



Department of Water Resources
Legislative Affairs Office

BILL NUMBER	SUBJECT / DESCRIPTION
WATER / DWR PROGRAM AREAS	
AB 134 (Dickinson D) To be heard 4/26/11 in Asm. WPW Cmte.	Water Rights: Sacramento Regional County Sanitation District This bill would authorize the Sacramento Regional County Sanitation District to apply for a permit to appropriate water that is based on the volume of the treated wastewater that it discharges into the Sacramento River. The bill would authorize the state board to grant a permit to appropriate that treated wastewater and would require the board, prior to granting the permit, to comply with laws applicable to the appropriation of water. Under existing law, the State Water Resources Control Board administers a water rights program pursuant to which the state board grants permits and licenses to appropriate water. Existing law requires the owner of a wastewater treatment plant to obtain the approval of the state board prior to making any changes in the point of discharge, place of use, or purpose of use of treated wastewater, and requires the state board to review the proposed changes in accordance with prescribed procedures.
AB 157 (Jeffries R) Not set to be heard. Referred to both Asm. WPW and ESTM Cmtes.	Safe, Clean, and Reliable Drinking Water Supply Act of 2012 This bill would reduce by 25% the total amount of bonds authorized pursuant to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, and would make conforming reductions to amounts in the bond. Existing law creates the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, which, if approved by the voters at the November 6, 2012, statewide election, would authorize the issuance of bonds in the amount of \$11,140,000,000 to finance a safe drinking water and water supply reliability program.
AB 359 (Huffman D) To be heard 4/27/11 in Asm. L. Gov. Cmte.	Groundwater Management Plans Existing law authorizes local agencies that provide water service to adopt groundwater management plans and to hold hearings prior to adopting the plan and to publish a specified notice before each of these hearings. This bill would require the local agency to provide a copy of the proposed groundwater management plan to the public and provide specified notices of the hearings. The bill would require DWR to post on its Internet web site the information the department possesses regarding the local agencies that have jurisdiction to develop groundwater management plans.
AB 550 (Huber D) Not set to be heard. Referred to Asm. WPW Cmte.	Sacramento-San Joaquin Delta: Peripheral Canal Would prohibit the construction of a Peripheral Canal or similar structure that would convey water from a diversion point on the Sacramento River to a location south of the Sacramento- San Joaquin Delta unless specific, subsequent legislation is introduced and the Legislative Analyst completes an economic analysis of the feasibility of the project. It would also prohibit such a facility from impacting the Delta watershed, the residents in the Delta, or the Delta.
AB 576 (Dickinson D) To be heard 4/26/11 in Asm. WPW Cmte.	Delta Stewardship Council: Planning and Administration: Fees Would require the Council to adopt a fee to be assessed on State and federal water contractors to provide funding to planning and administrative activities of the Council.

BILL NUMBER	SUBJECT / DESCRIPTION
AB 627 (Berryhill R) To be heard 4/26/11 in Asm. WPW Cmte.	State Water Resources Development System: Annual Report This is a spot bill, making nonsubstantive changes to the reporting requirements placed in the Water Code by AB X4 11 (Chapter 11, Statutes of 2009) relating to State Water Project expenditures.
AB 685 (Eng D) To be heard 4/26/11 in Asm. WPW Cmte.	State Water Policy This bill that declares, as a State policy, that every human being has the right to clean, affordable, and accessible water for drinking, cooking and sanitary purposes.
AB 779 (Fletcher R) To be heard 5/11/11 in Asm. L. Gov. Cmte.	Water transfers: Public Notice Would require a local public water agency to notify customers prior to approving any purchase, or "transfer," of water to the agency in effort to ensure customers are not adversely affected by the excessive cost of water.
AB 849 (Gatto D) To be heard 4/27/11 in Asm. HCD Cmte.	Water Use Efficiency This is a spot bill that declares legislative intent to enact legislation that would encourage water use efficiency measures in residential and commercial construction through the reduction in regulatory barriers and/or incentives.
AB 1152 (Chesbro D) To be heard 4/26/11 in Asm. WPW Cmte.	Groundwater Makes changes to SB X7 6 (Steinberg) of the 2009 Special Session on Water, concerning responsibilities of agencies in the reporting and monitoring of groundwater basin elevations.
AB 1187 (Fong D) To be heard 4/26/11 in Asm. ESTM Cmte.	California Water Plan: Safe Drinking Water Would require the California Water Plan to include a specific safe drinking water plan that is to be prepared by the Department of Public Health.
SB 34 (Simitian D) Passed from Sen. NR Cmte., referred to Sen. Gov't and Finance Cmte. Not yet set.	Water infrastructure projects: fees This bill would enact the California Water Resources Investment Act of 2011 to finance a water resources investment program. To finance the program, the bill would impose on each retail water supplier in the state an annual charge, to be collected by the State Board of Equalization, based on the volume of water provided in its service area that is provided for nonagricultural uses and an annual charge based on each acre of land within its service area that is irrigated for agricultural purposes. The bill would require the revenues of the charges collected for purposes of the water resources investment program to be deposited in the California Water Resources Investment Fund for administration of the water resources investment program and to fund public benefits of specified water-related projects and programs, including statewide water resources projects, the operating expenses of the Delta Stewardship Council and the Delta Plan adopted by the council, projects that reduce the impacts of mercury contamination in the Sacramento-San Joaquin Delta, specified scientific studies and assessments, debt service on general obligation bonds for projects and programs that provide statewide and interregional public benefits, and other unspecified purposes

