

## Metropolitan Water District of Southern California

State Legislation Matrix 1/10/12

Bill Author	Amended Date; Location	Title – Summary	MWD Position	Effects on Metropolitan
<p>AB 134 Dickinson (D)</p> <p>Sponsor: Sacramento Regional County Sanitation District</p>	<p>04/15/2011; Signed by the Governor; Chapter 212, Statutes of 2011</p>	<p><b>Sacramento Regional County Sanitation District (SRCSD)</b> – Allows SRCSD to file application for permit to appropriate amount of water equal to amount of treated wastewater discharged, less carriage losses, if water is redirected from Sacramento River or Sacramento-San Joaquin Delta. Also clarifies that any permit granted by SWRCB will be subject to terms and conditions authorized under applicable law.</p>	<p><b>OPPOSE</b> pursuant to board action on 2/8/11 and 5/10/11</p>	<p>Had been substantially amended to take into account concerns from opposition, including issues raised by Metropolitan. Metropolitan board reconfirmed its opposition due to precedent bill creates for other wastewater dischargers who may seek similar authorization to appropriate effluent discharges outside service area.</p>
<p>AB 359 Huffman (D)</p> <p>Sponsors: CA Groundwater Coalition and the Groundwater Resources Association</p>	<p>06/30/2011; Signed by the Governor; Chapter 572, Statutes of 2011</p>	<p><b>Groundwater Management Plans</b> – Will require local agency preparing groundwater management plan to identify and map recharge areas prior to adopting plan. Will add additional notification requirements for adopting groundwater management plans.</p>	<p><b>SUPPORT</b> pursuant to board action on 5/10/11</p>	<p>Measure will help contribute to more accurate and relevant information for better water management of local and regional groundwater supplies.</p>
<p>AB 403 Campos (D)</p> <p>Sponsor: Author</p>	<p>7/12/2011; Assembly Inactive File</p>	<p><b>Public Drinking Water Standards</b> – Will facilitate adoption of maximum contaminant level (MCL) for hexavalent chromium (chrom VI) by expediting Department of Finance regulatory review. Also provides for periodic updates by Department of Public Health on any delays in establishing standard.</p>	<p><b>SUPPORT</b> pursuant to board action on 5/10/11</p>	<p>MCL for chrom VI was initially required by SB 351 by then-Senator Deborah Ortiz (Chapter 602, Statutes of 2001). AB 403 will ensure that DPH complies in timely manner.</p>

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<p>AB 467 Eng (D)</p> <p>Sponsor: Author</p>	<p>3/31/2011; Assembly Appropriations Committee – held on suspense file</p>	<p><b>Proposition 84</b> – Would allow grant recipients to retain repayments recovered from parties responsible for groundwater contamination to fund ongoing or additional groundwater activities in grantee’s jurisdiction.</p>	<p><b>SUPPORT</b> pursuant to board action on 5/10/2011</p>	<p>Greater availability of groundwater as regional resource through increased funding for treatment and remediation of contaminated sites will benefit region and provide increased water supply reliability within Metropolitan’s service area.</p>
<p>AB 550 Huber (D)</p> <p>Sponsor: Author</p>	<p>01/04/12; Assembly Water, Parks and Wildlife Committee – hearing on January 10</p>	<p><b>Sacramento-San Joaquin Delta: Peripheral Canal</b> – Reintroduction of last session’s AB 1594 (Huber) that failed passage in first policy committee. Would reverse key provisions for water supply reliability that Legislature approved in November 2009 as part of historic Delta/water management package. Would require vote of Legislature to approve Delta conveyance facility prior to construction. Would require independent economic analysis of conveyance by Legislative Analyst’s Office. Also provides that construction or operation of peripheral canal cannot impact water supplies, water rights or water quality for water uses within Delta watershed.</p>	<p><b>OPPOSE</b> pursuant to position on AB 1594 (Huber) from 2009/10 session</p>	<p>Seeks to turn policy decisions on improved conveyance over to political process. Puts Legislature in role of reviewing, modifying and approving critical public infrastructure. Represents serious threat to future water reliability for Southern California and to emerging long-term plan to restore Delta.</p>
<p>AB 576 Dickinson (D)</p> <p>Sponsor: Author</p>	<p>03/31/2011; Assembly Water, Parks and Wildlife Committee – two-year bill</p>	<p><b>Delta Stewardship Council: Delta Plan: Financing:</b> March 31 amendment requires Delta Stewardship Council (DSC) to develop long-term financing plan for implementing Delta Plan by January 1, 2013. Would prohibit DSC from adopting new fees unless authorized by statute. Would authorize DSC, before adopting and collecting long-term revenue sources, to seek and obtain early funding contributions from entities that may benefit from implementation of Delta Plan. DSC to track those contributions to determine credit against future funding requirements.</p>	<p><b>SUPPORT IF AMENDED</b> pursuant to board-adopted Delta Action Plan</p>	<p>Would codify “beneficiary pays principle” as applied to DSC. Provides that public benefits should be paid from public funding (e.g. measures designed to improve Delta ecosystem should generally be paid by taxpayers). Also provides that negative impacts resulting from “past, present, and future” water exports should be borne by those directly benefiting from exports. Places burden for Delta Plan mitigation project costs on project beneficiaries.</p>

