



*2010 Proposed Water Bond  
What's in it for Orange County?*

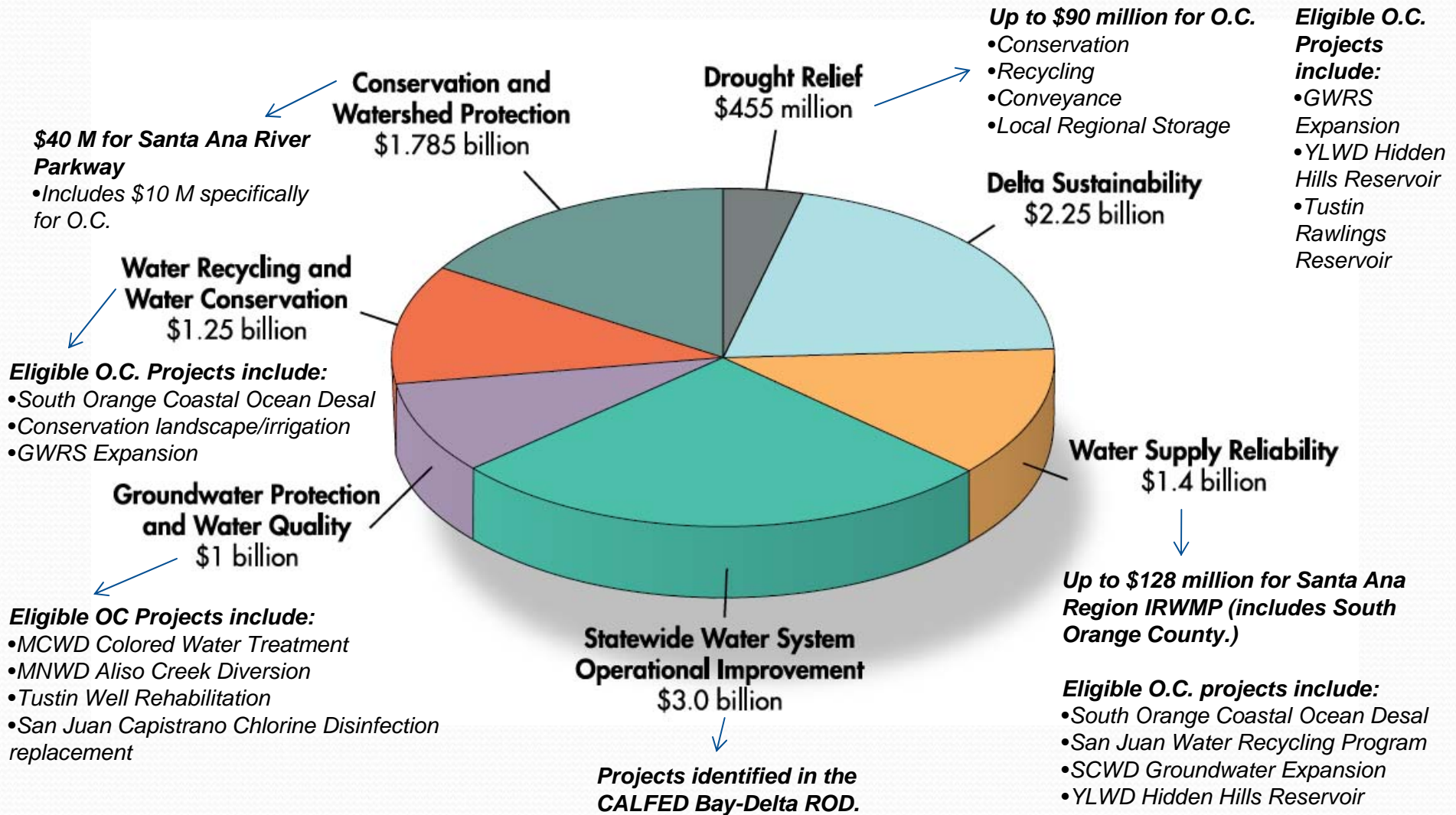
*Townsend Public Affairs, Inc.*

*May 17, 2010*

## The Safe, Clean and Reliable Drinking Water Act of 2010 (SBX7-2)

- Approved by the Legislature in November 2009 and signed by the Governor shortly thereafter;
- Totals \$11.14 billion in general obligation bonds;
- Slated for the November 2010 ballot;
- Funding to be broken into seven categories:
  - Drought relief
  - Water supply reliability
  - Delta sustainability
  - Statewide water system operational improvements
  - Conservation and watershed protection
  - Groundwater protection and water quality
  - Water recycling and water conservation

# Proposed Funding by Category





## What's in it for the South Coast Region?

- **The South Coast Region is: Orange and parts of Los Angeles Counties, Riverside, San Bernardino, San Diego and Ventura;**
- **\$413 million for Local Water Supply Reliability programs and projects** (*IRWMP, Emergency Drought Funding to create local water resources and Water Conservation Projects are just a few examples*)
- **The Santa Ana sub-region (Santa Ana River watershed and Southern Orange County) will receive \$128 million in IRWMP funding;**
- **The region is also eligible for a share of an additional \$350 million for local and regional conveyance projects.**



## **South Coast Regional Benefits Cont.**

- **\$150 million for ecosystem and watershed protection projects within coastal counties and watersheds;**
- **\$20 million for Bolsa Chica Wetlands;**
- **\$40 million for Santa Ana River Parkway;**
- **\$100 million for acquisition of water rights;**
- **The region is eligible for a share of \$1 billion in funding, grants and loans for projects to prevent or reduce contamination of groundwater that serves as a source of drinking water;**
- **The region is eligible for a share of \$1.25 billion in funding, grants and loans for water recycling, desalination, groundwater recharge, urban and agriculture water use efficiency and conservation projects.**

# What are the benefits specifically for Orange County?

- Chapter 5: Drought Relief
  - Totals \$455 million
- Orange County projects are eligible for up to \$90 million (i.e. water conservation, water recycling, conveyance, and local and regional surface storage – water agencies, cities and the County are eligible applicants)\*
- Eligible Orange County Projects would include:
  - OCWD GWRS Phase II
  - Yorba Linda Water District Hidden Hills Reservoir (2 mgd)
  - City of Tustin Rawlings Reservoir (6 mgd)

*\*Projects must be operational within 2-years of receiving funding*

*\*Bond language is ambiguous and specific legislation or criteria will be needed to allocate the funding.*

# Orange County Benefits

- **Chapter 6: Water Supply Reliability**

- **Totals: \$1.05 billion**
- **\$128 million for the Santa Ana Region Integrated Regional Water Management Planning Area (IRWMP).**
  - **Orange County Projects that would be eligible:**
    - South Orange Coastal Ocean Desalination Project
    - San Juan Water Recycling Program
    - SCWD Groundwater Expansion Program
    - YLWD Hidden Hills Reservoir
  - *South Orange County is called out in the bond language as part of the Santa Ana region, and the per capita share for the area was reallocated to the Santa Ana region.*
- **\$350 million for planning, design & construction of local and regional conveyance projects. \***

*\*Will require legislation and/or criteria to allocate funding.*

# Orange County Benefits

- **Chapter 7: Delta Sustainability**

- **Totals: \$2.25 billion**
- **\$1.5 billion for projects to protect and enhance the sustainability of the Delta\***

*\*Without Bond funding for mitigation of projects and programs identified in the BDCP, implementation of the EIR need to be funded through third-party sources (i.e. State Contractors).*

# Orange County Benefits

- **Chapter 8: Statewide Water System Operational Improvements**
  - **Totals: \$3 billion**
  - **All projects eligible must be identified in the CALFED Bay-Delta ROD**
  - **Funds are to be continuously appropriated**
  - **All expenditures of funding is under the authority of the Delta Protection Commission (SBx7-1)**
  - **No projects will be funded unless it provides ecosystem improvements of at least 50% of total public benefits of the project funded.**
  - **Funding would help to increase water reliability for Southern California.**

# Orange County Benefits

- **Chapter 9: Watershed Protection and Conservation**

- **\$20 million to the Bolsa Chica Wetlands**
- **\$40 million to the Santa Ana River Parkways**
  - **\$10 million specifically for Orange County**
- **\$30 million for Water Education Centers\***

*\*The Dept. of Parks and Recreation will be charged with creating criteria for the allocation of the \$30 million for WECs.*

# Orange County Benefits

- **Chapter 10: Groundwater Protection**
  - **Totals: \$1 billion**
  - **Eligible project include, but are not limited to:**
    - MCWD Colored Water Treatment Facility
    - MNWD Aliso Creek Diversion Project
    - City of Tustin Well Rehabilitation Program
    - City of San Juan Capistrano Chlorine Disinfection replacement project

*\*To be used for grants and loans for projects to prevent or reduce the contamination of groundwater that serves as a source of drinking water – projects must be consistent with an adopted IRWMP.*

*\*Prioritization of projects based on DPH's existing water quality and public health standards.*

# Orange County Benefits

- **Chapter 11: Water Recycling**

- **Totals: \$1.25 billion**

- **Eligible project categories:**

- Water recycling
  - Contaminant & salt removal projects, including groundwater and seawater desalination
  - Dedicated distribution infrastructure for recycled water including end-user retrofit projects to allow use of recycled water
  - Pilot projects for new salt and contaminant removal technology
  - Groundwater recharge infrastructure related to recycled water
  - Technical assistance and grant writing for disadvantaged communities
  - **Eligible Orange County projects include, but are not limited to:**
    - South Orange County Coastal Ocean Desalination Project
    - County-wide water conservation landscape and irrigation projects
    - OCSD infrastructure/system upgrades for GWRS
    - OCWD GWRS Expansion



Questions?



**ACTION ITEM**

May 19, 2010

**TO:** Board of Directors

**FROM:** **Public Affairs & Legislation Committee**  
(Directors Hinman, Dick, Clark)

Kevin Hunt  
General Manager

Staff Contact: David J. Cordero

**SUBJECT: ESTABLISHMENT OF LEGISLATIVE POSITIONS**

**STAFF RECOMMENDATION**

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Staff recommends the Board of Directors adopt positions on the following legislation:

<b>AB 1677 (Caballero)</b>	Delta governance and water conservation	Support
<b>AB 1834 (Solorio)</b>	Rainwater Capture Act of 2010	Watch
<b>AB 2583 (Hall)</b>	Water Treatment: hazardous materials	Oppose unless Amended
<b>SB 1478 (Senate Natural Resources &amp; Water Committee)</b>	Water conservation: urban water management	Support

**COMMITTEE RECOMMENDATION**

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Committee recommends (To be determined at Committee Meeting)

**SUMMARY**

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**AB 1677 (Caballero) – Support**

**Summary:** This bill makes non-substantive, technical corrections to last year’s water reform package bill SB X7 1 related to the Delta Protection Commission and Delta Conservancy. It also makes a technical change to water reform package bill SBX7 7 to grant urban wholesale water suppliers the same six-month extension to submit its 2010 urban water management plans (UWMP) as urban retail water suppliers.

<b>Budgeted (Y/N):</b> N/A	Budgeted amount:
<b>Action item amount:</b>	Line item:
<b>Fiscal Impact (explain if unbudgeted):</b>	

**Analysis:** Staff is recommending support for AB 1677 as it provides urban water wholesale suppliers the same six-month extension that urban retail water suppliers have to adopt and submit to the State their 2010 UWMP. Should this bill become law, they would have until July 1, 2011 to submit their plan.

There were three specific methods established in SBX7 7 for urban retail water suppliers to help the state reach its 20% reduction goal in per capita water consumption by December 31, 2020 (20x2020). The bill called for a fourth method to be developed by the Department of Water Resources (DWR) and granted urban retail water suppliers a six-month extension to adopt and submit their UWMP so this yet-to-be-developed fourth method could be used. The bill also required that urban wholesale water suppliers include an assessment in their UWMP of their present and proposed future measures, programs, and policies to achieve the water use reductions, include the possible use of this fourth method. The bill, however, inadvertently failed to grant urban wholesale water suppliers the same six-month extension.

**Status:** This bill is currently in the Senate Natural Resources & Water Committee and a hearing date has not yet been scheduled.

**Recommended Position: SUPPORT**

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### **AB 1834 (Solorio) – WATCH**

**Summary:** This bill would authorize landowners to install "rainwater capture systems" on their property connected to a building or an artificial impervious surface to capture rainwater for outdoor, non-potable uses such as landscape irrigation or for groundwater recharge. The system would have to comply with any local rainwater or stormwater capture program, and property owners would be eligible to finance the installation of the system through voluntary contractual assessment on the property, if a local agency has authorized such a financing option. The bill would also require the State Water Resources Control Board (SWRCB) to initiate a stakeholder process to address legal and policy issues related to increasing capture of rainwater and stormwater.

**Analysis:** The author believes this bill can help Californians reduce pressure on the state's drinking water supplies by facilitating the capturing rainwater runoff for outdoor irrigation and other non-potable uses, as well as groundwater recharge. It can also address water quality concerns by helping reduce the amount of rainwater that leaves a property and can be often be contaminated by motor oil, fertilizers, and other pollutants.

This bill is a work in progress and stakeholders are working with the author's staff to identify issues and address concerns. A formal stakeholder process will also be initiated by SWRCB to develop recommendations for policies of state and local agencies that would encourage and facilitate the installation and use of these systems. Among the issues to be addressed via the stakeholder process:

- Vector Control
- Water Quality
- Safe installation, maintenance, and operation of rainwater capture systems.
- Water rights.

- Vegetation and habitat management in flood control facilities and rainwater or stormwater capture systems.
- Consistency with building standards requirements, including the building of drainage requirements of Chapter 11 of the California Plumbing Code.
- Financial and tax incentives to encourage greater capture of rainwater and stormwater.
- Necessary monitoring and reporting of rainwater and stormwater capture programs.
- Outcomes of existing programs that promote rainwater or stormwater capture.

The AB 1834 fact sheet rightfully acknowledges that, “Greatly expanding the role of rainwater capture in California’s water supply strategies will require state agencies to resolve a number of legal and policy issues, from water rights and plumbing standards for rainwater capture systems, to mosquito control in rain barrels. Many state and local agencies may have jurisdiction over one or more of these rainwater capture issues. The State Water Resources Control Board (SWRCB), however, enjoys the broadest authority over these issues, due to its combined authority over water rights and water quality. It may be able to address some of these issues, and may be best able to identify the necessary statutory changes to make rainwater capture work in California.”

Staff recommends the MWDOC adopt a “Watch” position on AB 1834 and that it monitor the progress and engage current stakeholder discussions with the author’s staff, as appropriate.

**Status:** This bill is presently on the Suspense File of the Assembly Appropriations Committee.

**Recommended position:** WATCH

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### **AB 2583 (Hall) – Oppose unless Amended**

**Summary:** This bill would amend Section 25536 of the California Health and Safety Code, which regulates the storage and handling of acutely hazardous materials, such as chlorine gas at stationary sources. Water and wastewater treatment facilities would be required to conduct an analysis of safer technologies and possibly be required to mitigate third-party risks of hazardous materials transportation. The requirements of the bill could lead to water rate increases due to increased treatment-related costs for water and wastewater agencies.

**Analysis:** While this bill would not directly affect the day-to-day operations of MWDOC, it would have a significant effect on the water treatment operations of the Metropolitan Water District of Southern California (Metropolitan) and other water agencies that treat local water supplies and store certain treatment chemicals on-site.

According to Metropolitan:

- AB 2583 proposes a framework for assessing “safer technologies” that does not fully reflect the relative risks of the transport and use of chemicals necessary to provide consistently high-quality potable drinking water supplies.
- Chlorine use by the water and wastewater sector is a small segment, typically less than 5 percent, of total manufactured chlorine use in the United States. Yet AB 2583

limits the safer technology analysis to water and wastewater agencies only, and not to other industrial sectors or users of chlorine.

- Isolating water and wastewater products for regulation would negligibly improve overall transportation safety, while potentially interfering with the delivery of treated drinking water, an essential public health service.
- Metropolitan has invested more than \$100 million to increase site security and construct chlorine containment facilities and, wherever feasible, has eliminated the use of chlorine gas and the number of chlorine gas facilities.
- Liquefied chlorine gas use remains critical to Metropolitan's operations. For surface water treatment, some form of residual chlorine in the distribution system is required by the United States Environmental Protection Agency (EPA).
- Only liquefied chlorine gas can feasibly be stored in the necessary quantities and with minimal complexity in order to ensure the ability to protect public health following a major natural disaster such as an earthquake.
- Although chlorine gas is not specifically mentioned in AB 2583, the reference to "safer technology" is interpreted and summarized on the author's AB 2583 fact sheet and refers to the substitution of gaseous chlorine by alternatives that are viewed as less risky to the public. AB 2583 does not provide sufficient clarification necessary to fully examine its impacts and jurisdictional overlap with other regulatory agencies such as the California Department of Public Health (for drinking water quality), the California Highway Patrol (for transportation safety) or the U.S. Department of Homeland Security (for chemical and transportation security).
- While chlorine transportation, storage and use may pose some potential risks if mishandled, the "safer technology" may exchange one set of risks for another while compromising water and wastewater agencies' ability to comply with federal and state regulations.

