

Summary of Statutory References in the Water Bond

	Referenced In	Section Referenced	Text or Description	Comments
1	Chapter 8, Section 79750 (a)	Water Code Section 162	162. It is the intention of the Legislature that in the making of all major departmental determinations, policies and procedures, such as departmental recommendations to the Legislature, the director and the California Water Commission shall be in agreement whenever possible; but for the purpose of fixing responsibility to the Governor and to the Legislature, in the event of a disagreement between the director and the commission upon such matters, the views of the director shall prevail.	
2	Chapter 8, Section 79750 (b)	Government Code Section 13340	13340. (a) Except as provided in subdivision (b), on and after July 1, 2015, no moneys in any fund that, by any statute other than a Budget Act, are continuously appropriated without regard to fiscal years, may be encumbered unless the Legislature, by statute, specifies that the moneys in the fund are appropriated for encumbrance. (b) Subdivision (a) does not apply to any of the following: (1) The scheduled disbursement of any local sales and use tax proceeds to an entity of local government pursuant to Part 1.5 of Division 2 of the Revenue and Taxation Code. (2) The scheduled disbursement of any transactions and use tax proceeds to an entity of local government pursuant to Part 1.6 of Division 2 of the Revenue and Taxation Code. (3) The scheduled disbursement of any funds by a state or local agency or department that issues bonds and administers related programs for which funds are continuously appropriated as of June 30, 2015. (4) Moneys that are deposited in proprietary or fiduciary funds of the California State University and that are continuously appropriated without regard to fiscal years. (5) The scheduled disbursement of any motor vehicle license fee revenues to an entity of local government pursuant to the Vehicle License Fee Law (Part 5 of Division 2 of the Revenue and Taxation Code).	

3	Chapter 8, Section 79750 (d)	Water Code Section 11590	The department has no power to take or destroy the whole or any part of the line or plant of any common carrier railroad, other public utility, or state agency, or the appurtenances thereof, either in the construction of any dam, canal, or other works, or by including the same within the area of any reservoir, unless and until the department has provided and substituted for the facilities to be taken or destroyed new facilities of like character or at least equal in usefulness with suitable adjustment for any increase or decrease in the cost of operating and maintenance thereof, or unless and until the taking or destruction has been permitted by agreement executed between the department and the common carrier, public utility, or state agency.	
4	Chapter 8, Section 79751 (a)	CALFED Bay-Delta Record of Decision August 28, 2000 (pages 44-45)	The Record of Decision identifies: In-Delta storage project, Shasta Lake storage expansion, expansion of Los Vaqueros Reservoir, Sites Reservoir, and 250-700 TAF of additional storage in the Upper San Joaquin watershed (this could come from enlargement of Millerton Lake or a functionally equivalent storage program in the region).	
5	Chapter 8, Section 79751 (a)	Public Resources Code Division 5 Chapter 1.4 (commencing with Section 5093.50)	This section refers to the Wild and Scenic Rivers Act. 5093.524(c) states: Except for participation by the Department of Water Resources in studies involving the technical and economic feasibility of enlargement of Shasta Dam, no department or agency of the state shall assist or cooperate with, whether by loan, grant, license, or otherwise, any agency of the federal, state, or local government in the planning or construction of any dam, reservoir, diversion, or other water impoundment facility that could have an adverse effect on the free-flowing condition of the McCloud River, or on its wild trout fishery.	
6	Chapter 8, Section 79754; Section 79755(a)(2)	Section 79753	Lists eligible public benefits, i.e. ecosystem improvements, water quality improvements, flood control benefits, emergency response, and recreational benefits.	
7	Chapter 8, Section 79756(a)	Section 79751 (c)	Conjunctive use and reservoir reoperation projects.	
8	Chapter 8, Section 79756 (b)	Section 79753 (a) (1)	Ecosystem improvements, including changing the timing of water diversions, improvement in flow conditions, temperature, or other benefits that contribute to the restoration of aquatic ecosystems and native fish and wildlife, including those ecosystems and fish and wildlife in the Delta.	

