a state body subject to the Bagley-Keene Open Meeting Act and a local body subject to the Ralph M. Brown Act to require that a speaker addressing the body who claims to represent a group disclose the number of members in the group, the top 3 sources of funding for the group and the location of the group's headquarters or where the group is based. Requires any person who appears before a house of the Legislature or any committee thereof who claims to represent a group to make the same disclosures.

**STATUS:**

02/23/2006 INTRODUCED.

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CA AB 2496

**AUTHOR:** Laird [D]
**TITLE:** Water Conservation: Low-Flush Water Closets
**INTRODUCED:** 02/23/2006
**LAST AMEND:** 04/06/2006
**DISPOSITION:** Pending
**FILE:** 14
**LOCATION:** Assembly Second Reading File

**SUMMARY:**

Requires all new buildings constructed in the state that use tank type use water closets to use a specified amount of water per flush that is less than currently allowed. Requires all new buildings that uses flushometer type water closets and all wash-down urinals to use a specified amount of water per flush that is less than that currently allowed. Requires the same of tank type and all flushometer-type water closets.

**STATUS:**

05/03/2006 From ASSEMBLY Committee on APPROPRIATIONS: Do pass.

**NOTES:**

Co-sponsor - 4/27/06

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CA AB 2515

**AUTHOR:** Ruskin [D]
**TITLE:** Water Conservation
**INTRODUCED:** 02/23/2006
**LAST AMEND:** 04/17/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Appropriations Committee

**SUMMARY:**

Requires the Energy Resources Conservation and Development Commission to establish water efficiency standards for residential and commercial water-using appliances and other water-using applications and to prepare and submit a report that sets forth recommendations regarding the utilization of water use ratings for those appliances and products. Requires the Public Utilities Commission to prepare and submit a report regarding an accounting method for water conservation and efficiency programs.

**STATUS:**
CA AB 2619

**AUTHOR:** Daucher [R]

**TITLE:** Orange County Water District

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/24/2006

**LAST AMEND:** 04/03/2006

**DISPOSITION:** Pending

**COMMITTEE:** Assembly Appropriations Committee

**HEARING:** 05/10/2006 9:00 am

**SUMMARY:**
Requires the county assessor and tax collector of Orange County to perform duties of those respective offices on behalf of the Orange County Water District. Authorizes the district to appoint and employ engineers and other officers and employees deemed necessary. Requires the district board of directors to provide the county’s board of supervisors with an estimate of the money needed by the district for the current fiscal year. Provides the requirements for completion of specified duties by the district.

**STATUS:**
04/26/2006 From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS.

CA AB 2644

**AUTHOR:** Montanez [D]

**TITLE:** Vended Water

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/24/2006

**LAST AMEND:** 04/06/2006

**DISPOSITION:** Pending

**LOCATION:** Assembly Appropriations Committee

**SUMMARY:**
Increases the annual license fee for a water-vending machine. Provides required cleaning and servicing of such machines. Requires water testing for each product dispensed by a machine or a retail water facility. Provides the time frame for keeping records of such activities. Requires that a telephone number supplied for prescribed information be a toll-free number. Requires the posting of a notice on every machine that uses a source which is under investigation for contamination. Requires specified testing.

**STATUS:**
04/25/2006 From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.

CA AB 2659

**AUTHOR:** Ruskin [D]

**TITLE:** Bay Area Regional Water System: Improvement Program
INTRODUCED: 02/24/2006
LAST AMEND: 04/17/2006
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee

SUMMARY:
Prohibits a state agency from taking any action to delay the implementation of the capital improvement program as that program is required to be undertaken by the Wholesale Regional Water System Security and Reliability Act. Authorizes a public entity or private person to notify the State Department of Health Services or the Seismic Safety Commission of any delay in violation of the bill's provisions.

STATUS:
04/17/2006 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
04/17/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.

CA AB 2700
AUTHOR: Saldana [D]
TITLE: San Diego Regional Water Quality Control Board

SUMMARY:
Requires the San Diego Regional Water Quality Control Board to take all necessary action to facilitate compliance in connection with its operation of the International Wastewater Treatment Plant in San Diego county and the discharge of waste through the South Bay Ocean Outfall. Requires the board to assist to assist the International Boundary and Water Commission in its efforts to oversee the design and construction of a secondary wastewater treatment project.

STATUS:
04/25/2006 In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.

CA AB 2710
AUTHOR: Koretz [D]
TITLE: Backflow Protection
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 04/27/2006
DISPOSITION: Pending
COMMITTEE: Assembly Appropriations Committee
HEARING: 05/10/2006 9:00 am

SUMMARY:
Declares the intent of the Legislature to subsequently amend the Safe Drinking Water Act to include provisions that would address the installation, using a phased installation schedule, of real-time continual monitoring sensing devices on backflow protection devices connected to the water distribution system of public water systems. Authorizes the Department of Health Services to adopt regulations setting standards for
voluntary installation of sensing devices on backflow protection values.

**STATUS:**
04/27/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

**CA AB 2848**
**AUTHOR:** Emmerson [R]
**TITLE:** Municipal Water Districts
**INTRODUCED:** 02/24/2006
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**
Makes technical, nonsubstantive changes to existing law that grants to municipal water districts certain specified powers. The district may exercise any of these express powers and any powers necessarily implied from these express powers.

**STATUS:**
02/24/2006 INTRODUCED.

**CA AB 2874**
**AUTHOR:** Benoit [R]
**TITLE:** Renewables Portfolio Standard
**INTRODUCED:** 02/24/2006
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**
States the intent of the Legislature to establish a program to encourage water and wastewater agencies to develop renewable energy resources to help retail sellers of electricity meet the State's renewables portfolio standard.

