

**GOVERNMENT AFFAIRS AND
COMMUNITY OUTREACH
COMMITTEE MEETING
AND
SPECIAL MEETING OF THE
BOARD OF DIRECTORS**



602 E. Huntington Drive, Suite B
Monrovia, CA 91016

(626) 443-2297
www.upperdistrict.org

**Monday, June 7, 2021
4:00 p.m.**

Committee Members:

Tony R. Fellow, Chair
Charles M. Treviño, Vice-Chair

SPECIAL NOTICE - Teleconference Accessibility

Pursuant to Executive Order N-29-20 issued by Governor Newsom in response to the COVID-19 outbreak, the Upper District will hold this meeting via teleconference or the most rapid means of communication available at the time. Instructions to participate in the teleconference are below:

Attendee Join Zoom Webinar:
<https://us02web.zoom.us/j/83985472158>

Webinar ID: 839 8547 2158

Telephone Dial: 1 (669) 900 6833

Public comments may be made through teleconference when prompted by the Chair during the public comment period. Public comments may also be provided by emailing Christy@usgvmwd.org in advance of the meeting. Please indicate "PUBLIC COMMENT" in the subject line.

If you have difficulty connecting to the teleconference line, please call (626) 443-2297 or email Ruben@usgvmwd.org. It may take a few minutes to join Zoom or connect via telephone so please join early.

*The Government Affairs and Community Outreach Committee meeting is noticed as a joint committee meeting with the Board of Directors for the purpose of compliance with the Brown Act. Members of the Board who are not assigned to the Government Affairs and Community Outreach Committee may attend and participate as members of the Board, whether or not a quorum of the Board is present. In order to preserve the function of the Committee as advisory to the Board, members of the Board who are not assigned to the Government Affairs and Community Outreach Committee will not vote on matters before the Committee.

Communications

1. Call to Order
2. Public Comment

Discussion/Action

3. Legislative Update (*memorandums attached*)
 - a. Washington D.C.
 - b. Sacramento
4. State Bill Position Summary (*memorandum attached*)

Oral Reports

5. Update on Conservation Programs & Summer Outreach

Other Matters

6.

Adjournment

Next Meeting: Monday, July 5, 2021 at 4:00 p.m. (Cancelled)



American Disabilities Act Compliance (*Government Code Section 54954.2(a)*)

To request special assistance to participate in this meeting, please contact the Upper District office at (626) 443-2297 or valeria@usgvmwd.org at least 24 hours prior to meeting.





BEST BEST & KRIEGER
ATTORNEYS AT LAW

To: Upper San Gabriel Valley Municipal Water District
From: John Freshman, Ana Schwab, and Lowry Crook
Date: June 2, 2021
RE: Federal Report

Legislation

WIFIA Improvement

Representatives John Garamendi (D-CA) and Dan Newhouse (R-WA) introduced H.R.2979, a bill that incorporates Section 2 of Rep. Garamendi's "WIFIA Improvement Act" from last Congress. The bill would amend the Water Infrastructure Finance and Innovation Act of 2014, changing the loan maturity terms for projects. The bill would allow water projects to receive financing for 55-year loan terms instead of the current 35-year terms. Eligible projects are water projects with a "useful life" of more than 35 years. The change in loan term financing would lower the capital costs for projects funded by WIFIA.

Investing in Our Communities Act

Representative Dutch Ruppersberger (D-MD) introduced H.R.2288, which would restore the tax exemption for advance refunding bonds so states and local governments can take advantage of low interest rates before interest rates increase and interest payments are due. The bill amends the Internal Revenue Code of 1986 to reinstate these revenue bond exemptions. The bill changes sections of the 1986 tax code for advance refunding depending on the year the bond was issued, the age of the bond, the bond amount, and the bond type. The bill would add a section that would prohibit abusive transactions that would be done in order to obtain a material financial advantage, other than the savings attributed to lower interest rates.

Wastewater Infrastructure Improvement Act of 2021

Representative David Rouzer (R-NC) introduced H.R.3218, Wastewater Infrastructure Improvement Act of 2021, cosponsored by Representatives Dong Young (R-AK) and Sam Graves (R-MO). The legislation reauthorizes the Clean Water State Revolving Fund and authorizes many water and wastewater programs. for the Clean Water State Revolving Fund, the bill authorizes \$1.295 billion over 5 years with levels at \$240 million for fiscal year (FY) 2022, \$250 million for FY 2023, \$260 million for FY 2024, \$270 million for FY 2025, and \$275 million for FY 2026. The bill authorizes the Alternative Water Source Projects program and expands the program to allow projects that reclaim or recycle wastewater and stormwater. The bill amends section 402 of the Clean Water Act to authorize States to issue NPDES permits for certain discharges to States and municipalities for up to 10 years in duration, which is currently set at five years.



BEST BEST & KRIEGER
ATTORNEYS AT LAW

Future Western Water Infrastructure and Drought Resiliency Act

Rep. Jared Huffman (D-CA) reintroduced his Future Western Water Infrastructure and Drought Resiliency Act, H.R. 3404. The bill includes more than \$1 billion for various water projects, including \$750 million for multi-benefit water storage projects, \$500 million for water recycling and reuse, and \$260 million for water desalinization projects. It also provides federal support for water education activities, collaborative water management efforts, and training and professional development support for the water sector workforce.

Infrastructure Package Negotiations Continue

President Biden is continuing to negotiate with Senate GOP leaders on the infrastructure package. Although both sides have stated they want a bipartisan bill, they are not close on a spending amount or how to pay for the package. On Thursday, GOP negotiators released a one-page, updated counter proposal to the President's American Jobs Plan. The total offer is \$928 billion, still significantly below President Biden's \$1.7 trillion counter offer. The package includes \$506 billion for roads, bridges and major projects, \$98 billion for public transit systems, \$46 billion for passenger and freight rail and \$72 billion for water infrastructure. The package also includes \$22 billion for Western water storage, \$65 billion for broadband infrastructure, and \$20 billion for infrastructure financing.

Negotiations between Congress and the Administration are happening parallel with regular legislative order. Separately, both Senate Majority Leader Chuck Schumer (D-NY) and House Speaker Nancy Pelosi (D-CA) have stated they want to move forward with an infrastructure package in July. In the Senate, lawmakers have passed the water infrastructure bill, S.914, with robust bipartisan support. The House has not taken it up yet. In addition, the Senate Environment and Public Works Committee unanimously passed the Surface Transportation Reauthorization Act of 2021. The Senate bill sets a new baseline funding level at a historic high of \$303.5 billion for Department of Transportation programs for highways, roads, and bridges.

Beyond the difference in spending numbers, Republicans do not agree with the Administration or Democrats on how to pay for the package. Republicans do not want to revise the 2017 Tax Cuts and Jobs Act to pay for the package, which would involve raising the corporate tax rate to 25 percent or 28 percent. GOP leaders have instead proposed for new investments to be paid for using some of the \$350 billion sent to state and local governments in the America Rescue Plan and unspent money from other COVID-19 relief bills.



BEST BEST & KRIEGER
ATTORNEYS AT LAW

Appropriations and Congressionally Directed Spending

House lawmakers are now beginning to review nearly 3,000 Community Project Funding requests from House members. The review process resulted in delaying the surface transportation bill markup, which is now moved to late June. Currently, it is undetermined how the two parties will split the earmarked funding. Prior to the ban in 2011, the majority received 60% in funding and the minority received 40% in funding.

House Appropriations Chair Rosa DeLauro (D-CT) has said she wants to mark up the 12 fiscal 2022 spending bills in June. If markups begin in June, voting would likely begin in July. July is expected to be a busy month with the impending deadline of the surface transportation bill on September 30 and the deadline for appropriations.

On May 28, President Biden released details of his \$6 trillion budget. The budget would be the highest levels of federal spending since World War II. The plan invests billions of dollars in infrastructure, education, climate change initiatives, and health care. A full budget analysis will be provided separately.

UPPER DISTRICT LEGISLATIVE BILL SUMMARY REPORT - 5/27/2021

BY AARON & STEVE - AARON READ & ASSOCIATES

Brown Act

AB 339 (Lee D) Local government: open and public meetings.**Current Text:** Amended: 5/4/2021 [html](#) [pdf](#)**Introduced:** 1/28/2021**Last Amend:** 5/4/2021**Status:** 5/20/2021-Read second time. Ordered to third reading.**Location:** 5/20/2021-A. THIRD READING**Calendar:** 5/27/2021 #45 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would, until December 31, 2023, require all open and public meetings of a city council or a county board of supervisors that governs a jurisdiction containing least 250,000 people to include an opportunity for members of the public to attend via a telephonic option or an internet-based service option. The bill would require all open and public meetings to include an in-person public comment opportunity, except in specified circumstances during a declared state or local emergency. The bill would require all meetings to provide the public with an opportunity to comment on proposed legislation in person and remotely via a telephonic or an internet-based service option, as provided.

Client	Position	Priority	Assigned To	Subject
Upper District	O	SB	Misc1 AR, SB	Brown Act

AB 361 (Rivas, Robert D) Open meetings: local agencies: teleconferences.**Current Text:** Amended: 5/10/2021 [html](#) [pdf](#)**Introduced:** 2/1/2021**Last Amend:** 5/10/2021**Status:** 5/18/2021-In Senate. Read first time. To Com. on RLS. for assignment.**Location:** 5/18/2021-S. RLS.

Summary: Would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting for the purpose of declaring or ratifying a local emergency, during a declared state of emergency or local emergency, as those terms are defined, when state or local health officials have imposed or recommended measures to promote social distancing, and during a declared local

emergency provided the legislative body determines, by majority vote, that meeting in person would present imminent risks to the health or safety of attendees.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB, TM	Brown Act

Notes 1: Submitted Support Letter to Author 3/8/2021 (2.036.21) -bb

AB 703 **(Rubio, Blanca D)** Open meetings: local agencies: teleconferences.