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<p style="text-align: center;">AB 627 B. Berryhill (R)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">03/31/2011; Assembly Appropriations Committee – held on suspense file</p>	<p><b>Delta Corridors Plan: Feasibility Study:</b> Requires DWR to expedite evaluation and feasibility study of “Delta Corridors Plan” and integration of Delta Corridors Plan and Two-Gates Project. AB 627 is substantially similar to AB 1797 (B. Berryhill) from 2010. Bay Delta Conservation Plan (BDCP) process is evaluating full range of Delta conveyance improvements, including Delta Corridors-like alternative.</p>	<p style="text-align: center;"><b>OPPOSE</b> pursuant to position on AB 1797 (B. Berryhill) from 2009/10 session</p>	<p>Delta Corridors Plan will not address water quality, fishery and water supply problems. Will result in diverting limited resources that could otherwise be directed towards more effective long-term solutions.</p>
<p style="text-align: center;">AB 741 Huffman (D)</p> <p style="text-align: center;">Sponsor: Irvine Ranch Water District</p>	<p style="text-align: center;">06/09/2011; Signed by the Governor; Chapter 106, Statutes of 2011</p>	<p><b>Onsite Waste Disposal</b> – Authorizes public wastewater agencies to offer voluntary liens to private property owners to finance lateral replacements and conversions from septic to sewer systems to prevent groundwater contamination and protect water quality, the environment and public health and safety.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board action on 5/10/11</p>	<p>Will provide another financing option for property owners to transition from septic systems to sewer systems, which will help in preventing contamination of groundwater and surface water sources. Typically, conversion costs are extraordinarily high and unaffordable to many property owners.</p>
<p style="text-align: center;">SB 34 Simitian (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">04/13/2011; Senate Appropriations Committee – two-year bill</p>	<p><b>California Water Resources Investment Act of 2011</b> -- Imposes yet-to-be-determined water-related assessment on urban and agricultural water users. Funds collected by Board of Equalization would be dispersed on 50-50 basis between statewide and regional water infrastructure and program priorities.</p>	<p style="text-align: center;"><b>OPPOSE</b> pursuant to board action on 5/10/11</p>	<p>Proposes revenue source to fund broader public benefits only from water users. Imposes unfair and large burden on urban water users.</p>

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<p style="text-align: center;">SB 52 Steinberg (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p>01/04/2012; introduced version failed passage on 05/02/2011 in Senate Environmental Quality Committee - reconsideration granted; completely rewritten on 01/04/12 – hearing on January 11</p>	<p><b>California Environmental Quality Act:</b> Provides technical clarification of definitions in AB 900 (Buchanan/Gordon), Chapter 354, Statutes of 2011. Requires lead agency to notify Resources Agency Secretary if applicant provides notification; clarifies that \$100 million minimum project investment is spent on planning, design and project construction,; clarifies procedures relating to action or proceeding alleging violation of CEQA; and clarifies cross references to specified notice, among other provisions.</p>	<p style="text-align: center;"><b>WATCH</b></p>	<p>Prior version of SB 52 sought to appropriate existing Prop. 84 and 1E funds to Sacramento Regional County Sanitation District for costs associated with improvements to its regional sewage treatment plant. SB 52 was completely rewritten on 01/04/2012 to clarify certain provisions of AB 900 (Buchanan/Gordon) - - the Jobs and Economic Improvement Through Environmental Leadership Act of 2011-- which set forth procedures in CEQA for environmental leadership development projects.</p>
<p style="text-align: center;">SB 200 Wolk (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p>01/04/2012; Senate Natural Resources and Water Committee – hearing on January 10</p>	<p><b>Delta Levee Maintenance:</b> Completely rewritten to extend Delta levee subventions program through July 1, 2020, as “interim” step until Delta Stewardship Council recommends priorities and strategy for future Delta levee investments.</p>	<p style="text-align: center;"><b>WATCH</b></p>	<p>Prior version of SB 200 required that any state agency responsible for authorizing or implementing conservation measures within Bay Delta Conservation Plan (BDCP), prior to authorizing or taking action, ensure that action is consistent with new and specified requirements. Bill no longer germane to BDCP. New amendments pending review.</p>
<p style="text-align: center;">SB 215 Huff (R)</p> <p style="text-align: center;">Sponsor: ACWA</p>	<p>04/26/2011; Signed by the Governor; Chapter 332, Statutes of 2011</p>	<p><b>Invasive Aquatic Species: Mussels</b> – Extends authorization for Dept. of Fish and Game to undertake inspection and enforcement activities for addressing spread of dreissenid (quagga) mussels to January 1, 2017.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to position on AB 1929 (Hall) from 2009/10 session</p>	<p>Mussels continue to pose threat to other water bodies in state, including State Water Project facilities. To protect facilities and avoid increased operating and maintenance costs, it was important to extend the program.</p>

