

## 2016 RWA Low Priority Bills 2/29/2016

- [AB 1586](#) (Mathis R) California Environmental Quality Act: Temperance Flat Reservoir.**  
**Summary:** Would prohibit the court, in an action or proceeding alleging a violation of CEQA, from staying or enjoining the construction or operation of the Temperance Flat Reservoir unless the court makes certain findings. This bill contains other related provisions.
- [AB 1683](#) (Eggman D) Alternative energy financing.**  
**Summary:** Would prohibit the sales and use tax exclusions from exceeding \$200,000,000 for each calendar year. By increasing the limit on the sales and use tax exclusion, this bill would include a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of 2/3 of the membership of each house of the Legislature. The bill would specify that if less than \$200,000,000 is granted in a calendar year, the unallocated amount may roll over to the following calendar year.
- [AB 1694](#) (Lackey R) Water Quality, Supply, and Infrastructure Improvement Act of 2014: stormwater: multibenefit projects.**  
**Summary:** The Water Quality, Supply, and Infrastructure Improvement Act of 2014 requires \$200,000,000 of these funds to be available for grants for multibenefit stormwater management projects. This bill, in implementing these grants for multibenefit stormwater management projects, would require special consideration to be given to projects that would use cisterns for water storage and flood protection. This bill would appropriate \$90,000,000 from the proceeds of the bond act for the purpose of the grants for multibenefit stormwater management projects.
- [AB 1704](#) (Dodd D) Water rights.**  
**Summary:** Current law requires applicants for appropriation of water for small domestic, small irrigation, or livestock stockpond use to register with the State Water Resources Control Board, as specified. Current law requires the registration to include a certification that the registrant has contacted a representative of the Department of Fish and Wildlife and has agreed to comply with conditions set forth by the Department of Fish and Wildlife. This bill would, instead, require the registrant to provide a copy of the registrant's registration form to the Department of Fish and Wildlife and agree to general conditions, as specified.
- [AB 1713](#) (Eggman D) Sacramento-San Joaquin Delta: peripheral canal.**  
**Summary:** Current law requires various state agencies to administer programs relating to water supply, water quality, and flood management in the Sacramento-San Joaquin Delta. The bill would prohibit the construction of a peripheral canal, as defined, unless expressly authorized by an initiative voted on by the voters of California on or after January 1, 2017, and would require the Legislative Analyst's Office to complete a prescribed economic feasibility analysis prior to a vote authorizing the construction of a peripheral canal.
- [AB 1738](#) (McCarty D) Building Standards: Dark Graywater.**  
**Summary:** Would define "dark graywater" as a specified wastewater that comes from kitchen sinks and dishwashers. This bill would require the Department of Housing and Community Development, at the next triennial building standards rulemaking cycle, to adopt and submit for approval building standards for the construction, installation, and alteration of dark graywater systems for indoor and outdoor uses. This bill contains other existing laws.
- [AB 1815](#) (Alejo D) California Global Warming Solutions Act of 2006: disadvantaged communities.**  
**Summary:** Current law requires the 3-year investment plan to allocate a minimum of 25% of the available moneys in the Greenhouse Gas Reduction Fund to projects that provide benefits to disadvantaged communities. This bill would require the State Air Resources Board to prepare and post on its Internet Web site a specified report on the projects funded to benefit disadvantaged communities. This bill contains other related provisions.
- [AB 1841](#) (Irwin D) Office of Emergency Services: duties: cybersecurity.**  
**Summary:** Would require the Office of Emergency Services to develop and transmit to the Legislature a state-wide emergency services response plan for cybersecurity attacks on critical infrastructure systems, as defined. The bill would further require the office to develop a comprehensive cybersecurity strategy setting standards for state agencies, as defined, and private entities to prepare for cybersecurity attacks on critical infrastructure systems. The bill would require state agencies, and authorize private entities, to report its cybersecurity strategy to the office.
- [AB 1842](#) (Levine D) Water: pollution: fines.**  
**Summary:** Current law imposes a maximum civil penalty of \$25,000 on a person who discharges various pollutants or other designated materials into the waters of the state. This bill would impose an additional civil penalty of not more than \$10 for each gallon or pound of polluting material discharged.