As a Metropolitan member agency that represents approximately 2.1 million Orange County water ratepayers, one of MWDOC's top priorities is ensuring regional water safety, quality, and reliability at all times and especially during emergency situations. This bill is concerning as it could dramatically and unnecessarily increase treatment-related costs for Metropolitan if it were required to change its current methods of procurement, transportation, handling, and storage of water treatment chemicals (i.e. changing from the use of liquefied chlorine gas to the shipping and use of a 12.5 percent bleach solution.). Metropolitan offers these examples to illustrate how AB 2583 might compromise water quality and reliability, increase costs, and negatively affect Metropolitan's efforts to curb air pollution and reduce its carbon footprint:

- *The primary motivation to maintain access to liquefied chlorine gas is the need to maintain reliable water disinfection in the event of known and expected natural disasters. Further, to store a 30-day supply of chlorine at each facility would require vast quantities of bleach on-site (up to 1.4 million gallons) and could impact existing levels of reliability as compared to chlorine gas.*

- *Bleach is more expensive. For Metropolitan's water treatment plants, the cost of chlorine for FY 2010/11 would increase from \$2.3 million to approximately \$10 million if 12.5 percent bleach was procured.*
- *For Fiscal Year (FY) 2010/11, the transportation miles required for shipping chlorine gas to Metropolitan's facilities includes approximately 25,000 trucking miles and 35,000 rail miles. If this proposed law required Metropolitan to procure bleach and precluded shipment of any chlorine gas, all of the bleach would be shipped from Henderson, Nevada, and the total trucking distance would increase to ~1.1 million miles. This requirement would result in a dramatic increase in diesel truck pollutants and a negative impact on the carbon footprint of transportation.*

Staff believes that the bill amendments being sought by Metropolitan are appropriate and reasonable given that AB 2583 targets only water and wastewater agencies. Amendments focus more on strengthening transportation safety rather than the regulation of chlorine use by these types of agencies.

- Remove any language which indirectly regulates the third-party transportation of hazardous materials which may jeopardize the provision of safe and reliable drinking water.
- Any proposed changes to California law aimed at chlorine security in the water and wastewater industry should be administered by the same agencies which oversee those industries (e.g., California Department of Public Health (DPH) for drinking water and the State Water Resources Control Board for wastewater).
- Potential amendments should complement efforts by the U.S. House Resolution 2868 (Waxman, D – CA). HR 2868 directs the California DPH to propose regulations whereby water utilities would study "inherently safer technologies" as part of their site security plans.
- Any amendment to AB 2583 should allow California DPH to provide water systems with an opportunity to appeal a determination that it must implement "safer technologies" if the agency believes that such a determination would affect its ability to meet mandated drinking water standards.

Staff recommends that MWDOC adopt an "Oppose unless Amended" position on this bill and that it coordinates with Metropolitan on advocacy efforts as appropriate.

**Status:** This bill is presently in the Assembly Appropriations Committee. A hearing date has not yet been scheduled.

**Recommended position:** Oppose unless Amended

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**SB 1478 (Senate Natural Resources and Water Committee) – SUPPORT**

**Summary:** This bill would make a technical change to last year's water reform package bill SBX7 7 to grant urban wholesale water suppliers the same six-month extension to submit its 2010 urban water management plans (UWMP) as urban retail water suppliers. The bill also corrects a reference to a federal executive order on how the military should be treated in the water conservation bill.

**Analysis:** Staff is recommending support for SB 1478 as it provides urban water wholesale suppliers the same six-month extension that urban retail water suppliers have to adopt and submit to the State their 2010 UWMP. Should this bill become law, they would have until July 1, 2011 to submit their plan. This bill also corrects a reference to a federal executive order related to how urban retail water suppliers that provide water to a military installation should consider prior water conservation of that military installation related the preparation of its plan. This is not a factor upon which staff based its recommendation.

There were three specific methods established in SBX7 7 for urban retail water suppliers to help the state reach its 20% reduction goal in per capita water consumption by December 31, 2020 (20x2020). The bill called for a fourth method to be developed by the Department of Water Resources (DWR) and granted urban retail water suppliers a six-month extension to adopt and submit their UWMP so this yet-to-be-developed fourth method could be used. The bill also required that urban wholesale water suppliers include an assessment in their UWMP of their present and proposed future measures, programs, and policies to achieve the water use reductions, include the possible use of this fourth method. The bill, however, inadvertently failed to grant urban wholesale water suppliers the same six-month extension.

**Status:** This bill is in the Assembly awaiting assignment to a policy committee.

**Recommended position:** SUPPORT

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**Attachments:**

- 1) AB 1677 (Caballero) – as amended April 8, 2010
- 2) AB 1834 (Solorio) – w/April 2010 amendments
- 3) AB 2583 (Hall) – as amended April 7, 2010
- 4) SB 1478 (Sen. NR&W Committee) – as Amended April 5, 2010

AMENDED IN ASSEMBLY APRIL 8, 2010

AMENDED IN ASSEMBLY APRIL 6, 2010

AMENDED IN ASSEMBLY MARCH 18, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1677**

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**Introduced by Assembly Member Caballero**

January 25, 2010

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An act to amend Sections 29725 and 32330 of the Public Resources Code, and to amend Sections 10608.20 and 10608.26 *Section 10608.20* of the Water Code, relating to public resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 1677, as amended, Caballero. Public resources.

Existing law imposes various water use reduction requirements that apply to urban retail water suppliers and agricultural water suppliers. The requirements include a requirement that the state achieve a 20% reduction in urban per capita water use by December 31, 2020. For the purpose of meeting this goal, an urban retail water supplier is required to develop urban water use targets and an interim water use target by July 1, 2011, and to take other related actions. ~~Existing law requires an urban retail water supplier that supplies water to a United States Department of Defense military installation, for the purpose of preparing an implementation plan to comply with these water use reduction provisions, to consider the military installation's requirements under a specified federal executive order.~~

Existing law requires an urban water supplier to prepare and adopt, and update every 5 years, an urban water management plan. Existing law grants a specified extension to an urban retail water supplier for

the adoption of an urban water management plan that is due in 2010, to allow use of certain technical methodologies that the Department of Water Resources is required to develop for purposes of those water use reduction provisions.

This bill would grant that extension to an urban wholesale water supplier, as specified. ~~The bill would delete the requirement that an urban retail water supplier that supplies water to that described military installation consider the military installation’s requirements under the specified federal executive order.~~

Existing law establishes in the Natural Resources Agency the Sacramento-San Joaquin Delta Conservancy, to act as a primary state agency to implement ecosystem restoration in the Sacramento-San Joaquin Delta (Delta) and to support efforts that advance environmental protection and the economic well-being of Delta residents. Existing law specifies the composition of the board of the conservancy, including 10 liaison advisers who serve in an advisory, nonvoting capacity, including one representative of the United States National Marine Fisheries Service, which is within the United States Department of Commerce.

This bill would delete the Secretary of the Interior as the appointing entity and would, instead, designate the Secretary of Commerce as the appointing entity.

The Johnston-Baker-Andal-Boatwright Delta Protection Act of 1992 (Delta Protection Act) creates the Delta Protection Commission and requires the commission to prepare and adopt a comprehensive long-term resource management plan for specified lands within the Delta. The Delta Protection Act also requires the commission to adopt, not later than July 1, 2011, an economic sustainability plan containing specified elements and requires the commission to review and, as determined to be necessary, amend the plan every 5 years. The Delta Protection Act defines the term “local government” for its purposes to include specified counties and cities.

This bill would correct a misspelling in that definition.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

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

- 1 SECTION 1. Section 29725 of the Public Resources Code is
- 2 amended to read:

1 29725. “Local government” means the Counties of Contra  
2 Costa, Sacramento, San Joaquin, Solano, and Yolo, and the Cities  
3 of Sacramento, Stockton, Tracy, Antioch, Pittsburg, Isleton,  
4 Lathrop, Brentwood, West Sacramento, and Oakley, and any other  
5 cities that may be incorporated in the future in the primary zone.

6 SEC. 2. Section 32330 of the Public Resources Code is  
7 amended to read:

8 32330. The board shall consist of 11 voting members and two  
9 nonvoting members, appointed or designated as follows:

10 (a) The 11 voting members of the board shall consist of all of  
11 the following:

12 (1) The Secretary of the Natural Resources Agency, or his or  
13 her designee.

14 (2) The Director of Finance, or his or her designee.

15 (3) One member of the board or a designee who is appointed  
16 by the Contra Costa County Board of Supervisors, who is a resident  
17 of that county.

18 (4) One member of the board or a designee who is appointed  
19 by the Sacramento County Board of Supervisors, who is a resident  
20 of that county.

21 (5) One member of the board or a designee who is appointed  
22 by the San Joaquin County Board of Supervisors, who is a resident  
23 of that county.

24 (6) One member of the board or a designee who is appointed  
25 by the Solano County Board of Supervisors, who is a resident of  
26 that county.

27 (7) One member of the board or a designee who is appointed  
28 by the Yolo County Board of Supervisors, who is a resident of that  
29 county.

30 (8) Two public members appointed by the Governor, subject to  
31 confirmation by the Senate.

32 (9) One public member appointed by the Senate Committee on  
33 Rules.

34 (10) One public member appointed by the Speaker of the  
35 Assembly.

36 (b) The two nonvoting members shall consist of a Member of  
37 the Senate, appointed by the Senate Committee on Rules, and a  
38 Member of the Assembly, appointed by the Speaker of the  
39 Assembly. The members appointed under this subdivision shall  
40 meet with the conservancy and participate in its activities to the

1 extent that this participation is not incompatible with their positions  
 2 as Members of the Legislature. The appointed members shall  
 3 represent a district that encompasses a portion of the Delta.

4 (c) Ten liaison advisers who shall serve in an advisory,  
 5 nonvoting capacity shall consist of all of the following:

6 (1) One representative of the United States Fish and Wildlife  
 7 Service, designated by the United States Secretary of the Interior.

8 (2) One representative of the United States National Marine  
 9 Fisheries Service, designated by the United States Secretary of  
 10 Commerce.

11 (3) One representative of the United States Bureau of  
 12 Reclamation, designated by the United States Secretary of the  
 13 Interior.

14 (4) One representative of the United States Army Corps of  
 15 Engineers, designated by the Commanding Officer, United States  
 16 Army Corps of Engineers, South Pacific Division.

17 (5) A designee of the San Francisco Bay Conservation and  
 18 Development Commission for coordination purposes.

19 (6) A designee of the State Coastal Conservancy for coordination  
 20 purposes.

21 (7) A designee of the Suisun Resource Conservation District  
 22 for coordination purposes.

23 (8) A designee of the Central Valley Flood Protection Board.

24 (9) A designee of the Yolo Basin Foundation.

25 (10) A designee of the Delta Protection Commission.

26 (d) The public members appointed by the Governor shall serve  
 27 for a term of four years, with a two-term limit.

28 (e) The locally appointed members and alternates shall serve at  
 29 the pleasure of the appointing board of supervisors.

30 (f) The public members appointed by the Senate Committee on  
 31 Rules or the Speaker of the Assembly shall serve for a term of four  
 32 years, with a two-term limit.

33 (g) The Members of the Senate and Assembly shall serve at the  
 34 pleasure of the appointing body.

35 (h) Alternates may be appointed by the county boards of  
 36 supervisors.

37 SEC. 3. Section 10608.20 of the Water Code is amended to  
 38 read:

39 10608.20. (a) (1) Each urban retail water supplier shall  
 40 develop urban water use targets and an interim urban water use

1 target by July 1, 2011. Urban retail water suppliers may elect to  
2 determine and report progress toward achieving these targets on  
3 an individual or regional basis, as provided in subdivision (a) of  
4 Section 10608.28, and may determine the targets on a fiscal-year  
5 or calendar-year basis.

6 (2) It is the intent of the Legislature that the urban water use  
7 targets described in paragraph (1) cumulatively result in a  
8 20-percent reduction from the baseline daily per capita water use  
9 by December 31, 2020.

10 (b) An urban retail water supplier shall adopt one of the  
11 following methods for determining its urban water use target  
12 pursuant to subdivision (a):

13 (1) Eighty percent of the urban retail water supplier's baseline  
14 per capita daily water use.

15 (2) The per capita daily water use that is estimated using the  
16 sum of the following performance standards:

17 (A) For indoor residential water use, 55 gallons per capita daily  
18 water use as a provisional standard. Upon completion of the  
19 department's 2016 report to the Legislature pursuant to Section  
20 10608.42, this standard may be adjusted by the Legislature by  
21 statute.

22 (B) For landscape irrigated through dedicated or residential  
23 meters or connections, water efficiency equivalent to the standards  
24 of the Model Water Efficient Landscape Ordinance set forth in  
25 Chapter 2.7 (commencing with Section 490) of Division 2 of Title  
26 23 of the California Code of Regulations, as in effect the later of  
27 the year of the landscape's installation or 1992. An urban retail  
28 water supplier using the approach specified in this subparagraph  
29 shall use satellite imagery, site visits, or other best available  
30 technology to develop an accurate estimate of landscaped areas.

31 (C) For commercial, industrial, and institutional uses, a  
32 10-percent reduction in water use from the baseline commercial,  
33 industrial, and institutional water use by 2020.

34 (3) Ninety-five percent of the applicable state hydrologic region  
35 target, as set forth in the state's draft 20x2020 Water Conservation  
36 Plan (dated April 30, 2009). If the service area of an urban retail  
37 water supplier includes more than one hydrologic region, the  
38 supplier shall apportion its service area to each region based on  
39 population or area.

1 (4) A method that shall be identified and developed by the  
2 department, through a public process, and reported to the  
3 Legislature no later than December 31, 2010. The method  
4 developed by the department shall identify per capita targets that  
5 cumulatively result in a statewide 20-percent reduction in urban  
6 daily per capita water use by December 31, 2020. In developing  
7 urban daily per capita water use targets, the department shall do  
8 all of the following:

- 9 (A) Consider climatic differences within the state.  
10 (B) Consider population density differences within the state.  
11 (C) Provide flexibility to communities and regions in meeting  
12 the targets.  
13 (D) Consider different levels of per capita water use according  
14 to plant water needs in different regions.  
15 (E) Consider different levels of commercial, industrial, and  
16 institutional water use in different regions of the state.  
17 (F) Avoid placing an undue hardship on communities that have  
18 implemented conservation measures or taken actions to keep per  
19 capita water use low.

20 (c) If the department adopts a regulation pursuant to paragraph  
21 (4) of subdivision (b) that results in a requirement that an urban  
22 retail water supplier achieve a reduction in daily per capita water  
23 use that is greater than 20 percent by December 31, 2020, an urban  
24 retail water supplier that adopted the method described in paragraph  
25 (4) of subdivision (b) may limit its urban water use target to a  
26 reduction of not more than 20 percent by December 31, 2020, by  
27 adopting the method described in paragraph (1) of subdivision (b).

28 (d) The department shall update the method described in  
29 paragraph (4) of subdivision (b) and report to the Legislature by  
30 December 31, 2014. An urban retail water supplier that adopted  
31 the method described in paragraph (4) of subdivision (b) may adopt  
32 a new urban daily per capita water use target pursuant to this  
33 updated method.

34 (e) An urban retail water supplier shall include in its urban water  
35 management plan required pursuant to Part 2.6 (commencing with  
36 Section 10610) due in 2010 the baseline daily per capita water use,  
37 urban water use target, interim urban water use target, and  
38 compliance daily per capita water use, along with the bases for  
39 determining those estimates, including references to supporting  
40 data.

1 (f) When calculating per capita values for the purposes of this  
2 chapter, an urban retail water supplier shall determine population  
3 using federal, state, and local population reports and projections.

4 (g) An urban retail water supplier may update its 2020 urban  
5 water use target in its 2015 urban water management plan required  
6 pursuant to Part 2.6 (commencing with Section 10610).

7 (h) (1) The department, through a public process and in  
8 consultation with the California Urban Water Conservation  
9 Council, shall develop technical methodologies and criteria for  
10 the consistent implementation of this part, including, but not limited  
11 to, both of the following:

12 (A) Methodologies for calculating base daily per capita water  
13 use, baseline commercial, industrial, and institutional water use,  
14 compliance daily per capita water use, gross water use, service  
15 area population, indoor residential water use, and landscaped area  
16 water use.

17 (B) Criteria for adjustments pursuant to subdivisions (d) and  
18 (e) of Section 10608.24.

19 (2) The department shall post the methodologies and criteria  
20 developed pursuant to this subdivision on its Internet Web site,  
21 and make written copies available, by October 1, 2010. An urban  
22 retail water supplier shall use the methods developed by the  
23 department in compliance with this part.

24 (i) (1) The department shall adopt regulations for  
25 implementation of the provisions relating to process water in  
26 accordance with subdivision (l) of Section 10608.12, subdivision  
27 (e) of Section 10608.24, and subdivision (c) of Section 10608.26.

28 (2) The initial adoption of a regulation authorized by this  
29 subdivision is deemed to address an emergency, for purposes of  
30 Sections 11346.1 and 11349.6 of the Government Code, and the  
31 department is hereby exempted for that purpose from the  
32 requirements of subdivision (b) of Section 11346.1 of the  
33 Government Code. After the initial adoption of an emergency  
34 regulation pursuant to this subdivision, the department shall not  
35 request approval from the Office of Administrative Law to readopt  
36 the regulation as an emergency regulation pursuant to Section  
37 11346.1 of the Government Code.