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SB 52 (Steinberg D) To be heard 5/2/11 in Sen. Env. Safety Cmte.	Water quality: Sacramento Regional County Sanitation District This bill would appropriate \$50 million to provide financial assistance to the Sacramento Regional County Sanitation District with the costs of capital improvements to the district's regional sewage treatment plant as a result of the issuance of a specified MPDES permit and waste discharge requirements. Proposition 1E, the Disaster Preparedness and Flood Prevention Bond Act of 2006, authorized \$300 million is available to the Department of Water Resources for grants for storm water flood management projects. Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, authorized \$130 million was for grants to implement water quality improvement projects.
SB 200 (Wolk D) To be heard 4/26/11 in Sen. Nat. Resources Cmte.	Sacramento San Joaquin Delta: Delta Conveyance Facilities The US Bureau of Reclamation operates the federal Central Valley Project and DWR operates the State Water Resources Development System, known as the State Water Project, to supply water to persons and entities in the state. This bill would prohibit the construction of a new Delta conveyance facility unless specified conditions are met, including (A) the adoption of an agreement by DWR and the DFG that specifies the stages of construction of the new Delta conveyance facility and (B) the establishment of plans and agreements for the construction of specified water facilities and implementation of specified water programs. The bill would prohibit the transportation of water for the federal Central Valley Project through state project facilities unless certain conditions are met.
SB 224 (Pavley D) To be heard 4/26/11 in Sen. Nat. Resources Cmte.	Public Contracts: Department of Water Resources Existing law provides that all contracts entered into by any state agency for goods, services or other specified activities are void unless and until approved by the Department of General Services. That law exempts certain transactions and contracts from that law, as specified. This bill would also exempt from that law specified contracts entered into by the Department of Water Resources.
SB 263 (Pavley D) Passed from Sen. NR Cmte., referred to Sen. Env. Safety Cmte. To be heard 5/2/11	Groundwater: Well Reports: Public Availability Existing law requires a person who drills a water well, cathodic protection well, or a monitoring well, or abandons or destroys a well to file a report of completion with the Department of Water Resources. Existing law prohibits those reports from being made available to the public, except under certain circumstances. This bill would instead make a report relating to a well constructed, altered, abandoned, or destroyed on or after January 1, 2012, available to the public. The bill, commencing July 1, 2013, would also make available to the public reports relating to a well constructed, altered, abandoned, or destroyed before January 1, 2012, unless the department receives notification by the well owner to keep the report confidential.
SB 571 (Wolk D) Passed from Sen. NR Cmte., referred to Sen. Approps. Cmte. To be heard 5/2/11	California Water Commission: California Water Plan: Water Resources Investment Existing law requires DWR to update every 5 years the plan for the orderly and coordinated control, protection, conservation, development, and use of the water resources of the state, which is known as the California Water Plan. This bill would require DWR to prepare, but the California Water Commission to review and adopt the Water Plan. Additionally, the bill would enact the Water Resources Investment Planning Act, and would declare legislative intent relating to the establishment of regional water planning agencies and the development of the California Water Investment Plan. The bill would require the commission to administer the development and implementation of the California Water Investment Plan.

BILL NUMBER	SUBJECT / DESCRIPTION
SB 710 (La Malfa R)	State Water Project
Not yet set for hearing	Existing law, the Byrne Act, authorizes the Governor to designate, and authorizes specified local government agencies to request designation as, impact areas for purposes of receiving state financial assistance for certain local governmental services and facilities associated with the construction of state water resources projects. This bill would authorize a county, in accordance with prescribed procedures, to prepare and adopt a county services impact report containing, among other things, a description of the costs of county services, as defined, related to the operation of specified dams and reservoirs as State Water Project facilities within the county. The bill would require the department to compensate the county for those costs by compensating the county directly, by providing the county with specified services and facilities, or by contracting with the county or a service provider to provide the services or facilities within the county.