The bill would require that the civil penalty be reduced for every gallon or pound of the illegally discharged material that is recovered and properly disposed of by the responsible party.

**[AB 1866](#) (Wilk R) High-speed rail bond proceeds: redirection: water projects.**

**Summary:** Would provide that no further bonds shall be sold for high-speed rail purposes pursuant to the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century, except as specifically provided with respect to an existing appropriation for high-speed rail purposes for early improvement projects in the Phase 1 blended system. The bill, subject to the above exception, would require redirection of the unspent proceeds received from outstanding bonds issued and sold for other high-speed rail purposes prior to the effective date of these provisions, upon appropriation, for use in retiring the debt incurred from the issuance and sale of those outstanding bonds.

**[AB 1871](#) (Waldron R) Desalination.**

**Summary:** Would provide that it is the intention of the Legislature that when a state agency considers an application relating to desalination that the agency, when considering alternatives, should consider the cost of those alternatives in order to ensure that project financing does not become significantly more expensive or difficult.

**[AB 1928](#) (Campos D) Water efficiency: landscape irrigation equipment.**

**Summary:** Would postpone the date by which the State Energy Resources Conservation and Development Commission is to adopt the performance standards and labeling requirements for landscape irrigation controllers and moisture sensors to January 1, 2018, and would prohibit, on and after January 1, 2020, the sale of that equipment unless it meets the performance standards and labeling requirements. The bill would additionally require the commission, in adopting those standards and requirements, to consider developments in landscape irrigation efficiency occurring on or after January 1, 2010.

**[AB 2022](#) (Gordon D) Advanced purified demonstration water.**

**Summary:** Would authorize the operator of a facility producing advanced purified demonstration water, as defined, to cause that water to be bottled and distributed as samples for educational purposes and to promote water recycling. The bill would prohibit the advanced purified demonstration water from being distributed unless the water meets or is superior to all federal and state drinking water standards. The bill would authorize advanced purified demonstration water to be bottled at a licensed water-bottling plant in compliance with specified provisions.

**[AB 2042](#) (Harper R) Water desalination facilities.**

**Summary:** Would declare the intent of the Legislature to enact legislation relating to water desalination facilities.

**[AB 2043](#) (Harper R) Desalination.**

**Summary:** Would state that the Legislature recognizes that desalination is an important local and regional sustainable water supply and reliability option.

**[AB 2076](#) (Garcia, Cristina D) Water recycling: beer and wine.**

**Summary:** Current law requires the State Water Resources Control Board to establish uniform statewide recycling criteria for each varying type of use of recycled water where the use involves the protection of public health. This bill would require the board to adopt uniform water recycling criteria for the use of recycled water in the manufacture of beer and wine.

**[AB 2139](#) (Williams D) State Water Resources Control Board: California Ocean Plan.**

**Summary:** The Porter-Cologne Water Quality Control Act requires the State Water Resources Control Board to formulate and adopt state policies for water quality control and to formulate and adopt, and review at least every 3 years, a water quality control plan for the ocean waters of the state known as the California Ocean Plan. This bill would require the state board, on or before January 1, 2018, to either amend the plan or adopt separate standards to address water quality objectives and effluent limitations that specifically relate to carbon dioxide and pH levels within the state's coastal waters.

**[AB 2168](#) (Williams D) Public Utilities Commission Audit Compliance Act of 2016.**

**Summary:** The Public Utilities Act requires the Public Utilities Commission to inspect and audit the books and records of electrical corporations, gas corporations, heat corporations, telegraph corporations, telephone corporations, and water corporations for regulatory and tax purposes. This bill, which would be known as the Public Utilities Commission Audit Compliance Act of 2016, would delete the requirement that the reports of the inspections and audits and other pertinent information be furnished to the State Board of Equalization for use in the assessment of the public utilities and instead would require the commission to post reports of the inspections and audits and other pertinent information on its Internet Web site.

**[AB 2198](#) (Brough R) Coastal development permits: desalinization facilities.**

**Summary:** The California Coastal Act of 1976 requires any person wishing to perform or undertake any development in the coastal zone, as defined, to obtain a coastal development permit, except as

specified, from the California Coastal Commission or from a local government. This bill would require an application for a coastal development permit for a desalinization project, as described, to be given priority for review, and would require the issuing agency to expedite the processing of any such permit application.