**STATUS:**
02/24/2006 INTRODUCED.

**CA AB 2879**
**AUTHOR:** Niello [R]
**TITLE:** Elections: Unlawful Expenditures
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/24/2006
**LAST AMEND:** 03/27/2006
**DISPOSITION:** Pending
**LOCATION:** Assembly Elections and Redistricting Committee

**SUMMARY:**
Prohibits the use of local agency funds, services, personnel time, property, supplies or equipment to advocate the approval or rejection of a ballot measure or to advocate the election or defeat of a candidate. Provides the entities that may bring an action, enjoining or remedy of a violation and the procedures therefor. Exempts expenditures by local agencies resources to support ballot measures if the violation relates to specified constitutionally required ballot measures.

**STATUS:**
04/08/2006 In ASSEMBLY Committee on ELECTIONS AND REDISTRICTING: Not heard.

**CA AB 2901**
**AUTHOR:** Wolk [D]
**TITLE:** Mercury Monitoring and Remediation
Enacts the Mercury Monitoring and Remediation Act. Establishes the Mercury Monitoring and Remediation Fund to be administered by the State Water Resources Control Board. Authorizes the state board to expend money in the fund, upon appropriation by the Legislature, for unspecified purposes.

STATUS:
05/03/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA AB 2933

AUTHOR: Houston [R]

TITLE: Environmental Protection: Environmental Quality Act

INTRODUCED: 02/24/2006

DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY:
Makes nonsubstantive, technical changes to a California Environmental Quality Act provision that requires a local agency to prepare and certify the completion of, an environmental impact report on a project they intend to carry out or approve that may have a significant effect on the environment.

STATUS:
02/24/2006 INTRODUCED.

CA AB 2943

AUTHOR: Salinas [D]

TITLE: Water Charges: Residential Fire Sprinkler Systems

INTRODUCED: 02/24/2006

DISPOSITION: Pending

LOCATION: Assembly Local Government Committee

SUMMARY:
Prohibits a local water supplier that supplies water to retail customers from imposing or increasing water charges solely due to the installation of a residential fire sprinkler system.

STATUS:
03/30/2006 To ASSEMBLY Committee on LOCAL GOVERNMENT.

CA AB 2951

AUTHOR: Goldberg [D]

TITLE: Capital Facilities Fees

FISCAL COMMITTEE: no

URGENCY CLAUSE: no

INTRODUCED: 02/24/2006

LAST AMEND: 05/01/2006

DISPOSITION: Pending

LOCATION: Assembly Second Reading File

SUMMARY:
Requires a public agency that provides public utility services to only charge a public agency rates, charges, surcharges or fees that are
determined on the basis of the same objective criteria and methodology applicable to comparable nonpublic users. Provides commencement requirements for any judicial action or proceeding brought by a public agency that seeks a refund or challenges the validity, of a fee, rate, charge, or surcharge or increase, or any action to validate an ordinance.

STATUS:
05/03/2006 From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass as amended to Committee on APPROPRIATIONS.

CA AB 2971

AUTHOR: Leslie [R]
TITLE: Water: Metered Service
INTRODUCED: 02/24/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes technical, conforming changes to existing law that requires an urban water supplier to charge each customer that has a service connection for which a water meter has been installed, based on the actual volume of deliveries, as measured by the water meter.

STATUS:
02/24/2006 INTRODUCED.

CA AB 3003

AUTHOR: La Malfa [R]
TITLE: Department of Water Resources: Administration
INTRODUCED: 02/24/2006
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Provides that, except as otherwise provided in a general obligation bond act, the maximum amount that shall be allocated for administrative expenses shall not exceed 3% of the total amount of funds that the Department of Water Resources is required to administer and that are derived from a general obligation bond act.

STATUS:
04/25/2006 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.

CA AB 3021

AUTHOR: Nunez [D]
TITLE: California-Mexico Relations
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 04/06/2006
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Establishes the California-Mexico Border Relations Council to consist of specified state officials. Requires the council to, among other things, coordinate activities relating to trade, immigration, environment, energy, transportation, health, homeland security, agriculture, and
tourism of state agencies that are related to cross-border programs, initiatives, projects, and partnerships that exist within state government.

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<th>STATUS:</th>
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<tr>
<th>CA ACA 5</th>
<th>Richman [R]</th>
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<tbody>
<tr>
<td>TITLE:</td>
<td>Public Retirement Systems</td>
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<tr>
<td>LOCATION:</td>
<td>Assembly Public Employees, Retirement and Social Security Committee</td>
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| SUMMARY: | Proposes a Constitutional amendment to establish the California Public Employee Defined Contribution Plan. Provides that on and after July 1, 2007, any person hired as a new employee by a public agency may enroll only in a defined contribution plan of a public pension or retirement system, and is prohibited from enrolling in a defined benefit plan. Limits employer contributions to a defined contribution plan to an unspecified percentage of employer payroll. |
| STATUS: | 04/14/2005 To ASSEMBLY Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY. |

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<th>CA ACA 7</th>
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<tr>
<td>TITLE:</td>
<td>Local Governmental Taxation</td>
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<td>LOCATION:</td>
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| SUMMARY: | Proposes a Constitutional Amendment to change the 2/3 voter-approval requirement for special taxes to instead authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. Makes technical nonsubstantive changes to these provisions. |
| STATUS: | 05/25/2005 In ASSEMBLY Committee on APPROPRIATIONS: Heard, remains in Committee. |

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<tr>
<th>CA ACA 23</th>
<th>Richman [R]</th>
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<tbody>
<tr>
<td>TITLE:</td>
<td>Public Employee Retirement Plan</td>
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<tr>
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<td>DISPOSITION:</td>
<td>Pending</td>
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<tr>
<td>LOCATION:</td>
<td>Assembly Public Employees, Retirement and Social Security Committee</td>
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SUMMARY:
Proposes an amendment to the Constitution that would establish the Public Employees Retirement Plan. Provides that any person hired by a public agency on or after a specified date, shall enroll in a defined benefit plan. Prescribes the contribution rates and other requirements for the plans. Requires disability and death benefits to be provided under the plans. Specifies the entities responsible for administering the plans. Permits agencies to exceed contribution limits.