Current Text: Amended: 4/29/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Last Amend: 4/29/2021

Status: 5/7/2021-Failed Deadline pursuant to Rule 61(a)(3). (Last location was L. GOV. on 2/25/2021)(May be acted upon Jan 2021)

Location: 5/7/2021-A. 2 YEAR

Summary: Current law, by Executive Order N-29-20, suspends the Ralph M. Brown Act's requirements for teleconferencing during the COVID-19 pandemic, provided that notice requirements are met, the ability of the public to observe and comment is preserved, as specified, and that a local agency permitting teleconferencing have a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, as specified. This bill would remove the notice requirements particular to teleconferencing and would revise the requirements of the act to allow for teleconferencing subject to existing provisions regarding the posting of notice of an agenda, provided that the public is allowed to observe the meeting and address the legislative body directly both in person and remotely via a call-in option or internet-based service option, and that a quorum of members participate in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the jurisdiction.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	Brown Act

SB 274 **(Wieckowski D)** Local government meetings: agenda and documents.

Current Text: Amended: 4/5/2021 [html](#) [pdf](#)

Introduced: 1/29/2021

Last Amend: 4/5/2021

Status: 5/13/2021-Referred to Com. on L. GOV.

Location: 5/13/2021-A. L. GOV.

Calendar: 6/9/2021 1:30 p.m. - State Capitol, Room 4202 ASSEMBLY LOCAL GOVERNMENT, AGUIAR-CURRY, Chair

Summary: The Ralph M. Brown Act requires meetings of the legislative body of a local agency to be open and public and also requires regular and special meetings of the legislative body to be held within the boundaries of the territory over which the local agency exercises jurisdiction, with specified exceptions. Current law authorizes a person to request that a copy of an agenda, or a copy of all the documents constituting the agenda packet, of any meeting of a legislative body be mailed to that person. This bill would require a local agency with an internet website, or its designee, to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if the person requests that the items be delivered by email. If a local agency determines it to be technologically infeasible to send a copy of the documents or a link to a website that contains the documents by email or by other electronic means, the bill would require the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and to mail a copy of all other documents constituting the agenda packet, as specified.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Brown Act

Climate Resilience Bonds

AB 1500 ([Garcia, Eduardo D](#)) **Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022.**

Current Text: Amended: 5/11/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 5/11/2021

Status: 5/20/2021-Joint Rule 62(a), file notice suspended. From committee: Do pass and re-refer to Com. on RLS. (Ayes 12. Noes 3.) (May 20). Re-referred to Com. on RLS.

Location: 5/20/2021-A. RLS.

Summary: Would enact the Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$7,080,000,000 pursuant to the State General Obligation Bond Law to finance projects for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, and workforce development programs.

Client	Position	Priority	Assigned To	Subject
			Misc1	

Upper District S SB AR, SB Climate Resilience Bonds

SB 45 **(Portantino D) Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022.**

Current Text: Amended: 4/8/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 4/8/2021

Status: 5/20/2021-From committee: Do pass. (Ayes 5. Noes 2.) (May 20). Read second time. Ordered to third reading.

Location: 5/20/2021-S. THIRD READING

Calendar: 5/28/2021 #31 SENATE SENATE BILLS -THIRD READING FILE

Summary: Would enact the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$5,595,000,000 pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection program.

Client	Position	Priority	Assigned To	Subject
Upper District	S/A	SB	Misc1 AR, SB, TM	Climate Resilience Bonds

Notes 1: Letter to Author drafted 2/23/2021, "hold for now" -bb
Support letter to Author and copied to Senate Governance & Finance Cmte sent 4/8/2021 -bb

Elections

SB 286 **(Min D) Elections: county officers: consolidation with statewide elections.**

Current Text: Introduced: 2/1/2021 [html](#) [pdf](#)

Introduced: 2/1/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E. & C.A. on 2/10/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-S. 2 YEAR

Summary: Current law requires a candidate for a nonpartisan office who at a primary election receives votes on a majority of all the ballots cast for candidates for that office to be elected to that office. This bill would exempt from that requirement candidates for county nonpartisan offices, including a county office in a charter county, but not including a charter city and county, and would require the candidates who received the

highest and second highest number of votes cast for nomination to that office to be placed on the ballot at the ensuing general election. By imposing new duties on counties, including county elections officials, the bill would impose a state-mandated local program.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Elections

SB 295 (**Dahle R**) District elections.

Current Text: Introduced: 2/3/2021 [html](#) [pdf](#)

Introduced: 2/3/2021

Status: 2/22/2021-Art. IV. Sec. 8(a) of the Constitution dispensed with. (Ayes 32. Noes 4.) Joint Rule 55 suspended. (Ayes 32. Noes 4.)

Location: 2/3/2021-S. RLS.

Summary: The Uniform District Election Law specifies procedures to elect the elective officers of districts. The law generally provides that the term of each elective officer is 4 years or until the officer's successor is elected. This bill would make a technical, nonsubstantive change to the latter provision.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Elections

Environmental Protection

AB 1 (**Garcia, Cristina D**) Hazardous waste.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-A. THIRD READING

Calendar: 5/27/2021 #52 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would create the Board of Environmental Safety in the California Environmental Protection Agency. The bill would provide requirements for the membership of the board and would require the board to conduct no less than 6 public meetings per year. The bill would provide for the duties of the board, which would include, among others, reviewing specified policies, processes, and programs within the hazardous waste control laws; proposing statutory, regulatory, and policy changes; and

hearing and deciding appeals of hazardous waste facility permit decisions and certain financial assurance decisions.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Environmental Protection

AB 11 **(Ward D) Climate change: regional climate change authorities.**

Current Text: Amended: 1/21/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 1/21/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 1/11/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would require the Strategic Growth Council, by January 1, 2023, to establish up to 12 regional climate change authorities to coordinate climate adaptation and mitigation activities in their regions, and coordinate with other regional climate adaptation authorities, state agencies, and other relevant stakeholders.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Environmental Protection

AB 50 **(Boerner Horvath D) Climate change: Climate Adaptation Center and Regional Support Network: sea level rise.**

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 1/11/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Current law requires the Natural Resources Agency, in collaboration with the Ocean Protection Council, to create, and update biannually, a Planning for Sea Level Rise Database describing steps being taken throughout the state to prepare for, and adapt to, sea level rise. This bill would establish the Climate Adaptation Center and Regional Support Network in the Ocean Protection Council to provide local governments facing sea level rise challenges with information and scientific expertise necessary to proceed with sea level rise mitigation.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Environmental Protection

AB 51 (Quirk D) Climate change: adaptation: regional climate adaptation planning groups: regional climate adaptation plans.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 1/11/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would require the Strategic Growth Council, by July 1, 2022, to establish guidelines for the formation of regional climate adaptation planning groups. The bill would require the council, by July 1, 2023, and in consultation with certain state entities, to develop criteria for the development of regional climate adaptation plans.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Environmental Protection

AB 52 (Frazier D) California Global Warming Solutions Act of 2006: scoping plan updates: wildfires.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 1/11/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: The California Global Warming Solutions Act of 2006 authorizes the State Air Resources Board to include in its regulation of emissions of greenhouse gases the use of market-based compliance mechanisms. Current law requires all moneys, except for fines and penalties, collected by the state board from a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund (fund) and to be available upon appropriation by the Legislature. Current law continuously appropriates 35% of the annual proceeds of the fund for transit, affordable housing, and sustainable communities programs and 25% of the annual proceeds of the fund for certain components of a specified high-speed rail project. This bill would require the state board, in each scoping plan update prepared by the state board after January 1, 2022, to include, consistent with the act, recommendations for achieving the maximum technologically feasible and cost-effective reductions of emissions of greenhouse gases and black carbon from wildfires.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Environmental Protection

AB 267 (**Valladares R**) California Environmental Quality Act: exemption: prescribed fire, thinning, and fuel reduction projects.

Current Text: Amended: 3/16/2021 [html](#) [pdf](#)

Introduced: 1/15/2021

Last Amend: 3/16/2021

Status: 5/12/2021-Referred to Coms. on N.R. & W. and E.Q.

Location: 5/12/2021-S. N.R. & W.

Summary: Current law, until January 1, 2023, exempts from the requirements of CEQA prescribed fire, thinning, or fuel reduction projects undertaken on federal lands to reduce the risk of high-severity wildfire that have been reviewed under the federal National Environmental Policy Act of 1969, as provided. Current law requires the Department of Forestry and Fire Protection, beginning December 31, 2019, and annually thereafter until January 1, 2023, to report to the relevant policy committees of the Legislature the number of times the exemption was used. This bill would extend the exemption from CEQA and the requirement on the department to report to the relevant policy committees of the Legislature to January 1, 2026.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Environmental Protection

AB 280 (**Rivas, Robert D**) Electrical corporations: wildfire mitigation plans.

Current Text: Introduced: 1/21/2021 [html](#) [pdf](#)

Introduced: 1/21/2021

Status: 5/7/2021-Failed Deadline pursuant to Rule 61(a)(3). (Last location was U. & E. on 1/28/2021)(May be acted upon Jan 2021)

Location: 5/7/2021-A. 2 YEAR

Summary: Under current law, the Public Utilities Commission has jurisdiction over electrical corporations. Current law requires each electrical corporation to annually prepare and submit a wildfire mitigation plan to the Wildfire Safety Division of the commission for review and approval. This bill would require each electrical corporation to also submit its wildfire mitigation plan to the appropriate policy committees of the Legislature.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Environmental Protection

AB 377 (**Rivas, Robert D**) Water quality: impaired waters.

Current Text: Amended: 4/13/2021 [html](#) [pdf](#)

Introduced: 2/1/2021

Last Amend: 4/13/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/19/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-A. 2 YEAR

Summary: Would require, by January 1, 2023, the State Water Resources Control Board and regional boards to prioritize enforcement of all water quality standard violations that are causing or contributing to an exceedance of a water quality standard in a surface water of the state. The bill would require the state board and regional boards, by January 1, 2025, to evaluate impaired state surface waters and report to the Legislature a plan to bring all water segments into attainment by January 1, 2050. The bill would require the state board and regional boards to update the report with a progress summary to the Legislature every 5 years. The bill would create the Waterway Recovery Account in the Waste Discharge Permit Fund and would make moneys in the Waterway Recovery Account available for the state board to expend, upon appropriation by the Legislature, to bring impaired water segments into attainment in accordance with the plan.

