LEGISLATION, CONSERVATION AND OUTREACH COMMITTEE

AGENDA FOR

MARCH 25, 2010

Marilyn Dailey – Chair
Ron Morrison – Vice Chair
Elsa Saxod – Vice Chair
Gary Arant
Keith Blackburn
Gary Croucher
Mitch Dion
Frank Hilliker
Jeremy Jungreis
Vincent Mudd
Mark Muir
Yen Tu
Mark Watton
Howard Williams
Ken 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 legislative positions.**

**Staff recommendation:** Adopt positions of:
1. Support on AB 1929 (Hall)
2. Support on AB 1975 (Fong)
3. Oppose on AB 2049 (Arambula)
4. Oppose, unless amended, on AB 2092 (Huffman)
5. Support on AB 2336 (Fuller)
6. Support on SB 808 (Wolk)
7. Support, if amended, on SB 918 (Pavley). (Action)

1-C **Adopt a position of Support on the Clean Renewable Water Supply Act of 2009 (H.R. 4132 and S. 1371).**

**Staff recommendation:** Adopt a position of Support on the Clean Renewable Water Supply Act of 2009 (H.R. 4132 and S. 1371). (Action)

1-D **Stormwater Legislative Policy Guidelines.**

**Staff recommendation:** Adopt revised legislative policy guidelines. (Action)

1-E **Conservation Requirements of SBX 7-7. (Information)**

**III. INFORMATION**

1. Presentation on Water Authority Annual Report for Fiscal Year 2009.  
   **Steve Hubert**

2. Small Contractor Outreach and Opportunities Program Quarterly report.  
   **Emily Yanushka**

   **Jim Bowersox**

   **Jeff Volberg**

5. Public Affairs outreach activities quarterly report.  
   **Jason Foster**

   **Jeff Volberg**
IV. ADJOURNMENT

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 (Recodified). All items on the agenda, including information items, may be deliberated and become subject to action. All public documents provided to the committee or Board for this meeting including materials related to an item on this agenda and submitted to the Board of Directors within 72 hours prior to this meeting may be reviewed at the San Diego County Water Authority headquarters located at 4677 Overland Avenue, San Diego, CA 92123 at the reception desk during normal business hours.

Doria F. Lore
Clerk of the Board
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

Adopt positions of:

1. Support on AB 1929 (Hall)
2. Support on AB 1975 (Fong)
3. Oppose on AB 2049 (Arambula)
4. Oppose, unless amended, on AB 2092 (Huffman)
5. Support on AB 2336 (Fuller)
6. Support on SB 808 (Wolk)
7. Support, if amended, on SB 918 (Pavley). (Action)

Staff recommendation
Adopt positions of:

1. Support on AB 1929 (Hall)
2. Support on AB 1975 (Fong)
3. Oppose on AB 2049 (Arambula)
4. Oppose, unless amended, on AB 2092 (Huffman)
5. Support on AB 2336 (Fuller)
6. Support on SB 808 (Wolk)
7. Support, if amended, on SB 918 (Pavley). (Action)

Alternatives
Do not adopt the recommended positions or adopt a modified position or positions.

Fiscal Impact
No direct fiscal impact.

Background
Staff recommends that the board take positions on the following bills that have been introduced in the Legislature in 2010.

Discussion
AB 1929 (Hall) Invasive Aquatic Species: mussels
Prior Board Action: The board adopted a position of Support on AB 804 (Hall) on March 26, 2009. AB 804 passed out of the Legislature, but was vetoed by the Governor.

AB 1929 provides that the operator of a public water supply system will not be criminally or civilly liable for the spread of quagga or zebra (dreissenid) mussels, if the operator has prepared an approved plan for the control and prevention of mussels and is in compliance with the plan. Under existing law, the operator of a water system may be held liable for the spread of mussels, even if the operator has had a plan approved and is complying with the plan.
AB 1929 is sponsored by ACWA. It is similar to AB 804, also sponsored by ACWA, which passed out of the Legislature in 2009, but was vetoed by the Governor. The Governor’s veto stated that the bill would exempt water system operators from having to act responsibly to control or prevent the spread of mussels, even though the bill specified that, to be exempt from liability, the operator of the water system has to have a plan approved and be in full compliance with the plan. The Governor was also concerned that the bill would shift liability to the state.

AB 1929 is the result of further discussions with the Department of Fish and Game, and has been drafted to avoid the language problems that caused the Governor to veto the bill. Without this bill, the Water Authority and its member agencies could be criminally and civilly liable for the spread of zebra or quagga mussels from their water supply systems, even if they are taking all the efforts required by existing law to control or prevent the spread of the mussels.

The Water Authority’s Legislative Policy Guidelines state that it shall be the Water Authority’s policy to support bills that exempt owners and operators of water supply facilities from criminal and civil liabilities associated with dreissenid mussel infestations if due diligence requirements are being met. (LPG: Water Facilities, No. 11, page 9.)

Staff recommends a position of Support on AB 1929.

**AB 1975 (Fong) Water Charges and Meters: multiunit residential structures**

AB 1975 requires that all multiunit residential structures (apartment buildings) built after January 1, 2011 have water submeters for each residential unit. The bill authorizes landowners to charge their tenants separately for water by the volume of water delivered, as measured by the submeters. There is an exception for highrises where the plumbing configurations make submetering infeasible.

The Water Authority’s Legislative Policy Guidelines state that it shall be the Water Authority’s policy to support bills that require submetering connections to be built in new construction of new multiple unit commercial or residential structures. (LPG: Water Use Efficiency, No. 10, page 11.)

Staff recommends a position of Support on AB 1975.

**AB 2049 (Arambula) State Water Resources Development System: water delivery**

This bill would limit to 10 years any transfer of a contractual right to agricultural irrigation water from the State Water Project to an urban user. The author has introduced this bill to emphasize the fact that certain farmers and agricultural water suppliers in Kern County have transferred the rights to their SWP supply to urban water suppliers. The author finds it unseemly that, at a time of shortage in the agricultural community, SWP contractors should be profiting by selling their water supplies.
The bill, however, does little to resolve this issue other than drawing attention to it. By placing limits on one type of water transfer, the bill could set a precedent for other limits on transfers to solve local problems. There is no real need for this bill, and it could set a dangerous precedent.

Staff recommends a position of Oppose on AB 2049.

**AB 2092 (Huffman) Delta Stewardship Council: planning and administration fee**

The Delta bill package that passed out of the Legislature on November 4, 2009 created the Delta Stewardship Council. The Council is charged with preparing a Delta Plan and ensuring that actions in the Delta conform to the plan. The Council inherited the responsibilities and assets of the California Bay-Delta Authority, which no longer exists. Along with the assets of the CBDA comes a certain amount of funding from the state’s general fund for ongoing CALFED projects, but there is no money set aside specifically for the Council’s administrative and planning costs.

AB 2092 provides short-term funding for the Council through a fee on the State Water Project (SWP) and Central Valley Project (CVP) contractors. The fee would be based on a “reasonable estimate of the benefits” received by the SWP and CVP contractors.

The Water Authority’s Legislative Policy Guidelines state that the Water Authority will oppose a bill that “imposes a water user fee for statewide projects or programs, for which the projects or programs are not clearly defined, the beneficiaries identified, and the reasonable costs identified.” (LPG Fiscal Policy and Water Rates, Oppose, No. 14, Page 15.) This bill imposes a fee solely on the SWP and CVP contractors, although the benefits will extend to many more users of the Delta. The California Urban Water Agencies (CUWA) has developed a table of the many beneficiaries of state activities in the Delta, which could be used to spread the costs across a much wider base.

Staff recommends that the Water Authority adopt a position of Oppose, unless the bill is amended to:

- Include other beneficiaries besides the SWP and CVP contractors in the proposed initial fee;
- Spread the Council’s planning and administrative costs more broadly to all persons or groups that benefit from or cause impacts to the Delta watershed;
- Require that any fees recommended by the Council be developed through an open, transparent public process; and
- Include a funding cap and sunset clause for the initial fee.

**AB 2336 (Fuller) Delta Stewardship Council**

Prior Board Action: At its meeting on June 25, 2009, the board adopted a position of Support on AB 1253 (Fuller), a bill that had a very similar purpose. AB 1253 failed to pass out of the Legislature.

AB 2336 requires the Delta Stewardship Council to consider the effects of invasive and predatory species on listed fish species in the Delta and to recommend methods of eliminating
those effects. As scientific research continues in the Delta, it is becoming increasingly apparent that at least part of the decline in fish species is due to the presence of invasive species and introduced predators, such as striped bass. The state, however, has focused on the export pumps for restrictions. Without acknowledging and eliminating the effects of invasive and predatory species, restrictions at the export pumps will not restore the populations of listed fish species.

Staff recommends adoption of a position of Support on AB 2336.

**SB 808 (Wolk) Delta Levee Maintenance**

Areas of dry land in the Delta are protected by earthen levees. These levees create the channels that move water toward the export pumps. Levee failures create water quality problems by bringing saltwater into the interior of the Delta and holding it there. Delta levee maintenance is essential to maintaining a high-quality water supply for Southern California. Much of the Delta levee maintenance is done by local reclamation districts with financial help from the state in the form of subvention payments.

SB 808 extends the state’s Delta levee maintenance subvention program for three more years after its normal expiration on July 1, 2010. A subvention is a state cost-sharing arrangement. Under the Delta levee maintenance subvention program, the state pays 75 percent of the costs of Delta levee maintenance and improvements, upon approval of the Reclamation Board.

Staff recommends adoption of a position of Support on SB 808.

**SB 918 (Pavley) Water Recycling**

Current law requires the Department of Public Health (DPH) to establish statewide recycling criteria for each type of use of recycled water that affects public health. This bill would require DPH to develop and adopt uniform criteria for indirect potable reuse for groundwater recharge by December 31, 2013 and for surface water augmentation by December 31, 2014. The bill would also require DPH to investigate the feasibility of developing uniform criteria for direct potable reuse. Financing would be made available through the use of revenues from fines for water quality violations, up to the amount of $500,000 per year.

In 2009, Senator Pavley introduced SB 565, which required the State Water Resources Control Board to produce a plan to ensure that at least 50 percent of wastewater that is currently discharged into the ocean is reused. SB 565 was sponsored by the Planning and Conservation League (PCL), an environmental organization. At its meeting on April 23, 2009, the Water Authority board adopted a position of Oppose, unless amended on SB 565. SB 565 has since been amended to deal with another subject, and SB 918 is the subject of a compromise between the author, the sponsor, and the WaterReuse Association.

SB 918 is intended to facilitate the development of indirect potable reuse, and eventually direct potable reuse, while ensuring public health. By requiring the development of uniform criteria statewide, the bill simplifies the permitting process for indirect potable reuse projects.
Various local agencies, including the City of San Diego, are currently involved in projects that involve reservoir augmentation and groundwater recharge with recycled water under existing law. Water Authority staff have proposed amendments to the bill that would ensure that projects that are already under way would not be hampered or impeded by the studies or regulations required by the bill. Water Authority staff also proposes that the bill be amended to require a comprehensive package of criteria to be adopted by DPH by December 31, 2016 rather than incremental adoptions of criteria over a series of years.

Staff recommends adoption of a position of Support, if amended on SB 918.

Prepared by: Jeffrey A. Volberg, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachments: 1. AB 1929
2. AB 1975
3. AB 2049
4. AB 2092
5. AB 2336
6. SB 808
7. SB 918
An act to amend Section 2301 of the Fish and Game Code, relating to invasive aquatic species.

LEGISLATIVE COUNSEL'S DIGEST

AB 1929, as introduced, Hall. Invasive aquatic species: mussels.
Existing law, until January 1, 2012, generally prohibits a person from possessing, importing, shipping, or transporting in the state, or from placing, planting, or causing to be placed or planted in any water within the state, dreissenid mussels, and authorizes the Director of Fish and Game or his or her designee to engage in various enforcement activities. Existing law exempts a public or private agency that operates a water supply system from those enforcement activities, if the operator of the facilities has prepared and implemented a prescribed plan to control or eradicate dreissenid mussels.
Existing law provides that a person who violates or resists, delays, obstructs, or interferes with the implementation of these provisions is subject to a penalty, in an amount not to exceed $1,000, that is imposed administratively by the department.
This bill would provide that an operator of water delivery and storage facilities, who has prepared, initiated, and is in compliance with a plan to control and eradicate dreissenid mussels in accordance with the above existing provisions of law, would not be subject to any civil or criminal liability for the introduction of dreissenid mussel species as a result of operations of those facilities. The bill would provide that neither the director's enforcement activities, nor the prohibition on a person
SECTION 1. The Legislature finds and declares all of the following:

(a) Quagga mussels, related to zebra mussels in the genus Dreissena, are native to the Black and Caspian Seas of Eastern Europe.

(b) Both zebra and quagga mussels appeared in the Great Lakes of the United States in the late 1980s, apparently brought to this country in the ballast water of transoceanic ships.

(c) Quagga mussels can reproduce quickly. Up to forty thousand (40,000) quagga mussels can colonize within one square meter. The mussels damage water supply infrastructure by clogging pipes and pumping equipment. In addition, the mussels outcompete other species for food and with their large numbers can overwhelm native ecosystems.

(d) While California mandates that water system operators manage their reservoirs and delivery systems to prevent and control mussel infestations, complete eradication of quagga mussels in any infested large water body is unlikely. Eradication efforts in the American Midwest have failed.

(e) Given that eradication from large water bodies is physically impossible and that water delivery systems are essential to maintain public health and safety, the Legislature finds that implementation of the available measures to control mussel infestations and prevent the spread of the mussels to new water bodies is the most that can reasonably be required of water supply agencies.

(f) Compliance with current legal requirements for mussel monitoring and management plans in water supply systems are sufficient to protect agencies from unlimited liability for dealing with the consequences of this invasive species.
SEC. 2. Section 2301 of the Fish and Game Code is amended to read:

2301. (a) (1) Except as authorized by the department, a person shall not possess, import, ship, or transport in the state, or place, plant, or cause to be placed or planted in any water within the state, dreissenid mussels.

(2) The director or his or her designee may do all of the following:

(A) Conduct inspections of conveyances, which include vehicles, boats and other watercraft, containers, and trailers, that may carry or contain adult or larval dreissenid mussels. Included as part of this authority to conduct inspections is the authority to temporarily stop conveyances that may carry or contain adult or larval dreissenid mussels on any roadway or waterway in order to conduct inspections.

(B) Order that areas in a conveyance that contain water be drained, dried, or decontaminated pursuant to procedures approved by the department.

(C) Impound or quarantine conveyances in locations designated by the department for up to five days or the period of time necessary to ensure that dreissenid mussels can no longer live on or in the conveyance.

(D) (i) Conduct inspections of waters of the state and facilities located within waters of the state that may contain dreissenid mussels. If dreissenid mussels are detected or may be present, the director or his or her designee may order the affected waters or facilities closed to conveyances or otherwise restrict access to the affected waters or facilities, and shall order that conveyances removed from, or introduced to, the affected waters or facilities be inspected, quarantined, or disinfected in a manner and for a duration necessary to detect and prevent the spread of dreissenid mussels within the state.

(ii) For the purpose of implementing clause (i), the director or his or her designee shall order the closure or quarantine of, or restrict access to, these waters, areas, or facilities in a manner and duration necessary to detect and prevent the spread of dreissenid mussels within the state. No closure, quarantine, or restriction shall be authorized by the director or his or her designee without the concurrence of the Secretary of the Natural Resources Agency. If a closure lasts longer than seven days, the department shall update
the operator of the affected facility every 10 days on efforts to
address the dreissenid infestation. The department shall provide
these updates in writing and also post these updates on the
department’s Internet Web site in an easily accessible manner.

(iii) The department shall develop procedures to ensure proper
notification of affected local and federal agencies, and, as
appropriate, the Department of Boating and Waterways, the
Department of Water Resources, the Department of Parks and
Recreation, and the State Lands Commission in the event of a
decision to close, quarantine, or restrict a facility pursuant to this
paragraph. These procedures shall include the reasons for the
closure, quarantine, or restriction, and methods for providing
updated information to those affected. These procedures shall also
include protocols for the posting of the notifications on the
department’s Internet Web site required by clause (ii).

(iv) When deciding the scope, duration, level, and type of
restrictions, and specific location of a closure or quarantine, the
director shall consult with the agency, entity, owner, or operator
with jurisdiction, control, or management responsibility over the
marina, boat launch facility, or other facility, in order to focus the
closure or quarantine to specific areas and facilities so as to avoid
or minimize disruption of economic or recreational activity in the
vicinity.

(b) (1) Upon a determination by the director that it would further
the purposes of this section, other state agencies, including, but
not limited to, the Department of Parks and Recreation, the
Department of Water Resources, the Department of Food and
Agriculture, and the State Lands Commission, may exercise the
authority granted to the department in subdivision (a).

(2) A determination made pursuant to paragraph (1) shall be in
writing and shall remain in effect until withdrawn, in writing, by
the director.

(c) (1) Except as provided in paragraph (2), Division 13
(commencing with Section 21000) of the Public Resources Code
does not apply to the implementation of this section.

(2) An action undertaken pursuant to subparagraph (B) of
paragraph (2) of subdivision (a) involving the use of chemicals
other than salt or hot water to decontaminate a conveyance or a
facility is subject to Division 13 (commencing with Section 21000)
of the Public Resources Code.
(d) (1) A public or private agency that operates a water supply system shall cooperate with the department to implement measures to avoid infestation by dreissenid mussels and to control or eradicate any infestation that may occur in a water supply system. If dreissenid mussels are detected, the operator of the water supply system, in cooperation with the department, shall prepare and implement a plan to control or eradicate dreissenid mussels within the system. The approved plan shall contain the following minimum elements:

(A) Methods for delineation of infestation, including both adult mussels and veligers.

(B) Methods for control or eradication of adult mussels and decontamination of water containing larval mussels.

(C) A systematic monitoring program to determine any changes in conditions.

(D) The requirement that the operator of the water supply system permit inspections by the department as well as cooperate with the department to update or revise control or eradication measures in the approved plan to address scientific advances in the methods of controlling or eradicating mussels and veligers.

(2) Paragraph (2) of subdivision (a) does not apply to If the operator of water delivery and storage facilities for the purposes of providing public water supply if the operator of the facilities prepared, initiated, and implemented a is in compliance with all the elements of an approved plan to control or eradicate dreissenid mussels in accordance with paragraph (1), the requirements of subdivision (a) do not apply to the operation of those water delivery and storage facilities, and the operator is not subject to any civil or criminal liability for the introduction of dreissenid mussel species as a result of those operations. The department may require the operator of a facility to update its plan, and if the plan is not updated or revised as described in subparagraph (D) of paragraph (1), subdivision (a) shall apply to the operation of the actions described in paragraph (2), water delivery and storage facilities covered by the plan until the operator updates or revises the plan and initiates and complies with all of the elements of the updated or revised plan.

(e) Any entity that discovers dreissenid mussels within this state shall immediately report the discovery to the department.
(f) (1) In addition to any other penalty provided by law, any person who violates this section, any verbal or written order or regulation adopted pursuant to this section, or who resists, delays, obstructs, or interferes with the implementation of this section, is subject to a penalty, in an amount not to exceed one thousand dollars ($1,000), that is imposed administratively by the department.

(2) A penalty shall not be imposed pursuant to paragraph (1) unless the department has adopted regulations specifying the amount of the penalty and the procedure for imposing and appealing the penalty.

(g) The department may adopt regulations to carry out this section.

(h) Pursuant to Section 818.4 of the Government Code, the department and any other state agency exercising authority under this section shall not be liable with regard to any determination or authorization made pursuant to this section.

(i) This section shall remain in effect only until January 1, 2012, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2012, deletes or extends that date.
An act to add Chapter 8.5 (commencing with Section 537) to Division 1 of the Water Code, relating to water.

LEGISLATIVE COUNSEL’S DIGEST

AB 1975, as introduced, Fong. Water charges and meters: multiunit residential structures.

The Water Measurement Law requires every water purveyor to require, as a condition of new water service on and after January 1, 1992, the installation of a water meter to measure water service. That law also requires urban water suppliers to install water meters on specified service connections, and to charge water users based on the actual volume of deliveries as measured by those water meters in accordance with a certain timetable.

This bill, with a certain exception, would require every water purveyor that provides water service to a person residing in a multiunit residential structure for which a construction permit has been issued on or after January 1, 2011, to require the installation of meters or submeters on each individual rental unit as a condition of new water service to that property. The bill would authorize the owner or operator to charge tenants based on the actual volume of water delivered as measured by the water meter or submeter.

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

SECTION 1. Chapter 8.5 (commencing with Section 537) is added to Division 1 of the Water Code, to read:

Chapter 8.5. Multiunit Residential Structures

537. (a) Each water purveyor that sells, leases, rents, furnishes, or delivers water service to a person residing in a multiunit residential structure for which a construction permit has been issued on or after January 1, 2011, shall require the installation of meters or submeters on each individual rental unit as a condition of new water service to that property, except if plumbing configurations with multiple points of entry in high rise structures make the installation of submeters infeasible.

(b) The owner or operator of the multiunit residential structure described in subdivision (a) may charge tenants for water service based on the actual volume of water delivered to the unit as measured by the meter or submeter installed pursuant to subdivision (a).
An act to add Section 147.2 to the Water Code, relating to the State Water Resources Development System.

LEGISLATIVE COUNSEL’S DIGEST


Under existing law, the Department of Water Resources administers water supply contracts pursuant to which water suppliers (contractors) are supplied water from the State Water Resources Development System, in accordance with the California Water Resources Development Bond Act and other provisions of law.

This bill would prohibit the Director of Water Resources, to the extent permitted by law, from approving a transfer or assignment, for more than 10 years, of any contractual right to the delivery of a water supply from the State Water Resources Development System that is held by a contractor for agricultural use to another contractor for municipal use.


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

SECTION 1. Section 147.2 is added to the Water Code, to read:

147.2. (a) To the extent permitted by law, the director shall not approve a transfer or assignment, for more than 10 years, of
any contractual right to the delivery of a water supply from the
State Water Resources Development System that is held by a
contractor for agricultural use to another contractor for municipal
use.
(b) Subdivision (a) does not affect a transfer or assignment of
a contractual right, as otherwise described in that subdivision, if
the transfer or assignment is for a period that does not exceed 10
years.
An act to add Sections 85215 and 85216 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2092, as introduced, Huffman. Delta Stewardship Council: Planning and administration: fee.

Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council as an independent agency of the state. The council is required, on or before January 1, 2012, to develop, adopt, and commence implementation of a comprehensive management plan for the Sacramento-San Joaquin Delta (Delta Plan), meeting specified requirements.

This bill would require the council to adopt a fee on water supply contractors of the State Water Project and the federal Central Valley Project to fund a portion of the planning and administrative costs of the council. The fee would be based on a reasonable estimate of the benefits received by the contractors of the State Water Project and the federal Central Valley Project from the council's planning and administrative activities. The State Board of Equalization would begin collecting the fee on July 1, 2011, and would be required to deposit the proceeds into the Delta Stewardship Council Planning Fund, which the bill would create. Moneys in the fund would be available to fund the council's planning and administrative costs, and the costs of the State Board of Equalization incurred in collecting the fee, upon appropriation by the Legislature.
The bill would require the council to also develop a long term financing plan to pay for the costs of implementing the Delta Plan that identifies the benefits to public and private persons and groups and allocates program costs based on those benefits.


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

SECTION 1. Section 85215 is added to the Water Code, to read:
85215. (a) By March 31, 2011, the council shall adopt a fee on water supply contractors of the State Water Project and the federal Central Valley Project to fund a portion of the planning and administrative costs of the council.