STATUS:
01/30/2006 To ASSEMBLY Committees on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY and APPROPRIATIONS.
01/30/2006 From ASSEMBLY Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY with author's amendments.
01/30/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYEES, RETIREMENT AND SOCIAL SECURITY.

CA SB 1
AUTHOR: Murray [D]
TITLE: State Solar Initiative
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/06/2004
LAST AMEND: 04/04/2006
DISPOSITION: Pending
FILE: 74
LOCATION: Assembly Second Reading File
SUMMARY:
Requires a seller of production homes to offer the option of a solar energy system to all customers negotiating the purchase of such home and to disclose certain information. Allows a bypass of this requirement for the installation of a solar energy system in such homes. Requires the Public Utilities Commission on implementing the State Solar Initiative to award monetary incentives for eligible solar energy systems, to adopt a performance-based incentive program including energy efficiency improvements.

STATUS:
04/24/2006 From ASSEMBLY Committee on UTILITIES AND COMMERCE: Do pass as amended.

CA SB 74
AUTHOR: Budget and Fiscal Review Cmt
TITLE: Emergency Flood Protection and Levee Repair Bond Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 01/14/2005
LAST AMEND: 03/15/2006
DISPOSITION: Pending
FILE: 15
LOCATION: Senate Unfinished Business
SUMMARY:
Enacts the Emergency Flood Protection and Levee Repair Bond Act of
2006 which would authorize the issuance, under the State General Obligations Bond Law, of bonds in a specified amount for the purposes of financing a specified flood protection program. Requires the measure to be submitted before the voters at the June 6, 2006 statewide primary election.

**STATUS:**

03/15/2006 Withdrawn from ASSEMBLY Committee on RULES.

03/15/2006 In ASSEMBLY. Read second time. To third reading.

03/15/2006 In ASSEMBLY. Read third time and amended. To third reading.

03/15/2006 In ASSEMBLY. Read third time, urgency clause adopted. Passed ASSEMBLY. *****To SENATE for concurrence.

**CA SB 107**

**AUTHOR:** Simitian [D]

**TITLE:** Renewable Energy

**INTRODUCED:** 01/20/2005

**LAST AMEND:** 08/30/2005

**DISPOSITION:** Pending - Carryover

**FILE:** 136

**LOCATION:** Assembly Third Reading File

**SUMMARY:**
Revises and recasts language so the amount of electricity generated per year from eligible renewable energy resources is increased to an amount that equals at least 20% of the total electricity sold to retail customers per year by December 31, 2010. Provides an exemption. Requires the Energy Commission to develop mechanisms for renewable energy credits and to include an assessment of increasing electricity from renewable resources in its energy report. Relates to payments to out of state facilities.

**STATUS:**

08/31/2005 In ASSEMBLY. Read second time. To third reading.

**CA SB 113**

**AUTHOR:** Machado [D]

**TITLE:** California Bay-Delta Authority Act

**INTRODUCED:** 01/24/2005

**LAST AMEND:** 04/14/2005

**DISPOSITION:** Pending - Carryover

**LOCATION:** Assembly Water, Parks and Wildlife Committee

**SUMMARY:**
Relates to existing law which requires the California Bay-Delta Authority to review, approve, and make recommendations regarding certain annual program plans and project expenditures submitted by the implementing agencies based on prescribed criteria. Requires the authority, in undertaking that review, approval or modification, to consider the extent to which those plans or expenditures are consistent with the beneficiary pays principle.

**STATUS:**

06/09/2005 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

**Position:** Oppose

**CA SB 153**

**AUTHOR:** Chesbro [D]
Enacts the California Clean Water, Safe Neighborhood Parks, and Coastal Protection Act of 2006. Authorizes for the purposes of financing a program for the acquisition, development, improvement, preservation, rehabilitation, and restoration of agricultural, coastal, cultural, forest, historical, park, recreational and water resources in the state, the issuance of bonds, pursuant to the General Obligation Bond Law, of bonds in a specified amount.

Amends the Safe Drinking Water Act. Requires the Office of Environmental Health Hazard Assessment to revise the public health goal for perchlorate in drinking water as soon as possible after new methods for analyzing pathways of exposure become available to the office. Provides considerations that the office may use in the revisions of the goal. Requires the Department of Health Services to amend its maximum contamination level.

Increases the circumstances under which an employee is entitled to protected leave pursuant to the Family Rights Act by eliminating the age and dependency elements from the definition of child, and permitting an
employee to take leave to care for a seriously ill grandparent, sibling, or domestic partner. Provides an employer violates the act if it fails to grant or interferes with an employee's right to take family leave. Provides for employer violation.

**STATUS:**
08/17/2005 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

**CA SB 350**

**AUTHOR:** Machado [D]

**TITLE:** San Joaquin River Restoration and Water Management

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/16/2005

**LAST AMEND:** 07/05/2005

**DISPOSITION:** Pending - Carryover

**LOCATION:** Assembly Water, Parks and Wildlife Committee

**SUMMARY:** Establishes the San Joaquin River Fund in the State Treasury. Requires the Secretary of the Resources Agency to make grants available for projects that improve habitat and physical conditions in and along the San Joaquin River to facilitate the restoration of stream flows and native anadromous fish populations, or result in the acquisition of cost-effective replacement water supplies and related actions. Appropriates fund for the grant program. Requires a study on the restoration of the river.

**STATUS:**
07/06/2005 In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.

**CA SB 409**

**AUTHOR:** Kehoe [D]

**TITLE:** Emergency Health Care Services: Appropriations

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** yes

**INTRODUCED:** 02/17/2005

**LAST AMEND:** 04/27/2006

**DISPOSITION:** To Governor

**LOCATION:** To enrollment

**SUMMARY:** Appropriates from the General Fund moneys to the Department of Health Services and to the Emergency Medical Services Authority for the 2005-06 fiscal year, for specified public health purposes, including emergency health care services.