SB 834 (Wolk D)	Integrated Regional Water Management Plans: Contents
Sen. Third Reading File	Would require an IRWM Plan to include information relating to the manner in which it complies with state policy to reduce reliance on the Sacramento-San Joaquin Delta.

SPECIES / HABITAT / ENVIRONMENT

AB 49 (Gatto D)	Development: Permit Streamlining: CEQA
Passed from Asm. L. Gov Cmte., referred to Asm. NR Cmte. Not yet set for hearing	Would require the Office of Planning and Research to undertake specific actions, under the Office of Permit Assistance, to assist local agencies in all aspects of project permitting in an attempt to expediting permit approvals. This bill places various other requirements on OPR as part of the new duties of this bill.

AB 320 (Hill D)	Environmental quality: California Environmental Quality Act (CEQA): determination: dispute
Passed Asm. NR and Jud. Cmtes., referred to Asm. Approps. Cmte. Not yet set for hearing	CEQA requires a lead agency to prepare an environmental impact report on a project that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect. CEQA requires a lead agency to file a notice containing specified information with the Office of Planning Research or the county clerk. CEQA provides a procedure by which a party may challenge the decision of the public agency and requires that a petitioner or plaintiff name, as a real party in interest, a recipient of the approval being challenged. This bill would require the public agency, in its notice of determination or notice of exemption, to list the recipient(s) of its approval in said notice. The bill would then require that a petition or complaint be subject to dismissal if a petitioner or plaintiff fails to serve the recipient listed in that notice within the statute of limitations period.

SB 215 (Huff R)	Invasive aquatic species: mussels
Passes Sen. NR Cmte., referred to Sen. Approps. Not yet set for hearing	Existing law prohibits a person from possessing, importing, transporting or planting dreissenid mussels in the state, and authorizes the Director of Fish and Game to engage in various enforcement activities. Existing law provides that a person who violates these provisions is subject to administrative penalty, in an amount not to exceed \$1,000. Existing law exempts certain entities from enforcement activities, or from civil or criminal liability, under prescribed circumstances. These provisions are repealed on January 1, 2012. This bill would delete that repeal provision.

BILL NUMBER

SUBJECT / DESCRIPTION

WATER CONSERVATION

AB 19 (Fong D)

Passed Asm. WPW Cmte., referred to Asm. HCD Cmte., to be heard 4/27/11

Building standards: water meters: multiunit structures

Existing statute, The Water Measurement Law, requires every water purveyor to require the installation of a water meter to measure water service. That law also requires urban water suppliers to install water meters on specified service connections, and to charge water users based on the actual volume of deliveries. This bill would require the installation of a water submeter to measure water supplied to each individual dwelling unit. The bill would require the owner of the structure to ensure that a water submeter installed for these purposes complies with laws and regulations governing installation.

AB 275 (Solorio D)

Passed Asm. B&P Cmte., referred to Asm. WPW Cmte. To be heard 4/26/11

Rainwater Capture Act of 2011

Under existing law, the State Water Resources Control Board (state 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 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 2011, which would authorize landowners to install, maintain, and operate rain barrel systems and rainwater capture systems.

ADMINISTRATIVE / LABOR / EMPLOYMENT

AB 7 (Portantino D)

Passed Asm. PERSS Cmte., referred to Asm. Approps. - Suspense File

State employment: salary freeze

Existing law requires the Department of Personnel Administration to establish and adjust salary ranges for each class of position in the state civil service. This bill would, until January 1, 2014, prohibit a person employed by the state whose base salary is greater than \$150,000 per year from receiving a salary increase while employed in the same position or classification except for a person whose compensation is governed by an operative memorandum of understanding, a person who has been exempted by Executive Order of the Governor, or a person whose salary is set pursuant to the California Constitution.

AB 149 (Lara D)

Passed Asm. PERSS Cmte., referred to Asm. Approps. Not yet set for hearing

Civil service: personal services contracts

Existing law establishes standards for the use of personal services contracts. Any state agency proposing to execute a contract pursuant to these standards is required to notify the State Personnel Board of its intention. This bill would additionally authorize, if the State Personnel Board either prohibits a proposed contract from being executed or nullifies an executed contract based on the reviews described above, the department or agency submitting the contract to create and fill a civil service position for each employee position requested in the submitted contract.