(b) The fee imposed pursuant to subdivision (a) shall be based on a reasonable estimate of the benefits received by the contractors of the State Water Project and the federal Central Valley Project from the council’s planning and administrative activities.

(c) The State Board of Equalization shall begin collecting the fee adopted pursuant to subdivision (a) on July 1, 2011. The proceeds shall be deposited by the State Board of Equalization into the Delta Stewardship Council Planning Fund, which is hereby created in the State Treasury. Moneys in the fund shall be available to fund the council’s planning and administrative costs, and the costs of the State Board of Equalization incurred in collecting the fee, upon appropriation by the Legislature.

SEC. 2. Section 85216 is added to the Water Code, to read:
85216. By January 1, 2012, the council shall develop a long term financing plan to pay for the costs of implementing the Delta Plan that identifies the benefits to public and private persons and groups and allocates program costs based on those benefits. The plan shall include fee proposals to create revenues to pay for the private benefits associated with implementation of the Delta Plan. The council shall report to the Legislature regarding the plan adopted pursuant to this section after adoption of the plan.
Introduced by Assembly Member Fuller
(Coauthor: Assembly Member Gilmore)

February 19, 2010

An act to add Section 85308.5 to the Water Code, relating to the Delta.

LEGISLATIVE COUNSEL'S DIGEST

AB 2336, as introduced, Fuller. Delta Stewardship Council.
The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council as an independent agency of the state. The act requires the council, on or before January 1, 2012, to develop, adopt, and commence implementation of a comprehensive management plan for the Sacramento-San Joaquin Delta (Delta Plan), meeting specified requirements.

This bill would require the council, in the course of developing and adopting the Delta Plan, to assess the adverse impacts of invasive species predation on native species, evaluate predator suppression options in areas of the Delta that evidence the highest levels of predation, and recommend changes in law and actions by state agencies to remedy the situation in as timely a manner as is practicable.

State-mandated local program: no.

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

1 SECTION 1. The Legislature finds and declares all of the following:
(a) Fish of the genus Morone (striped bass) are a harmful and highly invasive species that is not native to this state.
(b) Striped bass, including hybrid species commonly referred to as sunshine bass, palmetto bass, wiper, Virginia bass, Maryland bass, and paradise bass, are native to the eastern coast of the United States, and are typically found from Florida to the St. Lawrence Seaway. Striped bass were intentionally introduced to California in 1879 from the Navesink River in New Jersey.
(c) Striped bass are common in the San Francisco Bay/Sacramento-San Joaquin River Delta, and are estimated to have a population that has fluctuated from a low of 600,000 to a high of 600,000 to 1,000,000 in Clifton Court Forebay alone.
(d) Striped bass are known to prey upon and consume a variety of native fish species valued by the people of this state that are protected under the federal Endangered Species Act of 1973 (16 U.S.C. Sec. 1531 et seq.) and the California Endangered Species Act (Chapter 1.5 (commencing with Section 2050) of Division 3 of the Fish and Game Code), including winter run, spring run, and fall run Chinook salmon, and Delta smelt.
(e) The predation habits and diet of striped bass are contributing to the decline and extirpation of native fish species populations in and from the San Francisco Bay/Sacramento-San Joaquin River Delta.
(f) In order to protect and preserve the existing populations of native fish species that live in and migrate through the San Francisco Bay and the Sacramento-San Joaquin River Delta, it is the intent of the Legislature that the Delta Stewardship Council include in its final Delta Plan the identification of effective programs to discourage the promotion of the San Francisco Bay/Sacramento-San Joaquin River Delta as a striped bass sport fishery, to immediately end any existing program for the enhancement, expansion, or improvement of striped bass populations and their habitat, and to eliminate any and all legal restrictions regarding the size or number of striped bass that may be taken, and the season or location in which striped bass may be taken in the San Francisco Bay and the Sacramento San-Joaquin Delta pursuant to a valid California fishing license.

SEC. 2. Section 85308.5 is added to the Water Code, to read: 85308.5. The council, in the course of developing and adopting the Delta Plan, shall assess the adverse impacts of invasive species
predation on native species, evaluate predator suppression options in areas of the Delta that evidence the highest levels of predation, and recommend changes in law and actions by state agencies to remedy the situation in as timely a manner as is practicable.
An act to amend Sections 12986 and 12987.5 of the Water Code, relating to water projects, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 808, as amended, Wolk. Delta levee maintenance.

Existing law establishes a delta levee maintenance program pursuant to which a local agency may request reimbursement for costs incurred in connection with the maintenance or improvement of project or nonproject levees in the Sacramento-San Joaquin Delta. Existing law declares legislative intent to reimburse eligible local agencies under this program, until July 1, 2010, in an amount not to exceed 75% of those costs that are incurred in excess of $1,000 per mile of levee, and on and after that date, in an amount not to exceed 50% of those described costs.

This bill, instead, would declare legislative intent to reimburse up to 75% of those described costs until July 1, 2016, and on and after that date, to reimburse up to 50% of those described costs.
Existing law, until July 1, 2010, authorizes the board to provide funds to an eligible local agency under this program in the form of an advance in an amount that does not exceed 75% of the estimated state share. This bill would extend the operation of that authorization to July 1, 2016.

This bill would declare that it is to take effect immediately as an urgency statute.


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

1 SECTION 1. Section 12986 of the Water Code, as amended by Section 4 of Chapter 548 of the Statutes of 2006, is amended to read:

12986. (a) It is the intention of the Legislature to reimburse an eligible local agency pursuant to this part for costs incurred in any year for the maintenance or improvement of project or nonproject levees as follows:

1. No costs incurred shall be reimbursed if the entire cost incurred per mile of project or nonproject levee is one thousand dollars ($1,000) or less.

2. Not more than 75 percent of any costs incurred in excess of one thousand dollars ($1,000) per mile of project or nonproject levee shall be reimbursed.

3. (A) As part of the project plans approved by the board, the department shall require the local agency or an independent financial consultant to provide information regarding the agency’s ability to pay for the cost of levee maintenance or improvement. Based on that information, the department may require the local agency or an independent financial consultant to prepare a comprehensive study on the agency’s ability to pay.

(B) The information or comprehensive study of the agency’s ability to pay shall be the basis for determining the maximum allowable reimbursement eligible under this part. Nothing in this paragraph shall be interpreted to increase the maximum reimbursement allowed under paragraph (2).

4. Reimbursements made to the local agency in excess of the maximum allowable reimbursement shall be returned to the department.
(5) The department may recover, retroactively, excess reimbursements paid to the local agency from any time after January 1, 1997, based on an updated study of the agency’s ability to pay.

(6) All final costs allocated or reimbursed under a plan shall be approved by the reclamation board for project and nonproject levee work.

(7) Costs incurred pursuant to this part that are eligible for reimbursement include construction costs and associated engineering services, financial or economic analyses, environmental costs, mitigation costs, and habitat improvement costs.

(b) Upon completion of its evaluation pursuant to Sections 139.2 and 139.4, by January 1, 2008, the department shall recommend to the Legislature and the Governor priorities for funding under this section.

(c) Reimbursements made pursuant to this section shall reflect the priorities of, and be consistent with, the Delta Plan established pursuant to Chapter 1 (commencing with Section 85300) of Part 4 of Division 25, as enacted by Section 39 of Chapter 5 of the Seventh Extraordinary Session of the Statutes of 2009.

(d) This section shall become inoperative on July 1, 2016 and, as of January 1, 2017, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2017, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 2. Section 12986 of the Water Code, as amended by Section 5 of Chapter 548 of the Statutes of 2006, is amended to read:

12986. (a) It is the intention of the Legislature to reimburse from the General Fund an eligible local agency pursuant to this part for costs incurred in any year for the maintenance or improvement of project or nonproject levees as follows:

1. No costs incurred shall be reimbursed if the entire cost incurred per mile of levee is one thousand dollars ($1,000) or less.

2. Fifty percent of any costs incurred in excess of one thousand dollars ($1,000) per mile of levee shall be reimbursed.

3. The maximum total reimbursement from the General Fund shall not exceed two million dollars ($2,000,000) annually.

(b) This section shall become operative on July 1, 2016.
SEC. 3. Section 12987.5 of the Water Code is amended to read:

12987.5. (a) In an agreement entered into under Section 12987, the board may provide for an advance to the applicant in an amount not to exceed 75 percent of the estimated state share. The agreement shall provide that no advance shall be made until the applicant has incurred costs averaging one thousand dollars ($1,000) per mile of levee.

(b) Advances made under subdivision (a) shall be subtracted from amounts to be reimbursed after the work has been performed. If the department finds that work has not been satisfactorily performed or where advances made actually exceed reimbursable costs, the local agency shall promptly remit to the state all amounts advanced in excess of reimbursable costs. If advances are sought, the board may require a bond to be posted to ensure the faithful performance of the work set forth in the agreement.

(c) This section shall become inoperative on July 1, 2016, and, as of January 1, 2017, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2017, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 4. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are: In order to facilitate the performance of necessary levee maintenance as soon as possible, it is necessary that this act take effect immediately.
SENATE BILL  
No. 918

Introduced by Senator Pavley

February 1, 2010

An act to amend Sections 13350 and 13521 of, and to add Chapter 7.3 (commencing with Section 13560) to Division 7 of, the Water Code, relating to water recycling.

LEGISLATIVE COUNSEL'S DIGEST

SB 918, as introduced, Pavley. Water recycling.

Existing law establishes the State Water Resources Control Board and the California regional water quality control boards as the principal state agencies with authority over matters relating to water quality. Existing law requires the State Department of Public Health to establish uniform statewide recycling criteria for each varying type of use for recycled water where the use involves the protection of public health.

This bill would require the State Department of Public Health to develop and adopt uniform water recycling criteria for indirect potable water reuse, and investigate the feasibility of developing uniform water recycling criteria for direct potable reuse, consistent with a specified timeline. The bill, from July 1, 2011, to June 30, 2015, inclusive, would require funds generated by the imposition of specified liabilities for violations of water quality requirements to be made available, upon appropriation by the Legislature, to the State Department of Public Health for the purposes of developing and adopting the water recycling criteria.

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

SECTION 1. Section 13350 of the Water Code is amended to read:

13350. (a) Any person who (1) violates a cease and desist order or cleanup and abatement order hereafter issued, reissued, or amended by a regional board or the state board, or (2) in violation of a waste discharge requirement, waiver condition, certification, or other order or prohibition issued, reissued, or amended by a regional board or the state board, discharges waste, or causes or permits waste to be deposited where it is discharged, into the waters of the state, or (3) causes or permits any oil or any residuary product of petroleum to be deposited in or on any of the waters of the state, except in accordance with waste discharge requirements or other actions or provisions of this division, shall be liable civilly, and remedies may be proposed, in accordance with subdivision (d) or (e).

(b) (1) Any person who, without regard to intent or negligence, causes or permits a hazardous substance to be discharged in or on any of the waters of the state, except in accordance with waste discharge requirements or other provisions of this division, shall be strictly liable civilly in accordance with subdivision (d) or (e).

(2) For purposes of this subdivision, the term “discharge” includes only those discharges for which Section 13260 directs that a report of waste discharge shall be filed with the regional board.

(3) For purposes of this subdivision, the term “discharge” does not include an emission excluded from the applicability of Section 311 of the Clean Water Act (33 U.S.C. Sec. 1321) pursuant to Environmental Protection Agency regulations interpreting Section 311(a)(2) of the Clean Water Act (33 U.S.C. Sec. 1321(a)(2)).

(c) There shall be no liability under subdivision (b) if the discharge is caused solely by any one or combination of the following:

(1) An act of war.

(2) An unanticipated grave natural disaster or other natural phenomenon of an exceptional, inevitable, and irresistible
character, the effects of which could not have been prevented or
avoided by the exercise of due care or foresight.

(3) Negligence on the part of the state, the United States, or any
department or agency thereof; provided, that this paragraph shall
not be interpreted to provide the state, the United States, or any
department or agency thereof a defense to liability for any
discharge caused by its own negligence.

(4) An intentional act of a third party, the effects of which could
not have been prevented or avoided by the exercise of due care or
foresight.

(5) Any other circumstance or event—whic that causes the
discharge despite the exercise of every reasonable precaution to
prevent or mitigate the discharge.

(d) The court may impose civil liability either on a daily basis
or on a per gallon basis, but not on both.

(1) The civil liability on a daily basis—may shall not exceed
fifteen thousand dollars ($15,000) for each day the violation occurs.

(2) The civil liability on a per gallon basis—may shall not exceed
twenty dollars ($20) for each gallon of waste discharged.

(e) The state board or a regional board may impose civil liability
administratively pursuant to Article 2.5 (commencing with Section
13323) of Chapter 5 either on a daily basis or on a per gallon basis,
but not on both.

(1) The civil liability on a daily basis—may shall not exceed five
thousand dollars ($5,000) for each day the violation occurs.

(A) When there is a discharge, and a cleanup and abatement
order is issued, except as provided in subdivision (f), the civil
liability shall not be less than five hundred dollars ($500) for each
day in which the discharge occurs and for each day the cleanup
and abatement order is violated.

(B) When there is no discharge, but an order issued by the
regional board is violated, except as provided in subdivision (f),
the civil liability shall not be less than one hundred dollars ($100)
for each day in which the violation occurs.

(2) The civil liability on a per gallon basis—may shall not exceed
ten dollars ($10) for each gallon of waste discharged.

(f) A regional board—may shall not administratively impose civil
liability in accordance with paragraph (1) of subdivision (e) in an
amount less than the minimum amount specified, unless the
regional board makes express findings setting forth the reasons
for its action based upon the specific factors required to be considered pursuant to Section 13327.

(g) The Attorney General, upon request of a regional board or the state board, shall petition the superior court to impose, assess, and recover such the sums. Except in the case of a violation of a cease and desist order, a regional board or the state board shall make such the request only after a hearing, with due notice of the hearing given to all affected persons. In determining that amount, the court shall be subject to Section 13351.

(h) Article 3 (commencing with Section 13330) and Article 6 (commencing with Section 13360) apply to proceedings to impose, assess, and recover an amount pursuant to this article.

(i) Any A person who incurs any liability established under this section shall be entitled to contribution for that liability from any a third party, in an action in the superior court and upon proof that the discharge was caused in whole or in part by an act or omission of the third party, to the extent that the discharge is caused by the act or omission of the third party, in accordance with the principles of comparative fault.

(j) Remedies under this section are in addition to, and do not supersede or limit, any and all other remedies, civil or criminal, except that no liability shall be recoverable under subdivision (b) for any discharge for which liability is recovered under Section 13385.

(k) (1) Notwithstanding any other provision of law, all funds generated by the imposition of liabilities pursuant to this section shall be deposited into the Waste Discharge Permit Fund. These moneys shall be separately accounted for, and, except as otherwise provided in paragraph (2), shall be expended by the state board, upon appropriation by the Legislature, to assist regional boards, and other public agencies with authority to clean up waste or abate the effects of the waste, in cleaning up or abating the effects of the waste on waters of the state or for the purposes authorized in Section 13443.

(2) From July 1, 2011, to June 30, 2015, inclusive, funds generated by the imposition of liabilities pursuant to this section shall be made available to the State Department of Public Health, upon appropriation by the Legislature, for the purposes of Chapter 7.3 (commencing with Section 13560), in the following amounts:
(A) Up to five hundred thousand dollars ($500,000) in the 2011–12 fiscal year.

(B) Up to five hundred thousand dollars ($500,000) in the 2012–13 fiscal year.

(C) Up to five hundred thousand dollars ($500,000) in the 2013–14 fiscal year.

(D) Up to five hundred thousand dollars ($500,000) in the 2014–15 fiscal year.

SEC. 2. Section 13521 of the Water Code is amended to read:

13521. The State Department of Health Services shall establish uniform statewide recycling criteria for each varying type of use of recycled water where the use involves the protection of public health.

SEC. 3. Chapter 7.3 (commencing with Section 13560) is added to Division 7 of the Water Code, to read:

Chapter 7.3. Direct and Indirect Potable Reuse

13560. The Legislature finds and declares the following:

(a) In February 2009, the state board unanimously adopted, as Resolution No. 2009-0011, an updated water recycling policy, which includes the goal of increasing the use of recycled water in the state over 2002 levels by at least 1,000,000 acre-feet per year by 2020 and by at least 2,000,000 acre-feet per year by 2030.

(b) Section 13521 requires the department to establish uniform statewide recycling criteria for each varying type of use of recycled water where the use involves the protection of public health.

(c) The use of recycled water for indirect potable reuse is critical to achieving the state board’s goals for increased use of recycled water in the state. If direct potable reuse can be demonstrated to be safe and feasible, implementing direct potable reuse would further aid in achieving the state board’s recycling goals.

(d) Achievement of these goals depends on the timely development of uniform statewide recycling criteria for indirect and direct potable water reuse.

13561. For purposes of this chapter, the following terms have the following meanings:

(a) “Department” means the State Department of Public Health.

(b) “Direct potable reuse” means the use of recycled water for drinking purposes directly after treatment.
(c) “Indirect potable reuse” means the use of recycled water for drinking purposes after replenishment of a groundwater basin or aquifer, or after the placement of recycled water into a surface water reservoir.

(d) “Uniform water recycling criteria” has the same meaning as in Section 13521.

13562. (a) The department shall develop and adopt uniform water recycling criteria for indirect potable water reuse in accordance with the following subcategories of this use on the following schedule:

(1) For groundwater recharge, by December 31, 2013.
(2) For surface water augmentation, by December 31, 2014.

(b) Adoption of uniform water recycling criteria by the department is subject to the requirements of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

13563. (a) (1) The department shall investigate and report to the Legislature on the feasibility of developing uniform water recycling criteria for direct potable reuse.
(2) The department shall complete a public review draft of its report by September 30, 2015. The department shall provide the public not less than 45 days to review and comment on the public review draft.
(3) The department shall provide a final report to the Legislature by December 31, 2015. The department shall make the final report available to the public.

(b) In conducting the investigation pursuant to subdivision (a), the department shall examine all of the following:
(1) The availability and reliability of recycled water treatment technologies necessary to ensure the protection of public health.
(2) Multiple barriers and sequential treatment processes that may be appropriate at wastewater and water treatment facilities.
(3) Available information on health effects.
(4) Mechanisms that should be employed to protect public health if problems are found in recycled water that is being served to the public as a potable water supply, including, but not limited to, the failure of treatment systems at the recycled water treatment facility.
(5) Monitoring needed to ensure protection of public health, including, but not limited to, the identification of appropriate indicator and surrogate constituents.
Any other scientific or technical issues that may be necessary, including, but not limited to, the need for additional research.

13564. (a) (1) The department shall convene and administer an expert panel for the purposes of advising the department on scientific and technical matters regarding the development of uniform water recycling criteria for indirect potable water reuse, and the investigation of the feasibility of developing uniform water recycling criteria for direct potable reuse. 

(2) The expert panel shall be comprised, at a minimum, of a toxicologist, a certified engineering geologist or certified hydrogeologist, an engineer licensed in the state with at least three years experience in wastewater treatment and public water supply, a microbiologist, and a chemist.

(3) Members of the expert panel may be reimbursed for reasonable and necessary travel expenses.

(b) (1) The department may appoint an advisory group, task force, or other group, comprised of no fewer than nine representatives of water and wastewater agencies, local public health officers, environmental organizations, environmental justice organizations, and public health nongovernmental organizations.

(2) Environmental, environmental justice, and public health nongovernmental organization representative members of the advisory group, task force, or other group may be reimbursed for reasonable and necessary travel expenses.

13565. In developing the uniform water recycling criteria for indirect potable reuse and the investigation of the feasibility of developing uniform water recycling criteria for direct potable reuse, the department shall consider all of the following:

(a) Recommendations from the expert panel appointed pursuant to subdivision (a) of Section 13564.

(b) Recommendations from an advisory group, task force, or other group appointed by the department pursuant to subdivision (b) of Section 13564.

(c) Regulations and guidelines for these activities from jurisdictions in other states or countries.

(d) Research by the state board regarding unregulated pollutants, as developed pursuant to Section 10 of the recycled water policy adopted by state board Resolution No. 2009-0011.
An action authorized pursuant to this chapter shall be consistent, to the extent applicable, with the federal Clean Water Act (33 U.S.C. Sec. 1251 et seq.), the federal Safe Drinking Water Act (42 U.S.C. Sec. 300f et seq.), this division, and the California Safe Drinking Water Act (Chapter 4 (commencing with Section 116270) of Part 12 of Division 104 of the Health and Safety Code).

The department may accept funds from any source, and may expend these funds, upon appropriation by the Legislature, for the purposes of this chapter.
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee


Staff recommendation

Alternatives
Do not adopt the recommended position or adopt a modified position.

Fiscal Impact
None.

Background
Previous Action: The Board took a position of support on the previous bill H.R. 3452 (Becerra) in September 2007, a similar measure that would have authorized the use of clean renewable water supply bonds to finance innovative water supply facilities.

Representative Xavier Becerra (D-CA) has introduced a bill in the House of Representatives that would authorize a new tax credit bond program for “Clean Renewable Water Supply Bonds” (CRWSBs).

Discussion
This bill by Representative Xavier Becerra (D-CA) would authorize the issuance by governmental agencies or local water retailers of “Clean Renewable Water Supply Bonds” to provide capital financing for qualified desalination (seawater or groundwater), recycling, or groundwater remediation facilities. Available tax credit bonds would start at $100 million in 2010 (national limit) and would increase yearly up to $1.75 billion in 2018; program funding would cease in 2019.

This legislation would modify the Internal Revenue Code to facilitate the use of tax credit bond financing by water agencies to plan and build new local water supplies that meet the environmental criteria of water efficiency programs. The bill would add a new classification of qualified tax credit bonds to the existing program.

The Clean Renewable Water Supply Act would authorize qualified water suppliers to issue bonds on which the buyers would receive federal tax credits in lieu of interest. In effect, the water supplier would receive an interest-free loan of the capital necessary to build a qualified project. The federal government would subsidize the qualified project through providing the tax credit on the bonds. The federal tax credits would save the water supplier the cost of interest. Relief from interest payments could save the water supplier more than $62 million in interest payments on a $100 million water supply project.
The bill number in the House of Representatives is H.R. 4132. An identical companion bill in the Senate is S. 1371 by Senator Bill Nelson (D-Florida).

Staff recommends a position of Support on H.R. 4132 and S. 1371.

Prepared by: Alexandra Schnell, Management Analyst
Reviewed by: Jeffrey A. Volberg, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachment: H.R. 4132
111TH CONGRESS
1ST SESSION

H.R. 4132

To amend the Internal Revenue Code of 1986 to provide for clean renewable water supply bonds.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 2009

Mr. BECERRA (for himself, Ms. GINNY BROWN-WAITE of Florida, Ms. ROY-BAL-ALLARD, Mr. PUTNAM, and Ms. RICHARDSON) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to provide for clean renewable water supply bonds.

1. Be it enacted by the Senate and House of Representa-
2. tives of the United States of America in Congress assembled,

3. SECTION 1. SHORT TITLE.

4. This Act may be cited as the “Clean Renewable
5. Water Supply Act of 2009”.

6. SEC. 2. CLEAN RENEWABLE WATER SUPPLY BONDS.

7. (a) IN GENERAL.—Subpart I of part IV of sub-
8. chapter A of chapter 1 of the Internal Revenue Code of
9. 1986 is amended by adding at the end the following new
10. section:
“SEC. 54G. CLEAN RENEWABLE WATER SUPPLY BONDS.