**STATUS:**
05/04/2006 In SENATE. Urgency clause adopted. SENATE concurred in ASSEMBLY amendments. To enrollment.

**NOTES:** Removed Position 4/27/06

**Position:** Support 04/28/2005

**CA SB 420**

**AUTHOR:** Simitian [D]

**TITLE:** Public Contracts: Procurements: Recycled Products

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no
INTRODUCED: 02/17/2005
LAST AMEND: 01/04/2006
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Makes a technical, nonsubstantive change to correct an erroneous reference to a state agency in the local public entity provisions regarding the procurement of recycled products.

STATUS:
02/16/2006 To ASSEMBLY Committee on NATURAL RESOURCES.

CA SB 511

AUTHOR: Hollingsworth [R]
TITLE: County Water Authority
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/18/2005
LAST AMEND: 01/24/2006
DISPOSITION: Pending
LOCATION: Assembly Local Government Committee
SUMMARY:
Requires a county water authority to report to the Legislature regarding the implementation of the procedures governing the meetings and actions of the standing committees of its board of directors that were adopted by that board in 2004 and 2005.

STATUS:
03/22/2006 In ASSEMBLY Committee on LOCAL GOVERNMENT: Not heard.

CA SB 646

AUTHOR: Kuehl [D]
TITLE: Water Discharge Requirements: Waivers
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 08/25/2005
DISPOSITION: Pending
FILE: 79
LOCATION: Assembly Unfinished Business - Reconsideration
SUMMARY:
Provides conditions to be included in a waiver for waste discharge requirements. Requires the State Water Resources Board or a regional water quality control board to include the payment of an annual fee as a condition of a waiver of certain waste discharge requirements. Requires the annual fee to be adequate to pay for the cost of the waiver program. Makes provisions in connection with violations of discharge requirements or of board orders or prohibitions also applicable to certain violations.

STATUS:
09/08/2005 In ASSEMBLY. Read third time. Failed to pass ASSEMBLY.
09/08/2005 In ASSEMBLY. Motion to reconsider.

CA SB 729

AUTHOR: Simitian [D]
TITLE: Water Quality
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 01/19/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to the Water Resources Control Board and regional boards. Requires the state board to hold regular meetings, to implement a public information program on water quality matters, to prepare its budget in a certain manner, to establish a water quality coordinating committee, to prepare certain guidelines reflecting prioritization of the cleanup of certain state waters. Relates to the membership of regional boards and abatement of water pollution and nuisance.
STATUS:
01/26/2006 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 757
AUTHOR: Kehoe [D]
TITLE: Oil Conservation, Efficiency and Alternative Fuels Act
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 02/27/2006
DISPOSITION: Pending
LOCATION: Assembly Transportation Committee
SUMMARY:
Enacts the Oil Conservation, Efficiency and Alternative Fuels Act. Requires state agencies to take the state's transportation energy goals into account in adopting rules and regulations. Requires a report assessing specified violations of air pollution, water pollution, and hazardous waste regulations by each oil refinery and the disposition of the violations. Requires Cal-EPA to submit an assessment of the transportation energy conservation, efficiency and any alternative fuel policies that are adopted.
STATUS:
02/27/2006 From ASSEMBLY Committee on TRANSPORTATION with author's amendments.
02/27/2006 In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.

CA SB 1024
AUTHOR: Perata [D]
TITLE: Public Works and Improvements: Bond Measure
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/22/2005
LAST AMEND: 01/26/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Enacts the Safe Facilities, Improved Mobility, and Clean Air Bond Act of 2005 to authorize general obligation bonds for the state transportation improvement program, levee improvements, passenger rail improvements, restoration of Proposition 42 funds, port infrastructure
and security, trade corridors, transit security, grade separation, local bridge seismic projects, state-local transportation projects, emissions reduction, environmental enhancement, transit-oriented development, and housing for infill.

**STATUS:**
01/30/2006 In SENATE. Read third time. Passed SENATE. 
*****To ASSEMBLY.

**CA SB 1070**

**AUTHOR:** Kehoe [D]
**TITLE:** Water Quality Information
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/22/2005
**LAST AMEND:** 08/25/2005
**DISPOSITION:** Pending - Carryover
**FILE:** A-3
**LOCATION:** Senate Inactive File

**SUMMARY:**
Requires the Water Resources Control Board to implement a public information program involving water quality and to maintain information on water quality research and other pertinent matters. Requires the board to place on its Web site information on water quality research, standards, regulations, enforcement and pertinent matters. Requires the board to prepare an inventory of water quality monitoring activities within coastal watersheds, bays and estuaries. Relates to a Water Quality Monitoring Council.

**STATUS:**
09/06/2005 In SENATE. From third reading. To Inactive File.

**CA SB 1166**

**AUTHOR:** Aanestad [R]
**TITLE:** Flood Protection & Clean, Safe, Reliable Water Supply
**INTRODUCED:** 01/10/2006
**DISPOSITION:** Pending
**LOCATION:** Senate Natural Resources and Water Committee

**SUMMARY:**
Enacts the Flood Protection and Clean, Safe, Reliable Water Supply Bond and Financing Acts of 2006 and 2010. Authorizes the issuance and sale of bonds for the purposes of financing specified flood protection and water management programs. Imposes an annual water resources capacity charge on each retail water supplier in the state based on the number and types of water connections in its service area according to a prescribed schedule.

**STATUS:**
01/19/2006 To SENATE Committee on NATURAL RESOURCES AND WATER.

**CA SB 1242**

**AUTHOR:** Lowenthal [D]
**TITLE:** Integrated Regional Water Management Planning Act
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/07/2006
**LAST AMEND:** 04/17/2006
DISPOSITION: Pending  
COMMITTEE: Senate Appropriations Committee  
HEARING: 05/08/2006 2:00 pm  
SUMMARY:
Amends the Integrated Regional Water Management Planning Act. Redefines qualified projects or programs under the act to add projects or programs to improve storm water management, reduce water pollution or pollutant loads, or improve urban or agricultural water use efficiency. Authorizes a water corporation to participate in a regional water management group. Adds requirements for a local public agency to participate in developing an integrated regional water management plan.
STATUS:
04/25/2006 From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS.