38 (j) (1) An urban retail water supplier is granted an extension  
39 to July 1, 2011, for adoption of an urban water management plan  
40 pursuant to Part 2.6 (commencing with Section 10610) due in 2010

1 to allow the use of technical methodologies developed by the  
2 department pursuant to paragraph (4) of subdivision (b) and  
3 subdivision (h). An urban retail water supplier that adopts an urban  
4 water management plan due in 2010 that does not use the  
5 methodologies developed by the department pursuant to  
6 subdivision (h) shall amend the plan by July 1, 2011, to comply  
7 with this part.

8 (2) An urban wholesale water supplier whose urban water  
9 management plan prepared pursuant to Part 2.6 (commencing with  
10 Section 10610) was due and not submitted in 2010 is granted an  
11 extension to July 1, 2011, to allow the use of technical  
12 methodologies referenced in paragraph (1).

13 ~~SEC. 4. Section 10608.26 of the Water Code is amended to~~  
14 ~~read:~~

15 ~~10608.26. (a) In complying with this part, an urban retail water~~  
16 ~~supplier shall conduct at least one public hearing to accomplish~~  
17 ~~all of the following:~~

18 ~~(1) Allow community input regarding the urban retail water~~  
19 ~~supplier's implementation plan for complying with this part.~~

20 ~~(2) Consider the economic impacts of the urban retail water~~  
21 ~~supplier's implementation plan for complying with this part.~~

22 ~~(3) Adopt a method, pursuant to subdivision (b) of Section~~  
23 ~~10608.20, for determining its urban water use target.~~

24 ~~(b) In complying with this part, an urban retail water supplier~~  
25 ~~may meet its urban water use target through efficiency~~  
26 ~~improvements in any combination among its customer sectors. An~~  
27 ~~urban retail water supplier shall avoid placing a disproportionate~~  
28 ~~burden on any customer sector.~~

29 ~~(c) (1) Any ordinance or resolution adopted by an urban retail~~  
30 ~~water supplier after the effective date of this section shall not~~  
31 ~~require existing customers as of the effective date of this section,~~  
32 ~~to undertake changes in product formulation, operations, or~~  
33 ~~equipment that would reduce process water use, but may provide~~  
34 ~~technical assistance and financial incentives to those customers to~~  
35 ~~implement efficiency measures for process water. This section~~  
36 ~~shall not limit an ordinance or resolution adopted pursuant to a~~  
37 ~~declaration of drought emergency by an urban retail water supplier.~~

38 ~~(2) This part shall not be construed or enforced so as to interfere~~  
39 ~~with the requirements of Chapter 4 (commencing with Section~~  
40 ~~113980) to Chapter 13 (commencing with Section 114380),~~

1 inclusive, of Part 7 of Division 104 of the Health and Safety Code,  
2 or any requirement or standard for the protection of public health,  
3 public safety, or worker safety established by federal, state, or  
4 local government or recommended by recognized standard setting  
5 organizations or trade associations.

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AMENDED IN ASSEMBLY MARCH 25, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1834**

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**Introduced by Assembly Member Solorio**

February 12, 2010

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~~An act to add Section 10540.1 to the Water Code, relating to stormwater.~~ *An act to add Part 2.4 (commencing with Section 10570) to Division 6 of the Water Code, relating to water.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1834, as amended, Solorio. ~~Regional water management: stormwater.~~ *Rainwater Capture Act of 2010.*

*Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the national pollutant discharge elimination system (NPDES) permit program and the Porter-Cologne Water Quality Control Act. Existing law authorizes a regional water management group, as defined, to adopt an integrated regional water management plan that addresses specified matters. Existing law authorizes a city, county, or special district to develop, jointly or individually, stormwater resource plans that meet certain standards.*

*This bill would enact the Rainwater Capture Act of 2010, which would authorize a landowner to install, maintain, and operate, on the landowner's property, a rainwater capture system meeting specified requirements. The bill would require the State Water Resources Control Board to initiate a stakeholder process to develop guidelines for local agencies to address issues arising out of rainwater capture for nonpotable uses, and would require the board to submit*

*recommendations as to the appropriate guidelines to the Legislature and the Governor by December 31, 2011.*

~~The Integrated Regional Water Management Planning Act of 2002 authorizes a regional water management group to prepare a regional plan for the implementation or operation of specified qualified projects or programs relating to water supply, water quality, flood protection, or related matters. A regional water management group is authorized to coordinate its planning activities to address or incorporate specified activities, including, among others, stormwater resource planning into its plan.~~

~~This bill would state the intent of the Legislature to enact legislation that would encourage California water agencies that develop integrated regional water management plans retain as much stormwater runoff as reasonably possible to fulfill the water supply needs of their communities and reduce downstream water quality problems and that would require the costs of stormwater retention projects be borne equitably by all those who benefit from those projects.~~

~~Vote: majority. Appropriation: no. Fiscal committee: no-yes. State-mandated local program: no.~~

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

1     SECTION 1. Part 2.4 (commencing with Section 10570) is  
2     added to Division 6 of the Water Code, to read:

3  
4             PART 2.4. RAINWATER CAPTURE ACT OF 2010

5  
6     10570. This part shall be known, and may be cited, as the  
7     Rainwater Capture Act of 2010.

8     10571. The Legislature finds and declares all of the following:

9     (a) As California has grown and developed, the amount of  
10     stormwater flowing off impervious surfaces into surface water  
11     streams and flood channels has increased, thereby reducing water  
12     allowed to infiltrate into groundwater aquifers and increasing  
13     water flowing to the ocean.

14     (b) Historical patterns of precipitation are predicted to change  
15     and an increasing amount of California’s water is predicted to  
16     fall not as snow in the mountains, but as rain in other areas of the  
17     state. This will likely have a profound and transforming effect on  
18     California’s hydrologic cycle and much of that water will no longer

1 *be captured by California’s reservoirs, many of which are located*  
2 *to capture snow melt.*

3 *(c) Rainwater, captured and properly managed, can contribute*  
4 *significantly to local water supplies through onsite storage and*  
5 *use, or percolation into the ground to recharge groundwater*  
6 *aquifers, thereby increasing available supplies of drinking water.*

7 *(d) Expanding reliance on rainwater capture for water supply*  
8 *needs will require efforts at all levels, from individual landowners*  
9 *to local agencies and watershed managers.*

10 *10572. Unless the context otherwise requires, the following*  
11 *definitions govern the construction of this part:*

12 *(a) “Rainwater” means rain or snow that has not entered an*  
13 *off-site drainage system, stormwater facility, or other stream*  
14 *channel, and has not previously been put to beneficial use.*

15 *(b) “Rainwater capture system” means a facility designed to*  
16 *capture and retain rainwater for either subsequent outdoor*  
17 *landscaping uses or infiltration into a groundwater aquifer on or*  
18 *under the property where the rainwater was captured.*

19 *(c) “Stormwater” means temporary water flows generated by*  
20 *immediately preceding storms that flow in natural or artificial*  
21 *channels designed to divert excess water away from urban areas.*

22 *10573. (a) A landowner may install, maintain, and operate,*  
23 *on the landowner’s property, a rainwater capture system connected*  
24 *to artificial, impervious surfaces that prevent natural groundwater*  
25 *recharge. If a local agency has a program to promote rainwater*  
26 *or stormwater capture and use, the landowner shall comply with*  
27 *applicable requirements of the program, including, but not limited*  
28 *to, a stormwater resource plan adopted pursuant to Part 2.3*  
29 *(commencing with Section 10560).*

30 *(b) Financing pursuant to Chapter 29 (commencing with Section*  
31 *5898.10) of Part 3 of Division 7 of the Streets and Highways Code*  
32 *shall be available to landowners who install a rainwater capture*  
33 *system, if a local agency authorizes and arranges that financing*  
34 *consistent with the requirements of that chapter.*

35 *10574. A state or local agency shall not impose requirements*  
36 *on rainwater capture systems, or rainwater capture use, for*  
37 *landscaping purposes that include water quality requirements that*  
38 *are the same as those imposed for use as potable water.*

39 *10575. It is the intent of the Legislature to encourage*  
40 *collaboration among regional and local agencies with*

1 responsibilities for flood protection, water supply, or land use to  
2 promote greater capture of rainwater and stormwater for water  
3 supply purposes.

4 10576. (a) The board shall initiate a stakeholder process to  
5 develop guidelines for local agencies to address issues arising out  
6 of rainwater capture for nonpotable uses, including, but not limited  
7 to, all of the following:

8 (1) Vector control.

9 (2) Water quality.

10 (3) Safe installation, maintenance, and operation of rainwater  
11 capture systems.

12 (4) Water rights.

13 (5) Vegetation and habitat management in flood facilities and  
14 rainwater capture systems.

15 (b) The board shall invite all stakeholders and agencies  
16 concerned about rainwater and stormwater capture to participate  
17 in the process described in subdivision (a). The board shall invite  
18 local, regional, state, and federal agencies, including, but not  
19 limited to, the Department of Water Resources and the United  
20 States Army Corps of Engineers. The board may appoint a local  
21 agency or another state agency to lead the stakeholder process if  
22 that agency can provide funding for the process, but the board  
23 shall retain responsibility for the outcome of the process.

24 (c) The board shall submit recommendations, arising out of the  
25 stakeholder process described in subdivision (a), as to the  
26 appropriate guidelines for rainwater capture for nonpotable uses,  
27 to the Legislature and the Governor by December 31, 2011. These  
28 recommendations may include recommendations for additional  
29 legislation, including amendments to this part, or other state  
30 agency actions to implement the guidelines.

31 (d) (1) The requirement for submitting a report imposed under  
32 subdivision (c) is inoperative on January 1, 2015, pursuant to  
33 Section 10231.5 of the Government Code.

34 (2) A report to be submitted pursuant to subdivision (c) shall  
35 be submitted in compliance with Section 9795 of the Government  
36 Code.

37 ~~SECTION 1. Section 10540.1 is added to the Water Code, to~~  
38 ~~read:~~

39 ~~10540.1. It is the intent of the Legislature to enact legislation~~  
40 ~~that would encourage California water agencies that develop~~

1 ~~integrated regional water management plans to retain as much~~  
2 ~~stormwater runoff as reasonably possible to fulfill the water supply~~  
3 ~~needs of their communities and reduce downstream water quality~~  
4 ~~problems. It also is the intent of the Legislature to enact legislation~~  
5 ~~to require that the costs of stormwater retention projects be borne~~  
6 ~~equitably by all those who benefit from those projects.~~

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AMENDED IN ASSEMBLY APRIL 7, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2583**

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**Introduced by Assembly Member Hall**

February 19, 2010

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An act to add Section 13003 to the Water Code, relating to water quality.

LEGISLATIVE COUNSEL'S DIGEST

AB 2583, as amended, Hall. Water quality: treatment chemicals.

Existing law declares that activities and factors that may affect the quality of the waters of the state shall be regulated to attain the highest water quality that is reasonable, considering all demands being made and to be made on those waters and the total values involved, beneficial and detrimental, economic and social, tangible and intangible.

This bill would require water agencies, as defined, and their direct suppliers, in order to mitigate the potential catastrophic harm involved in the unintended and intentional releases of hazardous substances that are in transit, to utilize raw material chemical products derived from ~~Inherently Safer Technology or inherently safer production measures~~ *where safer technology, as defined, if the products derived from safer measures or technology are appropriate, given the disinfection methodology used by the water agency, and commercially available without being materially cost prohibitive to the water utilities or rate payers. The bill would provide that this requirement applies to water agencies operating potable water treatment facilities, nonpotable water treatment facilities, or both.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

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

1 SECTION 1. Section 13003 is added to the Water Code, to  
2 read:

3 13003. (a) Water agencies, as defined in Section 12970, and  
4 their direct suppliers ~~shall~~, in order to mitigate the potential  
5 catastrophic harm involved in the unintended and intentional  
6 releases of hazardous substances as they are transported for use  
7 as raw materials by the water agencies and their direct suppliers,  
8 *shall* utilize raw material chemical products derived from  
9 ~~Inherently Safer Technology or inherently safer production~~  
10 ~~measures where safer technology if~~ the products derived from safer  
11 ~~measures or~~ technology are appropriate given the disinfection  
12 methodology used by the water agency, and are commercially  
13 available without being materially cost prohibitive to the water  
14 utilities or rate payers.

15 (b) *This section applies to water agencies operating potable*  
16 *water treatment facilities, nonpotable water treatment facilities,*  
17 *or both.*

18 (c) *As used in this section, “safer technology” means a*  
19 *technology, product, raw material, or practice, the use of which,*  
20 *as compared to currently used technologies, products, raw*  
21 *materials, or practices, significantly reduces or eliminates both*  
22 *of the following:*

23 (1) *The possibility of release of hazardous or potentially*  
24 *hazardous raw materials used for purposes of water treatment.*

25 (2) *The hazards to public health and safety and the environment*  
26 *associated with the release or potential release of hazardous or*  
27 *potentially hazardous raw materials used for purposes of water*  
28 *treatment.*

AMENDED IN SENATE APRIL 5, 2010

**SENATE BILL**

**No. 1478**

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**Introduced by Committee on Natural Resources and Water  
(Senators Pavley (Chair), Cogdill, Hollingsworth, Huff, Kehoe,  
Lowenthal, Padilla, Simitian, and Wolk)**

March 2, 2010

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An act to amend Sections 10608.20 and 10608.26 of the Water Code, relating to water conservation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1478, as amended, Committee on Natural Resources and Water. Water conservation: urban water management.

Existing law imposes various water use reduction requirements that apply to urban retail water suppliers and agricultural water suppliers. The requirements include a requirement that the state achieve a 20% reduction in urban per capita water use by December 31, 2020. For the purpose of meeting this goal, an urban retail water supplier is required to develop urban water use targets and an interim water use target by July 1, 2011, and to take other related actions. Existing law requires an urban retail water supplier that supplies water to a United States Department of Defense military installation, for the purpose of preparing an implementation plan to comply with these water use reduction provisions, to consider specified requirements.

Existing law requires an urban water supplier to prepare and adopt, and update every 5 years, an urban water management plan. Existing law grants a specified extension to an urban retail water supplier for the adoption of an urban water management plan that is due in 2010, to allow use of certain technical methodologies that the Department of Water Resources is required to develop for purposes of those water use

reduction provisions. Existing law requires an urban retail water supplier that adopts an urban water management plan in 2010 that does not include those technical methodologies to amend the plan by July 1, 2011, as specified.

This bill would grant the extension for adoption of an urban water management plan that is due in 2010 to an urban wholesale water supplier ~~and would require an urban wholesale water supplier that adopts an urban water management plan in 2010 that does not include the specified technical methodologies to amend the plan by July 1, 2011~~ *to permit coordination between an urban wholesale water supplier and urban retail water suppliers.* The bill would revise the requirements that apply to an urban retail water supplier that supplies water to that described military installation by requiring the supplier to consider the prior water conservation of that military installation for the purpose of preparing that implementation plan.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

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

- 1 SECTION 1. Section 10608.20 of the Water Code is amended
- 2 to read:
- 3 10608.20. (a) (1) Each urban retail water supplier shall
- 4 develop urban water use targets and an interim urban water use
- 5 target by July 1, 2011. Urban retail water suppliers may elect to
- 6 determine and report progress toward achieving these targets on
- 7 an individual or regional basis, as provided in subdivision (a) of
- 8 Section 10608.28, and may determine the targets on a fiscal year
- 9 or calendar year basis.
- 10 (2) It is the intent of the Legislature that the urban water use
- 11 targets described in paragraph (1) cumulatively result in a
- 12 20-percent reduction from the baseline daily per capita water use
- 13 by December 31, 2020.
- 14 (b) An urban retail water supplier shall adopt one of the
- 15 following methods for determining its urban water use target
- 16 pursuant to subdivision (a):
- 17 (1) Eighty percent of the urban retail water supplier's baseline
- 18 per capita daily water use.
- 19 (2) The per capita daily water use that is estimated using the
- 20 sum of the following performance standards:

1 (A) For indoor residential water use, 55 gallons per capita daily  
2 water use as a provisional standard. Upon completion of the  
3 department's 2016 report to the Legislature pursuant to Section  
4 10608.42, this standard may be adjusted by the Legislature by  
5 statute.

6 (B) For landscape irrigated through dedicated or residential  
7 meters or connections, water efficiency equivalent to the standards  
8 of the Model Water Efficient Landscape Ordinance set forth in  
9 Chapter 2.7 (commencing with Section 490) of Division 2 of Title  
10 23 of the California Code of Regulations, as in effect the later of  
11 the year of the landscape's installation or 1992. An urban retail  
12 water supplier using the approach specified in this subparagraph  
13 shall use satellite imagery, site visits, or other best available  
14 technology to develop an accurate estimate of landscaped areas.

15 (C) For commercial, industrial, and institutional uses, a  
16 10-percent reduction in water use from the baseline commercial,  
17 industrial, and institutional water use by 2020.

18 (3) Ninety-five percent of the applicable state hydrologic region  
19 target, as set forth in the state's draft 20x2020 Water Conservation  
20 Plan (dated April 30, 2009). If the service area of an urban water  
21 supplier includes more than one hydrologic region, the supplier  
22 shall apportion its service area to each region based on population  
23 or area.

