

AMENDED IN ASSEMBLY JULY 6, 2003
AMENDED IN ASSEMBLY JUNE 26, 2003
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 8557, 10644, and 10753.7 of the Water Code, relating to water, ~~and~~ making an appropriation therefor, *and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

SB 654, as amended, Committee on Agriculture and Water Resources. Water Omnibus Act of 2003.

(1) Existing law requires the Reclamation Board to have its office in the City of Sacramento.

This bill would require the board to have its office in the County of Sacramento.

(2) 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.

(3) 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.

(4) The California Safe Drinking Water Bond Law of 1988 authorizes board proceeds in the California Safe Drinking Water Fund to be used for a grant program with grants provided to prescribed entities, subject to specific approval of the Legislature.

This bill would make an appropriation by authorizing the department to make grants from the fund to specified entities for the purposes of financing domestic water system improvement projects to meet state and federal drinking water standards.

(5) *This bill would declare that it is to take effect immediately as an urgency statute.*

Vote: ~~majority~~ 2/3. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

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

1 SECTION 1. This act shall be known and may be cited as the
2 Water Omnibus Act of 2003.

3 SEC. 2. Section 8557 of the Water Code is amended to read:
4 8557. The board shall have its office in the County of
5 Sacramento. The office is the principal place of business and legal
6 residence of the board and of the drainage district.

7 SEC. 3. Section 10644 of the Water Code is amended to read:
8 10644. (a) An urban water supplier shall submit to the
9 department, the California State Library, and any city or county
10 within which the supplier provides water supplies a copy of its plan
11 no later than 30 days after adoption. Copies of amendments or
12 changes to the plans shall be submitted to the department, the
13 California State Library, and any city or county within which the
14 supplier provides water supplies within 30 days after adoption.

15 (b) The department shall prepare and submit to the Legislature,
16 on or before December 31, in the years ending in six and one, a
17 report summarizing the status of the plans adopted pursuant to this
18 part. The report prepared by the department shall identify the



1 outstanding elements of the individual plans. The department shall
2 provide a copy of the report to each urban water supplier that has
3 submitted its plan to the department. The department shall also
4 prepare reports and provide data for any legislative hearings
5 designed to consider the effectiveness of plans submitted pursuant
6 to this part.

7 SEC. 4. Section 10753.7 of the Water Code is amended to
8 read:

9 10753.7. (a) For the purposes of qualifying as a groundwater
10 management plan under this section, a plan shall contain the
11 components that are set forth in this section. In addition to the
12 requirements of a specific funding program, any local agency
13 seeking state funds administered by the department for the
14 construction of groundwater projects or groundwater quality
15 projects, excluding programs that are funded under Part 2.78
16 (commencing with Section 10795), shall do all of the following:

17 (1) Prepare and implement a groundwater management plan
18 that includes basin management objectives for the groundwater
19 basin that is subject to the plan. The plan shall include components
20 relating to the monitoring and management of groundwater levels
21 within the groundwater basin, groundwater quality degradation,
22 inelastic land surface subsidence, and changes in surface flow and
23 surface water quality that directly affect groundwater levels or
24 quality or are caused by groundwater pumping in the basin.

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

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

35 (4) The local agency shall adopt monitoring protocols that are
36 designed to detect changes in groundwater levels, groundwater
37 quality, inelastic surface subsidence for basins for which
38 subsidence has been identified as a potential problem, and flow
39 and quality of surface water that directly affect groundwater levels
40 or quality or are caused by groundwater pumping in the basin. The



1 monitoring protocols shall be designed to generate information
2 that promotes efficient and effective groundwater management.

3 (5) Local agencies that are located in areas outside the
4 groundwater basins delineated on the latest edition of the
5 department's groundwater basin and subbasin map shall prepare
6 groundwater management plans incorporating the components in
7 this subdivision, and shall use geologic and hydrologic principles
8 appropriate to those areas.

9 (b) (1) (A) A local agency may receive state funds
10 administered by the department for the construction of
11 groundwater projects or for other projects that directly affect
12 groundwater levels or quality if it prepares and implements,
13 participates in, or consents to be subject to, a groundwater
14 management plan, a basinwide management plan, or other
15 integrated regional water management program or plan that meets,
16 or is in the process of meeting, the requirements of subdivision (a).
17 A local agency with an existing groundwater management plan
18 that meets the requirements of subdivision (a), or a local agency
19 that completes an upgrade of its plan to meet the requirements of
20 subdivision (a) within one year of applying for funds, shall be
21 given priority consideration for state funds administered by the
22 department over local agencies that are in the process of
23 developing a groundwater management plan. The department
24 shall withhold funds from the project until the upgrade of the
25 groundwater management plan is complete.

