

AMENDED IN SENATE MARCH 24, 2003

SENATE BILL

No. 654

**Introduced by Committee on Agriculture and Water Resources
(Senators Machado (Chair), Alpert, Bowen, Ducheny, Florez,
Kuehl, Margett, Perata, and Torlakson)**

February 21, 2003

An act to amend ~~Section 10644~~ *Sections 10644 and 10753.7* of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

SB 654, as amended, Committee on Agriculture and Water Resources. ~~Urban water management plans~~ *Water supply planning.*

Existing

(1) Existing law requires an urban water supplier to prepare and update an urban water management plan, and to submit copies of the plan to the Department of Water Resources and any city or county within which the urban water supplier provides water supplies.

This bill, in addition, would require the urban water supplier to submit a copy of the plan to the California State Library.

(2) *Existing law authorizes a local agency whose service area includes a groundwater basin that is not subject to groundwater management to adopt and implement a groundwater management plan pursuant to certain provisions of law. Existing law requires a groundwater management plan to include certain components to qualify as a plan for the purposes of those provisions, including a provision that establishes funding requirements for the construction of certain groundwater projects.*

This bill, instead, would apply those requirements only to that provision relating to those funding requirements.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 10644 of the Water Code is amended to
2 read:

3 10644. (a) An urban water supplier shall submit to the
4 department, the California State Library, and any city or county
5 within which the supplier provides water supplies a copy of its plan
6 no later than 30 days after adoption. Copies of amendments or
7 changes to the plans shall be submitted to the department, the
8 California State Library, and any city or county within which the
9 supplier provides water supplies within 30 days after adoption.

10 (b) The department shall prepare and submit to the Legislature,
11 on or before December 31, in the years ending in six and one, a
12 report summarizing the status of the plans adopted pursuant to this
13 part. The report prepared by the department shall identify the
14 outstanding elements of the individual plans. The department shall
15 provide a copy of the report to each urban water supplier that has
16 submitted its plan to the department. The department shall also
17 prepare reports and provide data for any legislative hearings
18 designed to consider the effectiveness of plans submitted pursuant
19 to this part.

20 SEC. 2. Section 10753.7 of the Water Code is amended to
21 read:

22 10753.7. (a) For the purposes of qualifying as a groundwater
23 management plan under this ~~part~~ section, a plan shall contain the
24 components that are set forth in this section. In addition to the
25 requirements of a specific funding program, any local agency
26 seeking state funds administered by the department for the
27 construction of groundwater projects or groundwater quality
28 projects, excluding programs that are funded under Part 2.78
29 (commencing with Section 10795), shall do all of the following:

30 (1) Prepare and implement a groundwater management plan
31 that includes basin management objectives for the groundwater
32 basin that is subject to the plan. The plan shall include components
33 relating to the monitoring and management of groundwater levels
34 within the groundwater basin, groundwater quality degradation,
35 inelastic land surface subsidence, and changes in surface flow and



1 surface water quality that directly affect groundwater levels or
2 quality or are caused by groundwater pumping in the basin.

3 (2) For the purposes of carrying out paragraph (1), the local
4 agency shall prepare a plan to involve other agencies that enables
5 the local agency to work cooperatively with other public entities
6 whose service area or boundary overlies the groundwater basin.

7 (3) For the purposes of carrying out paragraph (1), the local
8 agency shall prepare a map that details the area of the groundwater
9 basin, as defined in the department's Bulletin No. 118, and the area
10 of the local agency, that will be subject to the plan, as well as the
11 boundaries of other local agencies that overlie the basin in which
12 the agency is developing a groundwater management plan.

13 (4) The local agency shall adopt monitoring protocols that are
14 designed to detect changes in groundwater levels, groundwater
15 quality, inelastic surface subsidence for basins for which
16 subsidence has been identified as a potential problem, and flow
17 and quality of surface water that directly affect groundwater levels
18 or quality or are caused by groundwater pumping in the basin. The
19 monitoring protocols shall be designed to generate information
20 that promotes efficient and effective groundwater management.

21 (5) Local agencies that are located in areas outside the
22 groundwater basins delineated on the latest edition of the
23 department's groundwater basin and subbasin map shall prepare
24 groundwater management plans incorporating the components in
25 this subdivision, and shall use geologic and hydrologic principles
26 appropriate to those areas.

27 (b) (1) (A) A local agency may receive state funds
28 administered by the department for the construction of
29 groundwater projects or for other projects that directly affect
30 groundwater levels or quality if it prepares and implements,
31 participates in, or consents to be subject to, a groundwater
32 management plan, a basinwide management plan, or other
33 integrated regional water management program or plan that meets,
34 or is in the process of meeting, the requirements of subdivision (a).
35 A local agency with an existing groundwater management plan
36 that meets the requirements of subdivision (a), or a local agency
37 that completes an upgrade of its plan to meet the requirements of
38 subdivision (a) within one year of applying for funds, shall be
39 given priority consideration for state funds administered by the
40 department over local agencies that are in the process of



1 developing a groundwater management plan. The department
2 shall withhold funds from the project until the upgrade of the
3 groundwater management plan is complete.

4 (B) Notwithstanding subparagraph (A), a local agency that
5 manages groundwater under any other provision of existing law
6 that meets the requirements of subdivision (a), or that completes
7 an upgrade of its plan to meet the requirements of subdivision (a)
8 within one year of applying for funding, shall be eligible for
9 funding administered by the department. The department shall
10 withhold funds from a project until the upgrade of the groundwater
11 management plan is complete.

12 (C) Notwithstanding subparagraph (A), a local agency that
13 conforms to the requirements of an adjudication of water rights in
14 the groundwater basin is in compliance with subdivision (a). For
15 purposes of this section, an “adjudication” includes an
16 adjudication under Section 2101, an administrative adjudication,
17 and an adjudication in state or federal court.

18 (D) Subparagraphs (A) and (B) do not apply to proposals for
19 funding under Part 2.78 (commencing with Section 10795), or to
20 funds authorized or appropriated prior to September 1, 2002.

21 (2) Upon the adoption of a groundwater management plan in
22 accordance with this part, the local agency shall submit a copy of
23 the plan to the department, in an electronic format, if practicable,
24 approved by the department. The department shall make available
25 to the public copies of the plan received pursuant to this part.