Client	Position	Priority	Assigned To	Subject
Upper District	O	SB	Misc1 AR, SB	Environmental Protection

Notes 1: ACWA opposition letter (Upper listed as member) sent 5/18/2021 bb

AB 652 (**Friedman D**) **Product safety: juvenile products: chemicals: perfluoroalkyl and polyfluoroalkyl substances.**

Current Text: Amended: 5/13/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 5/13/2021

Status: 5/20/2021-Read third time. Passed. Ordered to the Senate. In Senate. Read first time. To Com. on RLS. for assignment.

Location: 5/20/2021-S. RLS.

Summary: Would, on and after July 1, 2023, prohibit a person, including a manufacturer, from selling or distributing in commerce in this state any new, not previously owned, juvenile product, as defined, that contains intentionally added perfluoroalkyl and polyfluoroalkyl substances (PFAS), as defined. The bill would require a manufacturer to use the least toxic alternative when replacing PFAS chemicals in a juvenile product.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Environmental Protection

AB 697 (**Chau D**) **Forest resources: national forest lands: Good Neighbor Authority Fund: ecological restoration and fire resiliency projects.**

Current Text: Introduced: 2/16/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Status: 5/13/2021-Read second time. Ordered to third reading.

Location: 5/13/2021-A. THIRD READING

Calendar: 5/27/2021 #38 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would reorganize the law relating to the State Treasury the Good Neighbor Authority Fund. The bill would require the Department of Forestry and Fire Protection, under an agreement between the state and the federal government, to establish a program for purposes of conducting ecological restoration and fire resiliency projects on national forest lands, with priority given to forest restoration and fuels reduction projects that are landscape scale, focused on ecological restoration and based on the best available science, emphasize the use of prescribed fire, and include community fire protection and protection of water infrastructure and other infrastructure as important goals, as provided.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB, TM	Environmental Protection

Notes 1: Support letter to Author and Asm Approps Cmte 2.058.21 4/19/2021 -bb

AB 818 (**Bloom** D) Solid waste: premoistened nonwoven disposable wipes.

Current Text: Introduced: 2/16/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Status: 5/13/2021-Read third time. Passed. Ordered to the Senate. (Ayes 75. Noes 0.) In Senate. Read first time. To Com. on RLS. for assignment.

Location: 5/13/2021-S. RLS.

Summary: Would require, except as provided, certain premoistened nonwoven disposable wipes manufactured on or after July 1, 2022, to be labeled clearly and conspicuously with the phrase "Do Not Flush" and a related symbol, as specified. The bill would prohibit a covered entity, as defined, from making a representation about the flushable attributes, benefits, performance, or efficacy of those premoistened nonwoven disposable wipes, as provided. The bill would establish enforcement provisions, including authorizing a civil penalty not to exceed \$2,500 per day, up to a maximum of \$100,000 per violation, to be imposed on a covered entity who violates those provisions.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	Environmental Protection

SB 37 (**Cortese** D) Contaminated Site Cleanup and Safety Act.

Current Text: Amended: 4/13/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 4/13/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #247 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Current law requires designated local enforcement agencies to compile and submit to the Department of Resources Recycling and Recovery a list of all solid waste disposal facilities from which there is a known migration of hazardous waste, and requires the department to compile these lists into a statewide list. Current law requires these agencies to update the information as appropriate, but at least annually, and to submit the information to the Secretary for Environmental Protection. Under existing law, the Secretary for Environmental Protection is required to consolidate the information provided by these state agencies and distribute the information in a timely fashion to each city and county in which sites on the lists are located and to any other person upon request. This bill would enact the Contaminated Site Cleanup and Safety Act and would recodify the above-described provisions with certain revisions. The bill would repeal the requirement for the state agencies to provide their respective lists to the Secretary for Environmental Protection and instead require these agencies to post the lists on their respective internet websites.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB	Environmental Protection

SB 208 (**Dahle** R) Sierra Nevada Conservancy: Sierra Nevada Region: subregion: definitions: annual report.

Current Text: Amended: 4/6/2021 [html](#) [pdf](#)

Introduced: 1/12/2021

Last Amend: 4/6/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #258 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Current law requires the Sierra Nevada Conservancy to make an annual report to the Legislature and to the Secretary of the Natural Resources Agency regarding expenditures, land management costs, and administrative costs. This bill would modify areas listed under the definitions of the "Sierra Nevada Region" and its "subregions," as specified, for these purposes. The bill would require the conservancy to include, in its report regarding expenditures, land management costs, and administrative costs for the year 2022, recommendations to the Legislature for legislation to change the name of the conservancy and the governing board of the Sierra Nevada Conservancy, and to change the structure of the regions, subregions, and board, to align the conservancy with its recent expansion in the Counties of Shasta, Siskiyou, and Trinity.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Environmental Protection

SB 260 **(Wiener D) Climate Corporate Accountability Act.**

Current Text: Amended: 4/19/2021 [html](#) [pdf](#)

Introduced: 1/26/2021

Last Amend: 4/19/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/17/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-S. 2 YEAR

Summary: Would require the State Air Resources Board, on or before January 1, 2023, to develop and adopt regulations requiring United States-based partnerships, corporations, limited liability companies, and other business entities with total annual revenues in excess of \$1,000,000,000 and that do business in California, defined as "reporting entities," to publicly disclose, starting in 2024 on a date to be determined by the state board, and annually thereafter, their greenhouse gas emissions, categorized as scope 1, 2, and 3 emissions, as defined, from the prior calendar year.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Environmental Protection

SB 683 **(Ochoa Bogh R) Water quality: regional municipal separate storm sewer system permits.**

Current Text: Amended: 3/9/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 3/9/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.Q. on 3/18/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-S. 2 YEAR

Summary: Would require, to the extent permitted by federal law, a regional board that issues a municipal separate storm sewer system permit pursuant to the federal national pollutant discharge elimination system (NPDES) permit program to a region rather than to an individual discharger to include specified elements in the permit and to meet and collaborate with the permittees before or during the permit writing process.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Environmental Protection

AB 59 (Gabriel D) Mitigation Fee Act: fees: notice and timelines.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. GOV. on 1/11/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Current law authorizes any party to protest the imposition of a fee, dedication, reservation, or other exactions imposed on a development project within 90 or 120 days of the imposition of the fee, as applicable, and specifies procedures for those protests and actions. The Mitigation Fee Act imposes the same requirements on a local agency for a new or increased fee for public facilities. Current law, for specified fees, requires any judicial action or proceeding to attack, review, set aside, void, or annul an ordinance, resolution, or motion adopting a new fee or service charge or modifying an existing fee or service charge to be commenced within 120 days of the effective date of the ordinance, resolution, or motion. Current law also provides that, if an ordinance, resolution, or motion provides for an automatic adjustment in a fee or service charge and the adjustment results in an increase in the fee or service charge, that any action to attack, review, set aside, void, or annul the increase to be commenced within 120 days of the increase. This bill would increase, for fees and service charges and for fees for specified public facilities, the time for mailing the notice of the time and place of the meeting to at least 45 days before the meeting.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Financial & Infrastructure

AB 214 (Ting D) Budget Act of 2021.

Current Text: Introduced: 1/8/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Status: 1/28/2021-Referred to Com. on BUDGET.

Location: 1/28/2021-A. BUDGET

Summary: This bill would make appropriations for the support of state government for the 2021–22 fiscal year.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Financial & Infrastructure

AB 271 (Rivas, Robert D) Santa Clara Valley Water District: contracts: best value procurement.

Current Text: Amended: 4/5/2021 [html](#) [pdf](#)

Introduced: 1/19/2021

Last Amend: 4/5/2021

Status: 5/12/2021-Referred to Com. on GOV. & F.

Location: 5/12/2021-S. GOV. & F.

Summary: Current law authorizes certain local entities to select a bidder for a contract on the basis of "best value," as defined. Existing law governs various types of contract procedures applicable to the Santa Clara Valley Water District and prescribes competitive bidding procedures for any improvement or unit of work over \$50,000. This bill would authorize the district, upon approval by the board of directors of the district, to award contracts on a best value basis for any work of the Anderson Dam project, defined to include prescribed activities and works of construction with regard to the Leroy Anderson Dam and Reservoir and certain fish and aquatic habitat measures described in a federal-state settlement agreement.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Financial & Infrastructure

AB 336 (Villapudua D) Enhanced infrastructure financing districts: public financing authority: members: joint powers authorities.

Current Text: Introduced: 1/27/2021 [html](#) [pdf](#)

Introduced: 1/27/2021

Status: 5/12/2021-Referred to Com. on GOV. & F.

Location: 5/12/2021-S. GOV. & F.

Summary: The Joint Exercise of Powers Act generally authorizes 2 or more public agencies, by agreement, to jointly exercise any power common to the contracting parties, as specified. Current law authorizes the agreement to set forth the manner by which the joint powers authority will be governed. This bill would specify that any member of the legislative body of a participating affected taxing entity who serves as a member of the public financing authority of an enhanced infrastructure financing district, as described above, may also serve as a member of the governing body of an agency or entity formed pursuant to an agreement for the joint exercise of power that the participating affected taxing entity has entered into in accordance with the Joint Exercise of Powers Act.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Financial & Infrastructure

AB 833 (Quirk-Silva D) State government: grants: administrative costs.

Current Text: Introduced: 2/17/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was A. & A.R. on 2/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would require any state grants to a local government to include a maximum allocation of funds that may be expended for administrative costs, as defined, and would prohibit a local government, as defined, from expending more than 5% of grant funds for administrative costs, except as provided. The bill would specify that it is not intended to affect federal funding.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Financial & Infrastructure

AB 850 (**Gallagher R**) **City property: sale of water utility property.**

Current Text: Amended: 3/22/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/22/2021

Status: 5/20/2021-Read second time. Ordered to Consent Calendar.