“(a) Clean Renewable Water Supply Bonds.—

For purposes of this subpart, the term ‘clean renewable water supply bond’ means any bond issued as part of an issue if—

“(1) 100 percent of the available project proceeds of such issue are to be used for capital expenditures incurred by qualified borrowers for 1 or more qualified projects,

“(2) the bond is issued by a qualified issuer,

“(3) the issuer designates such bond for purposes of this section, and

“(4) the bond is issued—

“(A) pursuant to an allocation by the Secretary to such issuer of a portion of the national clean renewable water supply bond limitation under subsection (b), and

“(B) not later than 6 months after the date that such qualified issuer receives an allocation under subsection (b).

“Any allocation under subsection (b) not used within the 6-month period described in paragraph (4)(B) shall be applied to increase the national clean renewable water supply bond limitation for the next succeeding application period under subsection (b)(2)(B).
“(b) National Limitation on Amount of Bonds Designated.—

“(1) In general.—There is a national clean renewable water supply bond limitation for each calendar year. Such limitation is—

“(A) $100,000,000 for 2010,
“(B) $150,000,000 for 2011,
“(C) $200,000,000 for 2012,
“(D) $250,000,000 for 2013,
“(E) $500,000,000 for 2014,
“(F) $750,000,000 for 2015,
“(G) $1,000,000,000 for 2016,
“(H) $1,500,000,000 for 2017,
“(I) $1,750,000,000 for 2018, and
“(J) $0 for 2019 and thereafter.

“(2) Allocation of limitation.—

“(A) In general.—The limitation under paragraph (1) shall be allocated by the Secretary among qualified projects as provided in this paragraph.

“(B) Method of allocation.—For each calendar year for which there is a national clean renewable water supply bond limitation greater than zero, the Secretary shall publish a notice soliciting applications by qualified issuers
for allocations of such limitation to qualified projects. Such notice shall specify a 3-month application period in the calendar year during which the Secretary will accept such applications. Within 30 days after the end of such application period, and subject to the requirements of subparagraph (C), the Secretary shall allocate such limitation to qualified projects on a first-come, first-served basis, based on the order in which such applications are received from qualified issuers.

“(C) ALLOCATION REQUIREMENTS.—

“(i) CERTIFICATIONS REGARDING REGULATORY APPROVALS.—No portion of the national clean renewable water supply bond limitation shall be allocated to a qualified project unless the qualified issuer has certified in its application for such allocation that as of the date of such application the qualified issuer or qualified borrower has received all Federal and State regulatory approvals necessary to construct the qualified project.
“(ii) Restriction on allocations to large projects or to individual projects.—

“(I) In general.—The Secretary shall not allocate—

“(aa) more than 60 percent of the national clean renewable water supply bond limitation for a calendar year to 1 or more large projects,

“(bb) more than 18 percent of the amount of the national clean renewable water supply bond limitation for a calendar year to any single project that is a large project,

“(cc) more than 12 percent of the national clean renewable water supply bond limitation for a calendar year to any single project that is not a large project, or

“(dd) more than $95,000,000 for all calendar years for any single project.
“(II) Definition of Large Project.—For purposes of subclause (I), the term ‘large project’ means a qualified project that is designed to deliver more than 10,000,000 gallons of water per day.

“(III) Exception to Restriction.—Subclause (I) shall not apply to the extent its application would cause any portion of the national clean renewable water supply bond limitation for the calendar year to remain unallocated, based on applications for allocations of such limitation received by the Secretary during the application period referred to in subparagraph (B).

“(3) Carryover of Unused Limitation.—If the clean renewable water supply bond limitation for any calendar year exceeds the aggregate amount allocated under paragraph (2) for such year, such limitation for the succeeding calendar year shall be increased by the amount of such excess.

“(c) Maturity Limitation.—
“(1) IN GENERAL.—A bond shall not be treated as a clean renewable water supply bond if the maturity of such bond exceeds 20 years.

“(2) COORDINATION WITH SECTION 54A.—The maturity limitation in section 54A(d)(5) shall not apply to any clean renewable water supply bond.

“(d) DEFINITIONS.—For purposes of this section—

“(1) GOVERNMENTAL BODY.—The term ‘governmental body’ means any State or Indian tribal government, or any political subdivision thereof.

“(2) LOCAL WATER COMPANY.—The term ‘local water company’ means any entity responsible for providing water service to the general public (including electric utility, industrial, agricultural, commercial, or residential users) pursuant to State or tribal law.

“(3) QUALIFIED BORROWER.—The term ‘qualified borrower’ means a governmental body or a local water company.

“(4) QUALIFIED DESALINATION FACILITY.—The term ‘qualified desalination facility’ means any facility that is used to produce new water supplies by desalinating seawater, groundwater, or surface water if the facility’s source water includes chlorides or total dissolved solids that, either continuously or
seasonally, exceed maximum permitted levels for primary or secondary drinking water under Federal or State law (as in effect on the date of issuance of the issue).

“(5) Qualified groundwater remediation facility.—The term ‘qualified groundwater remediation facility’ means any facility that is used to reclaim contaminated or naturally impaired groundwater for direct delivery for potable use if the facility’s source water includes constituents that exceed maximum contaminant levels regulated under the Safe Drinking Water Act (as in effect on the date of the enactment of this section).

“(6) Qualified issuer.—The term ‘qualified issuer’ means—

“(A) a governmental body, or

“(B) in the case of a State or political subdivision thereof (as defined for purposes of section 103), any entity qualified to issue tax-exempt bonds under section 103 on behalf of such State or political subdivision.

“(7) Qualified project.—

“(A) In general.—The term ‘qualified project’ means any facility owned by a qualified borrower which is a—
“(i) qualified desalination facility,
“(ii) qualified recycled water facility,
“(iii) qualified groundwater remediation facility, or
“(iv) facility that is functionally related or subordinate to a facility described in clause (i), (ii), or (iii).

“(B) ENVIRONMENTAL IMPACT.—A project shall not be treated as a qualified project under subparagraph (A) unless such project is designed to comply with regulations issued under subsection (e) relating to the minimization of the environmental impact of the project.

“(8) QUALIFIED RECYCLED WATER FACILITY.—
“(A) IN GENERAL.—The term ‘qualified recycled water facility’ means any wastewater treatment facility, distribution facility, or distribution system which—
“(i) exceeds the requirements for the treatment and disposal of wastewater under the Clean Water Act and any other Federal or State water pollution control standards for the discharge and disposal of wastewater to surface water, land, or groundwater (as such requirements and
standards are in effect on the date of issuance of the issue), and

“(ii) except as provided in subparagraph (B), is used to reclaim wastewater produced by the general public (including electric utility, industrial, agricultural, commercial, or residential users) to the extent such reclaimed wastewater is used for a beneficial use that the issuer reasonably expects as of the date of issuance of the issue otherwise would have been satisfied with potable water supplies.

“(B) IMPERMISSIBLE USES.—Reclaimed wastewater is not used for a use described in subparagraph (A)(ii) to the extent such reclaimed wastewater is—

“(i) discharged into a waterway or used to meet waterway discharge permit requirements and not used to supplement potable water supplies,

“(ii) used to restore habitat,

“(iii) used to provide once-through cooling for an electric generation facility, or
“(iv) intentionally introduced into the groundwater and not used to supplement potable water supplies.

“(e) REGULATIONS.—The Secretary shall prescribe such regulations as are necessary to carry out the purposes of this section, including regulations promulgated in consultation with the Administrator of the Environmental Protection Agency to ensure the environmental impact of qualified facilities is minimized.”.

(b) STUDY ON ALLOCATION METHOD.—

(1) IN GENERAL.—The Secretary of the Treasury shall conduct a study on the method of allocation for the national limitation provided under section 54G(b)(2) of the Internal Revenue Code of 1986 (as added by subsection (a)) in order to determine whether a different allocation method would better result in the development of projects to provide new supplies of water in a more efficient manner. In assessing the advisability of a different allocation method, the study shall take into account—

(A) the administrative burdens on the Federal government and issuers, and

(B) the environmental impact of such projects, and
(C) the cost effectiveness of the projects funded.

The study shall include an examination of at least three rounds of allocations.

(2) CONSULTATION AND PUBLIC COMMENT.—Such study shall be conducted in consultation with the Secretary of the Interior and the Administrator of the Environmental Protection Agency and shall allow for public comment.

(3) SUBMISSION TO CONGRESS.—The study, and any recommended changes to the allocation method, shall be submitted to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate before July 1, 2014.

(e) CONFORMING AMENDMENTS.—

(1) Paragraph (1) of section 54A(d) of the Internal Revenue Code of 1986 is amended by striking “or” at the end of subparagraph (D), by inserting “or” at the end of subparagraph (E), and by inserting after subparagraph (E) the following new subparagraph:

“(F) a clean renewable water supply bond,”.
(2) Subparagraph (C) of section 54A(d)(2) of such Code is amended by striking “and” at the end of clause (iv), by striking the period at the end of clause (v) and inserting “, and”, and by adding at the end the following new clause:

“(vi) in the case of a clean renewable water supply bond, a purpose specified in section 54G(a)(1).”.

(3) The table of sections for subpart I of part IV of subchapter A of chapter 1 of such Code is amended by adding at the end the following new item:

“Sec. 54G. Clean renewable water supply bonds.”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to obligations issued after December 31, 2009.
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

Stormwater Legislative Policy Guidelines. (Action)

Staff recommendation
Adopt a revised legislative policy guideline. (Action)

Alternatives
1. Adopt the 2010 Legislative Policy Guidelines with additional or different amendments.
2. Adopt the 2010 Legislative Policy Guidelines as presented by staff at the December 2009 board meeting.
3. Affirm the board’s previous action at its December 2009 meeting of adopting the 2010 Legislative Policy Guidelines as amended.

Fiscal Impact
No direct fiscal impact.

Background
Previous Action: At its regular meeting on December 17, 2009, the board adopted the 2010 Legislative Policy Guidelines as amended in the Legislation, Conservation & Outreach Committee.

When the Legislation, Conservation & Outreach Committee was considering the 2010 Legislative Policy Guidelines as presented by staff, a director proposed the following additional amendments to the guideline relating to stormwater management and capture:

1. On Page 479, Item No. 21, amend to add the following language at the end of the paragraph, after the word “supplies,” “provided downstream water rights and historical flows are otherwise protected.”

2. Page 480, Item No. 5, amend to read “Diminishes the water rights or historical flows of downstream water users through actions to manage or recapture stormwater.”

Although another director objected and voted “No;” the motion passed to adopt the 2010 Legislative Policy Guidelines, as amended by the above phrases. At the subsequent formal board meeting, the board adopted the 2010 Legislative Policy Guidelines, as amended, with four directors voting “No.”

Discussion
Legislation, Conservation & Outreach Committee Chair Marilyn Dailey asked that this matter be brought back to the committee for further discussion.

The board adopted policy principles for stormwater management and recapture at its June 25,
2009 monthly meeting; those policy principles are attached. One concern that was expressed by some member agencies was that legislation or administrative mandates to capture stormwater or to reduce runoff upstream in a watershed could impact the water supplies of one or more agencies downstream. If upstream agencies become more efficient in capturing and reducing stormwater runoff, a downstream member agency could lose some of its water supply. The adopted policy principles were intended to strike a balance between advocating for improvements in water supply and water quality, and protecting the rights of member agencies to continue to utilize traditional water supplies.

The policy principles were incorporated into the proposed 2010 Legislative Policy Guidelines. They may be found in the Local Water Resources section of the guidelines, at pages 6, 7, and 8, as numbers 19-23 on page 7, and 4-5 on page 8.

Staff recommends that the board adopt a modified version of the amended legislative policy guidelines, as follows:

- Page 7, Item 21 revised to read: “Promotes and encourages the use of stormwater management and recapture to increase local municipal water supplies and improve water quality through low-impact development.”
- Page 8, Item No. 5, amend to change the phrase, “historical flows,” to “legal historical uses.”

Staff believes these proposed changes address the concerns expressed by both upstream interests that may have future plans to develop these types of resources while protecting the existing downstream users that have a history of beneficially using runoff similar to those of a riparian water rights holder. Striking this balance will ensure that stormwater capture legislation results in equitable development of additional local supplies while achieving the goal of increased beneficial use of a limited resource.

Prepared by: Jeffrey A. Volberg, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachment: Policy Principles for Stormwater Management
Policy Principles for Stormwater Management

It shall be the Water Authority’s policy to support legislation that:

1. Ensures that decision-making with regard to stormwater management and recapture is kept at the local or regional level through local water agencies, stormwater districts, cities, counties and regional water management groups
2. Recognizes that stormwater management and recapture are important tools in a diversified water supply portfolio that can help to achieve improved water quality in local water supplies, augment water supplies for local water agencies, and promote landscape conservation from a water runoff perspective.
3. Promotes and encourages the use of stormwater management and recapture to increase local municipal water supplies and improve water quality through low-impact development.
4. Provides State incentives for the local or regional use of stormwater management and recapture.
5. Reduces or removes regulatory hurdles that hinder the use of stormwater management and recapture.

It shall be the Water Authority’s policy to oppose legislation that:

1. Restricts the ability of the Water Authority or its member agencies to manage, store, or distribute water supplies through actions to manage or recapture stormwater.
2. Diminishes the water rights or legal historical uses of downstream water users through actions to manage or recapture stormwater.
March 17, 2010

Attention: Legislation, Conservation, and Outreach Committee

Conservation Requirements of SBX 7-7. (Information)

Purpose
This report provides an update to the Board on the conservation requirements specified in SBX 7-7 and the actions the Water Authority and its member agencies are currently taking to address the legislative requirements.

Discussion
The California Legislature adopted SBX 7-7 in 2009 as a part of a comprehensive landmark legislative package to address water supply issues in California. In addition to SBX 7-7, the legislative package included the following: SBX 7-1 Delta Governance, SBX 7-6 Groundwater Monitoring, SBX 7-8 Water Diversions, and a proposed water bond. SBX 7-7 requires the State to achieve a 20 percent reduction in urban per capita water use by 2020. Included are requirements for per capita water use targets for urban water agencies, agricultural management plans for agricultural water suppliers, and a water use efficiency task force for commercial, industrial, and institutional water use. Urban and agricultural water suppliers that do not meet the requirements in the statute will be ineligible for state grants and loans.

Water Agency Targets
The SBX 7-7 requirement to set and meet conservation targets is directed at retail urban water agencies. Each retail agency is required to set gallon per capita per day (gpcd) targets as part of its urban water management plan. The statute allows urban water agencies to select one of four different approaches to setting targets.

Method No. 1: Agency must reduce twenty percent from a ten year baseline. Recycled water is excluded from the calculation, resulting in a credit for recycled water use. Agencies have the option to include or exclude their agricultural water use. The advantage of this approach is that it is easy to calculate, it provides credit for recycled water, and it may provide reasonable goals. For Water Authority member agencies with significant reductions in agricultural water use, it will be advantageous to include the agricultural use as a part of the calculation.

Method No. 2: Agency may set their water use target through setting an overall water budget for the entire water system. The target will provide for 55 gpcd for indoor use, an outdoor water budget based on the model landscape ordinance, and a ten percent reduction in commercial, institutional, and industrial water use. This method can result in reasonable targets, but may be difficult to calculate.
Method No. 3: Agency may set their target at five percent below the regional goal in the Department of Water Resources draft 2020 report. For agencies in San Diego County, the target would be 142 gpcd. Agencies with low per capita use may prefer this option.

Method No. 4: This approach is to be determined by DWR. DWR will be holding stakeholder workshops to develop this approach starting in March 2010. A committee of the Association of California Water Agencies is developing a proposed Method No. 4 for consideration by DWR.

Regardless of the approach selected, all urban water suppliers must achieve a minimum of five percent reduction below a five year baseline, unless they are at 100 gpcd or lower. Retail agencies have the option to comply individually or as a region. A regional compliance approach will require the mutual consent of all participating agencies.

Retail urban water agencies were given an additional six months to complete their urban water management plans, which will be due on July 1, 2011. Wholesale water agencies were not given additional time and will need to complete their urban water management plans by December 31, 2010. Clean-up legislation is being proposed to correct this discrepancy, but the Water Authority is on track to meet the current deadline. The Water Authority is assisting member agencies to determine their targets by providing them with a spreadsheet to do the calculations. Where possible, we will work with the member agencies to ensure consistency.

DWR Processes
DWR is required by legislation to develop technical methodologies and criteria for consistent implementation when determining targets and evaluating compliance. DWR is holding a series of public meetings and will be forming an urban oversight committee to review their approach. DWR is also planning for a commercial, industrial, institutional, task force and will work in conjunction with the California Urban Water Conservation Council (CUWCC) as required by the legislation. Water Authority staff will actively participate in the DWR processes.

AB 1420 Compliance
AB 1420 requires agencies to implement conservation programs as a condition of receiving State grant funding. Agencies will be required to comply with the CUWCC BMPs through 2015. After 2015, the BMPs sunset and compliance with the SBX 7-7 targets is required. The current BMPs allow three approaches for compliance: A checklist approach, flex track approach, and a gpcd approach. Water Authority member agencies are on track to comply with the gpcd approach, which is similar to the SBX 7-7 legislative targets. The CUWCC is currently re-evaluating the gpcd BMP option to better align it with the legislation.

Status in Water Authority Service Area
Due to recent reductions in water use in the Water Authority’s service area, we are well on our way to achieving the required targets, provided we can sustain the current reductions. Using Method 1 and Method 3 to calculate the targets, we have already achieved an average of approximately a 13 percent reduction from our baseline gpcd, with another 7 percent reduction in gpcd needed.
Device based incentives were a cornerstone of Water Authority conservation programs since the early 1990s. Water agency incentives for toilets and subsequent regulatory standards transformed the market for toilets. More recent incentive programs for high efficiency washing machines have been extremely successful. In 2006, the Water Authority and its member agencies began transitioning the focus to outdoor conservation by working to transform the landscape industry and customers through education, incentives, and behavior change approaches. The Water Authority Board’s Strategic Plan currently supports a behavior change and target based approach to conservation. Goals in the Strategic Plan include reduction in gpcd, support of local landscape ordinances, increasing conservation education in schools, and public acceptance of water conservation as a civic duty. In 2008 and 2009, faced with severe water shortages, the Water Authority and its member agencies met the challenge through extensive public outreach and education, water use restrictions, and progressive rate structures.

The Water Authority and MWD are both reassessing the best approaches to assist member agencies in achieving the State targets in a cost-effective manner. Device based incentives will not have the same impact on conservation as they have had in the past. These incentives should be limited to areas where they will encourage a change in markets for innovative water saving technologies and services. The Board will also need to consider the ongoing role of rate structures, water use restrictions, codes and regulations, and behavior change in achieving long term sustainable conservation.

Prepared by: Toby Roy, Water Resources Manager
Reviewed by: William J. Rose, Water Conservation Program Executive
Reviewed by: Ken Weinberg, Director of Water Resources
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

Report on Water Authority Annual Report for Fiscal Year 2009 (Information)

Purpose
This report provides an update on changes made to the Water Authority’s annual report format, content and distribution that are designed to enhance the publication’s effectiveness as an outreach tool, improve the efficiency of its production and reduce overall costs.

Background
The Water Authority has consistently produced a printed annual report since the agency’s creation in 1947. The annual report has served as a key outreach tool for documenting the Water Authority’s activities and communicating its achievements to important stakeholders, such as member agencies, elected officials, business leaders, civic organizations, investors and the public. In recent years, the Water Authority has produced about 2,500 printed copies of the annual report annually. They were distributed mostly by mail to these stakeholders, and a copy was posted to the Water Authority’s website.

Following the distribution of the fiscal year 2008 annual report, members of the Board expressed concern with the annual report’s printing and design costs. Staff received direction to re-evaluate the production of the annual report to determine if future reports could be produced for lower cost, and to explore changes to the report’s composition to improve its ability to reach the Water Authority’s key audiences.

Discussion
Prior to starting work on the fiscal year 2009 annual report, staff reviewed design and printing options and their costs, and examined local and national trends for publishing annual reports. Based on this research and the Board’s direction, this year the Water Authority is publishing and distributing its annual report using web-based tools to lower costs and improve its outreach effectiveness.

The 2009 report is the Water Authority’s first web-based annual report. Instead of focusing the report’s design, publishing and distribution on a printed booklet, this year the report’s primary form is an electronic “flip book” that readers view online. A small quantity of printed reports is being produced primarily for distribution to local libraries and others who may prefer a hard copy.

The new format is less expensive to produce. Last year the Water Authority spent $42,373 on design and printing for the annual report, including $16,000 for printing and binding the 2,500 booklets. This year, the estimated cost to design the online flip book and print 200 copies is $35,000. The new format also will save about $2,000 in mailing costs.
The web-based report will help the Water Authority communicate with a wider audience, because the report’s reach is not limited by the amount of printed copies. In addition to sending postcards about the report to the traditional distribution list of core stakeholders, the Water Authority will send an e-mail alert to encourage a much broader base of the community to view the electronic flip book. Notifications will be provided to member agency general managers and board secretaries, chambers of commerce and other key regional business and civic groups, elected and appointed public officials, local planning groups, media, environmental groups, recipients of the Water Authority’s WaterSource and 20-Gallon Challenge electronic newsletters, capital improvement program community outreach lists, Paths to Partnerships attendees, area universities and colleges, tribal leaders, military leaders, and others. Overall, about 6,500 people will be directly notified about the report.

The Water Authority will establish a more prominent link to the report on www.sdcwa.org to attract additional viewers. Staff will track visits to the online report to help evaluate its reach and use by the community.

The new format also allows for richer content that delivers the Water Authority’s information in more compelling and understandable ways. This year’s report adds multimedia features such as embedded videos, convenient web page links, and graphic animations to make the annual report more interactive and engaging for viewers. For example, the 2009 report features video testimonials about the importance of water reliability from Julie Meier Wright, CEO and President of the San Diego Regional Economic Development Corporation, and from Doug Hutcheson, CEO and President of Leap Wireless International. It also has a video testimonial from the University of San Diego describing how Water Authority conservation programs facilitated its effort to improve water use efficiency. To keep costs down, the annual report uses existing videos and footage produced with the intent of multiple outreach purposes.

Staff will evaluate the success of the new format in the coming months and will explore additional efficiencies or improvements to future annual reports.

Prepared by: Steve Hubert, Public Affairs Representative II
Reviewed by: Jason Foster, Director of Public Affairs
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

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

Discussion
The purpose of the SCOOP program is to maximize small business participation on Water Authority contracts and procurements through networking, technical assistance, and training. This report provides a summary of the SCOOP activities and program measurements from July 1, 2009 through December 31, 2009.

Networking
The premier outreach event of the quarter was the SCOOP-hosted 11th Annual Paths to Partnerships Regional Forum held on October 20, 2009. The forum gave attendees tactics and information for competing in the public sector. More than 800 attendees participated in 10 educational panels covering various topics related to doing business with the government. Key speakers included Rua Petty, Vice Chair of the SCOOP Committee and John Chiang, California State Controller. The event was co-sponsored by the Public Agency Consortium, the Regional Construction Procurement Committee, the State of California’s Department of General Services, the San Diego Association of Governments, Jacobs Engineering Group, Centre City Development Corporation, CH2M Hill, RW Beck, the Port of San Diego, and the Port of Long Beach.

On November 17, 2010, the Water Authority hosted a very successful contractor outreach event at San Vicente with 116 attendees. Five prequalified potential primes attended (Barnard, Barnard/ASI, Kiewit, Shimmick/Obayashi, Ames/Granite), as well as the Water Authority Board of Directors’ SCOOP Committee members. The purpose of the event was to showcase the upcoming advertisement of the San Vicente Dam Raise – Package 3 (dam raise), familiarize attendees with the dam raise construction contract, and allow a networking venue for prime contractors to meet potential subcontractors, suppliers and the project team. This was the fourth outreach event held at the San Vicente site. These events have been successful in providing participants with an opportunity to ask questions, understand the project and give input into items for consideration prior to finalization of the project design.