24 (4) A method that shall be identified and developed by the  
25 department, through a public process, and reported to the  
26 Legislature no later than December 31, 2010. The method  
27 developed by the department shall identify per capita targets that  
28 cumulatively result in a statewide 20-percent reduction in urban  
29 daily per capita water use by December 31, 2020. In developing  
30 urban daily per capita water use targets, the department shall do  
31 all of the following:

32 (A) Consider climatic differences within the state.

33 (B) Consider population density differences within the state.

34 (C) Provide flexibility to communities and regions in meeting  
35 the targets.

36 (D) Consider different levels of per capita water use according  
37 to plant water needs in different regions.

38 (E) Consider different levels of commercial, industrial, and  
39 institutional water use in different regions of the state.

1 (F) Avoid placing an undue hardship on communities that have  
2 implemented conservation measures or taken actions to keep per  
3 capita water use low.

4 (c) If the department adopts a regulation pursuant to paragraph  
5 (4) of subdivision (b) that results in a requirement that an urban  
6 retail water supplier achieve a reduction in daily per capita water  
7 use that is greater than 20 percent by December 31, 2020, an urban  
8 retail water supplier that adopted the method described in paragraph  
9 (4) of subdivision (b) may limit its urban water use target to a  
10 reduction of not more than 20 percent by December 31, 2020, by  
11 adopting the method described in paragraph (1) of subdivision (b).

12 (d) The department shall update the method described in  
13 paragraph (4) of subdivision (b) and report to the Legislature by  
14 December 31, 2014. An urban retail water supplier that adopted  
15 the method described in paragraph (4) of subdivision (b) may adopt  
16 a new urban daily per capita water use target pursuant to this  
17 updated method.

18 (e) An urban retail water supplier shall include in its urban water  
19 management plan required pursuant to Part 2.6 (commencing with  
20 Section 10610) due in 2010 the baseline daily per capita water use,  
21 urban water use target, interim urban water use target, and  
22 compliance daily per capita water use, along with the bases for  
23 determining those estimates, including references to supporting  
24 data.

25 (f) When calculating per capita values for the purposes of this  
26 chapter, an urban retail water supplier shall determine population  
27 using federal, state, and local population reports and projections.

28 (g) An urban retail water supplier may update its 2020 urban  
29 water use target in its 2015 urban water management plan required  
30 pursuant to Part 2.6 (commencing with Section 10610).

31 (h) (1) The department, through a public process and in  
32 consultation with the California Urban Water Conservation  
33 Council, shall develop technical methodologies and criteria for  
34 the consistent implementation of this part, including, but not limited  
35 to, both of the following:

36 (A) Methodologies for calculating base daily per capita water  
37 use, baseline commercial, industrial, and institutional water use,  
38 compliance daily per capita water use, gross water use, service  
39 area population, indoor residential water use, and landscaped area  
40 water use.

1 (B) Criteria for adjustments pursuant to subdivisions (d) and  
2 (e) of Section 10608.24.

3 (2) The department shall post the methodologies and criteria  
4 developed pursuant to this subdivision on its Internet Web site,  
5 and make written copies available, by October 1, 2010. An urban  
6 retail water supplier shall use the methods developed by the  
7 department in compliance with this part.

8 (i) (1) The department shall adopt regulations for  
9 implementation of the provisions relating to process water in  
10 accordance with subdivision (l) of Section 10608.12, subdivision  
11 (e) of Section 10608.24, and subdivision (d) of Section 10608.26.

12 (2) The initial adoption of a regulation authorized by this  
13 subdivision is deemed to address an emergency, for purposes of  
14 Sections 11346.1 and 11349.6 of the Government Code, and the  
15 department is hereby exempted for that purpose from the  
16 requirements of subdivision (b) of Section 11346.1 of the  
17 Government Code. After the initial adoption of an emergency  
18 regulation pursuant to this subdivision, the department shall not  
19 request approval from the Office of Administrative Law to readopt  
20 the regulation as an emergency regulation pursuant to Section  
21 11346.1 of the Government Code.

22 (j) (1) An urban retail water supplier is granted an extension  
23 to July 1, 2011, for adoption of an urban water management plan  
24 pursuant to Part 2.6 (commencing with Section 10610) due in 2010  
25 to allow the use of technical methodologies developed by the  
26 department pursuant to paragraph (4) of subdivision (b) and  
27 subdivision (h). *An urban retail water supplier that adopts an*  
28 *urban water management plan due in 2010 that does not use the*  
29 *methodologies developed by the department pursuant to subdivision*  
30 *(h) shall amend the plan by July 1, 2011, to comply with this part.*

31 (2) An urban wholesale water supplier whose urban water  
32 management plan prepared pursuant to Part 2.6 (commencing with  
33 Section 10610) was due and not submitted in 2010 is granted an  
34 extension to July 1, 2011, ~~to allow the use of technical~~  
35 ~~methodologies referenced in paragraph (1).~~ *permit coordination*  
36 *between an urban wholesale water supplier and urban retail water*  
37 *suppliers.*

38 ~~(3) An urban retail water supplier or urban wholesale water~~  
39 ~~supplier that adopts an urban water management plan due in 2010~~  
40 ~~that does not use the methodologies developed by the department~~

1 pursuant to subdivision (h) shall amend the plan by July 1, 2011,  
2 to comply with this part.

3 SEC. 2. Section 10608.26 of the Water Code is amended to  
4 read:

5 10608.26. (a) In complying with this part, an urban retail water  
6 supplier shall conduct at least one public hearing to accomplish  
7 all of the following:

8 (1) Allow community input regarding the urban retail water  
9 supplier's implementation plan for complying with this part.

10 (2) Consider the economic impacts of the urban retail water  
11 supplier's implementation plan for complying with this part.

12 (3) Adopt a method, pursuant to subdivision (b) of Section  
13 10608.20, for determining its urban water use target.

14 (b) In complying with this part, an urban retail water supplier  
15 may meet its urban water use target through efficiency  
16 improvements in any combination among its customer sectors. An  
17 urban retail water supplier shall avoid placing a disproportionate  
18 burden on any customer sector.

19 (c) For an urban retail water supplier that supplies water to a  
20 United States Department of Defense military installation, the  
21 urban retail water supplier's implementation plan for complying  
22 with this part shall consider the prior water conservation of that  
23 military installation under federal Executive Order 13514.

24 (d) (1) Any ordinance or resolution adopted by an urban retail  
25 water supplier after the effective date of this section shall not  
26 require existing customers as of the effective date of this section,  
27 to undertake changes in product formulation, operations, or  
28 equipment that would reduce process water use, but may provide  
29 technical assistance and financial incentives to those customers to  
30 implement efficiency measures for process water. This section  
31 shall not limit an ordinance or resolution adopted pursuant to a  
32 declaration of drought emergency by an urban retail water supplier.

33 (2) This part shall not be construed or enforced so as to interfere  
34 with the requirements of Chapter 4 (commencing with Section  
35 113980) to Chapter 13 (commencing with Section 114380),  
36 inclusive, of Part 7 of Division 104 of the Health and Safety Code,  
37 or any requirement or standard for the protection of public health,  
38 public safety, or worker safety established by federal, state, or

- 1 local government or recommended by recognized standard setting
- 2 organizations or trade associations.

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**DISCUSSION ITEM**

May 17, 2010

**TO: Public Affairs & Legislation Committee**  
(Directors Hinman, Dick, Clark)

**FROM:** Kevin Hunt  
General Manager

Staff Contact: David J. Cordero

**SUBJECT: UPDATE ON PAST STATE GRANT FUNDING RECEIVED FOR ORANGE COUNTY WATER PROJECTS**

**STAFF RECOMMENDATION**

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Staff recommends the Committee receive and file the report.

**COMMITTEE RECOMMENDATION**

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Committee recommends (To be determined at Committee Meeting)

**SUMMARY**

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A request was made at the March meeting of the Public Affairs & Legislation Committee for information on past state grant funding received for Orange County water projects. This was in relation to the committee's discussion and subsequent recommendation of support for the November 2010 water bond.

The following documents provide an overview of funding awards for Orange County projects from Propositions 40 and 50, as well as the allocation balance report and available funding from Proposition 84.

- **Proposition 40** – California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002.
- **Proposition 50** – Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002.
- **Proposition 84** – Water Quality, Safety and Supply. Flood Control. Natural Resource Protection. Park Improvements.

<b>Budgeted (Y/N):</b> N/A	Budgeted amount:
<b>Action item amount:</b>	Line item:
<b>Fiscal Impact (explain if unbudgeted):</b>	



# Proposition 84 Allocation Balance Report

as of January 29, 2010

Public Resources Code 75000 et sec.

Public Resources Code		Department Program	Allocation	Program Committed/Proposed	Distributed Statewide Costs	True Balance	Balance (state-wide separated)
Chapter	SubSection						
Ch. 2	75021	Department of Public Health: Emergency water grants	10,000,000	539,914	350,000	9,110,086	9,460,086
Ch. 2	75022	Department of Public Health: Small community water grants	180,000,000	109,094,417	6,300,000	64,605,583	70,905,583
Ch. 2	75023	Department of Public Health: Safe Drinking Water State Revolving Fund	50,000,000	0	1,750,000	48,250,000	50,000,000
Ch. 2	75024	State Water Resources Control Board: State Water Pollution Control Revolving Fund	80,000,000	75,318,651	2,800,000	1,881,349	4,681,349
Ch. 2	75025	Department of Public Health: Groundwater Contamination grants/loans	60,000,000	52,065,578	2,100,000	5,834,422	7,934,422
Ch. 2	75026	Department of Water Resources: Integrated Regional Water Management	1,000,000,000	472,566,751	35,000,000	492,433,249	527,433,249
Ch. 2	75029	Department of Water Resources: Delta Water Quality Grants	130,000,000	93,250,000	4,550,000	32,200,000	36,750,000
Ch. 2	75029.5	State Water Resources Control Board: Agricultural Discharge	15,000,000	14,303,907	525,000	171,093	696,093
Ch. 3	75031	Department of Water Resources: Flood Prevention Planning	30,000,000	30,000,000	1,050,000	-1,050,000	0
Ch. 3	75032	Department of Water Resources: Flood Control Projects	275,000,000	275,000,000	9,625,000	-9,625,000	0
Ch. 3	75032.5	Department of Water Resources: Flood Protection Corridor projects	40,000,000	38,600,000	1,400,000	0	1,400,000
Ch. 3	75033	Department of Water Resources: Flood Control Projects: Delta	275,000,000	269,143,453	9,625,000	-3,768,453	5,856,547
Ch. 3	75034	Department of Water Resources: Flood Control Projects	180,000,000	173,652,450	6,300,000	47,550	6,347,550
Ch. 4	75041	Department of Water Resources: Water supply, conveyance and flood control systems	65,000,000	44,567,560	2,275,000	18,157,440	20,432,440
Ch. 5	75050(a)	Department of Fish and Game: Bay-Delta and coastal fishery restoration	180,000,000	166,430,659	6,300,000	7,269,341	13,569,341
Ch. 5	75050(b)	Various: Water Conservation Projects (including Salton Sea)	90,000,000	81,887,000	3,150,000	4,963,000	8,113,000
Ch. 5	75050(c)	Department of Water Resources: Public access with State Water Project	54,000,000	15,103,000	1,890,000	37,007,000	38,897,000
Ch. 5	75050(d)	Various: River Parkway Program	72,000,000	63,542,175	2,520,000	5,937,825	8,457,825
Ch. 5	75050(e)	Department of Water Resources: Urban Streams Restoration Program	18,000,000	17,370,000	630,000	0	630,000
Ch. 5	75050(f)	San Joaquin River Conservancy: Conservancy Projects	36,000,000	34,551,098	1,260,000	188,902	1,448,902
Ch. 5	75050(g)(1)	Rivers and Mountains Conservancy: Los Angeles and San Gabriel River Watersheds	36,000,000	30,772,193	1,260,000	3,967,807	5,227,807
Ch. 5	75050(g)(2)	Santa Monica Mountains Conservancy: Upper Los Angeles Watershed	36,000,000	34,692,027	1,260,000	47,973	1,307,973



# Proposition 84 Allocation Balance Report

as of January 29, 2010

Public Resources Code 75000 et sec.

Public Resources Code		Department Program	Allocation	Program Committed/Proposed	Distributed Statewide Costs	True Balance	Balance (state-wide separated)
Chapter	SubSection						
Ch. 5	75050(h)	Coachella Valley Mountains Conservancy: Conservancy projects	36,000,000	34,740,000	1,260,000	0	1,260,000
Ch. 5	75050(i)	State Coastal Conservancy: Santa Ana River Parkway projects	45,000,000	33,050,000	1,575,000	10,375,000	11,950,000
Ch. 5	75050(j)	Sierra Nevada Conservancy: Conservancy projects	54,000,000	52,110,000	1,890,000	0	1,890,000
Ch. 5	75050(k)	California Tahoe Conservancy: Conservancy projects	36,000,000	34,739,017	1,260,000	983	1,260,983
Ch. 5	75050(l)	California Conservation Corps: Conservation Corps projects	45,000,000	42,493,146	1,575,000	931,854	2,506,854
Ch. 5	75050(m)	State Water Resources Control Board: Stormwater contamination prevention and reduction	90,000,000	63,213,137	3,150,000	23,636,863	26,786,863
Ch. 5	75050(n)	Secretary for Natural Resources: San Joaquin River settlement	100,000,000	73,302,738	3,500,000	23,197,262	26,697,262
Ch. 6	75055(a)	Wildlife Conservation Board: Forest conservation and protection projects	180,000,000	181,290,497	6,300,000	-7,590,497	-1,290,497
Ch. 6	75055(b)(1)	Wildlife Conservation Board: Habitat protection and rehabilitation	135,000,000	135,968,857	4,725,000	-5,693,857	-968,857
Ch. 6	75055(c)	Wildlife Conservation Board: Natural Community Conservation Plans	90,000,000	82,407,976	3,150,000	4,442,024	7,592,024
Ch. 6	75055(d)	Various: Agricultural/oaklands/rangelands land preservation	45,000,000	43,425,000	1,575,000	0	1,575,000
Ch. 7	75060(a)	State Water Resources Control Board: Beaches and coastal waters	90,000,000	61,372,149	3,150,000	25,477,851	28,627,851
Ch. 7	75060(b)	State Coastal Conservancy: Conservancy projects	135,000,000	122,298,998	4,725,000	7,976,002	12,701,002
Ch. 7	75060(c)	State Coastal Conservancy: San Francisco Bay Area Conservancy projects	108,000,000	82,636,641	3,780,000	21,583,359	25,363,359
Ch. 7	75060(d)(1)	Santa Monica Mountains Conservancy: Projects in Santa Monica Bay and its watersheds	20,000,000	18,350,270	700,000	949,730	1,649,730
Ch. 7	75060(d)(2)	Baldwin Hills Conservancy: Conservancy projects	10,000,000	9,650,000	350,000	0	350,000
Ch. 7	75060(d)(3)	Rivers and Mountains Conservancy: Projects in Santa Monica Bay and its watersheds	15,000,000	12,565,930	525,000	1,909,070	2,434,070
Ch. 7	75060(e)	State Coastal Conservancy: Projects in Monterey Bay and its watersheds	45,000,000	38,045,000	1,575,000	5,380,000	6,955,000
Ch. 7	75060(f)	State Coastal Conservancy: Projects in San Diego Bay and adjacent watersheds	27,000,000	22,850,000	945,000	3,205,000	4,150,000
Ch. 7	75060(g)	State Coastal Conservancy: California Ocean Protection Trust Fund	90,000,000	86,850,000	3,150,000	0	3,150,000
Ch. 8	75063(a)	California State Parks: State Park System projects	400,000,000	310,272,629	14,000,000	75,727,371	89,727,371
Ch. 8	75063(b)	California State Parks: Nature Education and research facilities grants	100,000,000	96,500,000	3,500,000	0	3,500,000



# Proposition 84 Allocation Balance Report

as of January 29, 2010

Public Resources Code 75000 et sec.