Location: 5/19/2021-A. CONSENT CALENDAR

Calendar: 5/27/2021 #429 ASSEMBLY CONSENT CALENDAR 2ND DAY-ASSEMBLY BILLS

Summary: Current law, until January 1, 2022, authorizes the City of El Monte, the City of Montebello, and the City of Willows to sell its public utility for furnishing water service for the purpose of consolidating the system with another public water system, as specified, subject to additional requirements. This bill would extend the authorization to consolidate water systems until January 1, 2024.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Financial & Infrastructure

AB 1058 (**Garcia, Cristina D**) **Water corporations: bill payment options.**

Current Text: Amended: 4/12/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 4/12/2021

Status: 5/12/2021-Referred to Com. on E., U. & C.

Location: 5/12/2021-S. E. U., & C.

Summary: Current law authorizes the Public Utilities Commission to fix the rates and charges for every public utility, and requires that those rates and charges be just and reasonable. Current law authorizes an electrical, gas, or water corporation to offer credit card and debit card bill payment options, if approved by the commission, and, upon approval, authorizes an electrical, gas, or water corporation to recover, through an

individual customer transaction fee, reasonable transaction costs incurred by the electrical, gas, or water corporation from those customers that choose those methods of payment. Current law includes statements of legislative intent relative to electrical, gas, and water corporations offering customers the option to pay by credit card or debit card. This bill would delete water corporations from the above-described authorization to offer credit card and debit card bill payment options, the associated cost recovery provisions, and the related statements of legislative intent, thereby limiting those provisions to electrical and gas corporations.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Financial & Infrastructure

ACA 1 (**Aguilar-Curry D**) Local government financing: affordable housing and public infrastructure: voter approval.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 4/22/2021-Referred to Coms. on L. GOV. and APPR.

Location: 4/22/2021-A. L. GOV.

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Financial & Infrastructure

SB 112 (**Skinner D**) Budget Act of 2021.

Current Text: Introduced: 1/8/2021 [html](#) [pdf](#)

Introduced: 1/8/2021

Status: 1/11/2021-From printer. Read first time. Referred to Com. on B. & F.R.

Location: 1/11/2021-S. BUDGET & F.R.

Summary: This bill would make appropriations for the support of state government for the 2021–22 fiscal year.

Client	Position	Priority	Assigned To	Subject
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Upper District	W	SB	Misc1 AR, SB, TM	Financial & Infrastructure
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SB 708 (Melendez R) Water shortage emergencies: declarations: deenergization events.

Current Text: Amended: 4/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 4/19/2021

Status: 5/13/2021-Referred to Com. on W.,P., & W.

Location: 5/13/2021-A. W.,P. & W.

Summary: Would authorize a public water supplier to declare a water shortage emergency condition without holding a public hearing in the event of a deenergization event, as defined.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Financial & Infrastructure

SB 786 (Becker D) Santa Clara Valley Water District.

Current Text: Amended: 5/11/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 5/11/2021

Status: 5/17/2021-Read third time. Passed. (Ayes 38, Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 5/17/2021-A. DESK

Summary: The Santa Clara Valley Water District Act authorizes the Clara Valley Water District to levy ad valorem taxes or assessments in the district to pay the general administrative costs and expenses of the district, to carry out the act's objects or purposes, and to pay the costs and expenses of constructing or extending works within the district. The act additionally authorizes the district to levy taxes or assessments upon all property or all real property within a portion of the district for specified purposes. The act authorizes the district to issue bonds for specified purposes, and requires that the bonds be paid by revenue derived from those tax levies and assessments, except the ad valorem taxes or assessments. This bill would additionally authorize the district to use the revenues from the ad valorem taxes or assessments to pay for the bonds.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Financial & Infrastructure

Governance of Water Systems

AB 78 **(O'Donnell D)** **San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy: territory: Dominguez Channel watershed and Santa Catalina Island.**

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-A. THIRD READING

Calendar: 5/27/2021 #65 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Current law establishes the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy in the Natural Resources Agency and prescribes the functions and duties of the conservancy with regard to the protection, preservation, and enhancement of specified areas of the Counties of Los Angeles and Orange located along the San Gabriel River and the lower Los Angeles River and tributaries along those rivers. Current law, for purposes of those provisions, defines "territory" to mean the territory of the conservancy that consists of those portions of the Counties of Los Angeles and Orange located within the San Gabriel River and its tributaries, the lower Los Angeles River and its tributaries, and the San Gabriel Mountains, as described. This bill would additionally include the Dominguez Channel watershed and Santa Catalina Island, as described, within that definition of territory, and would make various related changes to the boundaries of that territory.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Governance of Water Systems

Notes 1: Added 12/10/2020 as W -bb

AB 440 **(Bigelow R)** **Bear Lake Reservoir: recreational use.**

Current Text: Amended: 3/24/2021 [html](#) [pdf](#)

Introduced: 2/4/2021

Last Amend: 3/24/2021

Status: 5/12/2021-Referred to Com. on E.Q.

Location: 5/12/2021-S. E.Q.

Calendar: 6/14/2021 9 a.m. - John L. Burton Hearing Room (4203) SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Summary: Current law prohibits recreational use involving bodily contact with the water in Bear Lake Reservoir unless certain conditions are satisfied, including that the water subsequently receives complete water treatment, bodily contact is allowed for no more than 4 months each year, and the Lake Alpine Water Company conducts a monitoring program, as specified, at the reservoir intake and at posttreatment at a frequency

determined by the State Water Resources Control Board, but at a minimum of 3 times during the period when bodily contact is allowed. Current law requires the Lake Alpine Water Company, on or before December 31, 2017, and biennially thereafter, to file with the Legislature a report on the recreational uses at Bear Lake Reservoir and the water treatment program for that reservoir. This bill would delete the condition that bodily contact is allowed for no more than 4 months each year, and would delete the above-referenced minimum frequency for the Lake Alpine Water Company to conduct the monitoring program. The

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB, TM	Governance of Water Systems

AB 442 (Mayes I) Surface Mining and Reclamation Act of 1975: exemption: Metropolitan Water District of Southern California: single master reclamation plan.

Current Text: Amended: 5/19/2021 [html](#) [pdf](#)

Introduced: 2/4/2021

Last Amend: 5/19/2021

Status: 5/20/2021-Read second time. Ordered to Consent Calendar.

Location: 5/20/2021-A. CONSENT CALENDAR

Calendar: 5/27/2021 #424 ASSEMBLY CONSENT CALENDAR 2ND DAY-ASSEMBLY BILLS

Summary: The Surface Mining and Reclamation Act of 1975 exempts certain activities from the provisions of the act, including, among others, emergency excavations or grading conducted by the Department of Water Resources or the Central Valley Flood Protection Board for the specified purposes; surface mining operations conducted on lands owned or leased, or upon which easements or rights-of-way have been obtained, by the Department of Water Resources for the purpose of the State Water Resources Development System or flood control; and surface mining operations on lands owned or leased, or upon which easements or rights-of-way have been obtained, by the Central Valley Flood Protection Board for the purpose of flood control. This bill would additionally exempt from the provisions of the act emergency excavations or grading conducted by the Metropolitan Water District of Southern California (MWD) for its own operations and infrastructure for specified purposes.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	Governance of Water Systems

Notes 1: Support letter submitted to ASM NR CMTE and Author (2.39.21) 3/22/2021 - bb

AB 1021 (Mayes I) Imperial Irrigation District.

Current Text: Amended: 5/24/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/24/2021

Status: 5/25/2021-Read second time. Ordered to third reading.

Location: 5/25/2021-A. THIRD READING

Calendar: 5/27/2021 #383 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would require the commissions for the County of Imperial and the County of Riverside to conduct and publish on their internet websites a joint study of voting rights in the Imperial Irrigation District, options for providing electricity in the Imperial Irrigation District, and options for alternative governance structures for the Imperial Irrigation District board of directors, as specified. The bill would require the study to be published no later than July 1, 2023. By imposing new duties on the specified local agency formation commissions, the bill would impose a state-mandated local program.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Governance of Water Systems

AB 1195 ([Garcia, Cristina D](#)) Drinking water.

Current Text: Amended: 5/24/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/24/2021

Status: 5/25/2021-Read second time. Ordered to third reading.

Location: 5/25/2021-A. THIRD READING

Calendar: 5/27/2021 #398 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Current law establishes the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and long terms. Current law authorizes the state board to provide for the deposit into the fund of certain moneys and continuously appropriates the moneys in the fund to the state board for grants, loans, contracts, or services to assist eligible recipients. This bill would prohibit a public water system from transferring or abandoning a water right held by the public water system except upon approval of the state board, as prescribed.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Governance of Water Systems

AB 1250 ([Calderon D](#)) Water and sewer system corporations: consolidation of service.

Current Text: Amended: 5/24/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 5/24/2021

Status: 5/25/2021-Read second time. Ordered to third reading.

Location: 5/25/2021-A. THIRD READING

Calendar: 5/27/2021 #405 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: The California Safe Drinking Water Act, provides for the operation of public water systems and imposes on the State Water Resources Control Board related regulatory responsibilities and duties. Current law authorizes the state board to order consolidation of public water systems where a public water system or state small water system serving a disadvantaged community consistently fails to provide an adequate supply of safe drinking water, as provided. This bill, the Consolidation for Safe Drinking Water Act of 2021, would authorize a water or sewer system corporation to file an application and obtain approval from the commission through an order authorizing the water or sewer system corporation to consolidate with a public water system or state small water system. The bill would require the commission to approve or deny the application within 8 months, except as provided.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Governance of Water Systems

AB 1399 (Flora R) Diversion or use of water: penalties.

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 5/7/2021-Failed Deadline pursuant to Rule 61(a)(3). (Last location was PRINT on 2/19/2021)(May be acted upon Jan 2021)

Location: 5/7/2021-A. 2 YEAR

Summary: Under current law, the diversion or use of water other than as authorized by specified provisions of law is a trespass, subject to specified civil liability. This bill would make nonsubstantive changes to those provisions.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Governance of Water Systems

SB 323 (Caballero D) Local government: water or sewer service: legal actions.

Current Text: Amended: 3/17/2021 [html](#) [pdf](#)

Introduced: 2/5/2021

Last Amend: 3/17/2021

Status: 5/13/2021-Referred to Coms. on L. GOV. and JUD.