9	Chapter 8, Section 79758	Section 79751 (a)	List of CALFED projects (see 4)	
10	Chapter 8, Section 79758	Water Code Section 11290	11290. The [Central Valley] project includes such other units as may be from time to time added by the department to the units specifically enumerated. The department may add additional units which are consistent with and which may be constructed, maintained, and operated as part of the project and in furtherance of the single object contemplated by this part.	
11	Chapter 8, Section 79758	Water Code Division 6 Part 3 (commencing with section 11100)	Division 6, Part 3 addresses the Central Valley Project.	
12	Chapter 8, Section 79759	Government Code Section 6525	6525. Notwithstanding any other provision of this chapter, a mutual water company may enter into a joint powers agreement with any public agency for the purpose of jointly exercising any power common to the contracting parties.	
13	Chapter 4, Section 79705	Government Code Title 2 Division 3 Part 1 Chapter 3.5 (commencing with section 11340)	Establishes the Office of Administrative Law for the review of regulations.	
14	Chapter 4, Section 79707 (h)	Water Code Division 7	Division 7 addresses water quality.	
15	Chapter 4, Section 79707 (h)	Government Code Section 13100	13100. It is the intent of the Legislature in enacting this article that the state shall establish and annually update a five-year plan for funding infrastructure. The plan shall include input by the Legislature as provided in Section 13104. The plan shall identify state infrastructure needs and set out priorities for funding. The plan need not identify specific infrastructure projects to be funded, but it shall be sufficiently detailed to provide a clear understanding of the type and amount of infrastructure to be funded and the programmatic objectives to be achieved by this funding. The plan is intended to complement the existing state budget process for appropriating funds for infrastructure by providing a comprehensive guideline for the types of projects to be funded through that process.	

16	Chapter 4, Section 79707 (i)	Government Code Section 65041.1	<p>65041.1. The state planning priorities, which are intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety in the state, including in urban, suburban, and rural communities, shall be as follows:</p> <p>(a) To promote infill development and equity by rehabilitating, maintaining, and improving existing infrastructure that supports infill development and appropriate reuse and redevelopment of previously developed, underutilized land that is presently served by transit, streets, water, sewer, and other essential services, particularly in underserved areas, and to preserving cultural and historic resources.</p> <p>(b) To protect environmental and agricultural resources by protecting, preserving, and enhancing the state's most valuable natural resources, including working landscapes such as farm, range, and forest lands, natural lands such as wetlands, watersheds, wildlife habitats, and other wildlands, recreation lands such as parks, trails, greenbelts, and other open space, and landscapes with locally unique features and areas identified by the state as deserving special protection.</p> <p>(c) To encourage efficient development patterns by ensuring that any infrastructure associated with development, other than infill development, supports new development that does all of the following:</p> <ol style="list-style-type: none"> (1) Uses land efficiently. (2) Is built adjacent to existing developed areas to the extent consistent with the priorities specified pursuant to subdivision (b). (3) Is located in an area appropriately planned for growth. (4) Is served by adequate transportation and other essential utilities and services. (5) Minimizes ongoing costs to taxpayers. 	
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17	Chapter 4, Section 79707 (i)	Government Code Section 65080 (b) Paragraph (2) (B)	Each metropolitan planning organization shall prepare a sustainable communities strategy, subject to the requirements of Part 450 of Title 23 of, and Part 93 of Title 40 of, the Code of Federal Regulations, including the requirement to utilize the most recent planning assumptions considering local general plans and other factors. The sustainable communities strategy shall (i) identify the general location of uses, residential densities, and building intensities within the region, (ii) identify areas within the region sufficient to house all the population of the region, including all economic segments of the population, over the course of the planning period of the regional transportation plan taking into account net migration into the region, population growth, household formation and employment growth, (iii) identify areas within the region sufficient to house an eight-year projection of the regional housing need for the region pursuant to Section 65584, (iv) identify a transportation network to service the transportation needs of the region, (v) gather and consider the best practically available scientific information regarding resource areas and farmland in the region as defined in subdivisions (a) and (b) of Section 65080.01, (vi) consider the state housing goals specified in Sections 65580 and 65581, (vii) set forth a forecasted development pattern for the region, which, when integrated with the transportation network, and other transportation measures and policies, will reduce the greenhouse gas emissions from automobiles and light trucks to achieve, if there is a feasible way to do so, the greenhouse gas emission reduction targets approved by the state board, and (viii) allow the regional transportation plan to comply with Section 176 of the federal Clean Air Act (42 U.S.C. Sec. 7506).	
18	Chapter 4, Section 79707 (j)	Public Resources Code Division 10.2	Agricultural Land Stewardship Program of 1995, also known as the California Farmland Conservancy Program Act. Aims to encourage long-term stewardship of agricultural lands, long-term conservation of productive agricultural lands, and sustainable agricultural uses.	
19	Chapter 4, Section 79707 (j)	Public Resources Code Division 10.4	Rangeland, Grazing Land, and Grassland Protection Act. Protects rangeland, grazing land, and grassland through conservation easements.	