Public Resources Code		Department Program	Allocation	Program Committed/Proposed	Distributed Statewide Costs	True Balance	Balance (state-wide separated)
Chapter	SubSection						
Ch. 9	75065 (a)	Various: Urban forestry grants	90,000,000	22,960,111	3,150,000	63,889,889	67,039,889
Ch. 9	75065 (b)	California State Parks: Competitive grants for local an regional parks	400,000,000	202,546,512	14,000,000	183,453,488	197,453,488
Ch. 9	75065 (c)	Various: Planning grants and planning incentives	90,000,000	12,220,000	3,150,000	74,630,000	77,780,000
Ch. 10/11	75078 et sec.	Statewide costs requiring appropriations	0	188,580,000	-188,580,000	0	-188,580,000
Total Appropriations			\$5,388,000,000	\$4,156,889,440	\$0	\$1,231,110,560	\$1,231,110,560

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
Proposition 40 Awards**

<b>PROGRAM/PROJECT NAME</b>	<b>CITY</b>	<b>PROGRAM</b>	<b>AWARD AMOUNT</b>
Iglesia Park & Community Building Rehab	Aliso Viejo	Per Capita	\$ 220,000
Iglesia Park Community Building Rehab	Aliso Viejo	Roberti-Z'Berg-Harris	\$ 114,272
Founders Park Development	Anaheim	Per Capita	\$ 963,272
Pedestrian/Bikeway Path Project	Anaheim	Per Capita	\$ 600,900
Anaheim Independencia Community Center Improvements	Anaheim	Per Capita	\$ 104,500
East Anaheim Youth Center Gymnasium	Anaheim	Per Capita	\$ 508,728
East Anaheim Youth Center/Gymnasium	Anaheim	Roberti-Z'Berg-Harris	\$ 1,477,038
West Anaheim Gymnasium	Anaheim	Murray-Hayden competitive grants	\$ 2,460,000
Tiger Woods Learning Center	Anaheim	Urban Park grants	\$ 3,000,000
Yorba Regional Park Picnic Shelters	Anaheim	Per Capita	\$ 330,000
Yorba Regional Park Playground Replacement	Anaheim	Per Capita	\$ 176,571
2002 Resources Bond Act - Per Capita	Brea	Per Capita	\$ 913
Arovista Concrete Picnic Tables	Brea	Per Capita	\$ 24,613
City Hall Park - Phase II	Brea	Roberti-Z'Berg-Harris	\$ 99,785
Concession Stand Repairs	Brea	Per Capita	\$ 30,440
Olinda Oil Museum And Trail - Phase II	Brea	Per Capita	\$ 25,000
Olinda Ranch Park Extension	Brea	Per Capita	\$ 6,000
Park Drinking Fountain Replacement Project	Brea	Per Capita	\$ 14,917
Park Play Structure Replacement Project	Brea	Per Capita	\$ 17,064
Park Restroom Hand Dryers	Brea	Per Capita	\$ 7,160
Park Slides	Brea	Per Capita	\$ 3,372
Replacement Of Backstops And Dugouts	Brea	Per Capita	\$ 88,631
Replacement Of Park Ordinance Signage	Brea	Per Capita	\$ 1,890
Olinda Historic Trail	Brea	Environmental Acquisition/Restoration	\$ 98,050
Tonner Canyon Acquisition Project	Brea	Environmental Acquisition/Restoration	\$ 1,520,200
Carbon Canyon Regional Park-Roof Repair	Brea	Roberti-Z'Berg-Harris	\$ 38,475
Ballfield Rehab	Buena Park	Roberti-Z'Berg-Harris	\$ 50,000
Beat Park Walkway/Trail	Buena Park	Roberti-Z'Berg-Harris	\$ 20,000
Brenner Park Rehabilitation	Buena Park	Per Capita	\$ 100,000
Peak Park Basketball Court Lighting	Buena Park	Per Capita	\$ 50,000
San Antonio Park Ballfield Rehab	Buena Park	Per Capita	\$ 1,000
San Marino Park Improvement	Buena Park	Roberti-Z'Berg-Harris	\$ 146,087
Smith Murphy Park Rehabilitation	Buena Park	Per Capita	\$ 200,000

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
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Ralph B. Clark Regional Park-Picnic Shelters	Buena Park	Roberti-Z'Berg-Harris	\$	84,450
Grant Howald Park Basketball Court Replacement	Corona Del Mar	Per Capita	\$	65,340
Angels Playground At Tewinkle Park	Costa Mesa	State Urban Parks and Healthy Communities	\$	930,000
Tewinkle Park Athletic Complex	Costa Mesa	Per Capita	\$	487,000
Tewinkle Skatepark	Costa Mesa	Roberti-Z'Berg-Harris	\$	299,760
Community Center Modernization And Expansion	Cypress	Per Capita	\$	220,000
Community Center Modernization And Expansion	Cypress	Roberti-Z'Berg-Harris	\$	127,946
Rehabilitation Of Sewage Lift Station No. 13	Dana Point	Clean Beaches Program -- SWRCB	\$	117,400
Rehabilitation Of Sweage Lift Station No. 14	Dana Point	Clean Beaches Program -- SWRCB	\$	104,100
Doheny Sb , Picnic Area Upgrades	Dana Point	ADA projects	\$	134,333
Doheny Sb, Comfort Station	Dana Point	ADA projects	\$	300,000
Doheny Sb, New Lifeguard Headquarters	Dana Point	Doheny SB: New Lifeguard Headquarters	\$	1,121,000
Doheny Sb, New Lifeguard Headquarters	Dana Point	Doheny SB: New Lifeguard Headqtrters	\$	191,000
Doheny Sb, New Lifeguard Headquarters	Dana Point	Doheny SB: New Lifeguard Headquarters	\$	263,000
Doheny Sb, New Lifeguard Headquarters	Dana Point	Doheny SB: New Lifeguard Headquarters	\$	293,000
Sea Terrace Park Phase I	Dana Point	Roberti-Z'Berg-Harris	\$	97,483
Sea Terrace Park Phase I	Dana Point	Per Capita	\$	220,000
Capistrano Beach Storm Drain Diversion Project	Dana Point	Clean Beaches Program -- SWRCB	\$	500,000
Del Obispostorm Drain Treatment And Low Flow Diversion Project	Dana Point	Clean Beaches Program -- SWRCB	\$	500,000
Salt Creek Storm Drain Treatment Project	Dana Point	Clean Beaches Program -- SWRCB	\$	4,000,000
Dana Point Harbor Urban Runoff/Bird Diversion/Trash Reduction Project	Dana Point	Clean Beaches Program -- SWRCB	\$	130,000
Fountain Valley Recreation Center	Fountain Valley	Per Capita	\$	621,000
Fountain Valley Recreation Center Sports Fields	Fountain Valley	Roberti-Z'Berg-Harris	\$	151,369
Mile Square Regional Park--Group Picnic Shelter	Fountain Valley	Per Capita	\$	23,345
Smartimer/Edgescape Evaluation Program (Seep)	Fountain Valley	Urban Storm Water Grant Program -- SWRCB	\$	992,000
Fullerton Historic Theatre Foundation (Fox Fullerton Theatre)	Fullerton	California Cultural and Historical Endowment	\$	1,983,375
Laguna Lake Park	Fullerton	Environmental Acquisition/Restoration	\$	500,000
Valencia Park Rehabilitation Phase Ii	Fullerton	Roberti-Z'Berg-Harris	\$	350,126
Adlena, Byerrum, & Valencia Parks Renovation	Fullerton	Per Capita	\$	569,000
Craig Regional Park - Wood Support Members	Fullerton	Roberti-Z'Berg-Harris	\$	76,618
Buena Clinton Youth And Family Center	Garden Grove	Murray-Hayden competitive grants	\$	2,451,000
Garden Grove Sports And Recreation Center	Garden Grove	Per Capita	\$	1,407,180
Garden Grove Sports And Recreation Center	Garden Grove	Roberti-Z'Berg-Harris	\$	456,545
Huntington Beach Wetlands Conservancy - Bond	Huntington Beach	Portion of support budget	\$	30,693

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
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Wetlands And Wildlife Care Center	Huntington Beach	WCB acquisitions and restorations	\$	352,015
Huntington Sb, Expand Lifeguard Headquarters/Training Facility	Huntington Beach	Huntington SB: Expand Lifeguard Headqtrs/T	\$	190,000
Huntington Sb, Expand Lifeguard Headquarters/Training Facility	Huntington Beach	Huntington SB: Expand Lifeguard Headquarte	\$	3,736,000
Edison Youth Sports Complex Reconfiguration	Huntington Beach	Roberti-Z'Berg-Harris	\$	526,949
Edison Youth Sports Complex Reconfiguration	Huntington Beach	Per Capita	\$	856,000
Huntington Beach Wetland Restoration Plan	Huntington Beach	Conservancy Programs	\$	300,000
Bolsa Chica Lowlands Restoration	Huntington Beach	Conservancy Programs	\$	10,000,000
Bolsa Chica Lowlands Restoration	Huntington Beach	Watershed Restoration Projects: General -- S	\$	10,000,000
Santa Ana River Trail Project	Huntington Beach/Yorba Linda	Santa Ana River	\$	2,370,000
Mason Regional Park Playground Equip (Phase Ii)	Irvine	Per Capita	\$	125,000
2002 Resources Bond Act - Per Capita	La Habra	Per Capita	\$	267,000
La Bonita Park Improvement Project	La Habra	Roberti-Z'Berg-Harris	\$	164,367
Community Center Rehabilitation	La Palma	Per Capita	\$	220,000
Community Center Renovation	La Palma	Roberti-Z'Berg-Harris	\$	42,920
Crystal Cove Sp, Emergency Sewer Repairs	Laguna Beach	Deferred park maintenance: Facilities	\$	30,000
Crystal Cove Sp, Interim Management Repairs	Laguna Beach	Deferred park maintenance: Facilities	\$	294,000
Crystal Cove Sp, Rehabilitate Historic Cottages/Infrastructure	Laguna Beach	Crystal Cove SP: Rehabilitate Historic Cottage	\$	9,200,000
Crystal Cove Sp, Rehabilitate Historic Cottages/Infrastructure	Laguna Beach	Crystal Cove SP: Rehabilitate Historic Cottage	\$	567,000
Visitor Center Interpretive Exhibits	Laguna Beach	Crystal Cove SP: Rehabilitate Historic Cottage	\$	215,000
Bluebird Park Renovation	Laguna Beach	Per Capita	\$	220,000
Bluebird Park Renovation	Laguna Beach	Roberti-Z'Berg-Harris	\$	65,801
Aliso Beach Concession/Restroom	Laguna Beach	Per Capita	\$	700,000
Laguna Coast Wilderness Park - Nix Interpretive Center	Laguna Beach	Per Capita	\$	100,000
Laguna Beach And Laguna Main Beach Storm Drain Pollution Control Projects	Laguna Beach	Clean Beaches Program -- SWRCB	\$	700,000
Laguna Beach And Laguna Main Beach Storm Drain Pollution Control Projects	Laguna Beach	Clean Beaches Program -- SWRCB	\$	500,000
Aliso Beach Design Assistance	Laguna Beach	Conservancy Programs	\$	160,000
Beckenham Park Cip No. 229	Laguna Hills	Roberti-Z'Berg-Harris	\$	91,526
Mandeville Park Improvements	Laguna Hills	Per Capita	\$	220,000
Crown Valley Community Park Synthetic Turf	Laguna Niguel	Per Capita	\$	279,000
Synthetic Turf Field Replacement	Laguna Niguel	Roberti-Z'Berg-Harris	\$	171,949
Laguna Niguel Regional Park	Laguna Niguel	Roberti-Z'Berg-Harris	\$	86,109
City Centre Park	Laguna Woods	Per Capita	\$	195,000
Woods End Access Entry	Laguna Woods	Roberti-Z'Berg-Harris	\$	45,492
Woods End Access Entry	Laguna Woods	Per Capita	\$	25,000

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
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Etnies Skatepark Expansion	Lake Forest	Roberti-Z'Berg-Harris	\$	207,422
Serrano Creek Park	Lake Forest	Per Capita	\$	337,000
Little Cottonwood Playground Equipment	Los Alamitos	Per Capita	\$	49,730
Little Cottonwood Playground Equipment & Amenities	Los Alamitos	Roberti-Z'Berg-Harris	\$	31,682
Multi-Purpose Building	Los Alamitos	Per Capita	\$	170,270
Montecito Sewer Repair	Los Alamitos	Per Capita	\$	4,500
Rossmoor Park Roof Replacement	Los Alamitos	Per Capita	\$	5,291
Rush Park Auditorium Roof	Los Alamitos	Per Capita	\$	7,498
Rush Park Partition Wall Replacement	Los Alamitos	Per Capita	\$	8,653
Sierra Recreation Center Renovations	Mission Viejo	Per Capita	\$	432,000
Sierra Recreation Center Renovations	Mission Viejo	Roberti-Z'Berg-Harris	\$	266,182
Norman P. Murray Community Center	Mission Viejo	Urban Park grants	\$	3,000,000
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Newport Beach	Roberti-Z'Berg-Harris	\$	66,320
Mariner'S Park Tennis Court Replacement	Newport Beach	Per Capita	\$	253,660
Mariners Park Youth Playground Replacement	Newport Beach	Roberti-Z'Berg-Harris	\$	130,000
Big Canyon Creek Restoration Project	Newport Beach	Conservancy Programs	\$	500,000
Environmental Nature Center (Raise The Roof)	Newport Beach	California Cultural and Historical Endowment	\$	1,209,375
Upper Newport Bay Ecological Restoration Project	Newport Beach	Conservancy Programs	\$	7,404,000
Crystal Cove Alliance (Crystal Cove State Park Historic District Restoration)	Newport Coast	California Cultural and Historical Endowment	\$	1,451,250
Irvine Regional Park Main Concession/Boathouse	Orange	Roberti-Z'Berg-Harris	\$	40,000
Grijalva Park Gymnasium & Sports Center	Orange	Urban Park grants	\$	2,000,000
Gymnasium/Sports Center	Orange	Per Capita	\$	1,584,000
Gymnasium/Sports Center	Orange	Roberti-Z'Berg-Harris	\$	359,874
2002 Resources Bond Act - Per Capita	Placentia	Per Capita	\$	220,000
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Placentia	Roberti-Z'Berg-Harris	\$	130,790
George Key Ranch Historic Park House Restoration	Placentia	Per Capita	\$	450,000
Regional Community Center	Rancho Santa Margarita	Per Capita	\$	550,780
Regional Community Center	Rancho Santa Margarita	Roberti-Z'Berg-Harris	\$	131,331
Rossmoor Park Drainage And Walkway Repair	Rossmoor	Per Capita	\$	174,809
Rush Park Gas Line Replacement	Rossmoor	Per Capita	\$	18,619
Casa Romantica Cultural Center And Gardens	San Clemente	California Cultural and Historical Endowment	\$	201,000
Talega Park #2 (Liberty Park)	San Clemente	Per Capita	\$	241,000
Talega Park No. 3	San Clemente	Roberti-Z'Berg-Harris	\$	148,661
Segunda Deshecha Canada (Mo2) Urban Runoff Treatment Facility	San Clemente	Clean Beaches Program -- SWRCB	\$	1,800,000

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
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San Clemente Coastal Rail Trail Construction	San Clemente	Conservancy Programs	\$	500,000
San Clemente Coastal Rail Trail Construction	San Clemente	Conservancy Programs	\$	500,000
San Clemente Coastal Trail - Phase 2 Construction	San Clemente	Conservancy Programs	\$	500,000
San Clemente Coastal Trail - Phase 2 Construction	San Clemente	Conservancy Programs	\$	500,000
Los Rios Park	San Juan Capistrano	Per Capita	\$	220,000
Los Rios Park	San Juan Capistrano	Roberti-Z'Berg-Harris	\$	93,963
Caspers Wilderness Park	San Juan Capistrano	Roberti-Z'Berg-Harris	\$	442,000
2002 Resources Bond Act - Per Capita	Santa Ana	Per Capita	\$	54,767
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Santa Ana	Roberti-Z'Berg-Harris	\$	(39,651)
Bomo Koral Play Equipment Improvements	Santa Ana	Per Capita	\$	165,370
Dan Young Soccer Complex Synthetic Turf	Santa Ana	Per Capita	\$	1,120,912
Heritage Park Restroom Roofing	Santa Ana	Roberti-Z'Berg-Harris	\$	23,550
Macarthur Blvd. Bike Trail Enhancement	Santa Ana	Roberti-Z'Berg-Harris	\$	19,200
Santa Ana Zoo Exhibit Development	Santa Ana	Per Capita	\$	100,000
Zoo Aviary Netting Replacement	Santa Ana	Roberti-Z'Berg-Harris	\$	312,333
Zoo Central Restroom Renovation	Santa Ana	Roberti-Z'Berg-Harris	\$	218,020
Old Courthouse Improvements	Santa Ana	Per Capita	\$	134,496
Coyoto And Carbon Creeks Watershed Management Plan	Santa Ana	Environmental Acquisition/Restoration	\$	100,000
Orange County Division Of League Of California Cities	Santa Ana	Environmental Acquisition/Restoration	\$	125,000
Santa Ana Stadium Restroom Upgrade	Santa Ana	Roberti-Z'Berg-Harris	\$	80,000
Santa Ana Stadium Synthetic Turf Installation	Santa Ana	State Urban Parks and Healthy Communities	\$	900,000
Stadium Disbursal Area Resurfacing	Santa Ana	Roberti-Z'Berg-Harris	\$	245,175
Santa Ana Stadium Electrical Room Renovation	Santa Ana	Roberti-Z'Berg-Harris	\$	113,118
Santa Anita Park Playground	Santa Ana	Per Capita	\$	16,093
Santa Anita Pool Renovation	Santa Ana	Per Capita	\$	54,858
Poche Beach Bmp Water Treatment System	Santa Ana	Clean Beaches Program -- SWRCB	\$	1,500,000
Adams Park Restroom/Concession Building Re-Roof	Santa Ana	Roberti-Z'Berg-Harris	\$	57,475
Heritage Park Parking Lot And Walkway	Santa Ana	Roberti-Z'Berg-Harris	\$	20,010
Jerome Center Renovation	Santa Ana	Murray-Hayden competitive grants	\$	2,500,000
Jerome Park Pool Building	Santa Ana	Roberti-Z'Berg-Harris	\$	100,000
Discovery Science Center (Delta III Rocket)	Santa Ana	California Cultural and Historical Endowment	\$	262,000
Discovery Science Center Of Orange County (Delta Interstage And Rs-68 Booster Project)	Santa Ana	California Cultural and Historical Endowment	\$	1,161,000
Cabrillo Park Restroom/Concession Bldg Re-Roof	Santa Ana	Roberti-Z'Berg-Harris	\$	97,270
Bowers Museum Of Cultural Art	Santa Ana	Opportunity grants	\$	4,000,000