Other highlights of SCOOP outreach included the San Diego Disabled Veteran-Owned Business Elite’s national conference for Disabled Business Veteran Enterprises (DVBEs), the Women’s Business Center of California Expo, and the American Subcontractors Association Annual Networking Event. Water Authority representatives participated in 59 outreach events through the second quarter, and met more than 2,000 attendees interested in learning about contracting, subcontracting, and supplier and vendor business opportunities with the Water Authority.
Training and Technical Assistance

SCOOP continues to increase and improve training offerings that will reach a larger and more diverse audience. Development is under way for an online course that will provide instructions and simulations for easier registration with The Network, the Water Authority’s online vendor registration, solicitation, and notification system. Currently in the testing phase, the course is scheduled to go live within the next several months.

Classroom instruction continued during the quarter, with 39 trainees attending the “Doing Business with the Water Authority” workshop. Staff also spent considerable time fine-tuning and redeveloping the mentor protégé program for consultants. This is a program that had previously been managed by an outside consultant and has been brought in-house. Participation is voluntary for both mentoring primes and small protégés. The program is meant to assist small consultant firms with specific areas of expertise needed to effectively propose and work on Water Authority professional services projects.

Small Business Participation

Of the 119 small businesses that submitted bids to the Water Authority, 96, or 81 percent, were successful in obtaining Water Authority contracts. These small businesses represented 41 percent of the firms that commenced doing new business with the Water Authority through the second quarter. Cumulative contract and purchase order awards through the second quarter was approximately $18 million. Small businesses received $2 million, or 12 percent, of total dollars awarded.

Further details of SCOOP statistics are given in Exhibit A (Program Measurements Summary), which provides an overview of SCOOP outreach results and small business participation on Water Authority contracts and procurements. Information on minority-owned and women-owned businesses is made available to the Board for statistical purposes only.

Prepared by: Emily Yanushka, SCOOP Manager
Reviewed by: Jason Foster, Director of Public Affairs

Attachment

1. Exhibit A – Program Measurements Summary
**EXHIBIT A**

Small Contractor Outreach and Opportunities Program
Program Measurements Summary
July 1, 2009 – December 31, 2009

### A-1. Small Business Measurements for
July 1, 2009 – December 31, 2009

<table>
<thead>
<tr>
<th>FY 2010 YTD</th>
<th>FY 2009 Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>1. Number of qualified small businesses capable of bidding on Water Authority projects</td>
<td>5,659</td>
</tr>
<tr>
<td>2. Number of bidders submitting bids and proposals</td>
<td>196</td>
</tr>
<tr>
<td>3. Number of businesses participating on Water Authority procurements</td>
<td>234</td>
</tr>
<tr>
<td>4. Number of contracting opportunities</td>
<td>47</td>
</tr>
<tr>
<td>5. Amount committed to small businesses</td>
<td>$17,866,893</td>
</tr>
</tbody>
</table>

### A-2. Minority/Women-Owned Business Measurements for
July 1, 2009 – December 31, 2009

<table>
<thead>
<tr>
<th>FY 2010 YTD</th>
<th>FY 2009 Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>1. Number of qualified M/W businesses capable of bidding on Water Authority projects</td>
<td>5,471</td>
</tr>
<tr>
<td>2. Number of bidders submitting bids and proposals</td>
<td>195</td>
</tr>
<tr>
<td>3. Number of businesses participating on Water Authority procurements</td>
<td>234</td>
</tr>
<tr>
<td>4. Number of contracting opportunities</td>
<td>47</td>
</tr>
<tr>
<td>5. Amount committed to minority and women-owned businesses</td>
<td>$17,866,893</td>
</tr>
</tbody>
</table>
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

Government Relations Update (Information)

Discussion
This report is an update of the Water Authority’s government relations program.

Legislative Activities
The deadline for introduction of new bills was February 19. The Water Authority has two sponsored bills, AB 1774 (Saldaña) and AB 1793 (Saldaña). Water Authority staff have worked with WaterReuse Association and Senator Pavley to amend SB 918, a bill regarding water recycling regulations. SB 918 will be addressed in greater detail in a board memo on bill recommendations.

On March 9, the Legislature held a joint hearing of the Assembly Water, Parks & Wildlife Committee, the Senate Natural Resources & Water Committee, and the respective budget subcommittees on resources to discuss funding and implementation of the 2009 Delta bill package. Water Authority legislative advocates provided questions for San Diego legislators to ask members of the expert panels. Assemblymember Jared Huffman is carrying a bill that would impose a user fee on State Water Project and Central Valley Project contractors, which is discussed further in the bill recommendation board memo.

State Budget
The Legislature has taken some action to resolve the state budget problems, but a major deficit persists in the current year as well as the coming fiscal year. The largest action was to approve a change in the method of taxation of gasoline.

Tax revenues since the beginning of the year have come in $1 billion above projections, and there is some hope that tax revenues after April 15 may be stronger than expected. As a result, the Legislature has been taking a “wait-and-see” approach to making further cuts to rebalance the current year’s budget.

Legislative Alert System
Government relations staff has initiated a legislative alert system in order to provide information on legislative activities to the Water Authority’s member agencies. The system was used extensively last November during the legislative session on the Delta bill package. In February, 2010, staff used the Legislative Alert system to advise member agencies of the positions taken on bills by the Water Authority board. Staff intends to use the legislative alert system on at least a monthly basis to alert member agencies to bills of interest, and more often when important bills are being considered in the Legislature.
Lobbyist Activities

Jonathan Clay of Carpi and Clay will provide a separate report of the firm’s monthly activities and provide oral remarks to the committee.

John White’s activities in February included:

- Meetings and discussions with legislative staff regarding water issues;
- Meetings, discussions, and conference calls with San Diego Water Authority lobbyists and management to discuss new developments, strategy, and assignments; and
- Weekly conference calls with board chairman Bud Lewis and Legislation, Conservation and Outreach Committee Chair Marilyn Dailey.

Bob Giroux of Lang, Hansen, O’Malley & Miller reports that he performed the following lobbying activities on behalf of the Water Authority in February:

- Reviewed more than 1,300 newly introduced California bills for tracking on behalf of SDCWA;
- Met with key legislative staff in the Assembly Speaker’s and the Senate President Pro Temp’s offices for intelligence gathering on water issues in 2010;
- Met with key legislative staff for Senate & Assembly water committees for intelligence gathering on water issues in 2010; and

Washington, D.C.

As reported at the Legislation, Conservation, and Outreach Committee meeting on February 25, Senator Feinstein proposed an amendment to a federal jobs bill that would have loosened restrictions on export pumping from the Delta. Although the amendment was never attached to the jobs bill, the Department of Interior announced changes in the restrictions and proposed to ensure that Central Valley Project contractors receive from 30 to 40 percent of their allocations this year. Senator Feinstein expressed her satisfaction with this administrative result but warned that she is prepared to seek loosening of the restrictions by legislation, if administrative remedies are not sufficient to provide a sufficient water supply to farmers south of the Delta.

Ken Carpi of Carpi & Clay will provide a separate report of the firm’s monthly activities in Washington, D.C. and provide oral remarks to the committee.

Prepared by: Jeffrey A. Volberg, Government Relations Manager
Reviewed by: Dennis A. Cushman, Assistant General Manager
March 17, 2010

Attention: Legislation, Conservation and Outreach Committee

Quarterly report on Public Affairs outreach activities (Information)

Background
From December 2009 through February 2010, Public Affairs supported Water Authority programs and projects, assisted member agencies, worked with communities directly affected by Water Authority construction projects, conducted media relations activities, worked on education programs, and supplied information through various means, including publications and online communications.

Discussion
During the quarter, Public Affairs focused on completing the Water Authority fiscal year 2009 annual report, making progress on the Water Authority website redevelopment project, developing a marketing plan and website for a water efficient landscape demonstration site project headed by the Water Conservation program, making presentations to community groups on the outlook for water supplies and water rates, promoting conservation in school education programs, and informing communities affected by Water Authority capital projects about upcoming construction events.

Community Relations
Board members and staff completed 12 presentations and staff participated in five outreach events in the community. Water Authority board members participated in several events around the county including the YMCA Martin Luther King Jr. Human Dignity Award Breakfast, the San Diego Regional Chamber of Commerce Annual Dinner, and the Asian Business Association Lunar New Year.

Media Relations
The Water Authority issued five “turn off sprinklers” alerts in advance of rainstorms and distributed five news releases. The subjects of the news releases were: Board authorization of the 2010 bond sale, completion of the 2010 bond sale, Board support for a proposed state water bond, an update on the Metropolitan Water District of Southern California’s Save-a-Buck rebate program, and completion of the pipeline expansion project with Otay Water District.

In addition, Public Affairs staff released statements from Chair Lewis responding to each of the first two Department of Water Resources snowpack surveys of the season and the 2010 initial Table A allocation of 5 percent from the State Water Project. Staff also secured a report on KGTV Channel 10 about the Water Authority education program’s conservation-themed musical theater shows for elementary schools.

Overall, the staff tracked 66 media reports resulting from Water Authority communications or media requests. There were 40 print articles, seven website stories and 19 broadcast stories.
More than half of the reports were related to conservation or water supply issues. Other key subjects covered during the period include:

- Safety measures for the All-American Canal Lining Project
- Water Authority 2010 bond sale
- Quantification Settlement Agreement legal challenges
- Model Landscape Ordinance adoption and implementation
- Seawater desalination

**Publications and Online Communications**

Staff distributed the *WaterSource* e-newsletter in December and February and issued a special edition in January after DWR’s first snow survey. Staff completed monthly distributions of *GM’s News and Notes* to board members and member agency general managers and *Connections* to employees.

“Turn off sprinklers” alerts were distributed via the 20-Gallon Challenge newsletter in December, January, and February. In January, staff also distributed a special edition of the 20-Gallon Challenge newsletter announcing DWR’s first snow survey results. Staff updated the Water Authority’s Facebook page regularly with organizational and water-related news.

Staff completed the needs assessment for the redevelopment of the Water Authority website and is meeting with departments to review content and navigation improvements. Staff is also working with the Water Conservation program to develop a website with Google-map capabilities to help promote a new water-efficient landscape demonstration site project scheduled to be launched this year.

**School Education**

During the past three months, the Water Authority reached more than 17,449 students and 558 teachers through classroom presentations, teacher workshops, the “H2O, Where Did You Go?” school theater program, the Splash Lab program, and the distribution of curriculum materials.

Staff secured a $54,000 grant from the Hans and Margaret Doe Charitable Trust to fund 60 additional “H2O, Where Did You Go?” assembly programs during fiscal years 2010 and 2011.

Staff also attended an MWD Education committee meeting and presented information regarding the Water Authority’s education programs.

**Joint Public Information Council**

Staff facilitated two meetings and a conference call with member agency conservation coordinators and JPIC members, providing monthly legislative, outreach, and conservation program updates.

**MWD/Water Authority Inspection Trips**

In January, Directors Lewinger and Pocklington co-hosted a two-day inspection trip, which included visits to Hoover Dam, Copper Basin Reservoir, Whitsett Intake Pumping Plant at Lake Havasu, Parker Dam, Palo Verde Irrigation District farmlands, and Water Authority projects at the All-American Canal and at San Vicente Reservoir.
In February, Director Lewinger hosted a one-day local water resources inspection trip and co-hosted a two-day inspection trip with Director Barrett to the Sacramento/San Joaquin Bay Delta.

**CIP Projects**

**San Vicente Projects**
For the San Vicente Dam Raise, staff participated in the Lakeside Community Expo in January. Katz & Associates updated the project web page and both mailed and emailed a project update. The project team hosted a tour for the Colorado River Board in January and the American Society of Civil Engineers Young Members Forum in February. In January, staff coordinated filming at the Dam Raise project site for the final segment of “California’s Water,” a program hosted by PBS personality Huell Howser. The series, which explores the state’s water resources and associated issues, is underwritten by the Association of California Water Agencies. Also, the project team developed a new dam raise tour program for community members and project stakeholders that launches in March.

Staff presented a project update for the San Vicente Pipeline and the Dam Raise at the February meeting of the Lakeside Community Planning Group. Consultant Katz & Associates mailed updates to the planning groups representing the communities of Rancho Peñasquitos, Scripps Ranch, Mira Mesa, StoneBridge Estates HOA and the city of Poway. Staff and the consultant also distributed a community update via an expanded project email list.

**Overall ESP**
Staff and project outreach consultant Katz & Associates distributed the winter 2010 issue of the ESP Update newsletter via mail and email, and updated the web page to include new environmental mitigation information.

**Lake Hodges Pipeline and Pump Station**
Staff provided a tour of the Lake Hodges Projects site and the headworks structure at Olivenhain Reservoir to the Del Dios Town Council Board. Staff and project outreach consultant Katz & Associates updated the project online photo tour and emailed a community update letter.

**Mission Trails Projects**
Staff delivered a project update to the editors of the Mission Times Courier and Tierra Times. Staff delivered 500 additional trail closure maps to the Mission Trails Regional Park Visitors Center. In January, staff presented a project update to the park’s Citizens’ Advisory Committee.

**Pipelines 3 & 4 Miramar Hill to Scripps Ranch Pipeline Relining**
Staff provided presentations to the Scripps Nob Hill and Affinity Homeowners Associations regarding temporary easements and future pipeline relining activities within their communities.
Twin Oaks Valley Water Treatment Plant
Staff provided a report to the Twin Oaks Valley Community Sponsor Group in February on the proposed installation of solar panels at the plant. The chair later sent a letter stating that the sponsor group had no concerns about the project.

Prepared by: Denise Vedder, Public Affairs Manager
Reviewed by: Jason Foster, Director of Public Affairs
March 17, 2010

Attention: Legislation Conservation and Outreach Committee

Status Report on Legislation and Legislative Positions (Information)

Background
Water Authority staff is currently reviewing 177 bills in the state Legislature and Congress 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 may be amended to propose such changes. The Water Authority’s staff and legislative advocates review each bill in the context of the adopted 2010 Legislative Policy Guidelines. The Legislative Policy Guidelines provide direction to staff and the Water Authority’s legislative advocates to communicate support or opposition to legislation and amendments. Bills for which staff recommends a position are brought before the Legislation, Conservation and Outreach Committee and the board for consideration.

The state Legislature reconvened for the second half of the 2009-2010 biennial session on January 4, 2010. The deadline for bills to be introduced in the Legislature was February 19, 2010. Assembly and Senate policy committees must hear and report on fiscal bills in their respective houses by April 23, and on non-fiscal bills by May 7. The United States Congress is in the second session of the 111th Congress.

Discussion
During the 2009 legislative session, the Water Authority board adopted positions on 32 bills, including 27 state bills and five federal bills. The Water Authority’s 2009 sponsor bill, AB 1465 (Hill) was signed into law by the Governor. Of the 14 bills the Water Authority supported, three were signed into law, two were vetoed, and five were carried into 2010. None of the three bills on which the Water Authority adopted positions of Oppose or Oppose, unless amended, passed the Legislature.

As of March 9, 2010, the board is sponsoring two bills in the Legislature, has taken a position of Support on one bill, and a position of Oppose on one bill. The Water Authority adopted a position of Support on the Safe, Clean and Reliable Water Supply Act of 2010, the water bond measure which will appear on the November 2, 2010 ballot. In addition, the board has taken a position of Support on one initiative which, if qualified, will appear on the statewide ballot as a constitutional amendment on November 2, 2010. The board has adopted a Support position on two federal bills.

Water Authority staff and its legislative advocates will continue to track and monitor bills throughout the legislative session to ensure consistency with board policies, positions and the 2010 Legislative Policy Guidelines. Attached is a chart outlining current positions on legislation of interest to the Water Authority as of March 9, 2010. Also, attached is a comprehensive list of bills that are under review and are being monitored by staff and legislative advocates.

Prepared by: Alexandra Schnell, Management Analyst
Reviewed by: Jeffrey Volberg, Government Relations Manager
Approved by: Dennis A. Cushman, Assistant General Manager

Attachments: 1. Chart summarizing the Water Authority’s current positions on 2009-2010 legislation as of March 9, 2010
2. List of Legislation Under Review by the Water Authority as of March 9, 2010
<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>18-Dec-08</td>
<td>Sponsor</td>
<td>AB 1465</td>
<td>Hill</td>
<td>Urban Water Management Planning</td>
<td>Chapter 534, Statutes of 2009</td>
</tr>
<tr>
<td>22-Jan-09</td>
<td>Support</td>
<td>AB 13</td>
<td>Salas</td>
<td>Sacramento-San Joaquin Delta Conservancy</td>
<td>Senate Committee on Natural Resources and Water</td>
</tr>
<tr>
<td>22-Jan-09</td>
<td>Oppose</td>
<td>SB 42</td>
<td>Corbett</td>
<td>Coastal Resources: once-through cooling</td>
<td>Dead; failed to meet the deadline for a 2-year bill to pass out of the house of origin.</td>
</tr>
<tr>
<td>26-Feb-09</td>
<td>Support</td>
<td>AB 28</td>
<td>Jeffries</td>
<td>Natural Gas Engines: water movement: emissions limitation requirements</td>
<td>Dead; failed to meet the deadline for a 2-year bill to pass out of the house of origin.</td>
</tr>
<tr>
<td>26-Mar-09</td>
<td>Support</td>
<td>AB 804</td>
<td>Hall</td>
<td>Invasive Aquatic Species: mussels</td>
<td>Vetoed</td>
</tr>
</tbody>
</table>
## Summary of Current Positions on 2009-2010 Legislation as of March 9, 2010

<table>
<thead>
<tr>
<th>Date of Board Action/Activity</th>
<th>Position</th>
<th>Bill Number</th>
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<th>Bill Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>26-Mar-09 Support</td>
<td></td>
<td>AB 1061</td>
<td>Lieu</td>
<td>Common Interest Developments: water-efficient landscapes</td>
<td>Chapter 503, Statutes of 2009</td>
</tr>
<tr>
<td>26-Mar-09 Support</td>
<td></td>
<td>AB 1366</td>
<td>Feuer</td>
<td>Residential Self-Regenerating Water Softeners</td>
<td>Chapter 527, Statutes of 2009</td>
</tr>
<tr>
<td>26-Mar-09 Support</td>
<td></td>
<td>S. 22</td>
<td>Bingaman</td>
<td>Omnibus Public Land Management Act of 2009</td>
<td>Failed in House</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>(Contents of S 22 were amended into H.R. 146)</td>
<td>Signed by President 03/30/09; Public Law No: 111-11</td>
</tr>
<tr>
<td>23-Apr-09 Support</td>
<td></td>
<td>AB 900</td>
<td>De Leon</td>
<td>Water Diversion: statements of water diversion and use</td>
<td>Senate Inactive File</td>
</tr>
<tr>
<td>Date of Board Action/Activity</td>
<td>Position</td>
<td>Bill Number</td>
<td>Author</td>
<td>Bill Name</td>
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</tr>
<tr>
<td>23-Apr-09</td>
<td>Support, if amended</td>
<td>AB 1408</td>
<td>Krekorian</td>
<td>Subdivisions: Water Demand Mitigation Fund</td>
<td>Died on Inactive File</td>
</tr>
<tr>
<td>23-Apr-09</td>
<td>Oppose, unless amended</td>
<td>SB 565</td>
<td>Pavley</td>
<td>Water Recycling</td>
<td>Assembly Committee on Water, Parks and Wildlife</td>
</tr>
<tr>
<td>23-Apr-09</td>
<td>Support, if amended</td>
<td>ACA 9</td>
<td>Huffman</td>
<td>Local Government Bonds: special taxes: voter approval</td>
<td>Assembly Inactive File</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support</td>
<td>AB 234</td>
<td>Huffman</td>
<td>Federal Stimulus Funds for Energy and Water Use Efficiency</td>
<td>Senate Committees on Environmental Quality, and Natural Resources &amp; Water</td>
</tr>
</tbody>
</table>
## San Diego County Water Authority
### Summary of Current Positions on 2009-2010 Legislation
as of March 9, 2010

<table>
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<tr>
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<th>Author</th>
<th>Bill Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>28-May-09</td>
<td>Support, if amended</td>
<td>AB 262</td>
<td>Bass</td>
<td>Federal Stimulus Funds for Energy Activities, Programs, or Projects</td>
<td>Chapter 227, Statutes of 2009</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support, if amended</td>
<td>AB 300</td>
<td>Caballero</td>
<td>Subdivisions: Water Supply</td>
<td>Senate Committee on Natural Resources and Water</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support</td>
<td>AB 410</td>
<td>De La Torre</td>
<td>Recycled Water</td>
<td>Senate Appropriations Committee</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support</td>
<td>AB 1100</td>
<td>Duvall</td>
<td>Potable Reuse Demonstration Water</td>
<td>Senate Committee on Environmental Quality</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support</td>
<td>SB 207</td>
<td>Florez</td>
<td>Delta Smelt Preservation and Restoration Act</td>
<td>Dead; failed to meet the deadline for a 2-year bill to pass out of the house of origin.</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Support</td>
<td>SB 555</td>
<td>Kehoe</td>
<td>Eminent Domain: Conservation Easements</td>
<td>Vetoed</td>
</tr>
<tr>
<td>28-May-09</td>
<td>Oppose</td>
<td>SB 711</td>
<td>Leno</td>
<td>Public Meetings: Closed Sessions: Labor Negotiations</td>
<td>Dead; failed to meet the deadline for a 2-year bill to pass out of the house of origin.</td>
</tr>
</tbody>
</table>
San Diego County Water Authority  
Summary of Current Positions on  
2009-2010 Legislation  
as of March 9, 2010