20	Chapter 4, Section 79709 (a)	Water Code Section 1707 (c)	(c) (1) Upon the request of the petitioner, the board may specify, as part of its approval of the petition, that the water that is subject to the approval pursuant to this section shall be in addition to water that is required, if any, to be used for instream purposes to satisfy any applicable federal, state, or local regulatory requirements governing water quantity, water quality, instream flows, fish and wildlife, wetlands, recreation, and other instream beneficial uses. If the request is approved by the board, state and local agencies, as well as the courts, shall not credit the water subject to that petition towards compliance with any of the regulatory requirements described in this subdivision. A federal agency shall comply with the requirement imposed by this paragraph to the extent required by federal law, or to the extent that it chooses to comply. (2) For the purposes of this subdivision, "requirements" includes requirements or obligations that have not been formally established or allocated at the time of the petition, and obligations under any agreement entered into to meet those requirements. Neither any petition filed pursuant to this section nor any documents or statements made in connection therewith shall be construed or used as an admission, evidence, or indication of any obligation to meet any of the requirements described in this subdivision.	
21	Chapter 4, Section 79709 (a)	Water Code Division 2 Part 2 Chapter 6.6	Chapter 6.6 addresses temporary urgency changes for the point of diversion, place of use, or purpose of use for water rights.	
22	Chapter 4, Section 79709 (a)	Water Code Division 2 Part 2 Chapter 10.5	Chapter 10.5 addresses the temporary change of the point of diversion, place of use, or purpose of use for the transfer or exchange of water or water rights.	
23	Chapter 4, Section 79709 (b)	Water Code Section 1735	1735. The board may consider a petition for a long-term transfer of water or water rights involving a change of point of diversion, place of use, or purpose of use. A long-term transfer shall be for any period in excess of one year.	
24	Chapter 4, Section 79709 (b)	Water Code Section 1736	1736. The board, after providing notice and opportunity for a hearing, including, but not limited to, written notice to, and an opportunity for review and recommendation by, the Department of Fish and Game, may approve such a petition for a long-term transfer where the change would not result in substantial injury to any legal user of water and would not unreasonably affect fish, wildlife, or other instream beneficial uses.	

25	Chapter 4, Section 79709 (b) and 79709 (c)	Water Code Section 1737	1737. Following the expiration of the long-term transfer period, all rights shall automatically revert to the original holders of the right without any action by the board.	
26	Chapter 4, Section 79709 (b)	Central Valley Project Improvement Act Section 3406 (d)	Title 43 of Public Law 102-575. Subsection (d) of Section 3406 addresses Central Valley refuges and wildlife habitat areas. In support of the objectives of the Central Valley Habitat Joint Venture and in furtherance of the purposes of this title, the Secretary shall provide, either directly or through contractual agreements with other appropriate parties, firm water supplies of suitable quality to maintain and improve wetland habitat areas on units of the National Wildlife Refuge System in the Central Valley of California; on the Gray Lodge, Los Banos, Volta, North Grasslands, and Mendota state wildlife management areas; and on the Grasslands Resources Conservation District in the Central Valley of California.	
27	Chapter 4, Section 79711 (a)	Water Code Division 2 Part 2 Chapter 1 Article 1.7	Article 1.7 addresses area of origin in the appropriation of water. Protected areas shall not be deprived of the prior right to all the water reasonably required to adequately supply the beneficial needs of the area. For the purposes of this article, "protected area", means all of lands which normally drain to the ocean, to a hydraulic sink, or to another state within any of the following, and only the following, river systems: (1) The Sacramento River System. (2) The Mokelumne River System. (3) The Calaveras River System. (4) The San Joaquin River System. (5) The Mono Lake System. (6) The combined Truckee, Walker, and Carson River Systems. (7) The combined river systems which drain to the ocean from and including the Russian River System northward to the California-Oregon border. The confluences of the Sacramento, Mokelumne, Calaveras, and San Joaquin River Systems are within the delta, as defined in Section 12220, and the delta shall be considered to be within each of these protected areas.	
28	Chapter 4, Section 79711 (a)	Water Code Section 10505	10505. No priority under this part shall be released nor assignment made of any application that will, in the judgment of the board, deprive the county in which the water covered by the application originates of any such water necessary for the development of the county.	