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<p style="text-align: center;">SB 224 Pavley (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">09/01/2011; Signed by the Governor; Chapter 587, Statutes of 2011</p>	<p><b>Public Contracts: Department of Water Resources:</b> Will exempt from Dept. of General Services’ review contracts entered into by DWR for acquisition, sale or transmission of power or for services to facilitate such activities. Also provides that DWR may award contracts for acquisition of specialized equipment for SWP facilities, under certain conditions, and allows less than three competitive bids for contracts for services for specialized equipment.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to historical practice</p>	<p>For purposes of operating and maintaining State Water Project, SB 224 will help expedite delivery of services and goods that may provide increased efficiency and some degree of savings to State Water Contractors.</p>
<p style="text-align: center;">SB 250 Rubio (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">08/29/2011; Assembly Rules Committee – two-year bill</p>	<p><b>Delta Plan: Conveyance Facility:</b> Requires Department of Water Resources to complete the planning process to develop new Delta conveyance facilities by February 15, 2013, and for construction to be completed by December 31, 2025.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board action on 9/13/11</p>	<p>Timely completion of Bay Delta Conservation Plan (BDCP) is crucial step toward ensuring healthy Delta environment and long-term water supply reliability for all Californians. SB 250 will help keep BDCP on track and demonstrate state’s commitment to completing BDCP consistent with timelines advanced by Brown and Obama Administrations.</p>
<p style="text-align: center;">SB 297 Cannella (R)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">04/14/2011; Senate Energy, Utilities and Communications Committee – two-year bill</p>	<p><b>Renewable Energy Resource: Hydroelectric Generation:</b> Revises definition of eligible renewable energy resource to include hydroelectric generation of any size and removes other restrictions regarding facilities that meet definition of eligible renewable source.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board-adopted legislative priorities for 2011</p>	<p>Will allow Metropolitan to identify energy generated from more of its hydro facilities as “renewable.”</p>
<p style="text-align: center;">SB 328 Kehoe (D)</p> <p style="text-align: center;">Sponsor: California Council of Land Trusts</p>	<p style="text-align: center;">06/22/2011; Signed by the Governor; Chapter 589, Statutes of 2011</p>	<p><b>Eminent Domain Law: Conservation Easements:</b> Will ensure that holders of conservation easements and any public entity involved with easement receive notice of potential eminent domain action and afford opportunity to engage in proceeding.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board action on 4/12/11</p>	<p>Will protect Metropolitan’s reserve lands against incompatible public use by other agencies, as well as provide for compensation for any interference with conservation values protected by easement.</p>