CA SB 1317  
AUTHOR: Torlakson [D]  
TITLE: Property Tax Revenue Allocations: Public Utilities  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/16/2006  
LAST AMEND: 04/25/2006  
DISPOSITION: Pending  
COMMITTEE: Senate Appropriations Committee  
HEARING: 05/08/2006 2:00 pm  
SUMMARY:
Requires that the assessed value of qualified property placed in service by a public utility be allocated entirely to the county in which the property is located among the county, certain special districts, and school entities in the same shares derived from the utility in the prior fiscal year. Requires that the balance of these revenues remaining after these allocations have been made be allocated to water districts, cities, or the county.
STATUS:
04/25/2006 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA SB 1425  
AUTHOR: Kuehl [D]  
TITLE: Groundwater Extraction  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/22/2006  
LAST AMEND: 03/29/2006  
DISPOSITION: Pending  
LOCATION: ASSEMBLY  
SUMMARY:
Relates to the annual notification of a certain extraction of groundwater in a state Water Resources Control Board board-designated local area. Modifies the definition of board-designated local area to include any area for which the local agency has formally agreed to accept the required notice. Requires the board to designate an entity as a local agency if the board determines the agency meets specified requirements.
STATUS:
05/04/2006 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.

CA SB 1446  
**AUTHOR:** Torlakson [D]  
**TITLE:** User Fees and Assessments: Sacramento Flood Control  
**INTRODUCED:** 02/22/2006  
**DISPOSITION:** Pending  
**LOCATION:** Senate Rules Committee  
**SUMMARY:** Declares intent to authorize the Reclamation Board, in consultation with the Department of Water Resources, to establish a beneficiary pays system and to collect user fees and assessments for levee maintenance and other flood control purposes in the delta.  
**STATUS:** 03/02/2006 To SENATE Committee on RULES.

CA SB 1486  
**AUTHOR:** Hollingsworth [R]  
**TITLE:** Alcoholic Beverages: Places of Consumption  
**INTRODUCED:** 02/23/2006  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  
**SUMMARY:** Provides that the prohibition against the sale or consumption of alcoholic beverages on the grounds of a public schoolhouse does not apply if the grounds on which the alcoholic beverage is acquired, possessed, used, or consumed is property of a community college that is leased, licensed, or otherwise provided for use as a water conservation demonstration garden and community passive recreation resource by a joint powers agency.  
**STATUS:** 05/04/2006 In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.  
**NOTES:** Water Authority-Sponsored Legislation

CA SB 1506  
**AUTHOR:** Margett [R]  
**TITLE:** Department of Water Resources: Water Projects: Energy  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/23/2006  
**LAST AMEND:** 03/30/2006  
**DISPOSITION:** Pending  
**LOCATION:** ASSEMBLY  
**SUMMARY:** Exempts, for purposes of the State Water Project, certain contracts and agreements relating to the purchase and sale of electric power or natural gas entered into by the Department of Water Resources for those purposes. Exempts those contracts from specified state contracting law, if the department determines that the application of those contracting laws is detrimental to the purposes of the State Water Project.  
**STATUS:**
CA SB 1574

AUTHOR: Kuehl [D]
TITLE: Sacramento-San Joaquin Delta
INTRODUCED: 02/23/2006
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/08/2006 2:00 pm
SUMMARY:
Relates to the Sacramento-San Joaquin Delta or the Sacramento and San Joaquin river systems. Requires one of those principal options to be designated to reduce dependence on the delta for water supply through greater investments in local water supplies, water use efficiency, water recycling, demand management programs, and other actions outside the delta.
STATUS:
04/25/2006 From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS.

CA SB 1604

AUTHOR: Margett [R]
TITLE: Public Contracts: Bids and Disputes
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 04/18/2006
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/08/2006 2:00 pm
SUMMARY:
Makes a technical change by repealing a duplicative provision in the Government Code that already exists in the Public Contract Code. Requires that bid specifications provide a period of time after the award of the contract to allow the contractor to submit data that demonstrates that a concern or product to be provided under the contract is equal to the concern or product identified in the bid specification. Requires the contracts to include that the bidder did not participate in collusive activities.
STATUS:
04/18/2006 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA SB 1605

AUTHOR: Margett [R]
TITLE: Public Contracts: Public Works
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 03/27/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to public works contracts that involve digging trenches deeper
than four feet below the surface. Specifies that the contractor notify the public entity of any physical conditions that differ from conditions indicated by information about the site made available to bidders prior to the deadline for submitting bids.

STATUS:
05/04/2006 In SENATE. Read third time. Passed SENATE.
****To ASSEMBLY.

CA SB 1608
AUTHOR: Simitian [D]
TITLE: Transportation: Landscaping Projects
INTRODUCED: 02/24/2006
LAST AMEND: 05/02/2006
DISPOSITION: Pending
LOCATION: Senate Appropriations Committee
SUMMARY: Requires the Department of Transportation, cities, counties and transit or transportation districts or operators, that receive state funds for transportation capital projects to select and use regionally appropriate indigenous plants.

STATUS:
05/02/2006 In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

CA SB 1612
AUTHOR: Simitian [D]
TITLE: Clean Drinking Water Water Supply Security Bond Act
INTRODUCED: 02/24/2006
LAST AMEND: 04/06/2006
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY: Enacts the Clean Drinking Water, Water Supply Security, and Environmental Improvement Bond Act of 2006 which, if approved by the voters would authorize, for purposes of financing a water conveyance and environmental improvement program, the issuance of General Obligation Bonds.

STATUS:
04/06/2006 From SENATE Committee on RULES with author's amendments.
04/06/2006 In SENATE. Read second time and amended. Re-referred to Committee on RULES.

CA SB 1618
AUTHOR: McClintock [R]
TITLE: Local Agency Contracts
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 04/17/2006
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Authorizes Ventura County Flood Control District to perform emergency work for negotiated contract without advertising for bids or requiring
bonds if specified procedures are followed. Renames the Ventura County Flood Control District the Ventura County Watershed District. Authorizes that district to perform emergency work by negotiated contract without advertising for bids or requiring bonds if specified procedures are followed. Makes technical conforming amendments.