Location: 5/13/2021-A. L. GOV.

Summary: Current law prohibits a local agency from imposing fees for specified purposes, including fees for water or sewer connections, as defined, that exceed the estimated reasonable cost of providing the service for which the fee is charged, unless voter approval is obtained. Current law provides that a local agency levying a new a water or sewer connection fee or increasing a fee must do so by ordinance or resolution. Current law requires, for specified fees, including water or sewer connection fees, any judicial action or proceeding to attack, review, set aside, void, or annul an ordinance, resolution, or motion adopting a new fee or service charge or modifying an existing fee or service charge to be commenced within 120 days of the effective date of the ordinance, resolution, or motion according to specified procedures for validation proceedings. This bill would apply the same judicial action procedure and timelines, as stated above, to ordinances, resolutions, or motions adopting, modifying, or amending water or sewer service fees or charges adopted after January 1, 2022, except as provided.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB, TM	Governance of Water Systems

SB 403 (**Gonzalez D**) **Drinking water: consolidation.**

Current Text: Amended: 4/27/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 4/27/2021

Status: 5/20/2021-Read third time. Passed. (Ayes 27. Noes 7.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 5/20/2021-A. DESK

Summary: The California Safe Drinking Water Act authorizes the State Water Resources Control Board to order consolidation with a receiving water system where a public water system or a state small water system, serving a disadvantaged community, consistently fails to provide an adequate supply of safe drinking water or where a disadvantaged community is substantially reliant on domestic wells that consistently fail to provide an adequate supply of safe drinking water. This bill would authorize the state board to also order consolidation where a water system serving a disadvantaged community is an at-risk water system, as defined, or where a disadvantaged community is substantially reliant on at-risk domestic wells, as defined.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Governance of Water Systems

SB 698 (**Grove R**) **Water rights: reasonable and beneficial use of water.**

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 3/3/2021-Referred to Com. on RLS.

Location: 2/19/2021-S. RLS.

Summary: Current law declares that the right to water is limited to that water that is reasonably required for the beneficial use to be served, and does not extend to the waste or unreasonable use, unreasonable method of use, or unreasonable method of diversion of water. This bill would make nonsubstantive changes to that provision.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Governance of Water Systems

Groundwater Management

[AB 304](#) (**Quirk D**) Contaminated sites: waste releases or surface or groundwater contamination: local oversight: remedial actions.

Current Text: Amended: 3/23/2021 [html](#) [pdf](#)

Introduced: 1/25/2021

Last Amend: 3/23/2021

Status: 5/12/2021-Referred to Com. on E.Q.

Location: 5/12/2021-S. E.Q.

Calendar: 6/14/2021 9 a.m. - John L. Burton Hearing Room (4203) SENATE ENVIRONMENTAL QUALITY, ALLEN, Chair

Summary: Whenever a release of waste occurs and remedial action is required, current law authorizes a person, as defined, to request that a local officer supervise the remedial action. Current law authorizes a local officer to agree to supervise the remedial action if the local officer determines that certain conditions have been met. Current law requires that remedial action to be carried out only pursuant to a remedial action agreement, which includes specified elements, entered into by the local officer and the responsible party, and authorizes the local officer to withdraw from the agreement, after giving the responsible party adequate notice, at any time after making any of specified findings. This bill would authorize a person to request the local officer to oversee the remedial action only if the release of waste is not being overseen by the department or a regional water quality control board. The bill would authorize the local officer to agree to oversee the remedial action only if the local officer determines that the same conditions referenced above have been met, the local officer has submitted specified information to the department and the regional water quality control board within the past 12 months, and the local officer has complied with specified notification requirements.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Groundwater Management

AB 754 (Mathis R) Sustainable groundwater management: groundwater sustainability plan.

Current Text: Amended: 4/15/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Last Amend: 4/15/2021

Status: 5/20/2021-Read second time. Ordered to third reading.

Location: 5/20/2021-A. THIRD READING

Calendar: 5/27/2021 #48 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: The Sustainable Groundwater Management Act authorizes the State Water Resources Control Board to designate a high- or medium-priority basin as a probationary basin if the basin is not entirely covered by an adopted groundwater sustainability plan or plans or a department-approved alternative by the applicable deadline. The act authorizes the board to adopt an interim plan for a probationary basin, as specified. This bill would authorize the department to extend the deadline for a high- or medium-priority basin not subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated plans by up to 180 days after January 31, 2022, upon request of a local agency or groundwater sustainability agency in the basin for an extension of a specified period of time. The bill would require a request to be submitted by January 3, 2022, and to be responded to by the department by January 10, 2022.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Groundwater Management

Human Resources

AB 29 (Cooper D) State bodies: meetings.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/21/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-A. 2 YEAR

Summary: The Bagley-Keene Open Meeting Act requires that all meetings of a state body, as defined, be open and public, and that all persons be permitted to attend any meeting of a state body, except as otherwise provided in that act. Current law requires the state body to provide notice of its meeting, including specified information and a specific agenda of the meeting, as provided, to any person who requests that notice in writing and to make that notice available on the internet at least 10 days in advance of the meeting. This bill would require that notice to include all writings or materials provided for the noticed meeting to a member of the state body by the staff of a state agency, board, or commission, or another member of the state body that are in connection with a matter subject to discussion or consideration at the meeting.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Human Resources

Notes 1: Added as W on 12/10/2020 -bb

AB 230 (Voepel R) Employment: flexible work schedules.

Current Text: Introduced: 1/12/2021 [html](#) [pdf](#)

Introduced: 1/12/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. & E. on 1/28/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would enact the Workplace Flexibility Act of 2021. The bill would permit an individual nonexempt employee to request an employee-selected flexible work schedule providing for workdays up to 10 hours per day within a 40-hour workweek, and would allow an employer to implement this schedule without the obligation to pay overtime compensation for those additional hours in a workday, except as specified. The bill would require that the flexible work schedule contain specified information and the employer's and the employee's original signature. The bill would also require the Division of Labor Standards Enforcement in the Department of Industrial Relations to enforce this provision and adopt regulations.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Human Resources

AB 736 (Mathis R) Safe Drinking Water State Revolving Fund: internet website information: updates.

Current Text: Introduced: 2/16/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.S. & T.M. on 2/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: The Safe Drinking Water State Revolving Fund Law of 1997, administered by the State Water Resources Control Board, establishes the Safe Drinking Water State Revolving Fund to provide grants or revolving fund loans for the design and construction of projects for public water systems that will enable those systems to meet safe drinking water standards. The law requires the board, at least once every 2 years, to post information on its internet website and send a link of the internet website to the Legislature regarding implementation of the law and expenditures from the fund, as specified. This bill would require the board to post that information and send that link at least annually instead of at least once every 2 years.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Human Resources

AB 885 (Quirk D) Bagley-Keene Open Meeting Act: teleconferencing.

Current Text: Amended: 3/24/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/24/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was G.O. on 2/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would require a state body that elects to conduct a meeting or proceeding by teleconference to make the portion that is required to be open to the public both audibly and visually observable. The bill would require a state body that elects to conduct a meeting or proceeding by teleconference to post an agenda at the designated primary physical meeting location in the notice of the meeting where members of the public may physically attend the meeting and participate. The bill would extend the above requirements of meetings of multimember advisory bodies that are held by teleconference to meetings of all multimember state bodies. The bill would require a multimember state body to provide a means by which the public may both audibly and visually remotely observe a meeting if a member of that body participates remotely.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Human Resources

AB 1291 (Frazier D) State bodies: open meetings.

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 5/12/2021-Referred to Com. on G.O.

Location: 5/12/2021-S. G.O.

Calendar: 6/8/2021 9 a.m. - Senate Chamber SENATE GOVERNMENTAL ORGANIZATION, DODD, Chair

Summary: Current law provides that, subject to certain exceptions and reasonable regulations, the state body shall provide members of the public an opportunity to directly address the state body on agenda items. Current law authorizes the state body to limit the amount of time allotted for each member of the public to speak, but specifies that members of the public who use translators shall be given twice that allotted amount of time. This bill would also require a state body, when it limits time for public comment, to provide at least twice the allotted time to a member of the public who utilizes translating technology to address the state body. The bill would additionally make technical, nonsubstantive changes.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Human Resources

SB 480 (**Stern D**) Metropolitan Water District of Southern California: rules: inappropriate conduct.

Current Text: Amended: 3/15/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/15/2021

Status: 5/5/2021-Read second time. Ordered to third reading.

Location: 5/5/2021-S. THIRD READING

Calendar: 5/28/2021 #18 SENATE SENATE BILLS -THIRD READING FILE

Summary: The Metropolitan Water District Act provides for the creation of metropolitan water districts and specifies the powers and purposes of a district. The act requires the Metropolitan Water District of Southern California to establish and operate an Office of Ethics and adopt rules relating to internal disclosure, lobbying, conflicts of interest, contracts, campaign contributions, and ethics for application to its board members, officers, and employees. This bill would require the Metropolitan Water District of Southern California to adopt rules relating to inappropriate conduct, as defined, by board members, officers, and employees.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB, TM	Human Resources

MISC

AB 2

(Fong R) Regulations: legislative review: regulatory reform.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 5/21/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/19/2021)(May be acted upon Jan 2022)

Location: 5/21/2021-A. 2 YEAR

Summary: The Administrative Procedure Act requires an agency, prior to submitting a proposal to adopt, amend, or repeal an administrative regulation, to determine the economic impact of that regulation, in accordance with certain procedures. The act defines a major regulation as a regulation, as specified, that will have an economic impact on California business enterprises and individuals in an amount exceeding \$50,000,000, as estimated by the agency. The act requires the office to transmit a copy of a regulation to the Secretary of State for filing if the office approves the regulation or fails to act on it within 30 days. The act provides that a regulation or an order of repeal of a regulation becomes effective on a quarterly basis, as prescribed, except in specified instances. This bill would require the office to submit to each house of the Legislature for review a copy of each major regulation that it submits to the Secretary of State.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	MISC

AB 36

(Gallagher R) Design-build contracting: Town of Paradise

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 5/20/2021-Read second time. Ordered to Consent Calendar.