BILL NUMBER	SUBJECT / DESCRIPTION
AB 328 (Smyth R)	Inverse condemnation: comparative fault
Passes Asm. Jud. Cmte. And Floor vote. To Sen. RLS Cmte. For assignment.	Existing law prohibits the taking of private property without the payment of just compensation and permits a person to maintain an action in inverse condemnation for the purpose of obtaining compensation for a taking and applies the doctrine of comparative fault for the purpose of apportioning responsibility and reducing damages to the extent a plaintiff is found partially at fault. This bill would apply the doctrine of comparative fault to inverse condemnation actions and would require a court or arbitrator to reduce the compensation paid to a plaintiff in an inverse condemnation proceeding, in direct proportion to the percentage of fault in the damaging of property that constitutes a taking.
AB 344 (Furutani D)	Public employees' retirement: retiree appointments
To be heard 5/4/11	The Public Employees' Retirement Law establishes the circumstances in which a retired person may serve without reinstatement from retirement or loss or interruption of benefits, including, among others, an appointment of limited duration that does not exceed 960 hours in any fiscal year. Existing law further provides that a person may serve without reinstatement under an appointment that exceeds 960 hours in any fiscal year, if the governing body of the contracting agency requests approval from the Public Employees' Retirement Board, as specified. This bill would delete that option for a person to serve without reinstatement under an appointment that exceeds 960 hours in any fiscal year.
AB 400 (Ma D)	Employment: paid sick days
Passed Asm. Jud. Cmte., referred to Asm. PERSS Cmte. Not yet set for hearing	This bill would provide that an employee who works in California for 7 or more days in a calendar year is entitled to paid sick days, which shall be accrued at a rate of no less than one hour for every 30 hours worked. An employee would be entitled to use accrued sick days beginning on the 90th calendar day of employment. The bill would require employers to provide paid sick days for specific purposes. An employer would be prohibited from discriminating or retaliating against an employee who requests paid sick days.
AB 920 (Portantino D)	Public Employees: Rights
Passed Asm. PERSS Cmte., referred to Asm. Approps. - Suspense File	Provides that state employees are entitled to priority over excluded employees or contractors in filling permanent positions.
SB 235 (Negrete McLeod D)	Water and Flood Districts: Reorganization of Governing Boards
Passed Sen. Gov. & Fin. Cmtes. And Senate Floor vote. At Asm. Desk.	This bill would allow water conservation districts to reorganize and reduce the membership of their governing boards, and specifies conditions of such a reorganization.

BILL NUMBER	SUBJECT / DESCRIPTION
SB 252 (Vargas D) Passed Sen. GO Cmte., referred to Sen. Jud. Cmte. To be heard 4/26/11	Public contracts: personal services This bill would enact the Government Oversight and Fiscal Accountability Review Act of 2011 and would require a state agency that enters into a privatization contract to report to DGS regarding those contracts, and would require DGS to make these reports available for public inspection. The California Constitution provides that the civil service includes every officer and employee of the state. The California courts have interpreted the California Constitution as generally restricting the contracting out of state activities or tasks to the private sector, if those activities or tasks may be adequately and competently performed by state employees. Existing law codifies certain exceptions, and authorizes the state to enter into personal services contracts when specified conditions are met.
SB 270 (Hernandez D) Passed Sen. PE&R Cmte., placed on Sen. Approps. Cmte. Suspense File	State Employees: Compensation This bill would continuously appropriate from the General Fund and other specified funds to the Controller an amount necessary for the payment of compensation and employee benefits to state employees for work performed on or after July 1 of a fiscal year for which no budget has been enacted.
SB 322 (Negrete-McLeod D) Passed Sen. PE&R Cmte. And Senate Floor vote. At Asm. Desk	Retirement Existing federal law limits the amount a defined benefit plan may pay a participant annually, and requires that this limitation be adjusted annually by regulation to account for increases in the cost of living. Under state law, the Public Employees' Retirement Law provides that a member's annual retirement benefits shall not exceed the federal dollar limit. This bill would prohibit a member who receives benefits based on credited service with multiple employers from exceeding the limitations set forth with regard to his or her annual retirement benefits.
SB 817 (Committee on Veterans Affairs) Passed Sen. VA Cmte., referred to Sen. B&P Cmte. Not yet set for hearing	State Contracts: Participation Goals Revises requirements relating to the level of service-connected disability from which the disabled veteran suffers, and requires specific tax information to be submitted to the Office of Small Business and Disable Veteran Business Enterprise Services.