STATUS:
04/27/2006 In SENATE. Read third time. Passed SENATE.
****To ASSEMBLY.

CA SB 1640

AUTHOR: Kuehl [D]
TITLE: Water
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/24/2006
LAST AMEND: 04/19/2006
DISPOSITION: Pending
COMMITTEE: Senate Appropriations Committee
HEARING: 05/08/2006 2:00 pm
SUMMARY: Relates to a report of hydrologic conditions of water project facilities to each contractor, water diversions covered by a permit or license for small domestic or livestock stockpond uses, civil liability for failing to file a statement for a diversion or use, the State Water Plan, and coordination of an urban water management plan with utilities that provide electric or gas service. Establishes a groundwater monitoring program for the monitoring of the depth to groundwater in a particular basin.

STATUS:
04/25/2006 From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS.


CA SB 1679

AUTHOR: Margett [R]
TITLE: Local Agencies: Ethics
INTRODUCED: 02/24/2006
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY: Makes a technical, nonsubstantive change to existing law that provides for the establishment and operations of cities and counties, districts, and other local government agencies, the composition of their governing bodies, and the payment of governing body members for attending meeting and performing other duties. Requires that specified local agency officials receive training with respect to ethics laws.

STATUS:
03/09/2006 To SENATE Committee on RULES.

CA SB 1795

AUTHOR: Machado [D]
TITLE: Groundwater Recharge
INTRODUCED: 02/24/2006
LAST AMEND: 04/18/2006
DISPOSITION: Pending
Declares that the recharging of a groundwater basin by a local agency for the purpose of repelling saline intrusion and recovering basin groundwater levels constitutes a beneficial use of water if the recharge is consistent with management objectives set forth in the agency's groundwater management plan. Requires that every application for a permit to appropriate water for groundwater discharge purposes set forth specified information.

CA SB 1817

Amends existing law that requires certain natural hazard disclosures to be made upon the transfer of residential property and prescribes the manner and form of the disclosures to require additional environmental hazard disclosures to be made and prescribes the manner and form of the disclosures.

CA SB 1818

Provides that in any civil action brought by a big box retailer to challenge the validity or application of an ordinance, rule, regulation, or initiative measure regulating zoning that is adopted by any local government entity, the court shall award attorney's fees and other litigation expenses to the local governmental entity if the local governmental entity is the prevailing party and the court finds that the big box retailer acted in an arbitrary or capricious manner in bringing the action.
CA SB 1832

AUTHOR: Kehoe [D]
TITLE: Public Records: Fee Waiver
INTRODUCED: 02/24/2006
LAST AMEND: 04/18/2006
DISPOSITION: Pending
LOCATION: Senate Judiciary Committee
SUMMARY: Provides that a state agency shall not charge a fee for a copy of a public record that it is required to disclose if disclosure of the record is in the public interest because it is likely to contribute to public understanding of the operations or activities of the government and not primarily in the commercial interest of the requester. Requires state agency officials to consider specified information about the requester, the information requested, and the proposed use of the information.
STATUS: 04/25/2006 In SENATE Committee on JUDICIARY: Not heard.

CA SCA 20

AUTHOR: McClintock [R]
TITLE: Eminent Domain: Condemnation Proceedings
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/11/2006
DISPOSITION: Pending
LOCATION: Senate Judiciary Committee
SUMMARY: Provides that private property may be taken or damaged only for a stated public use and not without the consent of the owner for purposes of economic development, increasing tax revenue, or any other private use, nor for maintaining the present use by a different owner. Provides that if the property ceases to be used for the stated public use, the former owner would have the right to reacquire the property for its fair market value.
STATUS: 04/25/2006 In SENATE Committee on JUDICIARY: Failed passage.
04/25/2006 In SENATE Committee on JUDICIARY: Reconsideration granted.

CA ACA 1 a

AUTHOR: Richman [R]
TITLE: Public Employee Defined Contribution Plan
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/06/2005
DISPOSITION: Pending
LOCATION: Assembly Public Sector Committee
SUMMARY: Proposes an amendment to the Constitution that establishes the California Public Employee Defined Contribution Plan. Provides that on and after July 1, 2007, any person hired by a public agency may enroll only in a defined contribution plan of a public pension or retirement system, and is prohibited from enrolling in a defined benefit plan. Permits an active member of a benefit plan, during a specified period, to
transfer a sum equal to the member's interest in the benefit plan to a contribution plan.

STATUS:
03/02/2005 In ASSEMBLY Committee on PUBLIC SECTOR: Heard, remains in Committee.

US HR 125
SPONSOR: Issa [R]
TITLE: Santa Margarita River
INTRODUCED: 01/04/2005
LAST AMEND: 12/13/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
Authorizes the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes.

STATUS:
12/14/2005 In SENATE. Read second time.
12/14/2005 To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

Position: Support 02/24/2005

US HR 135
SPONSOR: Linder [R]
TITLE: Comprehensive Water Strategy
INTRODUCED: 01/04/2005
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY:
Establishes the Twenty-First Century Water Commission to study and develop recommendations for a comprehensive water strategy to address future water needs.

STATUS:
04/13/2005 In SENATE. Read second time.
04/13/2005 To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

Position: Support 02/24/2005

US HR 1071
SPONSOR: Davis Ji [D]
TITLE: Desalination Facilities
INTRODUCED: 03/03/2005
DISPOSITION: Pending
LOCATION: House Energy and Commerce Committee
SUMMARY:
Directs the Secretary of Energy to make incentive payments to the owners or operators of qualified desalination facilities to partially offset the cost of electrical energy required to operate such facilities.