Location: 5/19/2021-A. CONSENT CALENDAR

Calendar: 5/27/2021 #425 ASSEMBLY CONSENT CALENDAR 2ND DAY- ASSEMBLY BILLS

Summary: Would authorize the Paradise Irrigation District to use the design-build contracting process to award a contract for a water conveyance pipeline from the Town of Paradise to the City of Chico. The bill would authorize the Town of Paradise to use the design-build contracting process to provide for the provision of sewer treatment to the Town of Paradise, including for infrastructure connecting the Town of Paradise to an existing treatment facility.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	MISC

AB 394

(Arambula D) Fresno Metropolitan Flood Control District: contracts.

Current Text: Introduced: 2/3/2021 [html](#) [pdf](#)

Introduced: 2/3/2021

Status: 5/7/2021-Failed Deadline pursuant to Rule 61(a)(3). (Last location was L. GOV. on 2/12/2021)(May be acted upon Jan 2021)

Location: 5/7/2021-A. 2 YEAR

Summary: The Fresno Metropolitan Flood Control Act establishes the Fresno Metropolitan Flood Control District and grants the district authority relating to flood control. The act requires that a contract entered into by the district for materials, supplies, or for the construction or repair of works or improvements that has a contract price exceeding \$10,000 be let to the lowest responsible bidder in accordance with specified public bidding requirements, except as provided. The act authorizes the district to enter into a contract without public bidding if the contract price does not exceed \$10,000. This bill would increase the contract price amount set forth in those provisions for a contract for materials or supplies from \$10,000 to \$25,000.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	MISC

SB 427 (**Eggman D**) **Water theft: enhanced penalties.**

Current Text: Amended: 4/12/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 4/12/2021

Status: 5/13/2021-Referred to Com. on L. GOV.

Location: 5/13/2021-A. L. GOV.

Summary: Would authorize the legislative body of a local agency, as defined, that provides water service to adopt an ordinance that prohibits water theft, as defined, subject to an administrative fine or penalty in excess of the limitations above, as specified. The bill would require the local agency to adopt an ordinance that sets forth the administrative procedures governing the imposition, enforcement, collection, and administrative review of the administrative fines or penalties for water theft and to establish a process for granting a hardship waiver to reduce the amount of the fine, as specified.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	MISC

AB 1428 (Quirk D) Safe Drinking Water Act: applicability.

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 5/20/2021-Read second time. Ordered to Consent Calendar.

Location: 5/19/2021-A. CONSENT CALENDAR

Calendar: 5/27/2021 #441 ASSEMBLY CONSENT CALENDAR 2ND DAY-ASSEMBLY BILLS

Summary: Under current law, a water district, as defined, in existence prior to May 18, 1994, that provides primarily agricultural services through a piped water system with only incidental residential or similar uses is not considered to be a public water system under specified conditions, including the system certifying that it is providing alternative water for residential or similar uses for drinking water and cooking to achieve the equivalent level of public health protection provided by the applicable primary drinking water regulations. This bill would remove the above provision authorizing those water districts to certify that they are providing alternative water for residential or similar uses to achieve the equivalent level of public health protection provided by the applicable primary drinking water regulations.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Safe & Affordable Drinking Water

SB 222 (Dodd D) Water Rate Assistance Program.

Current Text: Amended: 5/20/2021 [html](#) [pdf](#)

Introduced: 1/14/2021

Last Amend: 5/20/2021

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-S. THIRD READING

Calendar: 5/28/2021 #113 SENATE SENATE BILLS -THIRD READING FILE

Summary: This bill would establish the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California. The bill would require the Department of Community Services and Development to develop and administer the Water Rate Assistance Program established by the bill.

Client	Position	Priority	Assigned To	Subject
Upper District	O/UA	SB	Misc1 AR, SB, TM	Safe & Affordable Drinking Water

SB 223 (Dodd D) Discontinuation of residential water service.

Current Text: Amended: 5/3/2021 [html](#) [pdf](#)

Introduced: 1/14/2021

Last Amend: 5/3/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/17/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-S. 2 YEAR

Summary: Current law requires an urban and community water system to have a written policy on discontinuation of residential service for nonpayment, including, among other things, specified options for addressing the nonpayment. Current law requires an urban and community water system to provide notice of that policy to customers, as provided. This bill would apply those provisions, on and after July 1, 2022, to a very small community water system, defined as a public water system that supplies water to 200 or fewer service connections used by year long residents.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB, TM	Safe & Affordable Drinking Water

SB 526 (Min D) Community water systems: lead user service lines.

Current Text: Introduced: 2/17/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.Q. on 2/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-S. 2 YEAR

Summary: Current law requires, by July 1, 2020, a community water system with known lead user service lines in use in its distribution system to provide a timeline for replacement of those lines to the State Water Resources Control Board. Current law requires the state board to review and approve an established timeline, and requires, if the state board fails to act within 30 days of the submission of the timeline, the timeline to be deemed approved. Current law authorizes the state board to enforce these requirements, as specified, and a violation is considered a violation of the California Safe Drinking Water Act, subjecting the violator to specified civil and criminal penalties. This bill would, until January 1, 2025, require a community water system to remove or replace the full lead user service line, if the community water system disturbs, removes, or replaces a portion thereof. The bill would apply the above-described enforcement provisions to a violation of the requirements of the bill, thereby creating a state-mandated local program by expanding the scope of crimes under the California Safe Drinking Water Act.

Client	Position	Priority	Assigned To	Subject
			Misc1	
Upper District	W	SB	AR, SB	Safe & Affordable

Safe Drinking Water

AB 588 ([Garcia, Eduardo D](#)) California Safe Drinking Water Act: compliance.

Current Text: Amended: 3/30/2021 [html](#) [pdf](#)

Introduced: 2/11/2021

Last Amend: 3/30/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.S. & T.M. on 3/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: The California Safe Drinking Water Act requires the State Water Resources Control Board to adopt primary drinking water standards for contaminants in drinking water. Current law requires the state board to consider specified criteria when it adopts a primary drinking water standard, including the technological and economic feasibility of compliance. This bill would require the state board to identify actions necessary to assist specified water systems to achieve compliance within any compliance period established.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB, TM	Safe Drinking Water

SB 776 ([Gonzalez D](#)) Safe drinking water and water quality.

Current Text: Amended: 4/29/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 4/29/2021

Status: 5/20/2021-From committee: Do pass. (Ayes 6. Noes 1.) (May 20). Read second time. Ordered to third reading.

Location: 5/20/2021-S. THIRD READING

Calendar: 5/28/2021 #69 SENATE SENATE BILLS -THIRD READING FILE

Summary: The California Safe Drinking Water Act requires the State Water Resources Control Board to administer provisions relating to the regulation of drinking water to protect public health. Current law provides that the California Safe Drinking Water Act does not apply to small state water systems, except as specified. This bill would expand the application of the act to small state water systems, as specified.

Client	Position	Priority	Assigned To	Subject
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Upper District	?	SB	Misc1 AR, SB	Safe Drinking Water
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State Water Policy

AB 836 **(Gabriel D)** California Building Standards Commission: recycled water: nonpotable water systems.

Current Text: Amended: 3/25/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/25/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E. S. & T.M. on 3/25/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: Would require, on or before January 1, 2023, the California Building Standards Commission to adopt mandatory building standards requiring that a newly constructed nonresidential building be constructed with dual plumbing to allow the use of recycled water for all applicable nonpotable water demands, as defined, if that building is located within an existing or planned recycled water service area, as specified. This bill would require, on or before January 1, 2023, the commission to adopt mandatory building standards requiring that a newly constructed nonresidential building with a total gross floor area of 100,000 square feet or more be constructed with dual plumbing to allow the use of nonpotable water sources for all applicable nonpotable water demands and provide for the collection, onsite treatment, and reuse of available onsite rainwater, graywater, and foundation drainage.

Client	Position	Priority	Assigned To	Subject
Upper District	?		Misc1 AR, SB, TM	State Water Policy

State Water Project

AB 781 **(Daly D)** Flood control projects: County of Orange: subvention funds.

Current Text: Amended: 3/4/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Last Amend: 3/4/2021

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-A. THIRD READING

Calendar: 5/27/2021 #175 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would authorize the state to provide subvention funds, as prescribed, to the County of Orange for a specified flood control project at an estimated cost to the state of the sum that may be appropriated for state cooperation by the Legislature and upon a determination by the Department of Water Resources that the project meets specified requirements. The bill would provide that the state assumes no liability for damages that may result from the project by authorizing the provision of subvention funds, or by the appropriation of those subvention funds.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	State Water Project

SB 351 (**Caballero D**) **Water Innovation Act of 2021.**

Current Text: Amended: 4/20/2021 [html](#) [pdf](#)

Introduced: 2/9/2021

Last Amend: 4/20/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/10/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-S. 2 YEAR

Summary: Current law establishes the State Water Resources Control Board for the purposes of providing for the orderly and efficient administration of the water resources of the state. This bill, the Water Innovation Act of 2021, would create the Office of Water Innovation at the California Water Commission for the furtherance of new technologies and other innovative approaches in the water sector. The bill would require the office, by December 31, 2023, to take specified measures to advance innovation in the water sector. The bill would make findings and declarations regarding the need for water innovation.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	State Water Project

SB 463 (**Dahle R**) **Water: landowner right to modify, repair, or replace jointly used conduits.**

Current Text: Amended: 3/8/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Last Amend: 3/8/2021

Status: 5/13/2021-Referred to Com. on W.,P., & W.

Location: 5/13/2021-A. W.,P. & W.

Summary: Would authorize a landowner to, where a conduit is constructed across or buried beneath the lands of 2 or more landowners, modify, repair, or replace, as defined, the conduit on or beneath their land if the modification, repair, or replacement is made in a manner that does not impede the flow of the water to any other property receiving a benefit of the conduit or, otherwise injure any person using or interested in the conduit.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	State Water Project

SB 552 **(Hertzberg D)** Drought planning: small water suppliers: nontransient noncommunity water systems.