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</tr>
</thead>
<tbody>
<tr>
<td>28-May-09</td>
<td>Oppose</td>
<td>S. 787</td>
<td>Feingold</td>
<td>Clean Water Restoration Act</td>
<td>Senate Committee on Environment and Public Works</td>
</tr>
<tr>
<td>25-Jun-09</td>
<td>Support</td>
<td>AB 1253</td>
<td>Fuller</td>
<td>Sacramento-San Joaquin Delta</td>
<td>Senate Appropriations Committee</td>
</tr>
<tr>
<td>25-Jun-09</td>
<td>Support</td>
<td>H.R. 856</td>
<td>Radanovich</td>
<td>California Drought Alleviation Act of 2009</td>
<td>House Committee on Natural Resources</td>
</tr>
<tr>
<td>25-Jun-09</td>
<td>Support and seek amendments</td>
<td>H.R. 1908</td>
<td>Coffman</td>
<td>Water Accountability Tax Efficiency Reinvestment Act of 2009</td>
<td>House Committee on Ways and Means</td>
</tr>
<tr>
<td>25-Jun-09</td>
<td>Support</td>
<td>S. 531</td>
<td>Bingaman</td>
<td>Energy and Water Integration Act of 2009</td>
<td>Senate Committee on Energy and Natural Resources</td>
</tr>
<tr>
<td>23-Jul-09</td>
<td>Support, if amended</td>
<td>AB 49</td>
<td>Feuer/Huffman</td>
<td>Water Conservation</td>
<td>Assembly Inactive File</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>
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</tr>
<tr>
<td>23-Jul-09</td>
<td>Support, if amended</td>
<td>SB 261</td>
<td>Dutton/Ducheny</td>
<td>Water Use: Water Management Plans</td>
<td>Assembly Appropriations Committee</td>
</tr>
<tr>
<td>27-Aug-09</td>
<td>Support, if amended</td>
<td>PAB 1 (Preprint)</td>
<td>Huffman</td>
<td>Sacramento-San Joaquin Delta Plan</td>
<td>Incorporated into SBX7, 1 - 8</td>
</tr>
<tr>
<td>27-Aug-09</td>
<td>Support, if amended</td>
<td>PAB 2 (Preprint)</td>
<td>Feuer/Huffman</td>
<td>Water Conservation</td>
<td>Incorporated into SBX7, 1 - 8</td>
</tr>
<tr>
<td>27-Aug-09</td>
<td>Support, if amended</td>
<td>PSB 1 (Preprint)</td>
<td>Simitian</td>
<td>Sacramento-San Joaquin Delta</td>
<td>Incorporated into SBX7, 1 - 8</td>
</tr>
<tr>
<td>27-Aug-09</td>
<td>(No position taken)</td>
<td>PSB 2 (Preprint)</td>
<td>Pavley</td>
<td>Water Diversion and Use; Groundwater</td>
<td>Incorporated into SBX7, 1 - 8</td>
</tr>
<tr>
<td>27-Aug-09</td>
<td>Support, if amended</td>
<td>PSB 3 (Preprint)</td>
<td>Wolk</td>
<td>Delta Protection Commission; Delta Conservancy</td>
<td>Incorporated into SBX7, 1 - 8</td>
</tr>
<tr>
<td>Date of Board Action/Activity</td>
<td>Position</td>
<td>Bill Number</td>
<td>Author</td>
<td>Bill Name</td>
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</tr>
<tr>
<td>17-Dec-09</td>
<td>Sponsor</td>
<td>AB 1774</td>
<td>Saldana</td>
<td>Recycled Water: state agency landscape irrigation</td>
<td>May be heard in committee March 12, 2010</td>
</tr>
<tr>
<td>17-Dec-09</td>
<td>Sponsor</td>
<td>AB 1793</td>
<td>Saldana</td>
<td>Common Interest Developments: artificial turf</td>
<td>May be heard in committee March 13, 2010</td>
</tr>
<tr>
<td>28-Jan-10</td>
<td>Support</td>
<td>S. 1759</td>
<td>Feinstein</td>
<td>The Water Transfer Facilitation Act of 2009</td>
<td>Senate Committee on Energy and Natural Resources</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(H.R. 3750 is the companion bill in the House)</td>
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<tr>
<td>28-Jan-10</td>
<td>Support</td>
<td>H.R. 4349</td>
<td>Napolitano</td>
<td>The Hoover Power Allocation Act of 2009</td>
<td>House Committee on Natural Resources</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(S. 2891 is the companion bill in the Senate)</td>
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</tbody>
</table>
San Diego County Water Authority
Summary of Current Positions on
2009-2010 Legislation
as of March 9, 2010

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</tr>
</thead>
<tbody>
<tr>
<td>25-Feb-10</td>
<td>Oppose</td>
<td>AB 1594</td>
<td>Huber</td>
<td>Sacramento-San Joaquin Delta: peripheral canal</td>
<td>Assembly Committee on Water, Parks &amp; Wildlife</td>
</tr>
</tbody>
</table>

Current Positions on
2010 Ballot Measures and Initiatives
as of March 9, 2010

<table>
<thead>
<tr>
<th>Date of Board Action/Activity</th>
<th>Position</th>
<th>Initiative or Measure Name</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>28-Jan-10</td>
<td>Support</td>
<td>Safe, Clean and Reliable Water Supply Act of 2010 (Water Bond)</td>
<td>Measure will appear on November 2, 2010 General Election ballot</td>
</tr>
<tr>
<td>25-Feb-10</td>
<td>Support</td>
<td>Local Taxpayer, Public Safety and Transportation Protection Act of 2010</td>
<td>Measure is currently being qualified via signature gathering, and if qualified will appear on November 2, 2010 General Election ballot as a constitutional amendment.</td>
</tr>
<tr>
<td>Legislation Under Review by the Water Authority as of March 9, 2010</td>
<td></td>
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<td>---------------------------------------------------------------</td>
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<tr>
<td><strong>CA AB 13</strong></td>
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<td></td>
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<tr>
<td><strong>AUTHOR:</strong> Salas [D]</td>
<td></td>
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</tr>
<tr>
<td><strong>TITLE:</strong> Sacramento-San Joaquin Delta Conservancy</td>
<td></td>
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</tr>
<tr>
<td><strong>FISCAL COMMITTEE:</strong> yes</td>
<td></td>
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</tr>
<tr>
<td><strong>URGENCY CLAUSE:</strong> no</td>
<td></td>
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<tr>
<td><strong>INTRODUCED:</strong> 12/01/2008</td>
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<tr>
<td><strong>LAST AMEND:</strong> 09/02/2009</td>
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<tr>
<td><strong>DISPOSITION:</strong> Pending</td>
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</tr>
<tr>
<td><strong>LOCATION:</strong> Senate Natural Resources and Water Committee</td>
<td></td>
<td></td>
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</tr>
<tr>
<td><strong>SUMMARY:</strong> Establishes the Sacramento-San Joaquin Delta Conservancy to restore, maintain, and enhance ecosystems, including habitats, wildlife corridors, native species, and open space, in the Sacramento-San Joaquin Delta, and to develop and implement projects to address the economic viability of the Delta region, consistent with a specified Delta Plan.</td>
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</tr>
<tr>
<td><strong>STATUS:</strong> 09/02/2009 From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments. 09/02/2009 In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.</td>
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<tr>
<td><strong>CA AB 25</strong></td>
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</tr>
<tr>
<td><strong>AUTHOR:</strong> Gilmore [R]</td>
<td></td>
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<td></td>
</tr>
<tr>
<td><strong>TITLE:</strong> Water Quality: Minimum Civil Penalties</td>
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<tr>
<td><strong>FISCAL COMMITTEE:</strong> yes</td>
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<tr>
<td><strong>URGENCY CLAUSE:</strong> no</td>
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<tr>
<td><strong>INTRODUCED:</strong> 12/01/2008</td>
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<tr>
<td><strong>LAST AMEND:</strong> 01/13/2010</td>
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<tr>
<td><strong>DISPOSITION:</strong> Pending</td>
<td></td>
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<tr>
<td><strong>LOCATION:</strong> Senate Environmental Quality Committee</td>
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</tr>
<tr>
<td><strong>SUMMARY:</strong> Relates to the federal Clean Water Act and the Porter-Cologne Water Quality Control Act. Expands the definition of a publicly owned treatment works (POTW) to include a POTW serving a community with a specified population. Authorized the State Water Resources Control Board or a regional board to elect to require a public school district to spend an amount of money equivalent to minimum penalties for waste discharges towards the completion of a compliance project meeting specified requirements.</td>
<td></td>
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</tr>
<tr>
<td><strong>STATUS:</strong> 02/11/2010 To SENATE Committee on ENVIRONMENTAL QUALITY.</td>
<td></td>
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</tr>
<tr>
<td><strong>CA AB 28</strong></td>
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</tr>
<tr>
<td><strong>AUTHOR:</strong> Jeffries [R]</td>
<td></td>
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<td></td>
</tr>
<tr>
<td><strong>TITLE:</strong> Natural Gas Engines: Water Movement: Emissions</td>
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<tr>
<td><strong>FISCAL COMMITTEE:</strong> no</td>
<td></td>
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<tr>
<td><strong>URGENCY CLAUSE:</strong> no</td>
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<tr>
<td><strong>INTRODUCED:</strong> 12/01/2008</td>
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<tr>
<td><strong>LAST AMEND:</strong> 04/13/2009</td>
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<tr>
<td><strong>DISPOSITION:</strong> Failed</td>
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<tr>
<td><strong>LOCATION:</strong> ASSEMBLY</td>
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</tr>
<tr>
<td><strong>SUMMARY:</strong> Requires any requirement imposed by an air pollution control district, an air quality management district, or other local agency or local regulatory body relating to emissions limitations on, or imposing monitoring, testing, inspection, maintenance, or reporting requirements relating to emissions caused by, the</td>
<td></td>
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</tbody>
</table>
use of a natural gas engine to comply with prescribed requirements.

**CA AB 39**

**AUTHOR:** Huffman [D]

**TITLE:** Sacramento-San Joaquin Delta

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/01/2008

**LAST AMEND:** 09/09/2009

**DISPOSITION:** Pending

**FILE:** A-41

**LOCATION:** Assembly Inactive File

**SUMMARY:**
States the intent of the Legislature to enact legislation to establish a Sacramento-San Joaquin Delta Plan.

**STATUS:**
01/27/2010 In ASSEMBLY. To Inactive File.

**CA AB 49**

**AUTHOR:** Feuer [D]

**TITLE:** Water Conservation

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/01/2008

**LAST AMEND:** 09/09/2009

**DISPOSITION:** Pending

**FILE:** A-42

**LOCATION:** Assembly Inactive File

**SUMMARY:**
States the intent of the Legislature to enact legislation to establish a 20% water efficiency requirement for the year 2020 for agricultural and urban water users.

**STATUS:**
01/27/2010 In ASSEMBLY. To Inactive File.

**CA AB 55**

**AUTHOR:** Jeffries [R]

**TITLE:** Water Supply Planning

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 12/04/2008

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY

**SUMMARY:**
Revises the definition of "project" under the California Environmental Quality Act to provide that specified business, commercial, hotel or motel, industrial, manufacturing, and mixed-use developments are within the scope of that definition only if the projected water demand of the development would be equivalent to, or greater than, the amount of water required by a 500 dwelling unit project, as determined by the public water system.

**STATUS:**
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.
CA AB 80

AUTHOR: Blakeslee [R]
TITLE: Reservoirs: Recreational Use
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/19/2008
LAST AMEND: 08/17/2009
DISPOSITION: Pending
FILE: A-13
LOCATION: Assembly Inactive File
SUMMARY: Imposes additional minimum water treatment requirements that must be met by the agency removing water from the Nacimiento Reservoir. Allows the entity operating the water supply reservoir or a specified department to subject the recreational use of the reservoir to additional conditions and restrictions.
STATUS: 08/31/2009 In ASSEMBLY. From Unfinished Business. To Inactive File.

CA AB 155

AUTHOR: Mendoza [D]
TITLE: Local Government: Bankruptcy Proceedings
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/26/2009
LAST AMEND: 07/01/2009
DISPOSITION: Pending
LOCATION: Senate Local Government Committee
SUMMARY: Provides that a local public entity may only file under federal bankruptcy law with the approval of the State Debt and Investment Advisory Commission.
STATUS: 07/08/2009 In SENATE Committee on LOCAL GOVERNMENT: Not heard.

CA AB 231

AUTHOR: Huffman [D]
TITLE: Global Warming Solutions Act of 2006: Trust Fund
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/05/2009
LAST AMEND: 06/26/2009
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY: Requires the State Air Resources Board to adopt a schedule of fees contained in the State Global Warming Solutions Act of 2006, to be paid by the sources of greenhouse emissions which would be deposited in the Climate Protection Trust Fund, for purposes of carrying out the act. Requires federal climate changes funds to be deposited into the fund.
STATUS: 06/26/2009 From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.
06/26/2009 In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.

CA AB 300

AUTHOR: Caballero [D]

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<table>
<thead>
<tr>
<th>BILL</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>
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<tbody>
<tr>
<td>CA AB 301</td>
<td>Subdivisions: Water Supply</td>
<td>yes</td>
<td>no</td>
<td>02/17/2009</td>
<td>06/30/2009</td>
<td>Pending</td>
<td>Senate Natural Resources and Water Committee</td>
<td>Requires a public water system, or, if none exists, a local agency, to review and verify for accuracy a housing subdivider's water savings projections attributable to voluntary demand management measures. Specified assessment requirements. Authorizes the public water system to collect specified related fees. Requires any city, county, or system preparing an assessment to reduce projected water demand for the project to an amount below the current requirements. Relates to water conservation program funding.</td>
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<tr>
<td>CA AB 348</td>
<td>Vended Water</td>
<td>yes</td>
<td>no</td>
<td>02/17/2009</td>
<td>04/01/2009</td>
<td>Pending</td>
<td>Senate Appropriations Committee</td>
<td>Relates to quality, reporting and labeling standards for bottled water and private water sources and limits the levels of certain contaminants that may be contained in such products. Requires each applicant for a license as a water-bottling plant or private water source to provide to the Department of Public Health specified information. Requires the department to annually compile a listing of such information and make it available to the public.</td>
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<tr>
<td>CA AB 408</td>
<td>South Bay Irrigation District: Directors</td>
<td>no</td>
<td>no</td>
<td>02/19/2009</td>
<td>08/05/2009</td>
<td>Enacted</td>
<td>Chaptered</td>
<td>Eliminates the land ownership requirement for the purpose of being elected to, or serving on, the Board of Directors of the South Bay Irrigation District.</td>
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<tr>
<td>STATUS</td>
<td>07/06/2009</td>
<td>In SENATE Committee on NATURAL RESOURCES AND WATER: Heard, remains in Committee.</td>
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<td>STATUS</td>
<td>08/27/2009</td>
<td>In SENATE Committee on APPROPRIATIONS: Not heard.</td>
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<td>STATUS</td>
<td>08/06/2009</td>
<td>Chaptered by Secretary of State. Chapter No. 99</td>
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<tr>
<td>TITLE: Commercial Fishing: Lobster Management Enhancement</td>
<td>FISCAL COMMITTEE: yes</td>
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<td>LAST AMEND: 01/04/2010</td>
<td>DISPOSITION: Pending</td>
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<tr>
<td>LOCATION: Senate Natural Resources and Water Committee</td>
<td>SUMMARY: Imposes a supplemental fee on a lobster permit to be known as the Lobster Management Enhancement Supplement to be deposited in the Lobster Management Enhancement Account. Requires moneys in the account to be expended exclusively to fund specified projects and programs to improve lobster sustainability and management. Creates a Lobster Management Enhancement Advisory Committee.</td>
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<td>STATUS: 02/11/2010 To SENATE Committee on NATURAL RESOURCES AND WATER.</td>
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<tr>
<th>TITLE: Recycled Water</th>
<th>FISCAL COMMITTEE: yes</th>
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<tr>
<td>URGENCY CLAUSE: no</td>
<td>INTRODUCED: 02/23/2009</td>
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<tr>
<td>LAST AMEND: 07/13/2009</td>
<td>DISPOSITION: Pending</td>
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<td>LOCATION: Senate Appropriations Committee</td>
<td>SUMMARY: Relates to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006. Requires the State Department of Water Resources to give additional consideration for grants for projects that assist local public agencies meet the state’s long term water needs, to proposals for the preparation of salt and nutrient management plans consistent with the recycled water policy of the State Water Resources Control Board. Sets new statewide water recycling goals.</td>
</tr>
<tr>
<td>STATUS: 08/27/2009 In SENATE Committee on APPROPRIATIONS: Not heard.</td>
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<table>
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<tr>
<th>TITLE: Recycled Water: Oil Refineries</th>
<th>FISCAL COMMITTEE: yes</th>
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<tr>
<td>URGENCY CLAUSE: no</td>
<td>INTRODUCED: 02/24/2009</td>
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<tr>
<td>LAST AMEND: 04/21/2009</td>
<td>DISPOSITION: Failed</td>
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<td>LOCATION: ASSEMBLY</td>
<td>SUMMARY: Declares that the use of potable domestic water for oil refineries is a waste or unreasonable use of water if suitable recycled water is available and prohibits a person or public agency from doing so. States that it is the intent of the Legislature to provide incentives to facilitate compliance with these provisions.</td>
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<td>STATUS: 02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.</td>
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CA AB 460

AUTHOR: Anderson [R]
TITLE: Water Resources: Salinity: Water Softeners
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2009
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY: Expresses the intent of the Legislature to enact legislation that would require new residential water softening equipment sold in the state to have a minimum salt efficiency rating of no less than 4,400 grains of hardness removed per pound of salt used in regeneration. Expresses the intent of the Legislature to enact legislation that would achieve a 20% reduction in the per capita use of salt in water softening equipment.
STATUS: 02/02/2010 Died at Desk.

CA AB 466

AUTHOR: Coto [D]
TITLE: Santa Clara Valley Water District
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 443
SUMMARY: Repeals certain provisions of the Santa Clara Valley Water District Act relating to the board of the district. Revises the composition of the board. Requires the board to adopt a resolution establishing boundaries. Requires the board to review its financial reserves and its reserve management policy. Requires board members to comply with specified requirements. Relates to making specified reports open to the public. Authorizes district tax exemptions for a taxpayer who qualifies as totally disabled.
STATUS: 10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 443

CA AB 474

AUTHOR: Blumenfield [D]
TITLE: Water Efficiency Improvements
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/24/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 444
SUMMARY: Authorizes the legislative body of any public agency to designate an area within which authorized city officials and free and willing property owners may enter into contractual assessments to finance the installation of water efficiency improvements that are permanently fixed to real property. Requires the body to
perform additional record keeping duties. Requires specified notice to any entity providing water or energy within the boundaries of the proposed area.

**STATUS:**

10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 444

**CA AB 580**

**AUTHOR:** Huber [D]

**TITLE:** Onsite Sewage Treatment Systems

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/25/2009

**LAST AMEND:** 06/01/2009

**DISPOSITION:** Pending

**LOCATION:** Senate Environmental Quality Committee

**SUMMARY:**

Amends the Porter-Cologne Water Quality Control Act. Requires that onsite sewage treatment systems be classified by the State Water Resources Control Board, into regulatory tiers based on the demonstrated risk each system poses to the public health and environment. Specifies that an exemption to the criteria contained in the regulations may also be established by the state board in addition to the regional boards.

**STATUS:**

06/18/2009 To SENATE Committee on ENVIRONMENTAL QUALITY.

**CA AB 626**

**AUTHOR:** Eng [D]

**TITLE:** Bond Revenues: Water Management: Grants

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/25/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 367

**SUMMARY:**

Relates to bond revenue grants under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 requires the Department of Water Resources to achieve its statewide grant allocation to address the critical water supply needs of disadvantaged communities by awarding grants for that purpose to disadvantaged communities within a hydrologic region in a total dollar amount that is equivalent to 10% of the total dollar amount of grants awarded in that region.

**STATUS:**

10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 367

**CA AB 629**

**AUTHOR:** Krekorian [D]

**TITLE:** Water: School Facilities

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/25/2009

**LAST AMEND:** 05/06/2009

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY
### SUMMARY:
Requires a school district to conduct a one-time analysis of the level of lead in water in schools with plumbing that has not been completely replaced since a certain date. Authorizes a school district, if the analysis reveals the presence of lead in water that is available for human consumption on a schoolsite, to compete for funding from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act.

### STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

#### CA AB 642
**AUTHOR:** Huber [D]
**TITLE:** Conservers: Sacramento-San Joaquin Delta
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/25/2009
**LAST AMEND:** 04/13/2009
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Establishes the Sacramento-San Joaquin Delta Conservancy to undertake activities related to the Delta and Suisun Marsh, including measures identified in the Delta sustainability program to restore and manage habitat in the Delta and Suisun Marsh. Prescribes the management, powers and duties of the conservancy. Provides that expenses of the conservancy may be paid from funds appropriated by the Legislature or from gifts, donations, bequests or other public and private sources.

#### CA AB 687
**AUTHOR:** Salas [D]
**TITLE:** Tijuana River Valley Conservancy
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/26/2009
**LAST AMEND:** 04/16/2009
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Enacts the Tijuana River Valley Conservancy Act. Establishes in the Natural Resources Agency the Tijuana River Valley Conservancy. Specifies the composition of the board of the conservancy. Requires the Conservancy to oversee the implementation of a comprehensive Tijuana River Valley cleanup and restoration program.

#### CA AB 694
**AUTHOR:** Saldana [D]
**TITLE:** Tidelands and Submerged Lands: San Diego
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
INTRODUCED: 02/26/2009  
VETOED: 10/11/2009  
DISPOSITION: Vetoed  
LOCATION: Vetoed  
SUMMARY: Repeals the provisions freeing former tidelands granted to the City of San Diego from use restrictions. Requires the State Lands Commission to represent the state and to cooperate in resolving title and boundary issues involving tidelands and submerged lands. 
STATUS: 10/11/2009 Vetoed by GOVERNOR.

CA AB 696  
AUTHOR: Hagman [R]  
TITLE: Environmental Quality Act: Arbitration  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/26/2009  
LAST AMEND: 04/16/2009  
DISPOSITION: Failed  
LOCATION: ASSEMBLY  
SUMMARY: Amends a provision of the Environmental Quality Act which requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project. Allows an applicant for a project and the lead agency to opt to resolve all disputes arising out of a subsequent environmental impact report for that project before an arbitrator, in lieu of retaining the option to file an action or proceeding arising out of those disputes before a court. 
STATUS: 02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 737  
AUTHOR: Chesbro [D]  
TITLE: Solid Waste: Diversion  
FISCAL COMMITTEE: yes  
URGENCY CLAUSE: no  
INTRODUCED: 02/26/2009  
LAST AMEND: 09/04/2009  
DISPOSITION: Pending  
LOCATION: Senate Appropriations Committee  
SUMMARY: Requires the State Integrated Waste Management Board to ensure that a specified percentage of all solid waste is source reduced, recycled, or composted by a specified date. Requires solid waste businesses that generate a specified amount of solid waste to take specified action to facilitate solid waste reduction, reuse, or recycling. Requires a jurisdiction to implement a commercial recycling program or to expand an existing program. Relates to local nondisposal facility elements. 
STATUS: 09/08/2009 In SENATE. Read second time. To third reading.  
09/08/2009 Re-referred to SENATE Committee on APPROPRIATIONS.

CA AB 752  
AUTHOR: Caballero [D]
Enacts the Safe Drinking Water and Water Supply Reliability Act of 2010, which, if approved by the voters, would authorize the issuance of bonds to finance a safe drinking water and water supply reliability program. Provides for the submission of the bond act to the voters at the statewide general election.

STATUS:
02/04/2010 Withdrawn from SENATE Committee on RULES.
02/04/2010 Re-referred to SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.

Increases the maximum amortization period for the unpaid balance of a utility bill from a prohibition from terminating service by a utility that collects sanitation or sewerage charges for a public agency. Deletes an exemption. Prohibits corporations from seeking to recover charges or penalties, in connection with furnishing services to a tenant of the owner of the residential property to which services were provided, from any subsequent tenant or the property owner.

STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

Provides that an operator of water delivery and storage facilities, who has prepared and initiated, and is in compliance a plan to eradicate dreissenid mussels, would not be subject to any civil or criminal liability for the introduction of such mussel species as a result of operations of those facilities. Provides the prohibition on a person possessing or transporting the mussels does not apply to an operator who has prepared an eradication plan.

STATUS:
10/11/2009 Vetoed by GOVERNOR.
CA AB 853

Author: Arambula [I]
Title: Local Government: Organization
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/26/2009
Last Amend: 05/18/2009
Disposition: Pending
Location: Senate Local Government Committee

Summary:
Amends the Cortese-Know-Hertzberg Act of 2000 that governs the organization and reorganization of local government entities, including, among other things, the annexation of island territories to a city or county. Provides procedures for annexing unincorporated fringe communities and unincorporated island communities to a city under specified circumstances, including provisions for a revenue neutrality agreement between the affected local government entities.

Status:
06/11/2009 To SENATE Committees on LOCAL GOVERNMENT and RULES.

CA AB 890

Author: Perez J [D]
Title: City of Maywood: Drinking Water
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/26/2009
Enacted: 10/11/2009
Disposition: Enacted
Location: Chaptered
Chapter: 259

Summary:
Requires the public water systems serving the City of Maywood to conduct a study on the city’s water addressing the impacts of manganese on water quality. Requires the city to conduct a public hearing. Requires the water systems to respond to public comment received at that hearing. Requires the study and comments to be posted on the system's Internet Web site.