STATUS:
02/28/2006 From HOUSE Committee on RESOURCES: Reported as amended.
02/28/2006 To HOUSE Committee on ENERGY AND COMMERCE.
Support 05/26/2005

US HR 1190
SPONSOR: Hunter [R]
| Title: Four Reservoir Intertie System Study |
|---|---|
| Introduced: 03/09/2005 |
| Last Amend: 03/08/2006 |
| Disposition: Pending |
| Location: Senate Energy and Natural Resources Committee |
| Summary: To direct the Secretary of the Interior to conduct a feasibility study to design and construct a four reservoir intertie system for the purposes of improving the water storage opportunities, water supply reliability, and water yield of San Vicente, El Capitan, Murray, and Loveland Reservoirs in San Diego County, California in consultation and cooperation with the City of San Diego and the Sweetwater Authority, and for other purposes. |
| Status: 03/09/2006 In SENATE. Read second time. 03/09/2006 To SENATE Committee on ENERGY AND NATURAL RESOURCES. |
| Position: Support 04/28/2005 |

**US HR 2587**

| Sponsor: Cunningham [R] |
|---|---|
| Title: Reclamation Projects Authorization and Adjustment Act |
| Introduced: 05/24/2005 |
| Disposition: Pending |
| Location: HOUSE |
| Status: 05/24/2005 INTRODUCED. 05/24/2005 To HOUSE Committee on RESOURCES. |
| Position: Support 09/22/2005 |

**US S 1016**

| Sponsor: Martinez [R] |
|---|---|
| Title: Secretary of Energy |
| Introduced: 05/12/2005 |
| Disposition: Pending |
| Location: Senate Energy and Natural Resources Committee |
| Summary: Directs the Secretary of Energy to make incentive payments to the owners or operators of qualified desalination facilities to partially offset the cost of electrical energy required to operate the facilities. |
| Status: 10/20/2005 In SENATE Committee on ENERGY AND NATURAL RESOURCES: Hearings held. |
| Position: Support 05/26/2005 |
May 17, 2006

Attention: Legislation, Conservation, and Outreach Committee

Outreach activities for the month of April 2006 (Information)

Purpose
This report outlines the activities performed by the Public Affairs department in supporting Water Authority programs and projects.

Background
During April, the Public Affairs department supported Water Authority programs and projects, assisted member agencies, worked with people directly affected by Water Authority construction projects, conducted media relations activities, provided outreach to government officials, educated students and supplied information through various means, including publications and the website. (See attachment for a detailed listing of activities.)

Discussion
The attached Summary of Activities details work performed by the department.

Prepared by: Donna Nenow, Public Affairs Supervisor
Reviewed by: Bill Jacoby, Director of Public Affairs

Attachment
1. Summary of Activities
OUTREACH ACTIVITIES

April 2006

Community Relations

The Water Authority sponsored a table at the San Diego Hispanic Chamber of Commerce Annual Gala on April 1. The event installed the new board of directors and presented several awards to various community leaders for their contributions to the region’s Hispanic community.

On April 7-8, Director Larry Dick of the Municipal Water District of Orange County brought an MWD tour to San Diego. The tour explored the various ways the Water Authority is diversifying its supply and educating the community on conservation practices. The group also visited Olivenhain Dam and Reservoir; Rancho Peñasquitos Pressure Control and Hydroelectric Facility; the Water Conservation Garden; and Twin Oaks Valley Water Treatment Plant.

Imperial Valley

Staff attended meetings of the Imperial Irrigation District board, Local Entity, Imperial County Board of Supervisors, Farm Worker Coalition, and various Chamber of Commerce and community events. On April 8, staff participated in the annual Child Abuse Prevention Council Children’s Fair.

Consultant – DePinto Morales advised Water Authority staff on communications issues, outreach activities, and opportunities for board and staff involvement in Imperial Valley. The consultant participated in Water Authority discussions on community and governmental activities associated with the water transfer and QSA implementation, and maintained frequent communication with the Water Authority’s Imperial Valley community relations representative. The consultant participated in QSA Implementation Team weekly conference calls and attended the QSA Ad Hoc Committee meeting.

Speakers Bureau Program

Staff made four presentations during April. These included: the Willowbrook Estates Homeowners Association on water supply diversification and an overview of the Water Authority’s major programs, the Escondido Sunrise Rotary on the desalination program, the San Diego Hispanic Chamber of Commerce Board of Directors on an overview of the Coachella Canal Lining project, and the Coronado Roundtable on an overview of the Water Authority.

Government Relations

Staff supported submission of the California clothes washer waiver petition to the federal EPA and coordinated the comment period letter-writing campaign. The petition exempts from preemption California’s water efficiency standards for residential clothes washers. Staff collaborated with the California Energy Commission, California Urban Water Conservation
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Council, Water Authority member agencies, Metropolitan Water District, Natural Resources Defense Council, and Pacific Gas and Electric to support this effort.

On April 25, staff attended the Asian Business Association’s Rice Club Luncheon featuring keynote speaker Supervisor Ron Roberts. Topics included the county’s programs and economic sustainability. Supervisor Roberts highlighted the county’s successes, challenges, and future opportunities.

**Legislative Advocacy**

The Water Authority’s legislative advocates reported the following activities for the month of April.

**V. John White**

- Held discussions with Ben Clay and Jonathan Clay regarding water conservation legislation and the Governor’s approach to climate change
- Held meeting with Jonathan Clay regarding State Lands Commission policy debate on once-through cooling for power plants and possible impacts on the Water Authority’s desalination projects
- Held meetings and discussions with Kip Lipper, chief environmental advisor to President pro Tempore Don Perata, and Bill Craven, chief consultant, Senate Natural Resources Committee, regarding status and prospects for resources and environmental provisions of infrastructure bonds, and the bond initiative
- Held meetings with Senator Denise Ducheny regarding Imperial County economic development and US/Mexico border collaboration on environmental issues

**Susan McCabe**

- Monitored desalination projects (Cal-Am/Monterey, Poseidon Resources, Huntington Beach)
- Monitored California Coastal Commission hearing for items relating to desalination
- Conducted discussions with California Coastal Commissioners regarding upcoming permit application
- Conducted discussions with Water Authority on State Lands Commission’s resolution regarding once-through cooling

**Robert Morales**

- No lobbying activities to report for March

**Media Relations**

The *North County Times, The San Diego Union-Tribune*, and *The Daily Transcript* published articles on the Water Authority’s plans to release its draft EIR for the seawater
desalination project at Encina. Staff provided a media briefing on the draft EIR to The San Diego Union-Tribune, San Diego Business Journal and The Daily Transcript. The San Diego Union-Tribune published an article announcing a public hearing in Carlsbad on the draft EIR. The North County Times published an article on the April 27 public hearing on the draft EIR.