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<p style="text-align: center;">SB 571 Wolk (D)</p> <p>Sponsor: Author</p>	<p style="text-align: center;">04/13/2011; Senate Appropriations Committee – two-year bill</p>	<p><b>California Water Commission (CWC)</b> – Will require CWC to develop California Water Plan and California Water Investment Plan. CWC will also be responsible for prioritizing statewide and regional projects and allocating funds.</p>	<p style="text-align: center;"><b>OPPOSE</b> pursuant to board action on 5/10/11</p>	<p>It is premature to give CWC oversight of funds that do not exist. Will establish another tier of government for prioritizing regional projects that will be duplicative of existing planning processes.</p>
<p style="text-align: center;">SB 618 Wolk (D)</p>	<p style="text-align: center;">09/08/2011; Signed by the Governor; Chapter 596, Statutes 2011</p>	<p><b>Incidental Take Permits:</b> Authorizes city or county and landowner to rescind Williamson Act contracts on limited value agricultural lands to enter into solar-use easement for photovoltaic solar facilities. Also expands authority of Dept. of Fish and Game to grant permits to take fully protected species provided said species are covered in a Natural Community Conservation Plan (NCCP).</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board-adopted Delta Action Plan</p>	<p>Five of the 37 species given full protection under existing state law are proposed for coverage under the Bay Delta Conservation Plan (BDCP). SB 618 will address the statutory inflexibility of existing law and will allow the comprehensive restoration plan embedded in the BDCP to move forward.</p>
<p style="text-align: center;">SB 701 Calderon (D)</p> <p>Sponsor: Central Basin MWD</p>	<p style="text-align: center;">03/25/2011; Senate Natural Resources and Water Committee – two-year bill</p>	<p><b>Central Basin Municipal Water District (CBMWD):</b> Requires CBMWD to submit annual report to Legislature that reviews actions of DWR and Water Replenishment District of So. California with respect to Central Groundwater Basin. Also requires CBMWD to make short and long-term recommendations to improve overall health of basin.</p>	<p style="text-align: center;"><b>OPPOSE</b> pursuant to board action on 4/12/11</p>	<p>Disputes among member agencies are primarily local matter; however, SB 701 will directly interfere with local efforts by arbitrarily proclaiming CBMWD as primary oversight entity of basin which will cause further tension among impacted member agencies.</p>
<p style="text-align: center;">SB 710 LaMalfa (R)</p> <p>Sponsor: Author</p>	<p style="text-align: center;">03/25/2011; Senate Natural Resources and Water Committee – two-year bill</p>	<p><b>State Water Project: County Services:</b> Provides for process whereby county can seek Department of Water Resources' (DWR) payment for county services associated with any State Water Project (SWP) dam and/or reservoir. Calculation of payment, performed solely by affected county, would be difference between estimated cost of baseline services and estimated cost of services related to presence of SWP facilities. Any challenge to calculation would be limited to demonstration that county exercised "prejudicial abuse of discretion" as defined.</p>	<p style="text-align: center;"><b>OPPOSE</b> pursuant to FERC settlement at Oroville SWP facilities</p>	<p>Would increase SWP costs related to all dams and reservoirs in SWP system. During FERC licensing proceeding for Oroville facilities, Butte County asserted unreimbursed costs are as much as \$15.7 million per year.</p>

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<p style="text-align: center;">SB 834 Wolk (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">08/25/2011; Vetoed by Governor on 10/2/11</p>	<p><b>Integrated Regional Water Management Plans (IRWMP): Contents:</b> Would have required IRWMP, for any region that receives water from Delta watershed, to demonstrate manner in which IRWMP complies with new state policy to reduce future dependence upon Delta.</p>	<p style="text-align: center;"><b>WATCH</b> (consistent with established policy from 2009 Delta Reform Act)</p>	<p>Metropolitan’s prior concerns with policy and findings language were addressed by author. Governor Brown vetoed measure because he did not believe SB 834 added anything to current law.</p>
<p style="text-align: center;">SB 837 Blakeslee (R)</p> <p style="text-align: center;">Sponsor: California Association of Realtors</p>	<p style="text-align: center;">6/30/2011; Signed by the Governor; Chapter 61, Statutes of 2011</p>	<p><b>Residential Real Property Disclosures</b> – Will include transfer disclosure statement in statute to inform prospective purchasers of residential real property of requirement for installation of water-conserving plumbing fixtures.</p>	<p style="text-align: center;"><b>SUPPORT</b> (consistent with sponsorship of SB 407 by Senator Alex Padilla from 2009)</p>	<p>Is considered technical, clean-up measure to ensure that proper notification to potential buyer is properly provided.</p>
<p style="text-align: center;">SB 900 Steinberg (D)</p> <p style="text-align: center;">Sponsor: Western Growers Association</p>	<p style="text-align: center;">05/09/2011; Assembly Inactive File</p>	<p><b>California Regional Water Quality Control Boards:</b> Provides that a person would not be disqualified from appointment to regional board because he/she received significant portion of income directly or indirectly from person subject to water discharge requirements (not within the jurisdiction of that regional board) during past two years. New rule could only take effect if US EPA determines that its approval is not necessary for change in eligibility or approves change to California law.</p>	<p style="text-align: center;"><b>SUPPORT</b> pursuant to board action on 6/14/11</p>	<p>Simple step forward to restore full participation of qualified individuals appointed to regional boards. Will help recruitment of qualified people to serve on California regional boards.</p>