29	Chapter 4, Section 79711 (a)	Water Code Section 10505.5	10505.5. Every application heretofore or hereafter made and filed pursuant to Section 10500, and held by the State Water Resources Control Board, shall be amended to provide, and any permit hereafter issued pursuant to such an application, and any license issued pursuant to such a permit, shall provide, that the application, permit, or license shall not authorize the use of any water outside of the county of origin which is necessary for the development of the county.	
30	Chapter 4, Section 79711 (a)	Water Code Section 11128	11128. The limitations prescribed in Section 11460 and 11463 shall also apply to any agency of the State or Federal Government which shall undertake the construction or operation of the project, or any unit thereof, including, besides those specifically described, additional units which are consistent with and which may be constructed, maintained, and operated as a part of the project and in furtherance of the single object contemplated by this part.	
31	Chapter 4, Section 79711 (a)	Water Code Section 11460	11460. In the construction and operation by the department of any project under the provisions of this part a watershed or area wherein water originates, or an area immediately adjacent thereto which can conveniently be supplied with water therefrom, shall not be deprived by the department directly or indirectly of the prior right to all of the water reasonably required to adequately supply the beneficial needs of the watershed, area, or any of the inhabitants or property owners therein.	
32	Chapter 4, Section 79711 (a)	Water Code Section 11461	11461. In no other way than by purchase or otherwise as provided in this part shall water rights of a watershed, area, or the inhabitants be impaired or curtailed by the department, but the provisions of this article shall be strictly limited to the acts and proceedings of the department, as such, and shall not apply to any persons or state agencies.	
33	Chapter 4, Section 79711 (a)	Water Code Section 11462	11462. The provisions of this article shall not be so construed as to create any new property rights other than against the department as provided in this part or to require the department to furnish to any person without adequate compensation therefor any water made available by the construction of any works by the department.	

34	Chapter 4, Section 79711 (a)	Water Code Section 11463	11463. In the construction and operation by the department of any project under the provisions of this part, no exchange of the water of any watershed or area for the water of any other watershed or area may be made by the department unless the water requirements of the watershed or area in which the exchange is made are first and at all times met and satisfied to the extent that the requirements would have been met were the exchange not made, and no right to the use of water shall be gained or lost by reason of any such exchange.	
35	Chapter 4, Section 79711 (a)	Water Code Section 12200 to 12220	These sections address the boundaries of the Delta, water supply, diversions, and availability in the Delta.	
36	Chapter 4, Section 79711 (c)	Water Code Division 2 Part 2 Chapter 10	Chapter 10 addresses the process to change of point of diversion, place of use, or purpose of use for water appropriated under the Water Commission Act or the water code.	
37	Chapter 4, Section 79711 (c)	Water Code Division 35 Part 4 Chapter 2	This chapter outlines the requirements of the BDCP.	
38	Chapter 4, Section 79711 (d)	Water Code Sections 106 and 106.5	106. It is hereby declared to be established policy of this State that the use of water for domestic purposes is the highest use of water and that the next highest use is for irrigation. 106.5. It is hereby declared to be the established policy of this State that the right of a municipality to acquire and hold rights to the use of water should be protected to the fullest extent necessary for existing and future uses, but that no municipality shall acquire any right to waste water, or to the use of water for other than municipal purposes, or to prevent the appropriation and application of water in excess of its reasonable and existing needs to useful purposes by others subject to the rights of the municipality to apply such water to municipal uses as and when necessity therefor exists.	
39	Chapter 4, Section 79711 (e)	California Wild and Scenic Rivers Act	Public Resources Code Division 5, Chapter 1.4. Establishes rivers as wild and scenic and describes their protections.	
40	Chapter 4, Section 79711 (e)	Federal Wild and Scenic Rivers Act	Establishes a national system of rivers that shall be preserved in their free-flowing condition and protected.	

41	Chapter 4, Section 79711 (f)	Sacramento-San Joaquin Delta Reform Act of 2009	Water Code Division 35. Declares that the Delta is a critically important resource and outlines steps for reform of the Delta.	
42	Chapter 4, Section 79711 (f)	Public Resources Code Division 22.3	Sacramento-San Joaquin Delta Conservancy Act. Establishes and outlines the duties of the Delta Conservancy.	
43	Chapter 4, Section 79711 (h)	Natural Heritage Preservation Tax Credit Act of 2000	Public Resources Code Division 28. The intent of this division is to accommodate economic development and resolve land use and water disputes in a manner beneficial to all people in California, and to the benefit of California environmental quality.	
44	Chapter 4, Section 79712 (b) (2)	Urban Water Management Planning Act	Water Code Division 6 Part 2.6.	
45	Chapter 4, Section 79712 (b) (3)	Agricultural Water Management Planning Act	Water Code Division 6 Part 2.8.	