26 (B) Notwithstanding subparagraph (A), a local agency that
27 manages groundwater under any other provision of existing law
28 that meets the requirements of subdivision (a), or that completes
29 an upgrade of its plan to meet the requirements of subdivision (a)
30 within one year of applying for funding, shall be eligible for
31 funding administered by the department. The department shall
32 withhold funds from a project until the upgrade of the groundwater
33 management plan is complete.

34 (C) Notwithstanding subparagraph (A), a local agency that
35 conforms to the requirements of an adjudication of water rights in
36 the groundwater basin is in compliance with subdivision (a). For
37 purposes of this section, an "adjudication" includes an
38 adjudication under Section 2101, an administrative adjudication,
39 and an adjudication in state or federal court.



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

4 (2) Upon the adoption of a groundwater management plan in
5 accordance with this part, the local agency shall submit a copy of
6 the plan to the department, in an electronic format, if practicable,
7 approved by the department. The department shall make available
8 to the public copies of the plan received pursuant to this part.

9 SEC. 5. (a) Pursuant to Sections 14011 and 14012 of the
10 Water Code, the Department of Water Resources may make grants
11 from the California Safe Drinking Water Fund in accordance with
12 the California Safe Drinking Water Bond Law of 1988 (Chapter
13 16 (commencing with Section 14000) of Division 7 of the Water
14 Code) to the following entities in the following accounts for the
15 purpose of financing domestic water system improvement projects
16 to meet state and federal drinking water standards:

17 (1) El Nido Elementary School in Merced County for up to one
18 hundred twenty-five thousand dollars (\$125,000).

19 (2) Mattole Triple Junction High School in Humboldt County
20 for up to one hundred eighty-five thousand dollars (\$185,000).

21 (3) Orosi High School in Tulare County for up to four hundred
22 thousand dollars (\$400,000).

23 (4) Sequoia Union School District in Tulare County for up to
24 four hundred thousand dollars (\$400,000).

25 (5) Cuyama Elementary School in Santa Barbara County for up
26 to one hundred fifty thousand dollars (\$150,000).

27 (6) Maple School in Kern County for up to four hundred
28 thousand dollars (\$400,000).

29 (7) Roselawn High School in Stanislaus County for up to three
30 hundred fifty thousand dollars (\$350,000).

31 (8) Dehesa Elementary School in San Diego County for up to
32 four hundred thousand dollars (\$400,000).

33 (9) Lovell School in Tulare County for up to four hundred
34 thousand dollars (\$400,000).

35 (10) Citrus South Tule School in Tulare County for up to three
36 hundred fifty thousand dollars (\$350,000).

37 (11) Oasis School in Riverside County for up to one hundred
38 twenty thousand dollars (\$120,000).

39 (12) Kit Carson Elementary School in Kings County for up to
40 three hundred fifty thousand dollars (\$350,000).



1 (13) Piute Mountain School in Kern County for up to one
2 hundred twenty-five thousand dollars (\$125,000).

3 (14) Whale Gulch Elementary School in Mendocino County
4 for up to one hundred twenty-five thousand dollars (\$125,000).

5 (15) Pioneer Elementary School in Kings County for up to
6 three hundred fifty thousand dollars (\$350,000).

7 (b) The Department of Water Resources shall determine
8 eligibility for, and the amount of, any grant authorized in
9 subdivision (a) in accordance with the California Safe Drinking
10 Water Bond Law of 1988 (Chapter 16 (commencing with Section
11 14000) of Division 7 of the Water Code), and may make those
12 grants in accordance with that bond law.

13 *SEC. 6. This act is an urgency statute necessary for the*
14 *immediate preservation of the public peace, health, or safety*
15 *within the meaning of Article IV of the Constitution and shall go*
16 *into immediate effect. The facts constituting the necessity are:*

17 *In order to remedy critical water and special district funding*
18 *problems, and thereby protect the public health and safety, it is*
19 *necessary that this act take effect immediately.*