**[AB 2373](#) (Gray D) Merced Irrigation District**

**Summary:** The Irrigation District Law provides for the formation of irrigation districts with prescribed powers, including acting to put to any beneficial use any water under the district's control. This bill would appropriate \$45,000 from the General Fund to the Merced Irrigation District for implementing irrigation and water use efficiency strategies for small communal farms in the County of Merced. This bill contains other related provisions.

**[AB 2438](#) (Waldron R) California Environmental Quality Act: exemption: recycled water pipelines.**

**Summary:** Would, until January 1, 2020, additionally exempt from CEQA a project for the construction and installation of a new pipeline or the maintenance, repair, restoration, reconditioning, relocation, replacement, removal, or demolition of an existing pipeline, not exceeding 8 miles in length, for the distribution of recycled water within a public street, highway, or right-of-way and would require the lead agency to undertake specified activities, including the filing of a notice of exemption for the project with the Office of Planning and Research and the office of the county clerk of each county in which the project is located.

**[AB 2444](#) (Garcia, Eduardo D) California Water Quality, Coastal Protection, and Outdoor Access Improvement Act of 2016.**

**Summary:** Would declare the intent of the Legislature to enact the California Water Quality, Coastal Protection, and Outdoor Access Improvement Act of 2016, which would authorize the issuance of bonds to finance a water quality, coastal protection, and outdoor access improvement program.

**[AB 2446](#) (Gordon D) Natural resources: protection.**

**Summary:** Current law declares that resource conservation is of fundamental importance to the prosperity and welfare of the people of this state. This bill would declare the intent of the Legislature to enact legislation that would protect the state's land and water resources.

**[AB 2534](#) (Nazarian D) Los Angeles River.**

**Summary:** Would declare the intent of the Legislature to enact legislation to promote the revitalization of the Los Angeles River.

**[SB 930](#) (Gaines R) Bear Lake Reservoir: recreational use.**

**Summary:** Current law requires the Lake Alpine Water Company, on or before January 1, 2016, to file with the Legislature a report on the recreational uses at Bear Lake Reservoir and the water treatment program for that reservoir. Current law provides that, upon a finding of noncompliance, the Lake Alpine Water Company could be subject to suspension, amendment, or revocation of any permit issued pursuant to specified provisions, and that failure to comply with these provisions would be deemed a violation subject to specified fines, penalties, or other enforcement actions. This bill would require the Lake Alpine Water Company to file the report on or before January 1, 2018, and would delete these provisions on January 1, 2019.

**[SB 953](#) (Lara D) Central Basin Municipal Water District.**

**Summary:** Would prohibit the Central Basin Municipal Water District from using sole source contracts, except as prescribed. This bill would require the district to rebid a contract if the district significantly changes the scope of work of the contract. This bill would require the general manager of the district to submit a quarterly report to the district's board detailing all of the district's contracts, contract amendments, and contract and amendment dollar amounts. By imposing new duties on a municipal water district, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

**[SB 974](#) (Committee on Governance and Finance) Local government: omnibus.**

**Summary:** The Planning and Zoning Law requires that the safety element be reviewed and updated, in the case of flooding and fire hazards, upon the next revision of the housing element after specified dates or, in the case of climate adaptation and resilience strategies, upon either the next revision of a local hazard mitigation plan after a specified date or on or before January 1, 2022, as applicable. This bill would instead require a planning agency to review and revise the safety element to identify new information, as described above, only after to address flooding and fires.

**[SB 995](#) (Pavley D) Well standards.**

**Summary:** Would, on or before January 1, 2019, require the Department of Water Resources to update well standards for certain types of wells based on existing knowledge. This bill would require the department to establish an advisory panel to identify critical gaps in existing knowledge about the best practices for well construction, alteration, maintenance, and destruction for these wells. This bill would, on or before January 1, 2022, require the advisory panel to make recommendations for improvements in well regulations and the department to submit the recommendations to the State

**SB 1000 (Leyva D) Land use: general plans: environmental justice.**

**Summary:** The Planning and Zoning Law requires the legislative body of each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city and of any land outside its boundaries that bears relation to its planning. This bill would add to the required elements of the general plan an environmental justice element that identifies and appraises the burdens of undesirable land uses within disadvantaged communities, as defined, or that disproportionately impact a particular population on the basis of race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, or disability for specified purposes.