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Fisher Park Log Cabin	Santa Ana	Roberti-Z'Berg-Harris	\$	35,280
Riverview Park Concession Building Re-Roof	Santa Ana	Roberti-Z'Berg-Harris	\$	20,010
2002 Resources Bond Act - Per Capita	Santa Ana	Per Capita	\$	255,633
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Santa Ana	Roberti-Z'Berg-Harris	\$	913,378
Madison Park Restroom/Concession Building Re-Roof	Santa Ana	Roberti-Z'Berg-Harris	\$	67,775
Memorial Park Improvements	Santa Ana	Roberti-Z'Berg-Harris	\$	107,540
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Seal Beach	Roberti-Z'Berg-Harris	\$	(66,884)
Bluebell Park Improvements	Seal Beach	Per Capita	\$	200,760
Eisenhower Park Restroom Rehabilitation	Seal Beach	Per Capita	\$	19,240
Rehabilitation Of Eisenhower Park Restrooms	Seal Beach	Roberti-Z'Berg-Harris	\$	66,884
City Of Seal Beach Open Space Opportunities	Seal Beach	Environmental Acquisition/Restoration	\$	100,000
Community Center Solar Power Project	Silverado	Per Capita	\$	12,796
Silverado Community Center Site Improvements	Silverado	Per Capita	\$	207,204
Harry M. Dotson Park	Stanton	Roberti-Z'Berg-Harris	\$	103,169
Veterans Memorial Park	Stanton	Per Capita	\$	220,000
O'Neil Park Oak Grove Restroom #1 Replacement	Trabuco Canyon	Per Capita	\$	491,800
O'Neill Regional Park Sewer	Trabuco Canyon	Roberti-Z'Berg-Harris	\$	4,214,628
2002 Resources Bond Act - Roberti-Z'Berg-Harris - Block Grant	Tustin	Roberti-Z'Berg-Harris	\$	187,113
Pioneer Road Park	Tustin	Per Capita	\$	304,000
Rec Trail Improvement	Villa Park	Per Capita	\$	220,000
Recreational Trails	Villa Park	Roberti-Z'Berg-Harris	\$	16,721
2002 Resources Bond Act - Per Capita	Westminster	Per Capita	\$	220
Hoover Park Expansion	Westminster	Roberti-Z'Berg-Harris	\$	242,895
Hoover Park Expansion	Westminster	Per Capita	\$	236,466
Rose Center	Westminster	Per Capita	\$	1,135,534
Upgrades To Eight Ballfields	Westminster	Per Capita	\$	21,780
Bryant Ranch Park	Yorba Linda	Roberti-Z'Berg-Harris	\$	164,638
Bryant Ranch Park Phase 1	Yorba Linda	Per Capita	\$	267,000
Chino Hills Sp, Coal Canyon Biological Corridor Restoration	Yorba Linda	Chino Hills SP: Coal Canyon Biological Corridor	\$	164,000
Chino Hills Sp, Coal Canyon Biological Corridor Restoration	Yorba Linda	Chino Hills SP: Coal Canyon Wildlife Corridor	\$	1,054,000
Arundo Control	N/A	Deferred park maintenance: Natural	\$	42,000
Exotic Grassland Species Control, Pilot Study	N/A	Deferred park maintenance: Natural	\$	8,000
Maintain Coastal Bluff Community - Follow Up Plantings	N/A	Deferred park maintenance: Natural	\$	9,000
Maintain Coastal Sage Scrub Community - Artichoke Thistle Control, Bowl Area, Phase I	N/A	Deferred park maintenance: Natural	\$	21,000

**California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002  
Proposition 40 Awards**

Maintain Coastal Sage Scrub Community - Artichoke Thistle Removal, Moro Canyon	N/A	Deferred park maintenance: Natural	\$	20,000
Seal Beach Pier Deck Rehabilitation	N/A	WCB acquisitions and restorations	\$	200,316
Trabuco Creek Fish Passage Steelhead Restoration	N/A	WCB acquisitions and restorations	\$	357,344
Trabuco Canyon	N/A	WCB acquisitions and restorations	\$	1,800,000
2002 Resources Bond Act - Per Capita	(Unknown)	Per Capita	\$	630

**WATER SECURITY, CLEAN DRINKING WATER, COASTAL AND BEACH PROTECTION ACT OF 2002  
Proposition 50 Awards**

<b>PROGRAM/PROJECT NAME</b>	<b>CITY</b>	<b>PROGRAM</b>	<b>AWARD AMOUNT</b>
Wadsworth Well Destruction	Anaheim	Drinking water infrastructure - bal/Cal	\$ 183,285.00
City Of Anaheim Well Destruction Project	Anaheim	Water management - [DWR]	\$ 250,000.00
Burris Basin Interpretive Loop Trail	Anaheim	River parkways	\$ 2,500,000.00
Ocean Institute Seaside Learning Center	Dana Point	Coastal watershed protection - access	\$ 1,000,000.00
<b>Test Slant Well - Pilot Plant Treatment And Testing Phase - Pilot/Demo</b>	<b>Dana Point</b>	<b>Desalination</b>	<b>\$ 1,500,000.00</b>
Huntington Beach Wetlands & Wildlife Care Center	Huntington Beach	Coastal watershed protection - access	\$ 57,615.00
Huntington Beach Wetlands & Wildlife Care Center	Huntington Beach	Coastal watershed protection - access	\$ 6,292,006.00
East Garden Grove Wintersburg Channel Urban Runoff Diversion-Phase I	Huntington Beach	Coastal waters - restore/protect	\$ 687,500.00
Brookhurst Marsh Wetlands Acquisition	Huntington Beach	Coastal watershed protection	\$ 865,000.00
Mgmt Systems For Monitoring And Control Of Nitrification	Irvine	Drinking water infrastructure - bal/Cal	\$ 1,609,234.00
Irvine Desalter Project And South Irvine Brine Line - Construction	Irvine	Desalination	\$ 300,000.00
Heisler Park Asbs Protection And Preservation Project	Laguna Beach	Clean water/water quality	\$ 1,000,000.00
Pismo Beach Source Identifacation Project	Laguna Beach	Clean water/water quality	\$ 660,368.00
<b>South Orange County Emergency Interconnections Security</b>	<b>Las Flores</b>	<b>Drinking water systems protection</b>	<b>\$ 8,000,000.00</b>
Central Coastal Orange County Icwmp Plan	Newport Beach	Water management - [SWRCB] - S. Cal	\$ 397,500.00
\$400,000.00	Newport Beach	Coastal watershed protection - access	\$ 400,000.00
17Th Street Triangle Trail Access Site	Santa Ana	River parkways	\$ 187,000.00
Edna Park Trailside Rest Area Project	Santa Ana	River parkways	\$ 400,000.00
Epidemiology Study To Assess Beneficial Use Loss From Nonpoint Sources Of Bacteria	Westminster	Clean water/water quality	\$ 3,000,000.00
Epidemiology Study To Assess Swimmer Health Risk From Nps Sources Of Bacteria	Westminster	Clean water/water quality	\$ 1,500,000.00
Watershed Coordinator Funding	N/A	Watershed	\$ 60,844.00
Watershed Coordinator Funding	N/A	Watershed	\$ 67,400.00
Newport Bay - San Diego Creek Irwmp	N/A	Water management - [DWR]	\$ 487,000.00
Wildomar Recycled Water Project	N/A	Urban/agricultural water conservation	\$ 4,000,000.00
Recycled Water Program Expansion Group 3 Facilities	N/A	Urban/agricultural water conservation	\$ 2,029,716.00
Bolsa Chica Ecological Reserve, Public Access Bridge	N/A	Coast wetlands - S. Calif (5 counties)	\$ 91,305.00
Upper Newport Bay Ecological Reserve, Shellmaker Island Wetland Restoration	N/A	Coast wetlands - S. Calif (5 counties)	\$ 69,000.00
Upper Newport Bay Ecosystem Restoration	N/A	Regional habitat/water quality/supply	\$ 2,000,000.00
Bolsa Chica Lowlands Restoration	N/A	Coast wetlands - S. Calif (5 counties)	\$ 10,000,107.00
Trabuco Creek Metrolink Fish Passage, Phase I	N/A	Coast wetlands - S. Calif (5 counties)	\$ 489,736.00
Trabuco Creek Metrolink Fish Passage, Phase I	N/A	Regional habitat/water quality/supply	\$ 281,458.00
Bolsa Chica Ecological Reserve, Expansion 1	N/A	Coast wetlands - S. Calif (5 counties)	\$ 65,064,866.00
Bolsa Chica Ecological Reserve, Expansion 2	N/A	Coast wetlands - S. Calif (5 counties)	\$ 12,337,365.00

**WATER SECURITY, CLEAN DRINKING WATER, COASTAL AND BEACH PROTECTION ACT OF 2002**  
**Proposition 50 Awards**

Upper Newport Bay Ecological Reserve	N/A	Coast wetlands - S. Calif (5 counties)	\$	3,186.00
Upper Newport Bay Ecological Reserve Exchange	N/A	Coast wetlands - S. Calif (5 counties)	\$	640.00

**Proposition 84**  
**Water Quality, Safety and Supply. Flood Control.**  
**Natural Resource Protection. Park Improvements.**

**Available Funding**

(amounts in thousands)	Allocation	Committed <sup>1</sup>	Balance
<a href="#">Ch. 2 Safe Drinking Water and Water Quality Projects</a>	\$1,525,000	\$817,139	\$707,861
<a href="#">Ch. 3 Flood Control</a>	\$800,000	\$786,396	\$13,604
<a href="#">Ch. 4 Statewide Water Planning and Design</a>	\$65,000	\$44,568	\$20,432
<a href="#">Ch. 5 Protection of Rivers, Lakes and Streams</a>	\$928,000	\$777,996	\$150,004
<a href="#">Ch. 6 Forest and Wildlife Conservation</a>	\$450,000	\$443,092	\$6,908
<a href="#">Ch. 7 Protection of Beaches, Bays and Coastal Waters</a>	\$540,000	\$454,619	\$85,381
<a href="#">Ch. 8 Parks and Nature Education Facilities</a>	\$500,000	\$406,773	\$93,227
<a href="#">Ch. 9 Sustainable Communities and Climate Change Reduction</a>	\$580,000	\$237,727	\$342,273
<a href="#">Ch. 10/11 Statewide Bond Cost</a>	\$0	\$188,580	(\$188,580)
Totals:	\$5,388,000	\$4,156,890	\$1,231,110



**DISCUSSION ITEM**

May 17, 2010

**TO: Public Affairs and Legislation Committee**  
(Directors Hinman, Dick, Clark)

**FROM: Kevin Hunt**  
General Manager

**Staff Contact: Jessica J. Hanley**  
Darcy M. Burke

**SUBJECT: WEBSITE REFRESH**

**STAFF RECOMMENDATION**

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Staff recommends that the PAL Committee discuss the website refresh and direct staff to continue working with the selected website contractor, 34 North.

**COMMITTEE RECOMMENDATION**

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To be determined at PAL Committee Meeting

**SUMMARY**

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Staff is working with 34 North, the selected website vendor, to refresh the MWDOC website. The project will be broken into two separate phases that will be implemented simultaneously. Phase one focuses on refreshing the website design and layout, implementing a new navigation system, revising the calendar function, developing a new content management system, and other back-end website development work. Phase one will cost \$10,000 and is expected to be complete by July 2010. Phase two of the project will focus on integration of web 2.0 components, including RSS feeds, streaming video, integration with social media sites (e.g., Facebook), photo sharing, and a secure member agency login. Phase two will cost approximately \$13,000 and is expected to be complete by fall 2010.

**DETAILED REPORT**

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A project kick-off meeting was held on April 29, 2010, with the selected website contractor, 34 North. Since then, staff and 34 North have been working on developing the new user interface and web graphics. A draft homepage template is included below. (Please note that the main image in the upper left hand corner is only a placeholder.) The homepage

<b>Budgeted (Y/N): Yes</b>	Budgeted amount: \$10,000
<b>Action item amount:</b>	Line item:
<b>Fiscal Impact (explain if unbudgeted):</b> Phase one is budgeted at \$10,000; phase two, per PAL committee's direction, will be included for an additional \$13,000.	

template was designed based on the specific needs of the District and its customers. The homepage will feature a slideshow of images in the upper left corner; these images can be updated by staff to reflect current District activities and events. The homepage also integrates several key components of the MWDOC identity, including the District logo (website optimized), the water glass, and the OC Water Hero mascot. Within the homepage, there will be space for announcements, press releases, news stories (or other key headlines), and a brief overview of the District. Visitors to the site will be able to sign-up for our eCurrents newsletter directly from the homepage.

Concurrent to the development of the new user interface and graphics, staff and the consultant are finalizing the new navigation structure. The consultant is also working on back-end components such as the database schema, CSS web templates, Flash motion graphics, a new content management system, and more. Staff will continue to update the committee as the project progresses.



Sign In [Customer Service](#) Search keyword

Share    

## About MWDOC

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## Announcements

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News Headlines [Praesent pede. Suspendisse potenti. Curabitur vehicula, nunc vel porta scelerisque, purus ante >>](#) [Read All >>](#)

### Board Meetings

The next Board Meeting is scheduled for Friday, April 30th [Click for more information](#)



### Conservation

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### Water Education

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## Press Releases

April 29, 2010: [Lorem ipsum dolor sit amet, consectetur adipiscing elit. Aliquam auctor nibh at quam. Vivamus dignissim](#)

April 25, 2010: [Lorem ipsum dolor sit amet, consectetur adipiscing elit. Aliquam auctor nibh at quam. Vivamus dignissim](#)



***Municipal Water District of Orange County, California***  
***Washington Update***  
*May 11, 2010*

**LEGISLATIVE REQUESTS FOR 2010**

<i>Potential Source of Funding</i>	<i>Description</i>	<i>Amount Requested</i>	<i>Status</i>
<b>Natural Resources Conservation Service – NRCS-- US Dept of Agriculture</b>	SmarTimer Irrigation Controller Installations	\$0.5M	To review, MWDOC has submitted this request to the Orange County Delegation for \$500,000 this year. Significantly, Representative Sanchez has submitted the request to the House Appropriations Committee. House Republicans have made a decision to not seek federal funds this year and as a result, our Republican Members did not submit any federal funding requests for any California interests. For the first time in many years, neither of the two California Senators requested funds for this project. Once this program is fully implemented, there will be a significant annual reoccurring savings of some 30,000 acre feet of water. \$150,000 was received for this project for MWDOC for this fiscal year.
<b>South Orange Coastal Ocean Water Desalination Project</b>	Federal Appropriations and an Authorization for Federal Funds for the Desalination Project	\$1.3 M	<b><i>Appropriations:</i></b> MWDOC has submitted a \$1.3 Million funding request with the Orange County Delegation and the two Senate Offices for federal funds for the South Orange Coastal Water Desalination Project. At printing time, Senator Boxer has submitted this request to the Interior Appropriations Committee. For the second straight month, Senator Feinstein has not published the list of her requests to the Interior and Environment Appropriations Committee. None of the House Offices submitted this request (again due in part to the fact that none of the Republican Members submitted requests this year as part of their one year moratorium on appropriations requests).

			<p>\$875,000 in federal funds were appropriated for a State and Tribal Assistance Grant (STAG Grant) for the Municipal Water District of Orange County for water infrastructure for the current fiscal year.</p> <p>This funding is planned for the South Orange Coastal Ocean Water Desalination Project.</p> <p><b>Authorizations:</b>  For 2010, Key Delegation Staffers are recommending that MWDOC maximize the State and Tribal Assistance Grant program at this time. To summarize as of May 2010, meetings have been held with both Senate offices and each has encouraged us to seek STAG Grant funding again this year. MWDOC is also continuing to explore funding through a pre-existing WRDA Authorization for California water infrastructure. A third strategy is to also work with the two Senate offices on seeking a separate MWDOC specific authorization in a “new” Water Resources Development Act that is likely to be drafted sometime in the future. In the past month, the Senate Environment and Public Works Committee has put out a “call” for water projects and MWDOC is in the process of submitting a Desal Project Authorization to each of the Senate Offices. The Committee doesn’t normally receive project requests from entities, projects are normally submitted through the respective Senator(s) of that particular state. Senator Boxer is Chairwoman of the Senate Committee of jurisdiction which is significant for California interests. Senator Feinstein is Chairwoman of the relevant Appropriations Committee for STAG Grants. The House offices have continued to be updated on events as well.</p>
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<b>GENERAL CONGRESSIONAL UPDATES</b>			
Congressional Session Status	<p>Among the key issues facing the Congress at the moment are: The Financial Services Reform Legislation, the oversight related issues of the BP Gulf Oil Spill, The Climate Control Bill, Immigration Reform, The Supreme Court Nomination of Elena Kagan and the passage of the Budget and the Appropriations Bills for next year.</p>		

*JCB 5/11/2010*



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**M E M O R A N D U M**

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**To:** MWDOC Public Affairs and Legislative Committee

**From:** Christopher Townsend, President  
Heather Dion Stratman, Senior Director  
Casey Elliott, Senior Legislative Associate

**Date:** May 17, 2010

**Subject:** Activity Report

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**State Political Highlights:**

While the Governor's release of the May Revise is expected within five days of this writing, there have been some recent developments that will have a large impact on the 2010-11 budget. Below are two items which you may be hearing about in the coming days.