Current Text: Amended: 5/20/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/20/2021

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-S. THIRD READING

Calendar: 5/28/2021 #170 SENATE SENATE BILLS -THIRD READING FILE

Summary: Would require small water suppliers, as defined, and nontransient noncommunity water systems that are schools, no later than December 31, 2022, to develop and maintain an abridged Water Shortage Contingency Plan that includes specified drought-planning elements. The bill would require these water systems to report specified water supply condition information to the state board through the state board's Electronic Annual Reporting System, and to include water system risk and water shortage information in the water systems' consumer confidence reports, as provided. The bill would require the State Water Resources Control Board, in partnership with the department and no later than December 31, 2022, to conduct an assessment of drought and emergency water shortage resiliency measures for small water systems and nontransient noncommunity water systems that are schools, among other tasks.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	State Water Project

SB 559 **(Hurtado D)** Department of Water Resources: water conveyance systems: Canal Conveyance Capacity Restoration Fund.

Current Text: Amended: 5/20/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/20/2021

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-S. THIRD READING

Calendar: 5/28/2021 #172 SENATE SENATE BILLS -THIRD READING FILE

Summary: Would establish the Canal Conveyance Capacity Restoration Fund in the State Treasury to be administered by the Department of Water Resources. The bill would require all moneys deposited in the fund to be expended, upon appropriation by the Legislature, in support of subsidence repair costs, including environmental planning, permitting, design, and construction and necessary road and bridge upgrades required to accommodate capacity improvements. The bill would require the department to expend from the fund, upon appropriation by the Legislature, specified monetary amounts to restore the capacity of 4 specified water conveyance systems, as prescribed, with 2 of those 4 expenditures being in the form of a grant to the Friant Water Authority and to the San Luis and Delta-Mendota Water Authority. The bill would make operation of these provisions contingent on specified conditions being met. The bill would make these provisions inoperative on July 1, 2030, and would repeal the provisions as of January 1, 2031.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	State Water Project

Notes 1: UD signed a coalition letter in support 3/18/21

Stormwater

SB 273 (**Hertzberg D**) **Water quality: municipal wastewater agencies.**

Current Text: Introduced: 1/29/2021 [html](#) [pdf](#)

Introduced: 1/29/2021

Status: 5/13/2021-Referred to Coms. on L. GOV. and E.S. & T.M.

Location: 5/13/2021-A. L. GOV.

Summary: Would authorize a municipal wastewater agency, as defined, to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff, to acquire, construct, expand, operate, maintain, and provide facilities for specified purposes relating to managing stormwater and dry weather runoff, and to levy taxes, fees, and charges consistent with the municipal wastewater agency's existing authority in order to fund projects undertaken pursuant to the bill. The bill would require the exercise of any new authority granted under the bill to comply with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000. To the extent this requirement would impose new duties on local agency formation commissions, the bill would impose a state-mandated local program.

Client	Position	Priority	Assigned To	Subject
			Misc1	

Upper District S SB AR, SB, TM Stormwater

SB 426 **(Rubio D)** **Municipal separate storm sewer systems: financial capability analysis.**

Current Text: Amended: 3/1/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 3/1/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #275 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Would require the State Water Resources Control Board, by July 1, 2022, to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. The bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	Stormwater, Water Boards

Notes 1: Submitted letter of Support to Author 3/4/2021 -bb

Water Boards

AB 747 **(Mathis R)** **Water treatment facility: State Water Resources Control Board: grant.**

Current Text: Introduced: 2/16/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Status: 4/7/2021-In committee: Set, first hearing. Hearing canceled at the request of author.

Location: 2/25/2021-A. E.S. & T.M.

Summary: Would appropriate \$20,000,000 from the General Fund to the State Water Resources Control Board for the purpose of improving water treatment. The bill would require the board to grant \$20,000,000 to a specified joint powers authority for a water treatment facility to be operated by the joint powers authority.

Client	Position	Priority	Assigned To	Subject
			Misc1	

Upper District ? SB AR, SB Water Boards

AB 979 **(Frazier D)** **Sacramento-San Joaquin Delta: projects: sea level rise analysis report.**

Current Text: Amended: 4/13/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 4/13/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 5/19/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-A. 2 YEAR

Summary: The Sacramento-San Joaquin Delta Reform Act of 2009, provides that it is the policy of the state to, among other things, reduce reliance on the Sacramento-San Joaquin Delta in meeting California's future water supply needs through a statewide strategy of investing in improved regional supplies, conservation, and water use efficiency. Current law establishes the Delta Stewardship Council, which is required to develop, adopt, and commence implementation of a comprehensive management plan, known as the Delta Plan, for the Sacramento-San Joaquin Delta. This bill would require any individual or entity that undertakes a project, as defined, within the Delta to complete a report analyzing the impact of sea level rise on the project.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Boards

SB 268 **(Archuleta D)** **Parks and recreation: Lower Los Angeles River Recreation and Park District: Lower San Gabriel River Recreation and Park District: establishment: board of directors.**

Current Text: Amended: 4/5/2021 [html](#) [pdf](#)

Introduced: 1/28/2021

Last Amend: 4/5/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #264 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Current law authorizes the establishment of the Lower Los Angeles River Recreation and Park District by petition or resolution submitted to the Los Angeles County Local Agency Formation Commission before January 1, 2021. Existing law authorizes 10 specified city councils to each appoint one member, and the Los Angeles County Board of Supervisors to appoint 2 members, to serve at the pleasure of the appointing entity on the initial board of directors of the district. Current law authorizes the city councils of the Cities of Commerce, Downey, Montebello, and Pico Rivera to jointly appoint one member to serve a 2-year term on the initial board of directors of the district. This bill would authorize the city councils of the Cities of Commerce, Downey, Montebello, and Pico Rivera to each appoint one member to serve at the pleasure of

the appointing city council on the initial board of directors of the district, rather than to jointly appoint one member to serve a 2-year term.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Water Boards

SB 282 (Dahle R) State Water Resources Control Board.

Current Text: Introduced: 2/1/2021 [html](#) [pdf](#)

Introduced: 2/1/2021

Status: 2/22/2021-Art. IV. Sec. 8(a) of the Constitution dispensed with. (Ayes 32. Noes 4.) Joint Rule 55 suspended. (Ayes 32. Noes 4.)

Location: 2/1/2021-S. RLS.

Summary: Current law establishes the State Water Resources Control Board, consisting of 5 members, in the California Environmental Protection Agency to exercise certain powers relating to water rights, water quality, and safe and reliable drinking water. This bill would make a nonsubstantive change in these provisions.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB	Water Boards

SB 426 (Rubio D) Municipal separate storm sewer systems: financial capability analysis.

Current Text: Amended: 3/1/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Last Amend: 3/1/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #275 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Would require the State Water Resources Control Board, by July 1, 2022, to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. The bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.

Client	Position	Priority	Assigned To	Subject
Upper District	S	SB	Misc1 AR, SB	Stormwater, Water Boards

Notes 1: Submitted letter of Support to Author 3/4/2021 -bb

SB 496 (Laird D) Flood control: water development projects: Pajaro River.

Current Text: Amended: 3/5/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/5/2021

Status: 5/24/2021-Ordered to special consent calendar.

Location: 5/24/2021-S. CONSENT CALENDAR

Calendar: 5/28/2021 #281 SENATE SPECIAL CONSENT CALENDAR NO. 03

Summary: Current law provides for state cooperation with the federal government in the construction of specified flood control projects. For certain flood control projects authorized on or after January 1, 2002, or for which specified findings have been made on or after that date, existing law requires the state to pay 50% of specified nonfederal costs. Current law authorizes the state to pay up to 70% of those nonfederal costs upon the recommendation of the Department of Water Resources or the Central Valley Flood Protection Board if either entity determines that the project will advance one of several objectives. This bill would authorize the state to provide up to 100% of the specified nonfederal costs to the Counties of Monterey and Santa Cruz, or to local agencies in those counties, for the project for flood control on the Pajaro River in the Counties of Monterey and Santa Cruz.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Boards

SB 520 (Wilk R) Water resources: permit to appropriate: application procedure: mining use.

Current Text: Amended: 3/17/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Last Amend: 3/17/2021

Status: 5/13/2021-Referred to Com. on W.,P., & W.

Location: 5/13/2021-A. W.,P. & W.

Summary: Current law requires the State Water Resources Control Board to issue and deliver a notice of an application as soon as practicable after the receipt of an application for a permit to appropriate water that conforms to the law. Current law allows interested persons to file a written protest with regard to an application to appropriate water and requires the protestant to set forth the objections to the application. Current law declares that no hearing is necessary to issue a permit in connection with an unprotested application, or if the undisputed facts support the issuance of the permit and there is no disputed issue of material fact, unless the board elects to hold a hearing. This bill, if the board has not rendered a final determination on an application for a permit to appropriate water for a beneficial use or uses that include mining use within 30 years from the date the application was filed, would require the board to issue a new notice and provide an opportunity for protests before rendering a final determination, with specified exceptions.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Boards

Water Quality

AB 100 (Holden D) Drinking water: pipes and fittings: lead content.

Current Text: Amended: 4/5/2021 [html](#) [pdf](#)

Introduced: 12/11/2020

Last Amend: 4/5/2021

Status: 5/24/2021-Read second time. Ordered to third reading.

Location: 5/24/2021-A. THIRD READING

Calendar: 5/27/2021 #70 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: The California Safe Drinking Water Act prohibits, with certain exceptions, the use of any pipe, pipe or plumbing fitting or fixture, solder, or flux that is not lead free in the installation or repair of any public water system or any plumbing in a facility providing water for human consumption. The act defines "lead free" for purposes of conveying or dispensing water for human consumption to mean not more than 0.2% lead when used with respect to solder and flux and not more than a weighted average of 0.25% lead when used with respect to the wetted surfaces of pipes and pipe fittings, plumbing fittings, and fixtures. This bill would additionally define "lead free," with respect to endpoint devices, as defined, to mean that the devices do not leach more than one microgram of lead under certain tests and meeting a specified certification.