**SB 1026 (Nielsen R) Department of Fish and Wildlife: lake or streambed alteration agreements.**

**Summary:** Current law prohibits an entity from substantially diverting or obstructing the natural flow of, or substantially changing or using any material from the bed, channel, or bank of, any river, stream, or lake, or from depositing certain material where it may pass into any river, stream, or lake, without first notifying the Department of Fish and Wildlife of that activity, and entering into a lake or streambed alteration agreement if required by the department to protect fish and wildlife resources. This bill would limit the diversions and obstructions governed by these alteration agreement requirements to the diversions and obstructions that alter the bed, channel, or bank of a river, stream, or lake.

**SB 1112 (Cannella R) Utilities: water and sewer systems corporations: transactions.**

**Summary:** Would require a water or sewer system corporation with less than 2,000 service connections to receive the Public Utilities Commission's approval before entering into specified transactions valued at \$5,000,000. The bill would provide that if a water or sewer system corporation fails to receive the commission's approval, the transaction is voidable by the commission until the commission either retroactively approves or conditionally approves the transaction. The bill would authorize the commission to delegate this approval authority to a specified division director. This bill contains other existing laws.

**SB 1114 (Allen D) Stormwater resource planning: project funding.**

**Summary:** Would, by March 1, 2017, require the State Water Resources Control Board to include as part of its guidance a list of potential funding sources available to a public agency to fund projects identified in a public agency's stormwater resource plan.

**SB 1170 (Wieckowski D) Public contracts: water pollution prevention plans: delegation.**

**Summary:** Would prohibit a public entity, charter city, or charter county from delegating to a contractor the development of a plan, as defined, used to prevent or reduce water pollution or runoff on a public works contract, except as provided. The bill would also prohibit a public entity, charter city, or charter county from requiring a contractor on a public works contract that includes compliance with a plan to assume responsibility for the completeness and accuracy of a plan developed by that entity.

**SB 1173 (Hertzberg D) Water-conserving plumbing fixtures.**

**Summary:** Current law requires the replacement of plumbing fixtures that are not water conserving, defined as "noncompliant plumbing fixtures," in residential and commercial real property built and available for use on or before January 1, 1994, as specified. Current law defines "commercial real property," "multifamily residential real property," and "water-conserving plumbing fixture" for purposes of these provisions. This bill would amend the definition of specified noncompliant plumbing fixtures to lower water usage thresholds.

**SB 1248 (Moorlach R) Environmental quality: judicial challenge: identification of contributors.**

**Summary:** Would require a plaintiff or petitioner, in an action brought pursuant to the provisions of CEQA, to disclose specified information regarding the plaintiff or petitioner in the complaint or petition or in a subsequent notice. The bill would require disclosure of the identity of a person or entity that contributes in excess of \$100 dollars, as specified, toward the plaintiff's or petitioner's costs of an action. The bill would provide that a failure to provide this disclosure shall be grounds for dismissal of the action by the court or, if the failure occurs during a postjudgment proceeding, the denial of attorneys' fees for a successful plaintiff or petitioner.

**SB 1415 (Bates R) California Environmental Quality Act: water projects: exemption.**

**Summary:** Would exempt from the requirements of CEQA drought-oriented projects, as specified, proposed by one or more public agencies, or a combination of public agencies and private organizations, that have the purpose of mitigating drought conditions for which a state of emergency has been declared by the Governor pursuant to the California Emergency Services Act. This bill contains other existing laws.

**SB 1456 (Galgiani D) Safe Drinking Water State Revolving Fund Law of 1997: public water systems: financing.**

**Summary:** Current law, for community public water systems and not-for-profit noncommunity public water systems, allows planning and preliminary engineering studies, project design, and construction costs incurred by those public water systems to be funded by loans and other repayable financing.

This bill would authorize the above-described costs to be funded by loans or other repayable financing, grants, principal forgiveness, or a combination of grants and loans or other financial assistance, regardless of whether the public water system is a community public water system or a not-for-profit noncommunity public water system, or whether the public water system is owned by a public agency or private not-for-profit water company.

**Total Measures: 37**

**Total Tracking Forms: 37**