46	Chapter 4, Section 79712(b)(4)	Water Code Section 10608.56	<p>10608.56. (a) On and after July 1, 2016, an urban retail water supplier is not eligible for a water grant or loan awarded or administered by the state unless the supplier complies with this part. (b) On and after July 1, 2013, an agricultural water supplier is not eligible for a water grant or loan awarded or administered by the state unless the supplier complies with this part. (c) Notwithstanding subdivision (a), the department shall determine that an urban retail water supplier is eligible for a water grant or loan even though the supplier has not met the per capita reductions required pursuant to Section 10608.24, if the urban retail water supplier has submitted to the department for approval a schedule, financing plan, and budget, to be included in the grant or loan agreement, for achieving the per capita reductions. The supplier may request grant or loan funds to achieve the per capita reductions to the extent the request is consistent with the eligibility requirements applicable to the water funds. (d) Notwithstanding subdivision (b), the department shall determine that an agricultural water supplier is eligible for a water grant or loan even though the supplier is not implementing all of the efficient water management practices described in Section 10608.48, if the agricultural water supplier has submitted to the department for approval a schedule, financing plan, and budget, to be included in the grant or loan agreement, for implementation of the efficient water management practices. The supplier may request grant or loan funds to implement the efficient water management practices to the extent the request is consistent with the eligibility requirements applicable to the water funds. (e) Notwithstanding subdivision (a), the department shall determine that an urban retail water supplier is eligible for a water grant or loan even though the supplier has not met the per capita reductions required pursuant to Section 10608.24, if the urban retail water supplier has submitted to the department for approval documentation demonstrating that its entire service area qualifies as a disadvantaged community. (f) The department shall not deny eligibility to an urban retail water supplier or agricultural water supplier in compliance with the requirements of this part and Part 2.8 (commencing with Section 10800), that is participating in a multiagency water project, or an integrated regional water management plan, developed pursuant to Section 75026 of the Public Resources Code, solely on the basis that one or more of the agencies participating in the project or plan is not implementing all of the requirements of this part or Part 2.8 (commencing with Section 10800).</p>	
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47	Chapter 4, Section 79712(b)(4)	Water Code Division 6 Part 2.55	Part 2.55 addresses sustainable water use and demand reduction. It requires water suppliers to increase water use efficiency and promote conservation.	
48	Chapter 4, Section 79713	Section 79760	79760. (a) In approving the Water Quality, Supply, and Infrastructure Improvement Act of 2014, the people were informed and hereby declare that the provisions of this chapter are necessary, integral, and essential to meeting the single object or work of the Water Quality, Supply, and Infrastructure Improvement Act of 2014. As such, an amendment of the provisions of this chapter by the Legislature without voter approval would frustrate the scheme and design that induced voter approval of this act. The people therefore find and declare that any amendment of the provisions of this chapter by the Legislature shall require an affirmative vote of two-thirds of the membership of each house of the Legislature and voter approval. (b) This section shall not govern or be used as authority for determining whether the amendment of any other provision of this act not contained in this chapter would constitute a substantial change in the scheme and design of this act requiring voter approval.	

49	Chapter 4, Section 79714 (c)	Public Resources Code Section 14507.5	<p>(a) "Community Conservation Corps" means a nonprofit public benefit corporation formed or operating pursuant to Part 2 (commencing with Section 5110) of Division 2 of Title 1 of the Corporations Code, or an agency operated by a city, county, or city and county, that is certified by the California Conservation Corps as meeting all of the following criteria: (1) The corps is organized in the form of supervised work crews and selects young men and women for participation on the basis of motivation for hard work, personal development, and public service, without regard to their prior employment or educational background, and consistent with Section 14402. Participation shall be for a period of one year, and may be extended. (2) The corps' program is based upon a highly disciplined work experience, includes an educational component, and is designed to develop corpsmembers' character and civic consciousness through rigorous work on public projects. The educational component of the corps' program includes enrollment in a vocational education program, public or charter high school, or postsecondary community college. (3) The corps compensates corpsmembers at not less than the federal minimum wage, and provides corpsmembers assistance in obtaining permanent employment following their participation in the corps program. (4) The corps engages in recycling and litter abatement projects as well as projects that accomplish the conservationist and other purposes described in subdivisions (a) to (h), inclusive, of Section 14300, and that assist agencies of local government and other nonprofit community organizations in developing, rehabilitating, and restoring parklands, recreational facilities, and other community resources. (5) The corps consists of an average annual enrollment of not less than 50 corpsmembers between 18 and 25 years of age. In determining the average annual enrollment of a community conservation corps for the purposes of Section 14581.1, the California Conservation Corps shall not include special corpsmembers, as described in Section 14303, who are employed by a community conservation corps. (b) The California Conservation Corps shall evaluate a community conservation corps for the purpose of determining its eligibility for certification, pursuant to this section, after it has completed 12 months of continuous operation, and annually thereafter.</p>	
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