Status:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 259

CA AB 900

Author: De Leon [D]
Title: Water Diversion and Use: Reporting
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/26/2009
Last Amend: 08/17/2009
Disposition: Pending
File: A-61
Location: Senate Inactive File

Summary:
Relates to a requirement that each person who diverts water file with the State Water Resources Control Board a prescribed statement of diversion and use. Revises the types of water diversions for which the reporting requirement does not apply. Deletes exceptions to the monthly record requirement, and
requirements relating to the contents of the statement of diversions and use. Provides a civil liability for certain actions relating to this requirement.

**STATUS:**
02/08/2010 In SENATE. From third reading. To Inactive File.

**CA AB 916**
**AUTHOR:** Logue [R]
**TITLE:** Onsite Sewage Treatment Systems
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/26/2009
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Amends the Porter-Cologne Water Quality Control Act. Requires the Water Resources Control Board to adopt recommended standards for the permitting and operation of specified onsite sewage treatment systems.

**STATUS:**
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**CA AB 934**
**AUTHOR:** Gilmore [R]
**TITLE:** San Joaquin Valley: Water Supply
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/26/2009
**DISPOSITION:** Failed
**LOCATION:** ASSEMBLY

Requires the Department of Water Resources to study the economic impacts of water supply reduction in specified counties in the San Joaquin Valley, and to report its findings to the Legislature.

**STATUS:**
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**CA AB 958**
**AUTHOR:** Eng [D]
**TITLE:** Design-build: Metropolitan Water District
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/26/2009
**VETOED:** 10/11/2009
**DISPOSITION:** Vetoed
**LOCATION:** Vetoed

Authorizes the Metropolitan Water District of Southern California to enter into design-build contracts for projects involving the design, construction, fabrication, and installation of a solar energy system in excess of a specified amount. Establishes a procedure for submitting bids.

**STATUS:**
10/11/2009 Vetoed by GOVERNOR.

**CA AB 968**
**AUTHOR:** Knight [R]
**TITLE:** Eminent Domain
Makes nonsubstantive, technical changes to existing law which provides that if the Legislature provides by statute that a use, purpose, object, or function is one for which the power of eminent domain may be exercised, that is deemed to be a declaration that the use, purpose, object, or function is a public use.

STATUS:
02/02/2010 Died at Desk.

CA AB 969
AUTHOR: Calderon C [D]
TITLE: Recycled Water
SUMMARY: Changes the statewide goal for recycled water to an unspecified number of acre-feet of water per year by the year 2020. Makes changes to findings and declarations under the act.

STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1041
AUTHOR: Strickland A [R]
TITLE: Drinking Water: Private Wells: County Regulations
SUMMARY: Prohibits a city, county, or city and county from regulating a private water system with a specified number of service connections.

STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1061
AUTHOR: Lieu [D]
TITLE: Common Interest Developments: Water-Efficient Landscape
SUMMARY: Provides that a provision of any of the governing documents of a common
interest development shall be void and unenforceable if it prohibits, or includes conditions that have the effect of prohibiting, the use of low water-using plants as a group, or if it has the effect of prohibiting or restricting compliance with a local water efficient landscape ordinance or water conservation measure.

STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 503

CA AB 1079

AUTHOR: Perez V [D]
TITLE: Environment: California-Mexico Border
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 382
SUMMARY:
Requires the California-Mexico Board Relations Council to develop a strategic plan to guide the implementation of the New River Improvement Project designed to deal with residual and projected pollution so that the New River and associated river channels can be enhanced to a condition that will allow the residents of Calexico and Imperial County to utilize them as recreational and natural assets as contemplated in the River Parkways Act of 2004. Creates an account for activities related to the project.

STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 382

CA AB 1091

AUTHOR: Ruskin [D]
TITLE: Natural Resources: Climate Change
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 05/06/2009
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Authorizes the Natural Resources Agency to develop and amend as necessary a climate change adaptation strategy to assess the state's vulnerability to impacts of climate change, including the impacts of projected sea-level rise, on the state's physical and natural infrastructure. Permits the agency to develop or augment the strategy by region. Provides that the strategy is subject to a specified revenue process prior to adaptation or approval.

STATUS:
02/02/2010 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1100

AUTHOR: Duvall [R]
TITLE: Potable Reuse Demonstration Water
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 05/05/2009
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Allows the bottling of potable reuse demonstration water to be distributed, free of charge, for educational purposes or to promote water recycling. Establishes specific bottling, labeling, and sanitation requirements for potable reuse demonstration water and would require an operator seeking to bottle potable reuse demonstration water to establish a collection and recycling program for distributed bottles.
STATUS:
07/13/2009 In SENATE Committee on ENVIRONMENTAL QUALITY: Failed passage.
07/13/2009 In SENATE Committee on ENVIRONMENTAL QUALITY: Reconsideration granted.

CA AB 1102
AUTHOR: Duvall [R]
TITLE: State Water Resources Control Board: Water Quality
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Relates to provisions authorizing the State Water Resources Control Board to submit certification to a federal agency that there is reasonable assurance that an activity of any person subject to the jurisdiction of the state will not reduce water quality below applicable standards. Makes technical, nonsubstantive changes.
STATUS:
02/02/2010 Died at Desk.

CA AB 1107
AUTHOR: Blakeslee [R]
TITLE: Environmental Protection Agency: Rules: Analysis
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 04/13/2009
DISPOSITION: Failed
LOCATION: ASSEMBLY
SUMMARY:
Relates to a requirement that the Environmental Protection Agency enter into an agreement with a scientific institution of higher learning to conduct an external peer review of the scientific basis for any rule proposed by any board, department, or office within the agency. Requires the agency to complete and place into the rulemaking record an economic analysis of the rule. Requires the agency to solicit public comment on the analysis. Allows any interested person to request a peer review of the analysis.
STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.
CA AB 1165

**AUTHOR:** Yamada [D]

**TITLE:** Flood Protection

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 275

**SUMMARY:**
Revises provisions of existing law relating to the Central Valley Flood Protection Board. Relates to the board’s monitoring of progress on a flood protection system, the number of board members that makes a quorum, ex parte communications with other persons or organizations, hearings on permits that may affect the State Plan of Flood Control, and the removal or modification of an encroachment on levees, channel, or other flood control works, and specified watershed flood control financial assistance.

**STATUS:**
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 275

CA AB 1172

**AUTHOR:** Galgiani [D]

**TITLE:** Eastern San Joaquin County Water District

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 514

**SUMMARY:**
Specifies the powers of the Eastern San Joaquin County Water District to fix and collect specified charges, and to continue to collect specified charges and assessments, on and after the date on which the San Joaquin Local Agency Formation Commission approves the consolidation of the Stockton-East Water District and the Central San Joaquin Water Conservation District. Authorizes such a commission to temporarily increase the number of members of the board of directors upon district consolidation.

**STATUS:**
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 514

CA AB 1187

**AUTHOR:** Huffman [D]

**TITLE:** Safe, Clean, Reliable Drinking Water Supply Act of 2010

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY

**SUMMARY:**
Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2010 which would authorize, for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds in a specified amount.
pursuant to the State General Obligation Bond Law. Provides the act, if approved by the voters, requires establishing and imposing a fee on users of water to be used for the purposes of the act.

STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1189

AUTHOR: Skinner [D]
TITLE: Fish Passages
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 04/28/2009
DISPOSITION: Failed
LOCATION: ASSEMBLY

SUMMARY: Relates to fish passages. Requires the Department of Transportation to report the location of past, current, or future remediation projects and a schedule for the remediation of existing barriers to anadromous fish passage. Requires the department to prioritize certain projects. Repeals provisions requiring the department to perform an assessment for repair or construction projects using transportation funds that affect those stream crossings. Requires the department to fix certain barriers to fish passage.

STATUS:
02/02/2010 Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1242

AUTHOR: Ruskin [D]
TITLE: State Water Policy
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
VETOED: 10/11/2009
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY: Declares that it is the established policy of the state that every human being has the right to clean, affordable, and accessible water for human consumption, cooking, and sanitary purposes, that is adequate for the health and well-being of the individual and family. Requires agencies, including the Department of Water Resources, the State Water Resources Control Board, and the State Department of Public Health to revise, adopt, or establish policies, regulations, and grant criteria to further this policy.

STATUS:
10/11/2009 Vetoed by GOVERNOR.

CA AB 1253

AUTHOR: Fuller [R]
TITLE: Sacramento-San Joaquin Delta
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 08/17/2009
Requires the Bay-Delta Authority to establish a board of independent scientists to advise and make recommendations to the authority and the Bay-Delta Public Advisory Committee on the science relative to implementation of all elements of the Bay-Delta Program, including the science program element. Requires the board to conduct a review of existing literature and studies on the fish predation in the Sacramento-San Joaquin Delta, and to submit a related report. Authorizes funding agreements.

CA AB 1279

Declares the intent of the Legislature to enact legislation that would fund salmon restoration projects.

CA AB 1294

Makes technical, nonsubstantive changes to existing law which authorizes the issuance of bond funds for the purposes of the Water Resources Development Bond Act.

CA AB 1347

Relates to desalination and water resources.
CA AB 1365  
**AUTHOR:** Berryhill T [R]  
**TITLE:** Sacramento-San Joaquin Delta  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/27/2009  
**LAST AMEND:** 04/13/2009  
**DISPOSITION:** Failed  
**LOCATION:** ASSEMBLY  
**SUMMARY:**  
Amends existing law allowing a private party to agree to convey an interest in real property to the state to mitigate adverse impacts to the environment resulting from development or other permitted activities. Makes an appropriation to the Department of Water Resources for the purposes of acquiring land in the Sacramento-San Joaquin Delta in order to implement improvements relating to flood control, habitat enhancement, reduction of greenhouse gas emissions, recreation, and sustainability.  
**STATUS:**  
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1366  
**AUTHOR:** Feuer [D]  
**TITLE:** Residential Self-Regenerating Water Softeners  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/27/2009  
**ENACTED:** 10/11/2009  
**DISPOSITION:** Enacted  
**LOCATION:** Chaptered  
**CHAPTER:** 527  
**SUMMARY:**  
Authorizes any local agency that owns or operates a community sewer system or water recycling facility within specified areas of the state to take action, by ordinance or resolution, after a public hearing, to control salinity inputs from residential self-regenerating water softeners to protect the quality of the waters of the state under a specified condition.  
**STATUS:**  
10/11/2009 Signed by GOVERNOR.  
10/11/2009 Chaptered by Secretary of State. Chapter No. 527

CA AB 1371  
**AUTHOR:** Smyth [R]  
**TITLE:** Reasonable Use of Water: Generating Facilities  
**FISCAL COMMITTEE:** yes  
**URGENCY CLAUSE:** no  
**INTRODUCED:** 02/27/2009  
**LAST AMEND:** 04/29/2009  
**DISPOSITION:** Failed  
**LOCATION:** ASSEMBLY  
**SUMMARY:**  
Declares that the use of potable domestic water for cooling towers that are part of a generating facility that is an eligible renewable energy resource is a reasonable use of water if certain conditions are met.  
**STATUS:**  
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR
CA AB 1388

AUTHOR: Hernandez [D]
TITLE: Local Agencies: General Obligation Bonds
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 528
SUMMARY:
Repeals a provisions of existing law relating to the amortization of local agency bonds. Imposes specific duties on a legislative body to disclose information to the public and the State Debt and Investment Advisory Commission after issuing bonds. Authorizes a local agency to issue bonds, without further approval, at a negotiated sale for a price at above, or below par value if the legislative body the local agency adopts a specified resolution that includes certain disclosures before the negotiated sale.
STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 528

CA AB 1404

AUTHOR: De Leon [D]
TITLE: Global Warming Solutions Act of 2006: Offset
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
VETOED: 10/11/2009
DISPOSITION: Vetoed
LOCATION: Vetoed
SUMMARY:
Amends the Global Warming Solutions Act which designates the Air Resources Board as the agency charged with monitoring and regulating sources of emissions of greenhouse gases. Requires the board, if the board allows the use of market-based compliance mechanisms to reduce emissions, to limit the use of certain compliance offsets to a certain percentage of the greenhouse gas emission reductions expected from market mechanisms during the compliance period. Imposes a fee.
STATUS:
10/11/2009 Vetoed by GOVERNOR.

CA AB 1405

AUTHOR: De Leon [D]
TITLE: California Global Warming Solutions Act of 2006
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 09/01/2009
DISPOSITION: Pending
FILE: A-44
LOCATION: Senate Inactive File
SUMMARY:
Amends the State Global Warming Solutions Act of 2006. Establishes the
Community Benefits Fund. Requires a specified percentage of revenues generated from fees paid by the sources of greenhouse gas emissions under the act, to be deposited into the fund. Provides that fund moneys will mitigate health impacts and reduce greenhouse emissions in the most disadvantaged and impacted communities in the state. Requires a related report on how these provisions will be implemented. Requires a review panel.

**STATUS:**
09/10/2009 In SENATE. From third reading. To Inactive File.

**CA AB 1408**

**AUTHOR:** Krekorian [D]

**TITLe:** Subdivisions: Water Demand Mitigation Fund

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**LAST AMEND:** 04/30/2009

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY

**SUMMARY:**
Requires a city or county to include as a condition in any tentative map a requirement that a subdivision have a sufficient water supply available or that sufficient water supplies will be made available through a Water Conservation Demand Fund held by the public water system. Authorizes the public water supplier to collect fees necessary to provide analysis of water conservation measures. Requires the water system to use moneys in the Fund on water conservation measures to offset the project demand.

**STATUS:**
02/02/2010 Died on Inactive File.

**CA AB 1425**

**AUTHOR:** Fuller [R]

**TITLe:** Water: Central Valley Flood Protection Board

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY

**SUMMARY:**
Amends existing law that provides the Central Valley Flood Protection Board with the authority to construct and maintain various flood control works, and that requires that plans involving similar activities within the board’s jurisdiction be approved by the board before construction. Provides that the board may hold hearings on applications coming before it and to acknowledge receipt of all applications in writing within 14 days of receipt.

**STATUS:**
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**CA AB 1438**

**AUTHOR:** Conway [R]

**TITLe:** Safe Drinking Water State Revolving Fund

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted
 Allows the Department of Public Health to establish a wellhead protection account within the Safe Drinking Water State Revolving Fund. Revises the maximum grant amount for each participating public water system's share of the costs for the planning, engineering studies, environmental documentation, design, or construction of a single project. Includes fire flow as part of the water demand in the definition of reasonable amount of growth to serve the water demand.

**STATUS:**
- 10/11/2009 Signed by GOVERNOR.
- 10/11/2009 Chaptered by Secretary of State. Chapter No. 531

**CA AB 1465**

**AUTHOR:** Hill [D]

**TITLE:** Urban Water Management Planning

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 534

Amends existing law that allows urban water suppliers that are members of the Urban Water Conservation Council and submit reports to that council to satisfy that requirement by submitting reports to the Department of Water Resources. Deems water suppliers that are members of the council and comply with the Memorandum of Understanding Regarding Urban Water Conservation in the State to be in compliance with the requirement to describe the supplier's water demand management measure in its urban plan.

**STATUS:**
- 10/11/2009 Signed by GOVERNOR.
- 10/11/2009 Chaptered by Secretary of State. Chapter No. 534

**CA AB 1482**

**AUTHOR:** Anderson [R]

**TITLE:** Department of Water Resources: Water Softener Study

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**LAST AMEND:** 04/20/2009

**DISPOSITION:** Failed

**LOCATION:** ASSEMBLY

**SUMMARY:**

Requires the Department of Water Resources to study whether the Legislature should establish a rating system to measure the efficiency levels of self-regenerating water softener systems.

**STATUS:**
- 02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

**CA AB 1520**

**AUTHOR:** Evans [D]

**TITLE:** Statewide Watershed Program
Establishes the Statewide Watershed Program as a voluntary and nonregulatory program to provide assistance and funds to local community-based efforts in the conservation, protection, and restoration of the state's watersheds and to promote coordinated management under the authority of the Secretary of the Natural Resources Agency and the Department of Conservation. Creates a state Watershed Advisory Committee. Specifies committee membership. Authorizes contracting. Requires research Internet posting.

STATUS:
02/02/2010 From Committee: Filed with the Chief Clerk pursuant to JR 56.

CA AB 1594

AUTHOR: Huber [D]
TITLE: Sacramento-San Joaquin Delta: Peripheral Canal
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/04/2010
DISPOSITION: Pending
COMMITTEE: Assembly Water, Parks and Wildlife Committee
HEARING: 04/13/2010 9:00 am
SUMMARY:
Prohibits the construction of a peripheral canal that conveys water from a diversion point in the Sacramento River to a location south of the Sacramento-San Joaquin Delta, unless expressly authorized by the Legislature. Requires the Legislative Analyst's Office to complete an economic feasibility analysis prior to the enactment of a statute authorizing the construction of a peripheral canal.

STATUS:
01/14/2010 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 1677

AUTHOR: Caballero [D]
TITLE: Water Resources
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 01/25/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Relates to water supply, water conservation, water rights, water quality, flood management and groundwater. States the intent of the Legislature to enact legislation to make necessary changes to statutes relating to water resources enacted during the 2009-10 7th Extraordinary Session of the Legislature.

STATUS:
01/25/2010 INTRODUCED.

CA AB 1774

AUTHOR: Saldana [D]
TITLE: Recycled Water: State Agency Landscape Irrigation
| Bill Number | Fiscal Committee | Urgency Clause | Introduced | Disposition | Committee \  
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<td>02/09/2010</td>
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<td>Assembly Water, Parks and Wildlife Committee</td>
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<td>No</td>
<td>No</td>
<td>02/10/2010</td>
<td>Pending</td>
<td>Assembly Water, Parks and Wildlife Committee</td>
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### SUMMARY:

**State Water Resources Development System: Delta Plan**

Requires the Department of Water Resources to undertake an expedited evaluation and feasibility study with regard to the implementation of a specified Delta Corridors Plan as part of the State Water Resources Development System. Provides that if the department determines the implementation of the plan is feasible, the department would be required to include recommendations with regard to specific facilities to be constructed, and to identify potential funding sources.

**STATUS:**

02/18/2010 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

### SUMMARY:

**Common Interest Developments: Artificial Turf**

Provides for creation and regulation of common interest developments. Provides for use of low-water-using plants as a group with a local water-efficient landscaper ordinance or water conservation measure. Provides that a provision governing documents of a common interest development would be void and unenforceable if it prohibits the use of artificial turf or any other synthetic surface that resembles grass.

**STATUS:**

03/04/2010 Re-referred to ASSEMBLY Committee on RULES.

### SUMMARY:

**Environment: California Environmental Quality Act**

States that the use of potable domestic water for the irrigation of landscaping generally is a waste or an unreasonable use of water if recycled water is available for such use. Authorizes a public agency, including local public agencies to require the use of recycled water for irrigation of landscaping by a state agency if certain requirements are met.

**STATUS:**

02/18/2010 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/10/2010
DISPOSITION: Pending
LOCATION: Assembly Natural Resources Committee
SUMMARY:
Enacts the CEQA Litigation Protection Pilot Program of 2010. Requires the Business, Transportation and Housing Agency to select projects that meet specified requirements from specified regions. Exempts from judicial review a lead agency's decision to certify the EIR of, or to adopt a mitigated negative declaration based on an initial study for, the selected projects. Requires the agency to submit an annual report to the Governor and the Legislature summarizing the designation of projects.

STATUS:
02/25/2010 To ASSEMBLY Committees on NATURAL RESOURCES and JUDICIARY.

CA AB 1834

AUTHOR: Solorio [D]
TITLE: Regional Water Management: Stormwater
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/12/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Enacts legislation that would encourage water agencies that develop integrated regional water management plans to retain as much stormwater runoff as reasonably possible to fulfill the water supply needs of their communities and reduce downstream water quality problems, and that would require the costs of stormwater retention projects be borne equitably by all those who benefit from those projects.

STATUS:
02/12/2010 INTRODUCED.

CA AB 1843

AUTHOR: Gilmore [R]
TITLE: Water Supply Security: Reports
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/12/2010
DISPOSITION: Pending
LOCATION: Assembly Governmental Organization Committee
SUMMARY:
Relates to the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002. Requires the Office of Homeland Security to submit confidential reports to the Legislature regarding the current security status of the state's existing drinking water systems and facilities, with a special focus on vulnerability to terrorist attacks and recommended actions necessary to correct the security status.

STATUS:
03/04/2010 To ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION.

CA AB 1846

AUTHOR: Perez V [D]
Requires environmental analysis be performed for a rule or regulation adopted pursuant to the Global Warming Solutions Act of 2006. Authorizes the use of the focused environmental impact report for a project that reduces greenhouse gas emissions in compliance with a rule or regulation adopted pursuant to the Global Warming Solution Act of 2006.

STATUS:
02/25/2010 To ASSEMBLY Committee on NATURAL RESOURCES.

CA AB 1849

AUTHOR: Norby [R]

TITLE: Local Government Finance

FISCAL COMMITTEE: no

URGENCY CLAUSE: no

INTRODUCED: 02/12/2010

DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY: Makes a technical, nonsubstantive change to a provision pertaining to property tax revenue allocations to a qualifying city that merges with a special district.

STATUS:
02/12/2010 INTRODUCED.

CA AB 1859

AUTHOR: Norby [R]

TITLE: Local Government: Annexation

FISCAL COMMITTEE: no

URGENCY CLAUSE: no

INTRODUCED: 02/12/2010

DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY: Makes a technical, nonsubstantive change to existing law which authorizes the incorporation or annexation of a territory to a city under specified circumstances.

STATUS:
02/12/2010 INTRODUCED.

CA AB 1884

AUTHOR: Galgiani [D]

TITLE: Local Water Supply Projects: Inventory

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/16/2010

DISPOSITION: Pending

COMMITTEE: Assembly Water, Parks and Wildlife Committee

HEARING: 03/23/2010 9:00 am

SUMMARY: Requires the Department of Water Resources to conduct a statewide inventory of local regional water supply projects and post the results of the inventory on
the department’s Internet Web site.

CA AB 1886

AUTHOR: Yamada [D]

TITLE: Water Use: Sacramento-San Joaquin Delta Watershed

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/16/2010

DISPOSITION: Pending

COMMITTEE: Assembly Water, Parks and Wildlife Committee

HEARING: 03/23/2010 9:00 am

SUMMARY:

Requires the Department of Water Resources annually to prepare and submit to the Legislature a detailed report that describes the actions it has taken to reduce its reliance on Delta water supplies.

CA AB 1929

AUTHOR: Hall [D]

TITLE: Invasive Aquatic Species: Mussels

FISCAL COMMITTEE: yes

URGENCY CLAUSE: no

INTRODUCED: 02/17/2010

DISPOSITION: Pending

COMMITTEE: Assembly Water, Parks and Wildlife Committee

HEARING: 03/23/2010 9:00 am

SUMMARY:

Provides that an operator of water delivery and storage facilities, who has prepared, initiated and is in compliance with a plan to control and eradicate dreissenid mussels would not be subject to any civil or criminal liability for the introduction of dreissnenid mussel species as a result of operations of those facilities.

CA AB 1974

AUTHOR: Cook [R]

TITLE: Local Government Finance

FISCAL COMMITTEE: no

URGENCY CLAUSE: no

INTRODUCED: 02/17/2010

DISPOSITION: Pending

LOCATION: ASSEMBLY

SUMMARY:

Makes a technical, nonsubstantive change to existing law that requires the Controller to allocate vehicle license fee revenues in the Motor Vehicle License Fee Account in a specified order.