Client	Position	Priority	Assigned To	Subject
Upper District	W	SB	Misc1 AR, SB, TM	Water Quality

AB 1066 (Bloom D) High-use freshwater recreation sites: water quality monitoring.

Current Text: Amended: 5/24/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Last Amend: 5/24/2021

Status: 5/25/2021-Read second time. Ordered to third reading.

Location: 5/25/2021-A. THIRD READING

Calendar: 5/27/2021 #388 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Current law requires the State Department of Public Health, by regulation and in consultation with the State Water Resources Control Board, local health officers,

and the public, to establish, maintain, and amend, as necessary, minimum standards for the sanitation of public beaches. Current law provides for the establishment of the California Water Quality Monitoring Council, which is administered by the state board, and requires the council to undertake various actions relating to water quality data collection and to review existing water quality monitoring, assessment, and reporting efforts and recommend specific actions and funding needs necessary to coordinate and enhance those efforts. This bill would require, on or before December 31, 2022, the council, in consultation with the department, local health officers, and the public, to propose to the state board for adoption by regulation or resolution a definition of a high-use freshwater recreation site, and recommendations and requirements for the establishment of a high-use freshwater recreation site monitoring program that includes specified components. The bill would require the council, in developing a proposed definition of a high-use freshwater recreation site, to consider freshwater bodies that are used for organized recreational events with water contact or for commercial purposes with water contact, among others.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Quality

AB 1376 (Gray D) Water quality: state certification.

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 4/30/2021-Failed Deadline pursuant to Rule 61(a)(2). (Last location was E.S. & T.M. on 3/4/2021)(May be acted upon Jan 2022)

Location: 4/30/2021-A. 2 YEAR

Summary: The Porter-Cologne Water Quality Control Act authorizes the State Water Resources Control Board to certify or provide a statement to a federal agency, as required pursuant to federal law, that there is reasonable assurance that an activity of any person subject to the jurisdiction of the state board will not reduce water quality below applicable standards. The federal act provides that if a state fails or refuses to act on a request for this certification within a reasonable period of time, which shall not exceed one year after receipt of the request, then the state certification requirements are waived with respect to the federal application. This bill would require the state board to make the certificate or statement available on its internet website for a 60-day public comment and review period, and would provide that the certificate or statement shall not be final until voted upon by a majority of the members of the state board at the conclusion of that period.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Quality

SB 54 (Allen D) Plastic Pollution Producer Responsibility Act.

Current Text: Amended: 2/25/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Last Amend: 2/25/2021

Status: 5/20/2021-Ordered to inactive file on request of Senator Allen.

Location: 5/20/2021-S. INACTIVE FILE

Summary: Would establish the Plastic Pollution Producer Responsibility Act, which would prohibit producers of single-use, disposable packaging or single-use, disposable food service ware products from offering for sale, selling, distributing, or importing in or into the state such packaging or products that are manufactured on or after January 1, 2032, unless they are recyclable or compostable.

Client	Position	Priority	Assigned To	Subject
Upper District	?	SB	Misc1 AR, SB	Water Quality

Water Resources

SB 230 (**Portantino D**) **State Water Resources Control Board: Constituents of Emerging Concern Program.**

Current Text: Introduced: 1/19/2021 [html](#), [pdf](#)

Introduced: 1/19/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 3/15/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-S. 2 YEAR

Summary: Would require the State Water Resources Control Board to establish, maintain, and direct an ongoing, dedicated program called the Constituents of Emerging Concern Program to assess the state of information and recommend areas for further study on, among other things, the occurrence of constituents of emerging concern (CEC) in drinking water sources and treated drinking water. The bill would require the state board to convene, by an unspecified date, the Science Advisory Panel to review and provide recommendations to the state board on CEC for further action, among other duties. The bill would require the state board to provide an annual report to the Legislature on the ongoing work conducted by the panel.

Client	Position	Priority	Assigned To	Subject
Upper District	S1	SB	Misc1 AR, SB, TM	Water Resources

Notes 1: Signing on to MWD coalition letter, per Nichol Delgado 2/16/2021 -bb
SB 230 made a 2 year bill at MWD's request per SB on 3/25/21

Water Use Efficiency

AB 1434 (Friedman D) Urban water use objectives: indoor residential water use.

Current Text: Amended: 4/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Last Amend: 4/19/2021

Status: 5/25/2021-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. on 4/27/2021)(May be acted upon Jan 2022)

Location: 5/25/2021-A. 2 YEAR

Summary: Would establish, beginning January 1, 2023, until January 1, 2025, the standard for indoor residential water use as 48 gallons per capita daily. The bill would establish, beginning January 1, 2025, the standard as 44 gallons per capita daily and, beginning January 1, 2030, 40 gallons per capita daily.

Client	Position	Priority	Assigned To	Subject
Upper District	O	SB	Misc1 AR, SB	Water Use Efficiency

Total Measures: 83

Total Tracking Forms: 83

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MEMORANDUM



ITEM 4.

DATE: June 7, 2021
TO: Government and Community Affairs Committee and Board of Directors
FROM: General Manager
SUBJECT: State Legislative Update

Last month, Assembly and Senate leadership agreed to limit each member to 12 bills this session. Friday, June 4th, is the legislative deadline for bills to pass out of its house of origin to continue moving forward in the legislative process. This is the first year of the two-year legislative session, which means bills that did not pass out of their house of origin will have another opportunity to be considered next January but will need to pass out of its house of origin by January 31, 2022. Upper District took positions on four bills that are now considered two-year bills.

Important Legislative Deadlines

Friday, June 4th – Last day for bills to pass out of their house of origin.

Monday, June 7th – Committee meetings will resume schedule.

Wednesday, July 14th – Last day for policy committees to meet and report bills.

Tuesday, June 15th – Budget must be adopted.

Friday, July 16th – Summer Recess.

Monday, August 16th – Legislature reconvenes from summer recess.

Bill Update

Upper District has taken positions on a total of 18 bills. Staff along with Aaron Read and Associates are continuing to monitor over 120 bills relating to the following topics: water investments, water resources, human resources, data collection, biological diversity, wildfire mitigation, fire prevention and renewable energy, etc. Below is a summary of bills that the Board has taken positions on, as of June 2nd:

(Please see attached for a more detailed State Bill Matrix.)

Two Year Bills

AB 703 (Rubio): Open meetings: local agencies: teleconferences. (Support)

SB 230 (Portantino): State Water Resources Control Board: Constituents of Emerging Concern Program. (Support)

AB 377 (Rivas, R): Water quality: impaired waters (Oppose)

AB 1434 (Friedman): Urban water use objectives: indoor residential water use. (Oppose)

Active Bills (Support)

AB 361 (Rivas, R): Open meetings: local agencies: teleconferences.

AB 442 (Mayes): Surface Mining and Reclamation Act of 1975: exemption: MWD

AB 697 (Chau): Forest resources: national forest lands: Good Neighbor Authority Fund: ecological restoration and fire resiliency projects.

AB 818 (Bloom): Solid waste: premoistened nonwoven disposable wipes.

AB 1500 (Garcia, E): Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Act of 2022.

SB 273 (Hertzberg): Water quality: municipal wastewater agencies.

SB 426 (Rubio): Municipal separate storm sewer systems: financial capability analysis.

SB 559 (Hurtado): Department of Water Resources: water conveyance systems: Canal Conveyance Capacity Restoration Fund.

Active Bills (Oppose)

AB 339 (Lee): Local government: open and public meetings.

SB 222 (Dodd): Water Rate Assistance Program. (Oppose U/A)

Active Bills (Watch)

AB 1195 (Garcia, C): Drinking water.

Bills Held in Suspense

SB 223 (Dodd): Discontinuation of residential water service. (Watch)

SB 351 (Caballero): Water Innovation Act of 2021. (Support)

Inactive File (at request of author)

SB 45 (Portantino): Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022 (Support)

AB 1195 (Garcia, C): Drinking Water (Update)

AB 1195 authored by Assemblymember Cristina Garcia was significantly amended on May 24, 2021, passed the Assembly Floor and is now pending Senate committee referral. This bill would prohibit a public water system from transferring or abandoning a water right held by the public water system except upon approval of the State Water Resources Control Board (SWRCB). This bill would also enact the Southern Los Angeles County Human Right to Water Collaboration Act which require the SWRCB to appoint a commissioner to expend money from the Safe & Affordable Drinking Water Fund within the boundaries of the Water Replenishment District (WRD) in collaboration with public water systems in the region. The Commissioner would be SWRCB staff in Los Angeles County. In addition, AB 1195 would impose a state-mandated local pilot program until January 1, 2027 to which the commissioner would be required to submit an application to the Los Angeles County Local Agency Formation Commission (LAFCO) proposing either of the following: 1) plan for extension 2) consolidation 3) dissolution. LAFCO would have 120 days to hold 2 hearings regarding the application.

Additional Commissioner Responsibilities:

- Oversee state funding for groundwater cleanup in the region.
- Consult with LAFCO regarding effective public water system governance strategies.
- Order and audit or financial review of the Central Basin MWD or a public water system that has sought or received state funding.
- Identify projects, processes and systems that may assist public water systems that consistently

- fail or at risk of doing so.
- Determine a regional plan for the consolidation of public water systems that either consistently fail or are at risk of doing so, after reviewing comments from stakeholders. The decision to order consolidation, however, remains with the SWRCB.

SB 222 (Dodd): Water Rate Assistance Program (Update)

SB 222 authored by Senator Dodd passed off the Senate Floor and is now in the Senate pending committee referral. It was recently amended on May 20, 2021. This bill would establish the Water Rate Assistance Fund (Fund) in the State Treasury to help provide water affordability assistance for both drinking water and wastewater services to low-income ratepayers and ratepayers experiencing economic hardship in California. One significant amendment is the operation of the bill provisions are contingent on budget appropriation or another statute for the purposes of the bill. Moneys in the Fund shall be provided for any of the following: 1) direct water bill assistance 2) water bill credits to renters and individuals or households that pay other amounts, fees, or charges related to residential water or wastewater service 3) water crisis assistance 4) administrative costs.