

**NOTICE TO STATE WATER PROJECT CONTRACTORS**

**Date:** December 1, 2021

**Number:** 21-07

**Subject:** 2022 State Water Project Initial Allocation – Minimum Human Health and Safety

**From:** Original signed by

**Ted Craddock**  
**Deputy Director, State Water Project**  
Department of Water Resources

Due to persistent dry conditions over the last several years coupled with the elevated risk of continuing drought conditions, the Department of Water Resources (DWR) will be allocating the initial 2022 State Water Project (SWP) available supplies on a basis that ensures the SWP long-term water supply contractors (Contractors) can meet their outstanding minimum human health and safety demands for water (health and safety allocation). Pursuant to Article 18(a) of the long-term water supply contract between DWR and each of the SWP Contractors, the initial 2022 SWP allocation will be based on minimum unmet water demands to meet domestic supply, fire protection, and sanitation needs (referred to herein as “health and safety” needs) during the year. These health and safety needs are determined to be not more than 55 gallons per capita per day (gpcd), consistent with the recent State Water Resources Control Board (SWRCB) emergency curtailment regulations<sup>1</sup>.

Accordingly, DWR’s initial 2022 SWP allocation is based on the SWP Contractors’ needs for imported SWP water supplies necessary to meet the **unmet** 55 gpcd in their service areas, as identified in the 2022 water delivery schedules submitted to DWR in early October 2021. Consistent with the SWRCB regulations, in determining each SWP Contractor’s allocation, DWR will consider whether feasible alternate supplies are available to meet the identified health and safety needs. If a Contractor’s undelivered SWP water (e.g., SWP water stored outside of the Contractor’s service area under Article 56 of the water supply contracts) can be utilized to meet all or a portion of the Contractor’s minimum health and safety needs, such water shall be used as available. These offsets, some of which have already been identified in the Contractors’ October 2021 submittals, will reduce the SWP Contractor’s health and safety allocation. Exceptions to the 55 gpcd may be requested for the DWR Director’s consideration and approval.<sup>2</sup>

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<sup>1</sup> Cal. Code Regs., tit. 23, §§ 877.1(g), 878.; see also [https://www.waterboards.ca.gov/drought/delta/docs/deltareg\\_oal\\_approval.pdf](https://www.waterboards.ca.gov/drought/delta/docs/deltareg_oal_approval.pdf).

<sup>2</sup> In considering requests for exceptions to the 55 gpcd limit, DWR will apply the criteria set forth in the SWRCB emergency curtailment regulations (see Cal. Code Regs., tit. 23, § 878.1(b)(2)).

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This initial allocation is consistent with the long-term water supply contracts and public policy. DWR may revise this allocation if there are significant changes to hydrologic and water supply conditions. DWR will also consider any changes to the availability of the Contractors' other supplies that may affect the unmet 55 gpcd calculation. If a Contractor foresees any changes to their original schedule submitted in October 2021, they are requested to communicate such changes to DWR in a timely manner.

If you have any questions or need additional information, please contact John Leahigh, Water Operations Executive Manager, at (916) 902-9876.