CA AB 1975

AUTHOR: Fong [D]

TITLE: Water Charges and Meters: Multiunit Residential
Requires every water purveyor provides water service to a person residing in a multiunit residential structure to require the installation of meters or submeters on each individual rental units as a condition of new water service to that property. Authorizes the owner or operator to charge tenants based on the actual volume of water delivered as measured by the water meter.

Prohibits the Director of Water Resources, to the extent permitted by law, from approving a transfer or assignment, for more than 10 years of any contractual right to the delivery of a water system from the State Water Resources Developmental System that is held by a contractor for agricultural use to another contractor municipal use.

Amends the Salmon, Steelhead Trout, and Anadromous Fisheries Protection Act. Adds specified legislative findings and declarations. States the intent of the Legislature that the best available science and a life cycle analysis shall be utilizes in determining where to focus conservation planning efforts for recovery of Chinook and other salmonoid species. Designates the Chinook salmon as the official state anadromous fish.
Requires the Delta Stewardship Council to adopt a fee on water supply contractors of the State Water Project and the federal Central Valley Project to fund a portion of the planning and administrative costs of the council. Provides that the fee would be based on a reasonable estimate of the benefits received by the contractors of the State Water Project and the federal Central Valley Project from the council's planning and administrative activities.

STATUS:
03/04/2010 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA AB 2107

AUTHOR: Fuller [R]
TITLE: State Water Pollution Control Revolving Fund
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes technical, nonsubstantive changes to existing law that continuously appropriates state and federal funds in the State Water Pollution Control Revolving Fund to the State Water Resources Control Board for loans and other financial assistance for the construction of publicly owned treatment works.

STATUS:
02/18/2010 INTRODUCED.

CA AB 2108

AUTHOR: Fuller [R]
TITLE: State Water Pollution Control Revolving Fund
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes a technical, nonsubstantive change to existing law that establishes the Water Pollution Control Revolving Fund Small Community Grant Fund.

STATUS:
02/18/2010 INTRODUCED.

CA AB 2146

AUTHOR: Berryhill B [R]
TITLE: Water Resources
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/18/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY:
Makes technical, nonsubstantive changes to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act.

STATUS:
02/18/2010 INTRODUCED.
Amends existing law, by making a technical, nonsubstantive change to provisions that require the Department of Water Resources to adopt standards for the installation of graywater systems for subsurface irrigation and other safe uses and authorizes the installation of a graywater system if the city or county having jurisdiction over the installation determines the system complies with the standards adopted by the department.

CA AB 2165

Exempts from the requirements of CEQA activities or approvals of the High Desert System Multi-Service Ambulatory Care Center project.

CA AB 2179

States that it is the intent of the Legislature's intent to enact legislation that would enhance recycling requirements in the state.

CA AB 2202

Requires that any funds appropriated for the New River development project be
consistent with the strategic plan developed by the California-Mexico Border Relations Council. Declares the intent of the Legislature that these moneys not be appropriated, until the completion of the strategic plan.

**STATUS:**
02/18/2010 INTRODUCED.

**CA AB 2277**

**AUTHOR:** Fletcher [R]
**TITLE:** Water Conservation: Urban Retail Water Suppliers
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/18/2010
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**
Amends existing law that imposes various water use reduction requirements that apply to urban retail water suppliers and that requires an urban retail water supplier that supplies water to a United States Department of Defense military installation to consider specified requirements. Requires an urban retail water supplier that supplies water to that described military installation, for the purpose of preparing that implementation plan, to consider the prior conservation of that military installation.

**STATUS:**
02/18/2010 INTRODUCED.

**CA AB 2336**

**AUTHOR:** Fuller [R]
**TITLE:** Delta Stewardship Council
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/19/2010
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**
Requires the Delta Stewardship Council, in the course of developing and adopting the Delta Plan, to assess the adverse impacts of invasive species predation on native species, evaluate predator suppression options in the area of the Delta that evidence the highest levels of predation, and recommend changes in law and actions by state agencies.

**STATUS:**
02/19/2010 INTRODUCED.

**CA AB 2376**

**AUTHOR:** Huffman [D]
**TITLE:** Fish and Wildlife: Strategic Vision
**FISCAL COMMITTEE:** yes
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/19/2010
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

**SUMMARY:**
Requires the Secretary of the Natural Resources Agency to convene a committee, with membership as prescribed, to develop and submit to the Governor and legislature, a strategic vision for the Department and the Commission that addresses specified matters relating to state fish and wildlife resource management.
Status: 02/19/2010 Introduced.

CA AB 2405
Author: Buchanan [D]
Title: Delta Flood Protection
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: Assembly
Summary:
Makes technical, nonsubstantive changes to the authority of the Department of Water Resources relative to the maintenance and improvement of levees in the Sacramento-San Joaquin Delta.

Status: 02/19/2010 Introduced.

CA AB 2407
Author: Harkey [R]
Title: Regional Water Quality Control Boards
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: Assembly
Summary:
Revises the description of the boundaries of the Santa Ana Regional Water Quality Control Board and the San Diego Regional Water Quality Control Board.

Status: 02/19/2010 Introduced.

CA AB 2420
Author: Huffman [D]
Title: Protected Species: Incidental Take
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: Assembly
Summary:
Revises Endangered Species Act provisions to require that both a biological opinion and an incidental take statement or a conservation plan and an incidental take permit be obtained. Requires additional information to be included in the notice to the Director of Fish and Game. Requires the director to immediately provide a written response to the person submitting the notice that sets forth the deficiencies in the notice. Exempts a consistency determination from CEQA.

Status: 02/19/2010 Introduced.

CA AB 2421
Author: Nielsen [R]
Title: Water Development Projects
Fiscal Committee: no
Urgency Clause: no
Introduced: 02/19/2010
 Makes technical, nonsubstantive changes to existing law that adopts and authorizes specified projects in areas within the City of Sacramento and the Counties of Sacramento and Sutter at an estimated cost to the state of the sum that may be appropriated by the Legislature for state participation upon the recommendation and advice of the Department of Water Resources or the Reclamation Board.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2422
AUTHOR: Berryhill T [R]
TITLE: Urban Water Demand Management
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Requires the Department of Water Resources to convene an expert scientific panel to review, and provide recommendations for, updates to the model water efficient landscape ordinance and proposed rules, regulations, and guidelines relating to urban residential water demand management.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2431
AUTHOR: Fletcher [R]
TITLE: Renewable Energy Resources
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Makes technical and nonsubstantive changes to existing law that requires the Public Utilities Commission to review and adopt a renewable energy procurement plan for each electrical corporation, pursuant to the Renewable Portfolio Standard Program.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2483
AUTHOR: Coto [D]
TITLE: Santa Clara Valley Water District
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Repeals the Santa Clara Valley Water District Act and enacts a substantially revised version of that act. Establishes the Santa Clara Valley Water District and specifies its powers and purposes relating to integrated management of water
supply, watershed stewardship, groundwater management, and flood management.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2488
AUThor: Ruskin [D]
TITLe: City and County of San Francisco: Regional Water
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Relates to the San Francisco Bay Area Regional Water System Financing Authority act. Establishes the San Francisco Bay Area Regional Water System Financing Authority. Authorizes the authority to issue revenue bonds and take other actions to improve the reliability of the regional water system of the City and County of San Francisco.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2507
AUThor: Strickland A [R]
TITLe: Local Small Water Systems: Local health Officer
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Relates to the Safe Drinking Water Act. Requires the local public health officer to establish standards for, and be the primary enforcement agency over, local small water systems.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2575
AUThor: Chesbro [D]
TITLe: Resources: Watersheds
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/19/2010
DISPOSITION: Pending
LOCATION: ASSEMBLY
SUMMARY: Requires the Department of Forestry and Fire Protection when implementing a pilot project to protect and repair the riparian zone in watersheds with listed anadromous salmonids to ensure that the industry, agencies, and public have balanced involvement in the pilot projects and that the pilot projects have certain goals.

STATUS: 02/19/2010 INTRODUCED.

CA AB 2583
AUThor: Hall [D]
TITLe: Water Quality: Treatment Chemicals
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Status</th>
<th>Fiscal Committee</th>
<th>Urgency Clause</th>
<th>Introduced</th>
<th>Disposition</th>
<th>Location</th>
<th>Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>CA AB 2595</td>
<td>02/19/2010</td>
<td>no</td>
<td>no</td>
<td>02/19/2010</td>
<td>Pending</td>
<td>ASSEMBLY</td>
<td>Requires water agencies, in order to mitigate the potential catastrophic harm involved in the unintended and intentional releases of hazardous substances that are in transit, to utilize raw material chemical products derived from inherently safer technology or inherently safer production measures to attain the highest water quality that is reasonable.</td>
</tr>
<tr>
<td>CA AB 2669</td>
<td>02/19/2010</td>
<td>yes</td>
<td>no</td>
<td>02/19/2010</td>
<td>Pending</td>
<td>ASSEMBLY</td>
<td>Makes technical, nonsubstantive changes to the Porter-Cologne Water quality Control Act provisions that authorize the State Water Resources Control Board and a regional water quality control board to waive certain waste discharge requirements as to a specific discharge or type of discharge if the state board or the regional board makes a specified determination.</td>
</tr>
<tr>
<td>CA AB 2679</td>
<td>02/19/2010</td>
<td>no</td>
<td>no</td>
<td>02/19/2010</td>
<td>Pending</td>
<td>ASSEMBLY</td>
<td>Appropriates a specific amount of bond funds to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 for allocation to Riverside County for an integrated water quality and wastewater treatment program plan to address drinking water and the wastewater needs of disadvantaged communities in the unincorporated areas of the County.</td>
</tr>
</tbody>
</table>
**LOCATION:**
**SUMMARY:**

Expresses the intent of the Legislature to enact legislation that creates a tiered system for achieving consumption reductions in energy and water in all public sector agencies for cost reduction, cost avoidance, and environmental compliance purposes.

**STATUS:**
02/19/2010 INTRODUCED.

**CA AB 2728**
**AUTHOR:** Furutani [D]
**TITLE:** Environment: CEQA: Master Environmental Impact
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/19/2010
**DISPOSITION:** Pending
**LOCATION:** ASSEMBLY

Makes technical, nonsubstantive changes to California Environmental Quality Act provisions that authorizes the preparation of a master environmental impact report for certain specified projects.

**STATUS:**
02/19/2010 INTRODUCED.

**CA ACA 9**
**AUTHOR:** Huffman [D]
**TITLE:** Local Government Bonds: Special Taxes: Voter Approval
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/06/2009
**LAST AMEND:** 06/26/2009
**DISPOSITION:** Pending
**FILE:** A-39
**LOCATION:** Assembly Inactive File

Proposes and amendment to the Constitution. to change the voter-approval requirement for special taxes to authorize a city, county, or special district to impose a special tax with the approval of 55% of its voters voting on the tax. Lowers the voter-approval threshold for a city, county, city and county, or special district to incur bonded indebtedness, exceeding in one year the income and revenue provided in that year, that is in the form of general obligation bonds to fund specified public improvements.

**STATUS:**
01/14/2010 In ASSEMBLY. From third reading. To Inactive File.

**CA ACA 12**
**AUTHOR:** Logue [R]
**TITLE:** Water: Area of Origin Statutes
**FISCAL COMMITTEE:** no
**URGENCY CLAUSE:** no
**INTRODUCED:** 02/27/2009
**DISPOSITION:** Pending
**COMMITTEE:** Assembly Water, Parks and Wildlife Committee
**HEARING:** 03/23/2010 9:00 am

SUMMARY:

Prohibits the Legislature from amending, repealing, or changing the scope or
effect of any provisions designating areas within which water originates, unless the bill is passed in each house by a 2/3 vote of the membership of each house.

STATUS:
04/20/2009 To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE, RULES and APPROPRIATIONS.

CA SB 12

AUTHOR: Simitian [D]
TITLE: Sacramento-San Joaquin Delta Stewardship Council
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 12/01/2008
LAST AMEND: 09/09/2009
DISPOSITION: Pending
FILE: A-44
LOCATION: Assembly Inactive File

SUMMARY: Declares legislative intent to enact legislation to establish the Sacramento-San Joaquin Delta Stewardship Council.

STATUS:
01/27/2010 In ASSEMBLY. To Inactive File.

CA SB 42

AUTHOR: Corbett [D]
TITLE: Coastal Resources: Once Through Cooling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/06/2009
LAST AMEND: 04/14/2009
DISPOSITION: Failed
LOCATION: SENATE

SUMMARY: Prohibits a state agency from authorizing, approving or certifying a new powerplant or industrial facility that uses once-through cooling Requires the implementation of a statewide policy on once-through cooling at coastal and estuarine powerplants. Requires a fee on powerplants and industrial installations using once-through cooling.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 51

AUTHOR: Ducheny [D]
TITLE: Salton Sea Restoration Council
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 01/13/2009
LAST AMEND: 06/22/2009
DISPOSITION: Pending
LOCATION: Assembly Rules Committee

SUMMARY: Establishes the Salton Sea Restoration Council as a state agency in the National Resources Agency to implement certain preferred alternative activities set forth in the agency's Salton Sea Ecosystem Restoration Program to develop and implement, or finance, additional pilot or demonstration projects to improve the water quality of the Salton Sea, to restore the sea's ecosystem, and to take other
actions to enhance the sea. Prescribes council composition and administration. Requires an executive committee.

**STATUS:**

06/25/2009 Withdrawn from ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

06/25/2009 Re-referred to ASSEMBLY Committee on RULES.

**CA SB 68**

**AUTHOR:** Budget and Fiscal Review Cmt

**TITLE:** Supplemental Education Revenue Augmentation Fund

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** yes

**INTRODUCED:** 01/20/2009

**ENACTED:** 11/12/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 652

**SUMMARY:**

Authorizes a redevelopment agency, in order to make the full allocation of revenue from property tax increments to a county for deposit in the Supplemental Educational Revenue Augmentation Fund, to borrow the amount required to be allocated from the Low and Moderate Income Housing Fund, unless executed contracts exist that would be impaired if the agency reduced the amount of money in the fund. Makes an adjustment to a reported deletion of territory from any project area of such agency.

**STATUS:**

11/12/2009 Signed by GOVERNOR.

11/12/2009 Chaptered by Secretary of State. Chapter No. 652

**CA SB 104**

**AUTHOR:** Oropeza [D]

**TITLE:** Global Warming Solutions Act: Nitrogen Trifluoride

**FISCAL COMMITTEE:** yes

**INTRODUCED:** 01/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 331

**SUMMARY:**


**STATUS:**

10/11/2009 Signed by GOVERNOR.

10/11/2009 Chaptered by Secretary of State. Chapter No. 331

**CA SB 133**

**AUTHOR:** Corbett [D]

**TITLE:** Groundwater: Wells, Exploratory Holes, Excavations

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/09/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered
CHAPTER: 563

SUMMARY: Authorizes the Alameda County Water District to establish a permit program with regard to the construction, operation, decommissioning, abandonment, or destruction of wells, exploratory holes, or other excavations for the purpose of protecting groundwater. Establishes a procedure for the abatement as a public nuisance of any abandoned or unused well, exploratory hole, or other excavation that creates or threatens to create a water contamination hazard. Creates a lien for the related costs by the district.

STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 563

CA SB 207

AUTHOR: Florez [D]
TITLE: Delta Smelt
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/23/2009
LAST AMEND: 03/31/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Enacts the Delta Smelt Preservation and Restoration Act of 2009. Requires the Department of Fish and Game to develop a Delta smelt fishery program to preserve and restore the Delta smelt. Provides that the program would operate as a mitigation bank that provides take authorizations to banking partners and obtains funding from banking agreements. Provide for the transfer of an unspecified amount of funds from an unspecified source for the program.

STATUS: 02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 229

AUTHOR: Pavley [D]
TITLE: Water: Sacramento-San Joaquin Delta
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/23/2009
LAST AMEND: 09/09/2009
DISPOSITION: Pending
FILE: A-46
LOCATION: Assembly Inactive File
SUMMARY: declare legislative intent to enact legislation to authorize actions to be undertaken prior to the adoption of a comprehensive Sacramento-San Joaquin Delta Plan.

STATUS: 02/01/2010 In ASSEMBLY. To Inactive File.

CA SB 233

AUTHOR: Aanestad [R]
TITLE: Vacuum or Suction Dredge Equipment: Permits: Refund
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/23/2009
Requires the Department of Fish and Game, upon request, to refund the amount of a permit fee paid in 2009 by a person issued a vacuum or suction dredge equipment permit for instream mining purposes and subject to latter prohibition pursuant to completion of an environmental impact report under the Environmental Quality Act (CEQA).

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 261
AUTHOR: Dutton [R]
TITLE: Water Use: Water Management Plans
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/24/2009
LAST AMEND: 07/13/2009
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee
SUMMARY:
Requires a retail urban water supplier to develop and implement an urban water conservation plan or achieve high-efficiency water use. Requires such supplier or other entities acting on the supplier's behalf, to submit reports regarding the water conservation goal. Amends the Agricultural Water Management Planning Act to require an agricultural water supplier to prepare and adopt a water management plan. Requires the supplier to submit copies of the plan to receive specified state funds.

STATUS:
08/19/2009 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

CA SB 301
AUTHOR: Florez [D]
TITLE: Salmon Fisheries
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/25/2009
LAST AMEND: 12/17/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Requires the Department of Fish and Game to create a study group to assess interactions between wild and naturally spawned salmon and to develop hatchery and stream management practices to ensure the viability of fish populations and to sustainably support fisheries. Requires the Department to prepare and submit to the Legislature a report on the study.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 310
AUTHOR: Ducheny [D]
TITLE: Water Quality: Stormwater and Other Runoff
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/25/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 577
SUMMARY:

Authorizes a county, city or special district that is a permittee or co-permittee under a National Pollutant Discharge Elimination System permit for a municipal separate storm sewer system to develop a watershed improvement plan that addresses major sources of pollutants in receiving water, stormwater, urban runoff or other surface runoff pollution within the watershed to which the plan applies. Authorizes participation by regional boards in the plan. Authorizes fees to pay for plan preparation.

STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 577

CA SB 371
AUTHOR: Cogdill [R]
TITLE: Safe, Clean, Reliable Drinking Water Supply Act of 2009
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/25/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:

Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2009 which would authorize, for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds pursuant to the State General Obligation Bond Law.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 407
AUTHOR: Padilla [D]
TITLE: Property Transfers: Plumbing Fixtures Replacement
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
ENACTED: 10/11/2009
DISPOSITION: Enacted
LOCATION: Chaptered
CHAPTER: 587
SUMMARY:

Establishes requirements for replacing plumbing fixtures for residential and commercial real property built and available after a specified date that are not water conserving. Requires all noncompliant fixtures in multifamily and commercial property be replaced by a specified date. Requires the seller of single-family, multifamily, or commercial real property to disclose requirements for replacing such fixtures. Requires such fixtures to operate at manufacturers rating when tenant takes possession.

STATUS:
CA SB 413

**AUTHOR:** Ducheny [D]

**TITLE:** Waste Discharge Requirements: Fees

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/26/2009

**LAST AMEND:** 04/29/2009

**DISPOSITION:** Failed

**LOCATION:** SENATE

**SUMMARY:**
Specifies, for the purpose of calculating the annual fee imposed on a waste discharger pursuant to the Porter-Cologne Water Quality Control Act, that recoverable costs include costs incurred by the State Water Resources Control Board and the regional water quality control boards in the preparation of water quality control plans.

**STATUS:**
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 428

**AUTHOR:** Kehoe [D]

**TITLE:** Tide and Submerged Lands: San Diego

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/26/2009

**ENACTED:** 07/20/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 19

**SUMMARY:**
Amends existing law that grants to the City of San Diego all of the right, title, and interest of the State in and to a specified portion of the tide and submerged lands bordering on and situated below the ordinary high water mark of the Pacific Ocean. Includes in the list of uses and purposes a marine mammal park for the enjoyment and education benefit of children.

**STATUS:**
07/20/2009 *****To GOVERNOR.
07/20/2009 Signed by GOVERNOR.
07/20/2009 Chaptered by Secretary of State. Chapter No. 19

CA SB 456

**AUTHOR:** Wolk [D]

**TITLE:** Safe, Clean, Reliable Drinking Water Supply Act

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** yes

**INTRODUCED:** 02/26/2009

**DISPOSITION:** Failed

**LOCATION:** SENATE

**SUMMARY:**
Enacts the Safe, Clean, Reliable Drinking Water Supply Act of 2010. Authorizes for the purposes of financing specified water supply reliability and water source protection programs, the issuance of bonds pursuant to the State General Obligation Bond Law.
STATUS:
02/01/2010  In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 457

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
LAST AMEND: 06/30/2009
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY: Relates to the Delta Protection Commission. Reduces the commission membership. Requires the commission to appoint at least one advisory committee. Requires the commission to adopt a comprehensive resources management plan. Requires all general plans of cities and counties within the delta to be consistent with that management plan. Requires to commission to develop a regional economic development plan consistent with the delta plan.

STATUS:
06/30/2009  From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.
06/30/2009  In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.

CA SB 458

AUTHOR: Wolk [D]
TITLE: Sacramento-San Joaquin Delta Conservancy
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
LAST AMEND: 09/09/2009
DISPOSITION: Pending
FILE: A-43
LOCATION: Assembly Inactive File
SUMMARY: States the intent of the Legislature to enact legislation to establish a Sacramento-San Joaquin Delta Conservancy and to modify the Delta Protection Commission.

STATUS:
01/27/2010  In ASSEMBLY. To Inactive File.

CA SB 460

AUTHOR: Wolk [D]
TITLE: Energy: Transmission Lines
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
LAST AMEND: 06/29/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Amends existing law that requires any person proposing to construct an electric
transmission line to obtain certification for the State Energy Resources Conservation and Development Commission. Defines electric transmission line. Requires a local publicly owned electric utility proposing to construct an electric transmission line to certify to the commission that it has undertaken a specified action. Repeals a requirement to undertake specified actions before locating or construction a transmission line.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 493

AUTHOR: Maldonado [R]
TITLE: Water Conservation
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Declares legislative intent to enact legislation to promote water conservation.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 497

AUTHOR: Correa [D]
TITLE: School Recycling Programs
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
LAST AMEND: 05/04/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Requires each school district to establish a beverage container recycling program at each school campus and public office of that district that does not incur costs. Authorizes a district to choose whether to operate its own recycling program, to contact its local Community Conservation Corps or another recycler to collect the beverage containers, to provide a collection program as a fundraising activity, or to continue a program in existence on a specified date.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 498

AUTHOR: Cogdill [R]
TITLE: The State Water Resources Law
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY:
Makes technical, nonsubstantive changes to the State Water Resources Law relating to flood waters and the control, storage, and use of the state’s water resources.
CA SB 514

AUTHOR: Aanestad [R]
TITLE: Water Quality: Discharge Requirements: Penalties
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/26/2009
DISPOSITION: Failed
LOCATION: SENATE

SUMMARY: Provides that the mandatory minimum penalty for water discharge would not apply if that civil liability, either upon the request of a state board to the Attorney General or by the initiation of administration proceedings, is not imposed within a certain time of the board learning of the violation.

STATUS: 02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 539

AUTHOR: Wiggins [D]
TITLE: Salmon and Steelhead Trout: Ocean Protection Trust Fund
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 05/05/2009
DISPOSITION: Pending
LOCATION: Assembly Appropriations Committee

SUMMARY: Includes among the projects and activities eligible for funding from the State Ocean Protection Trust Fund projects and activities related to restoration of native salmon and steelhead populations and restoration of the state's salmon fishery.