The Daily Transcript launched a weekly column on water in San Diego County. The first article in late March interviewed Water Authority General Manager Maureen Stapleton.

KNSD-TV (NBC 7/39) interviewed Principal Water Resource Specialist Vickie Driver on the morning news program regarding summer conservation and managing treated water demand.

The North County Times and The Daily Transcript published articles on board action to fund the additional costs of full construction of the All-American Canal Lining Project. Lawsuits to stop the AACLP were the subject of articles in the Imperial Valley Press, The San Diego Union-Tribune, the North County Times and Engineering News-Record Magazine.

**Publications**

*Connections* – Staff posted the monthly employee newsletter to the Intranet.

*GM’s News & Notes* – Staff compiled and edited articles and mailed the April issue to board members and member agency general managers.

**School Education**

Staff and board members presented awards to this year’s science fair winners. Staff continued to work on the design for the Water Authority’s Xeriscape garden exhibit at the San Diego County Fair. San Diego City Schools made arrangements to duplicate and distribute the Water Authority’s water-history video series to every third- and fourth-grade classroom in the San Diego Unified School District. Additional copies will be distributed to every school in San Diego County.

The entire education staff attended a National Science Teacher’s Conference in Anaheim, California, and discovered the latest teaching methodologies and new technology in science education. Staff also attended a Department of Water Resources meeting in Hemet, California, held a Xeriscape gardening workshop for teachers at the Water Conservation Garden, made classroom presentations, and held teacher in-service training sessions.

**CIP Projects**

**Emergency Storage Project**

Staff coordinated production planning for an updated ESP video and participated in contract budget discussions with the consultant.
Consultant – Katz and Associates oversaw the installation of the Olivenhain Dam kiosk and coordinated the removal of the Manchester Wetlands project sign.

**Lake Hodges Pipeline and Pump Station**

Staff coordinated the preparation of a letter to the Mt. Israel community alerting residents to shaft work at the Olivenhain Dam as the tunnel approaches the area. Staff also contacted the Del Dios Town Council to schedule a May 10 construction activities update to the community.

Consultant – Katz & Associates sent an email to the Del Dios community regarding tunnel safety training with the local fire department at the project site, to be conducted on four consecutive Sundays. The consultant began preparing the May community update letter and mailed a letter to the Mt. Israel community advising of future work for the pipeline at the dam.

**San Vicente Pipeline**

Staff continued preparing for media and staff activities to commemorate the arrival of the tunnel boring machines later this spring. Staff made project update presentations to the Lakeside and Mira Mesa planning groups, participated in a meeting with McMillin Co. and other developers to discuss the Central Shaft, and provided information for an article in the *Poway News Chieftain*.

Consultant – Katz & Associates coordinated a tunnel boring machine coloring contest for children, produced a project update letter and Beeler Canyon community update postcard, and finalized a photographic project tour on the Water Authority website. The consultant also added new StoneBridge Estates residents to the project mailing list, staffed the Lakeside Planning Group and Mira Mesa Planning Group briefings, and prepared meeting summaries.

**San Vicente Dam Raise**

Staff participated in a technical panel to identify potential alternative sites to be carried forward in the environmental review for additional carryover storage.

Consultant – Katz & Associates finalized the San Vicente Dam Raise kiosk, researched fishing-related businesses in Lakeside that might have concerns about reservoir closure, and prepared for summer outreach events at the reservoir. The consultant also coordinated with the city of San Diego on an article about the closure of San Vicente Reservoir.

**Mission Trails Projects**

Staff finalized an article submitted to *Tierra Times* regarding the April 27 EIR public hearing; responded to questions from the public regarding the draft EIR; sent an email reminder to the project working group and stakeholder email list about the public hearing; and edited the Spring 2006 issue of the project newsletter, *Park WaterMark*. 
Consultant – Katz & Associates produced updated exhibits, drafted a Tierra Times article regarding the draft EIR public hearing, coordinated preparations and staffing for the public hearing.

**Del Dios Pipeline 4 Relining**

Staff continued communications with several residents affected by the project, responded to resident inquiries, continued developing a brochure to explain the Water Authority’s easements, and collaborated with the consultant on additional notices and restoration issues as the project approaches completion.

Consultant – Katz & Associates drafted notices about project activities, distributed an update letter to the Elfin Forest and San Dieguito planning groups, and continued coordinating the logistics of the outdoor Rancho Peñasquitos project closeout event for residents.

**Seawater Desalination Program**

Staff coordinated a mailing to approximately 12,000 homes and businesses along the alternative pipeline alignments, elected officials, community organizations and other stakeholders announcing the release of the draft EIR and public hearing dates for the project. Staff held an evening public hearing in Carlsbad on April 24, and a second public hearing at the April 27 meeting of the Water Planning Committee. To update elected officials on the draft EIR, staff began developing a fact sheet summarizing key findings identified in the document.

Consultant – Katz & Associates produced the mailing announcing the release of the draft EIR and produced and staffed the two public hearings. Senior representatives of Katz & Associates continued to provide strategic counsel on public outreach for the project.

**Twin Oaks Valley Water Treatment Plant**

Staff – Staff sent four email updates to residents regarding installation of a traffic signal to facilitate construction traffic, the need for overtime work, and a Saturday visit to the project site by an MWD tour.

Consultant – Katz & Associates began drafting the spring edition of Valley View, the project newsletter.

**Rancho Peñasquitos Pressure Control and Hydroelectric Facility**

Staff presented a project update to the Mira Mesa Community Planning Group.

Consultant – There is no consultant assigned to this project.