The Governor indicated that he no longer supports the Tranquillon Ridge oil drilling project (commonly referred to as T-Ridge). This project, which was to be off of the coast of Santa Barbara, has been included in the Governor's budget for each of the last two years as a means of raising substantial funding for the State's general fund. In the Governor's January budget, the revenues from T-Ridge were estimated to be \$100 million for the 2010-11 fiscal year with an additional \$1.8 billion over the next 14 years.

When asked about the project, the Governor indicated that he no longer supports the project after seeing the devastation that has been caused by the massive oil spill in the Gulf of Mexico. The Governor indicated that the funding that the State would have received from the T-Ridge project is not worth the potential harm that would be done to the State's wildlife, natural resources, and economy in the event of a massive oil spill.

Secondly, and of larger impact to the State's budget, is news that the State's personal income tax collections for the month of April were significantly lower than originally projected. Specifically, the Governor's January budget projected that the State would collect \$10.2 billion in personal income tax in April, but the actual figures from the State Controller's Office show that the State only brought in \$6.9 billion. This shortfall in income tax collection caught many off-guard, as the State had exceeded its tax collection projections for each of the first three months of the year.

State officials are working to determine exactly why revenue collection fell off so steeply; some early theories are that the shortfall is due to some of the income tax modifications adopted in last year's budget (specifically the accelerated withholdings

provisions), increased use of tax credits and exemptions, and higher levels of unemployment.

Regardless of the reason for the revenue collection shortfall, the Governor will need to take the lower revenue level into account in his May Revise, meaning additional spending reductions or increased revenues. While the exact budget deficit is still being calculated, it is anticipated that next year's deficit will be over \$18 billion.

*\*TPA will provide a written and/or verbal update at the Committee meeting regarding the Governor's May Revise which is anticipated to be released on Friday, May 14.*



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 155</b>	<b>Local Government: Bankruptcy Proceedings</b>	<b>4/19/2010</b>	<b>MWDOC</b>	
<b>Mendoza [D]</b>	Provides that a local public entity may only file under federal bankruptcy law with the approval of the State Debt and Investment Advisory Commission.	From SENATE Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS	<b>Oppose (6/17/09)</b>	
<b>AB 1594</b>	<b>Sacramento-San Joaquin Delta: Peripheral Canal</b>	<b>4/27/2010</b>	<b>MWDOC</b>	
<b>Huber (D)</b>	Prohibits the construction of a peripheral canal that conveys water from a diversion point in the Sacramento River to a location south of the Sacramento San Joaquin Delta, unless expressly authorized by the Legislature. Requires the Legislative Analyst's Office to complete an economic feasibility analysis prior to the enactment of a statute authorizing the construction of a peripheral canal. Prohibits such canal from diminishing or negatively affecting the water supplies or rights in the watershed.	In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Held in committee.	<b>Oppose (1/20/10)</b>	<b>MWD - Oppose</b>
<b>AB 1664</b>	<b>Metropolitan Water District</b>	<b>4/8/2010</b>	<b>MWDOC</b>	
<b>Swanson (D)</b>	Amends the Metropolitan Water District Act which provides for the creation of metropolitan water districts, governed by a board of directors composed of at least one appointed representative of each member public agency. Requires that such representative be authorized to represent the appointing agency at all times. Prohibits the member agency from directing or instructing a board member to vote in a particular manner with respect to any question, order, resolution, or ordinance before the board.	To ASSEMBLY Committee on LOCAL GOVERNMENT.	<b>Oppose (4/21/10)</b>	<b>MWD - Oppose</b>



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 1677</b> <b>Caballero (D)</b>	<b>Public Resources</b> Grants an extension for an urban wholesale water supplier to prepare and adopt an urban water management plan. Revises plan requirements for urban water suppliers who supply water to a military installation. Designates the Secretary of Commerce as the new appointing entity for membership on the Sacramento San Joaquin Delta Conservancy board. Makes a technical correction in the Johnston Baker Andal Boatwright Delta Protection Act of 1992.	<b>5/6/2010</b> To SENATE Committee on NATURAL RESOURCES AND WATER.		<b>MWD - Oppose</b>
<b>AB 1774</b> <b>Saldana (D)</b>	<b>Recycled Water: State Agency Landscape Irrigation.</b> States legislative findings and declarations that the use of potable domestic water for the irrigation of landscaping generally is a waste or an unreasonable use of water if recycled water is available for such use. Authorizes a public agency, including local public agencies, to require a state agency whose property is located within the jurisdiction of the public agency to use recycled water for landscape irrigation or the property of that state agency if certain requirements are met.	<b>4/14/2010</b> In ASSEMBLY Committee on APPROPRIATIONS : To Suspense File.		
<b>AB 1780</b> <b>Yamada (D)</b>	<b>Delta Stewardship Council: Certification Consistency</b> Makes a technical, nonsubstantive change to existing law that requires the state or local public agency that proposes to undertake certain actions within the boundaries of the Sacramento-San Joaquin Delta or the Suisun Marsh to prepare, and submit to the Delta Stewardship Council, a specified written certification of consistency with a prescribed Delta Plan.	<b>2/9/2010</b> INTRODUCED.		
<b>AB 1793</b> <b>Saldana (D)</b>	<b>Common Interest Developments: Artificial Turf</b> Provides for creation and regulation of common interest developments. Provides for use of low-water-using plants as a group with a local water-efficient landscaper ordinance or water conservation measure. Provides that a provision governing documents of a common interest development would be void and unenforceable if it prohibits the use of artificial turf or any other synthetic surface that resembles grass. Provides that the association can use rules and regulations in existing governing documents.	<b>5/6/2010</b> To SENATE Committee on TRANSPORTATION AND HOUSING.	<b>MWDOC</b> <b>Support (3/10)</b>	<b>MWD - Support</b>



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 1797</b>	<b>Water Resources Development System: Delta Plan</b>	<b>4/28/2010</b>		
<b>Berryhill B (R)</b>	Requires the Department of Water Resources to undertake an expedited evaluation and feasibility study with regard to the implementation of a specified Delta Corridors Plan as part of the State Water Resources Development System, a study of specified impacts and benefits of the plan and to include in the study an assessment of a specified fish demonstration project, and to include with any recommendations the construction of specified facilities. Provides funds for the study from a specified bond act.	In ASSEMBLY Committee on APPROPRIATIONS : To Suspense File.		<b>MWD - Oppose</b>
<b>AB 1834</b>	<b>Rainwater Capture Act of 2010</b>	<b>4/28/2010</b>		
<b>Solorio (D)</b>	Enacts the Rainwater Capture Act of 2010. Authorizes a landowner to install, maintain, and operate a rainwater capture system meeting specified requirements. Requires the State Water Resources Control board to initiate a stakeholder process to develop guidelines for local agencies to address issues arising out of rainwater capture for nonpotable uses. Requires the board to submit recommendations as to appropriate guidelines to the Legislature and Governor.	In ASSEMBLY Committee on APPROPRIATIONS : To Suspense File.		
<b>AB 1843</b>	<b>Water Supply Security: Reports</b>	<b>3/4/2010</b>		
<b>Gilmore (R)</b>	Relates to the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002. Requires the Office of Homeland Security to submit confidential reports to the Legislature regarding the current security status of the state's existing drinking water systems and facilities, with a special focus on vulnerability to terrorist attacks and recommended actions necessary to correct the security status.	To ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION.		
<b>AB 1884</b>	<b>Local Water Supply Projects: Inventory</b>	<b>2/25/2010</b>		
<b>Galgiani (D)</b>	Requires the Department of Water Resources to conduct a statewide inventory of local regional water supply projects and post the results of the inventory on the department's Internet Web site.	To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 1886</b> Yamada (D)	<b>Water Use: Sacramento-San Joaquin Delta Watershed</b> Requires the Department of Water Resources, in preparing and updating the California Water Plan, to include a report on the progress toward meeting the goals for conservation, development, and use of the water resources of the state by reducing reliance on the Sacramento-San Joaquin Delta in meeting the state's future water supply needs.	<b>4/14/2010</b> In ASSEMBLY Committee on APPROPRIATIONS : To Suspense File.		
<b>AB 1929</b> Hall (D)	<b>Invasive Aquatic Species: Mussels</b> Provides that an operator of water delivery and storage facilities, who has prepared, initiated and is in compliance with a plan to control and eradicate dreissenid mussels would not be subject to any civil or criminal liability for the introduction of dreissenid mussel species as a result of operations of those facilities.	<b>5/6/2010</b> To SENATE Committee on NATURAL RESOURCES AND WATER.	<b>MWDOC</b> <b>Support (4/21/10)</b>	<b>MWD &amp; ACWA:</b> <b>Co-Sponsors</b>
<b>AB 1975</b> Fong (D)	<b>Water Charges and Meters: Multiunit Residential</b> Requires every water purveyor that provides water service to a multiunit residential structure or a mixed use residential and commercial structure to require the installation of meters or submeters on each individual dwelling unit as a condition of new water service to that property. Requires the owner or his or her agent, to charge occupants for water and sewer service based on the actual volume of water delivered and measured by the water meter or submeter.	<b>4/29/2010</b> Re-referred to ASSEMBLY Committee on APPROPRIATIONS . <b>Hearing:</b> <b>5/12/2010</b>		
<b>AB 1978</b> Harkey (R)	<b>Regional Water Quality Control Board: Communications</b> Exempts from the provisions of the Administrative Procedure Act pertaining to prohibited communications, specified ex parte communications relating to proceedings of the regional water quality control boards. Establishes requirements for the disclosure of ex parte communications relating to a matter before a regional board.	<b>4/13/2010</b> In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Failed passage.		



## Municipal Water District of Orange County Priority State Legislation

BILL	SUMMARY	LATEST ACTION	MWDOC POSITION	OTHER POSITIONS
<b>AB 2003</b> <b>Mendoza (D)</b>	<b>Legislative Bodies: Contracts and Appointments</b> Provides that any contract entered into or appointment made by a legislative body of a local agency during the period after close of the polls on election day for an election involving that legislative body and before a new member of the legislative body is sworn in to take office shall not take effect until the legislative body, which includes the newly elected member, has reviewed and approved the contract or appointment. Provides an exception.	<b>4/28/2010</b> In ASSEMBLY Committee on LOCAL GOVERNMENT: Not heard.		
<b>AB 2049</b> <b>Arambula (I)</b>	<b>State Water Resources Development System: Transfers</b> Prohibits a water user that transfers surface water pursuant to a contractual change in an entitlement to water from the State Water Project from replacing that surface water with groundwater, unless the groundwater use is consistent with provisions of existing law. prohibits a user that contracts for water from the project from transferring a portion of that water from agricultural use to municipal use, unless certain requirements are met. Prohibits a user from using groundwater on certain land.	<b>5/5/2010</b> In ASSEMBLY Committee on APPROPRIATIONS : To Suspense File.		<b>MWD - Oppose</b>
<b>AB 2092</b> <b>Huffman (D)</b>	<b>Delta Stewardship Council: Planning and Administration</b> Requires the Delta Stewardship Council to develop a long term financing plan to pay the costs of implementing the Delta Plan. Requires the plan to include fee proposals to pay for private benefits associated with the implementation of the plan. Prohibits the council from adopting a fee unless authorized by statute. Requires the council to seek and obtain early funding contributions from entities that may benefit from implementation of the plan, and to track those contributions to provide a fee credit.	<b>5/5/2010</b> In ASSEMBLY Committee on APPROPRIATIONS : Not heard.	<b>MWDOC</b> Proposed: <b>Neutral (5/17/10)</b> <i>Recent amendments have addressed initial concerns of Metropolitan and other agencies.</i> <b>Oppose unless Amended (3/17/10)</b>	<b>MWD - Oppose unless Amended</b>



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 2146</b> <b>Berryhill B (R)</b>	<b>Water Resources Bond Funds: Appropriations</b> Appropriates funds from Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act funds for certain safe drinking water, water quality, and water reliability projects.	<b>4/5/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.		
<b>AB 2277</b> <b>Fletcher (R)</b>	<b>Water Conservation: Urban Retail Water Suppliers</b> Amends existing law that imposes various water use reduction requirements that apply to urban retail water suppliers and that requires an urban retail water supplier that supplies water to a United States Department of Defense military installation to consider specified requirements. Requires an urban retail water supplier that supplies water to that described military installation, for the purpose of preparing that implementation plan, to consider the prior conservation of that military installation.	<b>5/6/2010</b> To SENATE Committee on NATURAL RESOURCES AND WATER.		
<b>AB 2304</b> <b>Huffman (D)</b>	<b>Groundwater Management Plans</b> Adds coordination with local planning agencies to develop and implement land use strategies that protect priority recharge areas to the list of authorized components of a groundwater management plan. Adds to the list of components that are required to be included in such management plan for specified funding purposes, an identification and map or prime recharge areas for the groundwater basin and potential threats to the replenish groundwater. Requires descriptions of such areas and threats thereto.	<b>5/10/2010</b> In ASSEMBLY. Read second time. To third reading.		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 2336</b> <b>Fuller (R)</b>	<b>Delta Stewardship Council</b> Requires the Delta Stewardship Council, in developing and adopting the Delta Plan, to direct the Delta Independent Science Board to conduct an assessment of certain stressors and populations of native fish species in the delta, the Sacramento and San Joaquin rivers, and the tributaries to those rivers below the rim dams of the central valley, and recommend changes in statute and actions by state agencies to remedy the situation in as timely a manner as possible.	<b>5/10/2010</b> In ASSEMBLY. Read second time. To third reading.		<b>MWD, Modesto Irrigation, Kern County Water:</b> Co-Sponsor
<b>AB 2405</b> <b>Buchanan (D)</b>	<b>Delta Flood Protection</b> Makes technical, nonsubstantive changes to the authority of the Department of Water Resources relative to the maintenance and improvement of levees in the Sacramento-San Joaquin Delta.	<b>4/8/2010</b> To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.		
<b>AB 2407</b> <b>Harkey (R)</b>	<b>Regional Water Quality Control Boards</b> Revises the description of the boundaries of the Santa Ana Regional Water Quality Control Board and the San Diego Regional Water Quality Control Board.	<b>4/20/2010</b> In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.	<b>MWDOC</b> <b>Support (4/21/10)</b>	
<b>AB 2409</b> <b>Nestande (R)</b>	<b>Urban Water Suppliers: Water Shortage Contingency</b> Requires an urban water supplier, for purposes of developing a water shortage contingency analysis, to analyze and define water features that are artificially supplied with water, including ponds, lakes, waterfalls, and fountains, separately from swimming pools and spas.	<b>5/6/2010</b> To SENATE Committee on NATURAL RESOURCES AND WATER.		