STATUS: 06/30/2009 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.

CA SB 555

AUTHOR: Kehoe [D]
TITLE: Eminent Domain Law: Conservation Easement
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
VETOED: 10/11/2009
DISPOSITION: Vetoed
LOCATION: Vetoed

SUMMARY: Revises the Eminent Domain Law to establish requirements for acquisition of property subject to a conservation easement. Requires the acquiring entity to give the easement holder notice and opportunity to comment on the acquisition. Provides the procedures which will govern the comments process by the easement holder and public entities. Requires the conservation easement holder to provide notice to funding public entities. Specifies the easement holder is entitled to compensation under the law.
CA SB 561

**AUTHOR:** Cogdill [R]

**TITLE:** Urban Water Suppliers: Water Management Plans

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**DISPOSITION:** Failed

**LOCATION:** SENATE

**SUMMARY:**

Makes technical, nonsubstantive changes to existing law which requires every urban water supplier to prepare and adopt an urban water management plan.

**STATUS:**

02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 565

**AUTHOR:** Pavley [D]

**TITLE:** Water Resources

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**LAST AMEND:** 02/01/2010

**DISPOSITION:** Pending

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

**SUMMARY:**

Relates to the exemption from the payment of fees for official services of the State Water Resources Board by the state, city, county, or district, state board water rights investigations and proceedings, the fine for water trespassing, the filing of a statement of water diversion and use with the state board, the civil penalties for violating a cease and desist order of the state board for unauthorized use of water, a schedule of penalties for small farm water violations.

**STATUS:**

02/01/2010 From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author’s amendments.

02/01/2010 In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.

CA SB 581

**AUTHOR:** Leno [D]

**TITLE:** Hetch Hetchy Water and Power

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/27/2009

**ENACTED:** 10/11/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 598

**SUMMARY:**

Authorizes the City and County of San Francisco to elect to designate specific renewable electricity generation facilities at-site renewable generation as Hetch Hetchy Water and Power remote renewable generation. Authorizes the City and
County of San Francisco to elect to designate specific renewable facilities or a portion of specific renewable electricity generation facilities. Requires PG&E to accept any electricity exported to the grid by such renewable generation.

**STATUS:**
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 598

**CA SB 613**

**AUTHOR:** Harman [R]

**TITLE:** Irvine Ranch and Santa Margarita Water District

**URGENCY CLAUSE:** yes

**FISCAL COMMITTEE:** yes

**INTRODUCED:** 02/27/2009

**LAST AMEND:** 01/21/2010

**DISPOSITION:** Pending

**LOCATION:** Assembly Local Government Committee

SUMMARY:

Authorizes the Irvine Ranch Water District and the Santa Margarita Water District to form improvement districts and to pledge and apply all or part of the revenues of each district to the payment or security of any or all of the principal, redemption price, and purchase price of general obligation bonds for improvement districts and consolidated general obligation bonds for improvement districts, and the interest thereon, in accordance with specified requirements. Requires reports from the districts.

**STATUS:**
02/25/2010 To ASSEMBLY Committee on LOCAL GOVERNMENT.

**CA SB 672**

**AUTHOR:** Cox [R]

**TITLE:** South Lake Tahoe Public Utilities: Water Meters

**URGENCY CLAUSE:** yes

**FISCAL COMMITTEE:** yes

**INTRODUCED:** 02/27/2009

**LAST AMEND:** 01/04/2010

**DISPOSITION:** Failed

**LOCATION:** SENATE

SUMMARY:

Amends existing law that requires an urban water supplier to install water meters on all municipal and industrial service connections located within its service area on or before a specified date. Authorizes the South Tahoe Public Utilities District to submit a report containing specified information on or before a specified date and to request an extension of the deadline for installing such meters.

**STATUS:**
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

**CA SB 686**

**AUTHOR:** DeSaulnier [D]

**TITLE:** Environment: CEQA Exemption

**URGENCY CLAUSE:** no

**FISCAL COMMITTEE:** no

**INTRODUCED:** 02/27/2009

**DISPOSITION:** Pending

**LOCATION:** Assembly Natural Resources Committee

SUMMARY:
Makes a technical nonsubstantive changes to a provision of the Environmental Quality Act. Exempts from the provisions of the Acts regarding the addition or deletion of a class of projects.

STATUS:
05/12/2009 To ASSEMBLY Committee on NATURAL RESOURCES.

CA SB 699
AUTHOR: Alquist [D]
TITLE: Sales and Tax Use: Sustainable Development
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 05/28/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Exempts from a specified portion of the Sales and Use Tax Law, the gross receipts from sustainable development equipment investments of tangible personal property purchased for use by a qualified person and tangible personal property used primarily during the research and development process on qualified research and also for tangible personal property purchased by a qualified person for use primarily in any stage of the manufacturing, processing, refining, fabricating, or recycling of property.

STATUS:
02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

CA SB 711
AUTHOR: Leno [D]
TITLE: Public Meetings: Sessions: Labor Negotiations
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
LAST AMEND: 12/17/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Amends the Ralph M. Brown Act. Requires a local agency, before holding a closed session for the purpose of having designated representatives report on a collectively bargained agreement with represented employees, to make the agreement publicly available a specified number of days before the meeting at which the agreement is to be reported.

STATUS:
02/01/2010 Returned to Secretary of Senate pursuant to Joint Rule 62(a).

CA SB 729
AUTHOR: Walters [R]
TITLE: Global Warming Solutions Act
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/27/2009
DISPOSITION: Failed
LOCATION: SENATE
SUMMARY: Relates to the Global Warming Solutions Act of 2006 which requires the State
Air Resources Board to adopt regulations to require the reporting and verification of emissions of greenhouse gases and to monitor and enforce compliance with the reporting and verification program, and requires the board to adopt a specified statewide greenhouse gas emissions limit. Makes a technical, nonsubstantive change to a legislative finding within the act.

**STATUS:**

02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

### CA SB 735

**AUTHOR:** Steinberg [D]

**TITLE:** Safe, Clean, Reliable Drinking Water Supply Act of 2010

**FISCAL COMMITTEE:**

- yes

**URGENCY CLAUSE:**

- yes

**INTRODUCED:**

- 02/27/2009

**DISPOSITION:**

- Failed

**LOCATION:**

- SENATE

**SUMMARY:**

Enacts the Safe, Clean, and Reliable Drinking Water Supply Act of 2010. Authorizes the issuance of bonds to finance a water supply reliability and water source protection program. Authorizes the Department of Water Resources to impose fees on water users.

**STATUS:**

02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

### CA SB 736

**AUTHOR:** Pavley [D]

**TITLE:** Water Consumption Fee

**FISCAL COMMITTEE:**

- no

**URGENCY CLAUSE:**

- no

**INTRODUCED:**

- 02/27/2009

**DISPOSITION:**

- Failed

**LOCATION:**

- SENATE

**SUMMARY:**

Imposes on a person diverting or extracting more than an unspecified amount of water, a water resource consumption fee and deposits the proceeds in the Water Resources Consumption Fund.

**STATUS:**

02/01/2010 In SENATE. Returned to Secretary of Senate pursuant to Joint Rule 56.

### CA SB 790

**AUTHOR:** Pavley [D]

**TITLE:** Resources: Water Quality: Stormwater Resource Plans

**FISCAL COMMITTEE:**

- yes

**URGENCY CLAUSE:**

- no

**INTRODUCED:**

- 02/27/2009

**ENACTED:**

- 10/11/2009

**DISPOSITION:**

- Enacted

**LOCATION:**

- Chaptered

**CHAPTER:**

- 620

**SUMMARY:**

Amends the Watershed, Clean Beaches, and Water Quality Act. Authorizes grants for projects designed to implement or promote low impact development for new or existing developments that will contribute to the improvement of
water quality or reduce stormwater runoff and for projects designed to implement specified stormwater resource plans. Authorizes a city, county, or special district to develop, jointly or individually, stormwater resource plans that meet certain standards.

STATUS:
10/11/2009 Signed by GOVERNOR.
10/11/2009 Chaptered by Secretary of State. Chapter No. 620

CA SB 808

AUTHOR: Wolk [D]
TITLE: Delta Levee Maintenance
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/27/2009
LAST AMEND: 01/25/2010
DISPOSITION: Pending
LOCATION: Assembly Water, Parks and Wildlife Committee
SUMMARY:
Relates to reimbursement for costs incurred in connection with the maintenance or improvement of levees in the Sacramento-San Joaquin Delta. Provides for a decrease in the reimbursement rate after a specified date. Extends the operation of a provision of existing law that authorizes the allocation of funds in the form of an advance in a specified amount that does not exceed a certain percentage of the estimated state share.

STATUS:
02/11/2010 To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

CA SB 918

AUTHOR: Pavley [D]
TITLE: Water Recycling
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/01/2010
DISPOSITION: Pending
LOCATION: Senate Health Committee
SUMMARY:
Requires the State Department of Public Health to develop and adopt uniform water recycling criteria for indirect potable water reuse, and investigate the feasibility of developing uniform water recycling criteria for direct potable reuse. Requires funds generated by the imposition of specified liabilities for violations of water quality requirements to be made available, upon appropriation, to the State Department of Public Health for developing and adopting the water recycling criteria.

STATUS:
02/11/2010 To SENATE Committees on HEALTH and ENVIRONMENTAL QUALITY.

CA SB 934

AUTHOR: Cogdill [R]
TITLE: Water Resource: California Water Plan
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/02/2010
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Makes technical, nonsubstantive changes to existing law that specified the Department of Water Resources operation of the State Water Project and exercise of specified water planning functions. Requires the department to update the Water Plan, which is a plan for the conservation, development and use of water resources, every 5 years.

STATUS:
02/18/2010 To SENATE Committee on RULES.

CA SB 946

AUTHOR: Cogdill [R]
TITLE: Department of Fish and Game: Lake Alteration Agreement
FISCAL COMMITTEE: no
URGENCY CLAUSE: no
INTRODUCED: 02/03/2010
DISPOSITION: Pending
LOCATION: Senate Rules Committee
SUMMARY:
Makes a technical, nonsubstantive change to existing law that prohibits an entity from diverting or obstructing the natural flow of any river, stream, or lake without first notifying the Department of Fish and Game.

STATUS:
02/18/2010 To SENATE Committee on RULES.

CA SB 991

AUTHOR: Wolk [D]
TITLE: Water Supply Reliability: Flood Control: Management
FISCAL COMMITTEE: yes
URGENCY CLAUSE: no
INTRODUCED: 02/08/2010
DISPOSITION: Pending
LOCATION: Senate Natural Resources and Water Committee
SUMMARY:
Appropriates funds from specified bond measures for flood protection projects, stormwater flood management projects, water management grants and projects to increase local water supply reliability. Relates to urban and agricultural water demand reduction and reduction of potential for levee failure. Provides for natural community conservation plans as set out in the Water Supply Reliability, Flood Control and Water Resources Management provisions.

STATUS:
02/18/2010 To SENATE Committee on NATURAL RESOURCES AND WATER.

CA SB 1010

AUTHOR: Correa [D]
TITLE: Environmental Quality Act (CEQA)
FISCAL COMMITTEE: yes
URGENCY CLAUSE: yes
INTRODUCED: 02/10/2010
DISPOSITION: Pending
LOCATION: Senate Environmental Quality Committee
SUMMARY:
Enacts the California Environmental Quality act Litigation Protection Pilot Program. Requires the Business, Transportation and Housing Agency to select projects that meet specified requirements from specified regions for each calendar year. Exempts from judicial review a lead agency's decision to certify the EIR of, or to adopt a mitigated negative declaration based on an initial study
for selected projects.

STATUS:
02/18/2010  To SENATE Committees on ENVIRONMENTAL QUALITY and JUDICIARY.

CA SB 1012  

AUTHOR:  Runner G [R]
TITLE:  California Environmental Quality Act (CEQA)
FISCAL COMMITTEE:  no
URGENCY CLAUSE:  no
INTRODUCED:  02/10/2010
DISPOSITION:  Pending
LOCATION:  Senate Rules Committee

SUMMARY:
Makes technical, nonsubstantive changes to the Environmental Quality Act and provisions relating to environmental impact reports.

STATUS:
02/18/2010  To SENATE Committee on RULES.

CA SB 1013  

AUTHOR:  Denham [R]
TITLE:  Safe, Clean, Reliable Water: Central Valley Project
FISCAL COMMITTEE:  no
URGENCY CLAUSE:  no
INTRODUCED:  02/10/2010
DISPOSITION:  Pending
LOCATION:  Senate Rules Committee

SUMMARY:
Makes technical, nonsubstantive changes to provisions of the Safe, Clean, Reliable Water Supply Act regarding the state’s share of costs for fish and wildlife restoration measures required pursuant to the federal Central Valley Project Improvement Act.

STATUS:
02/18/2010  To SENATE Committee on RULES.

CA SB 1014  

AUTHOR:  Denham [R]
TITLE:  Safe Drinking Water: Groundwater Storage Projects
FISCAL COMMITTEE:  no
URGENCY CLAUSE:  no
INTRODUCED:  02/10/2010
DISPOSITION:  Pending
LOCATION:  Senate Rules Committee

SUMMARY:
Makes technical, nonsubstantive changes to definitions in the Safe Drinking Water, Clean Water, Watershed Protection and Flood Protection Bond Act in provisions regarding grants for groundwater storage projects that produce water supply benefits for local agencies and water users.

STATUS:
02/18/2010  To SENATE Committee on RULES.

CA SB 1107  

AUTHOR:  Kehoe [D]
TITLE:  Water Quality: Interceptor and Trap Grease
FISCAL COMMITTEE:  yes
URGENCY CLAUSE:  no
INTRODUCED:  02/17/2010
Enacts the Interceptor and Trap Grease Transportation Act of 2010. Requires the State Water Resources Control Board to prepare, adopt, and implement regulations to manage the transportation of interceptor and trap grease to appropriate facilities for recycling, treatment, or proper disposal.

CA SB 1173

Author: Wolk [D]
Title: Recycled Water
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/18/2010
Disposition: Pending
Location: Senate Natural Resources and Water Committee
Summary: Declares that the use of nonrecycled water for nonpotable municipal or industrial uses is a waste or unreasonable use of water if recycled water is available. Prohibits a person or public agency from using nonrecycled water that is suitable for nonpotable municipal or industrial uses if suitable recycled water is available. Includes irrigation of residential landscaping, floor trap priming, cooling towers and air-conditioning devices.

CA SB 1234

Author: Kehoe [D]
Title: Water: Unreasonable Use
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: Senate Natural Resources and Water Committee
Summary: State Water Resources Control Board requires the board to adopt regulations to identify unreasonable uses of water during various periods of water shortage set forth related legislative findings and declarations.

CA SB 1284

Author: Ducheny [D]
Title: Water Quality
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: Senate Environmental Quality Committee
Summary: Relates to waste discharge requirements in accordance with the federal Clean
Water Act and the Porter-Cologne Water Quality Control Act. Provides that certain violations involving the failure to file a discharge monitoring report are not subject to those mandatory penalties if certain requirements are met.

**CA SB 1294**

**AUTHOR:** Hollingsworth [R]

**TITLE:** Natural Community Conservation Plans

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/19/2010

**DISPOSITION:** Pending

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

**SUMMARY:**
Relates to the Department of Fish and Game. Authorizes the use of both state and local community conservation corps.

**STATUS:** 03/04/2010 To SENATE Committee on ENVIRONMENTAL QUALITY.

**CA SB 1339**

**AUTHOR:** Huff [R]

**TITLE:** Water

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/19/2010

**DISPOSITION:** Pending

**LOCATION:** Senate Rules Committee

**SUMMARY:**
Makes technical, nonsubstantive changes to existing law which provides that any person, firm, or corporation, and their lessees, trustees, or receivers, who sell, lease, rent, or deliver water to any person, firm, corporation, municipality, or any other political subdivision, whether under contract or otherwise, is a public utility, and is subject to provisions of the Public Utilities Act.

**STATUS:** 03/04/2010 To SENATE Committee on RULES.

**CA SB 1412**

**AUTHOR:** Calderon R [D]

**TITLE:** Water Replenishment Districts

**FISCAL COMMITTEE:** yes

**URGENCY CLAUSE:** no

**INTRODUCED:** 02/19/2010

**DISPOSITION:** Pending

**LOCATION:** SENATE

**SUMMARY:**
Amends the Water Replenishment District Act provisions that provide for an engineering survey and report. Requires information in that engineering survey and report to pertain to the ground water in each basin within the district.

**STATUS:** 02/19/2010 INTRODUCED.

**CA SB 1468**

**AUTHOR:** Padilla [D]

**TITLE:** Sacramento-San Joaquin Delta

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States legislative findings and declarations relative to the development of the Bay Delta Conservation Plan and the activities of the Delta vision Blue ribbon Task Force and the Delta Vision Committee.

Requirements:

CA SB 1469

Author: Simitian [D]
Title: Water Quality Objectives: Potential Threats
Fiscal Committee: yes
Urgency Clause: no
Introduced: 02/19/2010
Disposition: Pending
Location: SENATE
Summary: Requires each regional water quality control board to include in its implementation program as required by the Porter-Cologne Water Quality Control Act a description of the process used to identify and manage potential threats to water quality.

Status:
02/19/2010 INTRODUCED.

CA AB 7 a

Author: Evans [D]
Title: Budget Act of 2008
Fiscal Committee: yes
Urgency Clause: yes
Introduced: 12/08/2008
Vetoed: 01/06/2009
Disposition: Vetoed
Location: Vetoed
Summary: Amends the Budget Act of 2008 to make specified appropriations regarding public transit, state highway improvements, land use, parks, pollution, water management, flood protection, community conservation, and community colleges.

Status:
01/06/2009 *****To GOVERNOR.
01/06/2009 Vetoed by GOVERNOR.

CA AB 41 c

Author: Evans [D]
Title: Natural Resource
Fiscal Committee: yes
Urgency Clause: no
Introduced: 06/18/2009
Last Amend: 06/18/2009
Disposition: Failed
Location: ASSEMBLY
Summary: ASSEMBLY
Relates to the use of vacuum or suction dredge equipment in rivers, streams and lakes, evaluations of the effects of pesticides, an increase in the petroleum storage fee, an underground storage petroleum cleanup fund, hazardous waste and materials management, the reduction of volatile organic compounds from pesticides, fees for state protection area fire protection services and hazardous fuels reduction, forest land and resources management loans, grants for maximizing energy use savings by public entities.

**STATUS:**
- 10/26/2009 In ASSEMBLY. Withdrewn from enrollment.
- 10/26/2009 Died at Desk.

**CA SB 27 c**

**AUTHOR:** Negrete McLeod [D]

**TITLE:** Drinking Water: Federal Stimulus Funding

**FISCAL COMMITTEE:** no

**URGENCY CLAUSE:** yes

**INTRODUCED:** 03/16/2009

**ENACTED:** 03/27/2009

**DISPOSITION:** Enacted

**LOCATION:** Chaptered

**CHAPTER:** 25

**SUMMARY:**

Allows the Department of Public Health to expend moneys in the Safe Drinking Water State Revolving Fund that are received from the American Recovery and Reinvestment Act of 2009 in accordance with the guidelines of that Act. Provides a maximum grant amount. Provides for an exemption of projects funded under the Act from specified conditions in existing law. Includes specified projects funded by the Act in the definition of financial assistance under the federal Clean Water Act. Allows for grants.

**STATUS:**
- 03/27/2009 Signed by GOVERNOR.
- 03/27/2009 Chaptered by Secretary of State. Chapter No. 25

**US HR 856**

**SPONSOR:** Radanovich [R]

**TITLE:** Pumping Plant Operations Flexibility During Droughts

**INTRODUCED:** 02/04/2009

**DISPOSITION:** Pending

**LOCATION:** House Natural Resources Committee

**SUMMARY:**

Provides for flexibility for the operation of the Bureau of Reclamation C.W. "Bill" Jones Pumping Plant and the Harvey O. Banks Pumping Plant of the State of California in times of drought emergency, to support the establishment of a fish hatchery program to preserve and restore the Delta Smelt in the Sacramento-San Joaquin Delta.

**STATUS:**
- 02/04/2009 INTRODUCED.
- 02/04/2009 To HOUSE Committee on NATURAL RESOURCES.

**US HR 1908**

**SPONSOR:** Coffman [R]

**TITLE:** Environmental Protection Agency

**INTRODUCED:** 04/02/2009

**DISPOSITION:** Pending

**LOCATION:** House Ways and Means Committee

**SUMMARY:**


Amends the Internal Revenue Code of 1986 to provide a credit for property certified by the Environmental Protection Agency under the WaterSense program.

STATUS:
04/02/2009 INTRODUCED.
04/02/2009 To HOUSE Committee on WAYS AND MEANS.

US HR 4132

SPONSOR: Becerra [D]
TITLE: Clean Renewable Water Supply Act
INTRODUCED: 11/19/2009
DISPOSITION: Pending
LOCATION: House Ways and Means Committee
SUMMARY: Creates the Renewable Water Supply Act of 2009; amends the Internal Revenue Code of 1986 to provide for clean renewable water supply bonds; states the bond limitation for specified years; relates to qualified desalination, groundwater remediation, and recycled water facilities.

STATUS:
11/19/2009 INTRODUCED.
11/19/2009 To HOUSE Committee on WAYS AND MEANS.

US HR 4349

SPONSOR: Napolitano [D]
TITLE: Hoover Dam
INTRODUCED: 12/16/2009
DISPOSITION: Pending
LOCATION: House Natural Resources Committee
SUMMARY: Further allocates and expands the availability of hydroelectric power generated at Hoover Dam.

STATUS:
12/16/2009 INTRODUCED.
12/16/2009 To HOUSE Committee on NATURAL RESOURCES.

US S 531

SPONSOR: Bingaman [D]
TITLE: In Depth Analysis of Impact of Energy Development
INTRODUCED: 03/05/2009
DISPOSITION: Pending
LOCATION: Senate Energy and Natural Resources Committee
SUMMARY: Provides for the conduct of an in-depth analysis of the impact of energy development and production on the water resources of the United States, and for other purposes.

STATUS:
03/10/2009 In SENATE Committee on ENERGY AND NATURAL RESOURCES: Hearings held.

US S 787

SPONSOR: Feingold [D]
TITLE: Federal Water Pollution Control
INTRODUCED: 04/02/2009
DISPOSITION: Pending
LOCATION: Senate Environment and Public Works Committee
SUMMARY: Amends the Federal Water Pollution Control Act to clarify the jurisdiction of the
United States over Waters of the United States.

STATUS:
06/18/2009 In SENATE Committee on ENVIRONMENT AND PUBLIC WORKS: Ordered to be reported with an amendment in the nature of a substitute.

US S 1759

SPONSOR: Feinstein [D]
TITLE: Water Transfer Facilitation Act
INTRODUCED: 10/07/2009
DISPOSITION: Pending
LOCATION: SENATE
SUMMARY:

Creates the Water Transfer Facilitation Act of 2009; authorizes the transfer of water in the Central Valley Project; authorizes voluntary water transfers of irrigation water among project contractors from specified divisions, a transfer of water among current or prior temporary or long-term water service, repayment, water rights settlement, or exchange contractors within a division of the project; requires the completion of related environmental documentation to facilitate such transfers.

STATUS:
03/02/2010 From SENATE Committee on ENERGY AND NATURAL RESOURCES: Reported with an amendment in the nature of a substitute.
03/02/2010 Reported in SENATE. Printed version.
03/02/2010 In SENATE. Placed on SENATE Legislative Calendar.