

AMENDED IN SENATE JUNE 14, 2001

AMENDED IN ASSEMBLY MAY 2, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 791

Introduced by Assembly Member Chavez

February 22, 2001

An act to add Section 111187 to the Health and Safety Code, relating to drinking water.

LEGISLATIVE COUNSEL'S DIGEST

AB 791, as amended, Chavez. Drinking water: labeling.

Existing law makes the State Department of Health Services responsible for issuing licenses for water bottling plants and for ensuring that all labeling requirements for bottled water are met.

Existing law requires the department to ensure that the information on the label or in the advertisement of bottled water, purporting to be a specific water type or treated in a specific manner, for example, spring water or purified water, is what it purports to be before issuing a license and allowing the label to denote the specific water type.

This bill would require ~~a bottler, distributor, water hauler, retail water facility operator, or vending machine operator that claims its water is of a specific water type or treated in a specific manner to reimburse the department for costs the department incurs, including costs for services of a registered geologist, to conduct activities to verify these claims that all determinations by the department of compliance with existing law establishing bottled water labeling requirements for specific water~~

types be supported by a certification report from a registered geologist subject to regulation by the Board of Geologists and Geophysicists.

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 111187 is added to the Health and Safety
- 2 Code, to read:
- 3 ~~111187. A bottler, distributor, water hauler, retail water~~
- 4 ~~facility operator, or vending machine operator that claims its water~~
- 5 ~~is of a specific water type or treated in a specific manner, as~~
- 6 ~~specified in Section 111175, shall reimburse the department for~~
- 7 ~~costs the department incurs, including costs for services of a~~
- 8 ~~registered geologist, to conduct activities required by this chapter~~
- 9 ~~to verify the accuracy of these claims. The amount of~~
- 10 ~~reimbursement shall not exceed the department's actual cost of~~
- 11 ~~conducting these activities.~~
- 12 *111187. All determinations by the department of compliance*
- 13 *with existing law establishing bottled water labeling requirements*
- 14 *pursuant to Section 111175 shall be supported by a certification*
- 15 *report from a registered geologist subject to regulation by the*
- 16 *Board for Geologists and Geophysicists pursuant to Chapter 12.5*
- 17 *(commencing with Section 7800) of Division 3 of the Business and*
- 18 *Professions Code.*