## Municipal Water District of Orange County Priority State Legislation

BILL	SUMMARY	LATEST ACTION	MWDOC POSITION	OTHER POSITIONS
<b>AB 2420</b> Huffman (D)	<b>Protected Species: Incidental Take</b> Amends the State Endangered Species Act that provides if a person obtains a federal incidental take permit for an endangered species, that no further authorization or approval is necessary under the state act if specified notification is made to the Director of Fish and Game. Requires the inclusion in that notice of specified additional information, including copy of the biological opinion along with an incidental take statement or a copy of the conservation plan with an incidental take permit.	<b>3/24/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.		
<b>AB 2422</b> Berryhill T (R)	<b>Urban Water Demand Management</b> Requires the Department of Water Resources to convene an expert scientific panel to review, and provide recommendations for, updates to the model water efficient landscape ordinance and proposed rules, regulations, and guidelines relating to urban residential water demand management.	<b>4/13/2010</b> In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Failed passage.		
<b>AB 2583</b> Hall (D)	<b>Water Treatment: Hazardous Materials</b> Requires the state Emergency Management Agency to adopt regulations to require a public water system or wastewater treatment plant that is a release stationary source and is required to prepare and submit a risk management plan to consider the use of safer technologies by the system or plant in the plan.	<b>4/22/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS <i>Hearing:</i> <b>5/19/10</b>		<b>MWD - Oppose unless Amended</b>
<b>AB 2595</b> Huffman (D)	<b>Agriculture: Pesticides: Water Quality: Waste Discharge</b> Requires the County Agricultural Commissioner to withhold the issuance of an operator identification number for pesticide use under certain conditions relating to water quality. Requires the State Water Resources Board or a regional board to provide notice to specified entities if an operator of the property is in violation of any specified water quality requirements after exhausting all administrative appeals. Relates to violation civil penalties. Requires a certification upon remedying the violation.	<b>4/22/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>AB 2679</b> <b>Eng (D)</b>	<b>Public Buildings: Energy and Water: Consumption</b> Requires all state public buildings to conform to a specified compliance schedule to achieve reductions in energy and water consumption and to maintain specified water and energy reduction levels and all new buildings to have zero energy consumption or be grid neutral by a specified date. Requires each public entity operating a building to provide the Department of General Services an onsite assessment. Requires applicable public entities to adopt and implement processes in the Green Building Action Plan.	<b>4/28/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS. <b>Hearing:</b> <b>5/19/10</b>		
<b>AB 2776</b> <b>Assembly Water, Parks and Wildlife Committee</b>	<b>Water</b> Revises the terms of a specified number of members on each regional water quality control board. Requires that the agency delivering recycled water to a condominium project file a report with the State Department of Public Health regarding indoor use of recycled water. Updates cross-references in, and deletes obsolete provisions of, the Water Code. Makes various other technical or clarifying changes.	<b>4/29/2010</b> In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.		
<b>SB 565</b> <b>Pavley (D)</b>	<b>Water Resources</b> Relates to the exemption from the payment of fees for official services of the State Water Resources Board by the state, city, county, or district, state board water rights investigations and proceedings, the fine for water trespassing, the filing of a statement of water diversion and use with the state board, the civil penalties for violating a cease and desist order of the state board for unauthorized use of water, a schedule of penalties for small farm water violations.	<b>2/1/2010</b> In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.		<b>MWD - Watch</b>



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>SB 613</b>	<b>Irvine Ranch and Santa Margarita Water District</b>	<b>4/7/2010</b>		<b>IRWD: Co-Sponsor</b>
<b>Harman (R)</b>	Authorizes the Irvine Ranch Water District and the Santa Margarita Water District to form improvement districts and to pledge and apply all or part of the revenues of each district to the payment or security of any or all of the principal, redemption price, and purchase price of general obligation bonds for improvement districts and consolidated general obligation bonds for improvement districts, and the interest thereon, in accordance with specified requirements. Requires reports from the districts.	From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS .		<b>SMWD: Co-Sponsor</b>
<b>SB 808</b>	<b>Delta Levee Maintenance</b>	<b>4/27/2010</b>		
<b>Wolk (D)</b>	Relates to reimbursement for costs incurred in connection with the maintenance or improvement of levees in the Sacramento-San Joaquin Delta. Provides for a decrease in the reimbursement rate after a specified date. Extends the operation of a provision of existing law that authorizes the allocation of funds in the form of an advance in a specified amount that does not exceed a certain percentage of the estimated state share.	From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS .		
<b>SB 918</b>	<b>Water Recycling</b>	<b>5/10/2010</b>		
<b>Pavley (D)</b>	Requires the State Department of Public Health to develop and adopt uniform water recycling criteria for indirect potable water reuse for groundwater recharge, and develop and adopt uniform water recycling criteria for surface water augmentation. Requires the department to investigate developing uniform water recycling criteria for such reuse. Requires funds from violations of water quality requirements for use in developing and adopting water recycling criteria.	In SENATE Committee on APPROPRIATIONS : To Suspense File.		
<b>SB 934</b>	<b>Water Resource: California Water Plan</b>	<b>2/18/2010</b>		
<b>Cogdill (R)</b>	Makes technical, nonsubstantive changes to existing law that specified the Department of Water Resources operation of the State Water Project and exercise of specified water planning functions. Requires the department to update the Water Plan, which is a plan for the conservation, development and use of water resources, every 5 years.	To SENATE Committee on RULES.		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>SB 991</b>	<b>Flood Control</b>	<b>4/26/2010</b>		
<b>Wolk (D)</b>	Appropriates, with regard to bond funds under the Disaster Preparedness and Flood Prevention Bond Act of 2006, a specified amount of funds to the Department of Water Resources for flood protection projects that improve the sustainability of the Sacramento-San Joaquin Delta.	In SENATE Committee on APPROPRIATIONS : To Suspense File.		
<b>SB 1013</b>	<b>Safe, Clean, Reliable Water: Central Valley Project</b>	<b>2/18/2010</b>		
<b>Denham (R)</b>	Makes technical, nonsubstantive changes to provisions of the Safe, Clean, Reliable Water Supply Act regarding the state's share of costs for fish and wildlife restoration measures required pursuant to the federal Central Valley Project Improvement Act.	To SENATE Committee on RULES.		
<b>SB 1014</b>	<b>Safe Drinking Water: Groundwater Storage Projects</b>	<b>2/18/2010</b>		
<b>Denham (R)</b>	Makes technical, nonsubstantive changes to definitions in the Safe Drinking Water, Clean Water, Watershed Protection and Flood Protection Bond Act in provisions regarding grants for groundwater storage projects that produce water supply benefits for local agencies and water users.	To SENATE Committee on RULES.		
<b>SB 1173</b>	<b>Recycled Water</b>	<b>5/5/2010</b>		
<b>Wolk (D)</b>	Defines raw water under the Porter-Cologne Water Quality Control Act. Declares the use of raw or potable domestic water for nonpotable municipal or industrial uses is a waste or unreasonable use of water if recycled water is available. Prohibits a person or public agency from using raw or potable water that is suitable for nonpotable municipal or industrial uses if suitable recycled water is available. Includes irrigation of residential landscaping, floor trap priming, cooling towers and air-conditioning.	In SENATE. Read second time. To third reading.		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>SB 1234</b>	<b>Water: Unreasonable Use</b>	<b>3/4/2010</b>		
<b>Kehoe (D)</b>	State Water Resources Control Board requires the board to adopt regulations to identify unreasonable uses of water during various periods of water shortage set forth related legislative findings and declarations.	To SENATE Committee on NATURAL RESOURCES AND WATER.		<b>MWD - Oppose</b>
<b>SB 1284</b>	<b>Water Quality</b>	<b>5/10/2010</b>		
<b>Ducheny (D)</b>	Relates to mandatory waste discharge requirements in accordance with the federal Clean Water Act and the state Porter-Cologne Water Quality Control Act. Provides that certain violations involving the failure to file a discharge monitoring report are not subject to those mandatory report are not subject to those mandatory minimum penalties if certain requirements are met. Prohibits a time schedule order from exceeding a specified time period.	In SENATE Committee on APPROPRIATIONS : To Suspense File.		
<b>SB 1334</b>	<b>Natural Community Conservation Plans</b>	<b>5/10/2010</b>		
<b>Wolk (D)</b>	Amends the Natural Community Conservation Planning Act that authorizes the Department of Fish and Game to enter into agreements for the purpose of preparing a natural community conservation plan, in cooperation with a local agency and requires the department to approve a plan after making specified findings. Includes in the required finding that the plan has been developed consistent with the planning agreement process an additional finding of cooperation with all local agencies that have permit authority.	In SENATE. Read second time and amended. To third reading.		<b>MWD - Oppose unless Amended</b>
<b>SB 1339</b>	<b>Water</b>	<b>3/4/2010</b>		
<b>Huff (R)</b>	Makes technical, nonsubstantive changes to existing law which provides that any person, firm, or corporation, and their lessees, trustees, or receivers, who sell, lease, rent, or deliver water to any person, firm, corporation, municipality, or any other political subdivision, whether under contract or otherwise, is a public utility, and is subject to provisions of the Public Utilities Act.	To SENATE Committee on RULES.		



## Municipal Water District of Orange County Priority State Legislation

<b>BILL</b>	<b>SUMMARY</b>	<b>LATEST ACTION</b>	<b>MWDOC POSITION</b>	<b>OTHER POSITIONS</b>
<b>SB 1468</b>	<b>Sacramento-San Joaquin Delta</b>	<b>3/11/2010</b>		
<b>Padilla (D)</b>	States legislative findings and declarations relative to the development of the Bay Delta Conservation Plan and the activities of the Delta vision Blue ribbon Task Force and the Delta Vision Committee.	To SENATE Committee on RULES.		
<b>SB 1469</b>	<b>Sacramento-San Joaquin Delta: Water Quality</b>	<b>5/3/2010</b>		
<b>Simitian (D)</b>	Requires the State Water Resources Control Board to identify all parties that benefit from waters originating in the Sacramento-San Joaquin Delta watershed and whose activities impact the watershed. Requires the board to develop a process for determining the degree of responsibility attributable to each of the identified parties for physical and environmental impacts. Requires the State Department of Water Resources to identify certain factors regarding the State Water Plan over the next 30 years.	In SENATE Committee on APPROPRIATIONS : To Suspense File.		
<b>SB 1478</b>	<b>Water conservation: urban water management</b>	<b>4/22/2010</b>		
<b>Senate Natural Resources and Water Committee</b>	Grants the extension for adoption of an urban water management plan that is due in 2010 to an urban wholesale water supplier to permit coordination between an urban wholesale water supplier and urban retail water suppliers. Revises the requirements that apply to an urban retail water supplier that supplies water to a specified military installation by requiring the supplier to consider the prior water conservation of the installation for the purpose of preparing an implementation plan.	In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.		<b>MWD - Support</b>



## Municipal Water District of Orange County Priority State Legislation

BILL	SUMMARY	LATEST ACTION	MWDOC POSITION	OTHER POSITIONS
<b><u>FEDERAL LEGISLATION</u></b>				
<b>H.R. 4349</b>	<b>Hoover Power Allocation Act of 2009</b>	<b>5/5/2010</b>	<b>MWDOC</b>	
Napolitano	<p><i>A bill to further allocate and expand the availability of hydroelectric power generated at Hoover Dam.</i> The Hoover Power Allocation Act of 2009 would extend Metropolitan Water District of Southern California's contract for Hoover Power supplies, scheduled to sunset in 2017, for an additional 50 years. The Act provides 5% of the energy and capacity from Hoover to be made available to new parties, including tribal interests, starting in 2017.</p>	House Natural Resources Subcommittee on Water and Power. Ordered to be Reported (Amended) by Voice Vote.	<b>Support</b>	

## Public Affairs Activities Report

### April 19, 2010 – May 16, 2010

<p><b>Client Agency Relations</b></p>	<p>Darcy hosted the Public Affairs Workgroup on April 20<sup>th</sup> at MWDOC. A special meeting is planned later this month to address the June Shutdown of the AMP.</p> <p>Public Affairs staff and interns participated in a number of events as requested by our client agencies. They are as follows:</p> <ul style="list-style-type: none"> <li>• 4/10/2010, La Habra Spring Citrus Fair, 750</li> <li>• 4/11/2010, La Habra Spring Citrus Fair, 500</li> <li>• 4/17/2010, Watershed Watch (Crystal Cove), 150</li> <li>• 4/22/2010, SJC Earth Day, 200</li> <li>• 4/23/2010, Spring Garden Show at South Coast Plaza – request by Mesa Consolidated, 650</li> <li>• 4/24/2010, Laguna Beach Kelp Festival, 400</li> <li>• 4/25/2010, Newport Bay Earth Day, 250</li> </ul> <p>Darcy met with John Arena and Wigs Mendoza from Metropolitan in regards to the OC Water Summit and Metropolitan’s Innovation Summit at The Visitor’s Center at DVL.</p> <p>Jessica distributed marketing materials to Mesa Consolidated Water District, Trabuco Canyon Water District, Irvine Ranch Water District, and City of Newport Beach in support of their conservation programs.</p>
<p><b>Community Relations</b></p>	<p>Jessica and Tiffany worked with several community groups to coordinate O.C. Water Hero kit distributions. Kits were distributed to Girl Scouts, elementary students, and other youth groups.</p>
<p><b>School Program</b></p>	<p>To date, Discovery Science Center has booked approximately 90,000 students for the 2009-10 water education assembly program (DSC books more students than will be served to account for attrition). 71,494 students have been served thus far. Discovery Science Center has fully booked the water quality program, and all students have been served.</p> <p>More than 1,600 entries were received for the 2010 Poster and Slogan Contest. A judging event was held on April 27, and 25 winners from throughout Orange County were selected. An awards ceremony will be held on Wednesday, May 26 at Discovery Science Center. Invitations have been sent out to the winners, their teachers, and the client agencies.</p> <p>Jessica attended OCWD’s Water Festival wrap-up meeting on April 27. The Festival team voted on students’ Festival projects, reviewed the 2010 Festival, and discussed next year’s event.</p>

<p><b>Media Relations</b></p>	<p><b><u>Off the Press</u></b>, April 29, 2010, host Brendan Huffman interviewed Director Thomas and Wallace Walrod in regards to the Water Bond, the impact of water reliability on the economy and the Water Summit.</p> <p><b><u>Huntington Beach Surf City Voice</u></b>, May 3, 2010, reporter Bill Borden wrote an article regarding ocean desalination in Huntington Beach and MWDOC's relationship to the project. A copy of the article is attached for your review.</p> <p><b><u>Off the Press</u></b>, May 6, 2010, host Brendan Huffman interviewed Mario Santoyo and Kevin Hunt in regards to the Delta cutbacks, water supply and the OC Water Summit.</p> <p><b><u>The Orange County Register</u></b>, May 10, 2010, an article featuring the South Orange Coastal Ocean Desalination Project Open House was featured. A copy of article is attached for your review.</p>
<p><b>Special Projects</b></p>	<p>Director Thomas, President Finnegan, Director Hinman, Darcy, Jessica and David continue to meet with Orange County Water District board members and staff to plan, orchestrate and finalize plans for the third annual Orange County Water Summit. Invitations, radio shows and chamber of commerce inserts have been used to increase awareness of the event. Bi-weekly committee meetings were held over the last month. A detailed report will be provided to the Public Affairs and Legislation Committee on April 19, 2010.</p> <p>Darcy and Jessica worked with Karl and Richard to provide support materials and outreach information for the South Orange Coastal Ocean Desalination Open House on May 12<sup>th</sup>. Darcy and Jessica accompanied Richard Bell on a site visit that included discussions on public outreach materials, signage and future landscaping. Jessica developed a sign that will be posted at the test facility location.</p> <p>Darcy presented to the OCBC Government Affairs Committee an overview of the proposed Water Bond. Director Dick and David were in attendance.</p> <p>Jessica and Darcy are working on the website refresh. The scope of work was finalized and staff has begun to develop the new website design/interface. Phase one includes a new calendar function, content management system, design/layout, navigation system, and more. Phase two includes social media and other web 2.0 components such as RSS feeds, streaming video, integration with social media sites like Facebook, and more. Phase one of the project is expected to be online by July 2010, and phase two should be complete this fall.</p>
<p><b>Water Use Efficiency Marketing</b></p>	<p>Darcy participated in an Education Committee conference call for the California Urban Water Conservation Council. The conference call reviewed new guidance materials for small systems.</p>

	<p>Discussion included the newly adopted Education and the Environment Initiative (EEI) Curriculum which as been adopted but not yet implemented.</p> <p>Jessica worked with the Orange County Stormwater Program, the Ecology Center, and the City of San Juan Capistrano to develop a joint conservation brochure. The brochure focuses on outdoor water use efficiency and preventing ocean water pollution.</p>
<p><b>Legislative Affairs</b></p>	<p>David hosted a briefing for Orange County legislative staffers on Monday, April 26<sup>th</sup>. Harvey De La Torre provided an update on how Orange County is performing in regard to water supply allocations and the current regional water supply picture. Darcy covered key messages and an overview of outreach strategies as requested at the last briefing, and David discussed the status of the water bond and why it is important for Orange County water. Also attending the meeting were Directors Ed Royce and Jack Foley.</p> <p>David continues his participation in the legislative conference calls with the Metropolitan Water District and the Southern California and its member agencies, as well as with the Southern California Water Committee Legislative Advisory Taskforce.</p> <p>David provided legislative updates to the member agencies at the Public Affairs Workgroup and Water Use Efficiency Workgroup meetings, as well as to all special district representatives who attended the quarterly ISDOC meeting.</p> <p>David met with Don Hughes, deputy chief of staff to Supervisor Pat Bates to provide a general update on Orange County water issues including the South Orange Coastal Ocean Desalination project.</p> <p>David attended the annual California Special Districts Association (CSDA) Legislative Days in Sacramento. Speaking at the event were State Legislative Analyst Mac Taylor, League of California Cities Executive Officer Chris McKenzie, CSDA Legislative Advocate Ralph Heim, California Forward's Fiscal Advisor Fred Silva, California State Auditor Elaine Howle, and members of the Assembly and Senate Local Government Committees. David also had an opportunity to meet with staff representatives of Senators Lou Correa and Mark Wyland, and Assemblyman Hagman, in which he and other CSDA members discussed priority bills for CSDA as well as issues of importance to the respective districts.</p>

**Table 1**  
**Number of Students Taught about Water in the MWDOC School Program**

Year	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	Total
2004-2005		2,731	4,387	3,137	2,768	9,709	6,601	9,562	11,799	8,031	4,227	62,952
2005-2006		3199	4854	4068	3265	12796	12347	11613	10107	4540	6552	73,341
2006-2007		3,749	7,112	5,512	3,100	12,184	9,431	12,704	11,201	8,476	5,733	79,202
2007-2008		3,942	9,506	7,934	3,130	10,265	10,600	11,125	12,407	7,206	5,878	81,993
2008-2009	633	6,737	7,163	6,454	5,318	12,124	12,180	12,395	11,313	10,060	4,608	88,847
2009-2010	0	6,261	10,056	7,618	4,626	12,813	9,670	10,012	10,438			71,494

