

ASSEMBLY BILL

No. 157

Introduced by Assembly Member Jeffries

January 19, 2011

An act to amend Sections 79720, 79720.1, 79720.2, 79720.3, 79720.4, 79720.6, 79721, 79722, 79723, 79731, 79740, 79750, 79755, 79756, 79757, 79758, 79759, 79759.5, 79760, 79760.5, 79770, 79780, 79781, 79784, 79810, and 79824 of the Water Code, and to amend Section 8 of Chapter 126 of the Statutes of 2010, relating to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012.

LEGISLATIVE COUNSEL'S DIGEST

AB 157, as introduced, Jeffries. Safe, Clean, and Reliable Drinking Water Supply Act of 2012.

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 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program.

This bill would reduce by 25% the total amount of bonds authorized to be issued pursuant to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, and would make conforming reductions to amounts specified to be allocated from these bond funds for certain purposes.

The bill would require the Secretary of State to include the changes made by this bill when submitting the bond act to the voters at the November 6, 2012, statewide general election.

Vote: $\frac{2}{3}$. 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 79720 of the Water Code, as added by
 2 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
 3 the Statutes of 2009, is amended to read:

4 79720. The sum of ~~four hundred fifty-five million dollars~~
 5 ~~(\$455,000,000)~~ *three hundred forty-one million two hundred fifty*
 6 *thousand dollars (\$341,250,000)* shall be available, upon
 7 appropriation by the Legislature from the fund, for the purposes
 8 of this chapter.

9 SEC. 2. Section 79720.1 of the Water Code, as added by
 10 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
 11 the Statutes of 2009, is amended to read:

12 79720.1. (a) From the funds described in Section 79720, one
 13 ~~hundred ninety million dollars (\$190,000,000)~~ *forty-two million*
 14 *five hundred thousand dollars (\$142,500,000)* shall be available,
 15 upon appropriation by the Legislature from the fund, for the
 16 planning, design, and construction of local and regional drought
 17 relief projects that reduce the impacts of drought conditions,
 18 including, but not limited to, the impacts of reductions in Delta
 19 diversions. Eligible projects include all of the following:

- 20 (1) Water conservation and efficiency projects, including
 21 installation of the most water efficient fixtures commercially
 22 available.
- 23 (2) Water recycling and related infrastructure.
- 24 (3) Groundwater cleanup.
- 25 (4) Local and regional conveyance projects that improve water
 26 supplies and public benefits associated with conveyance facilities.
- 27 (5) Other local and regional water supply reliability projects.
- 28 (6) Local and regional surface water storage projects that provide
 29 emergency water supplies and water supply reliability in drought
 30 conditions.

31 (b) Projects funded pursuant to this section shall meet both of
 32 the following requirements:

- 33 (1) The project will provide a sustainable water supply that does
 34 not contribute to groundwater overdraft or increase surface water
 35 diversions.
- 36 (2) The project is capable of being operational within two years
 37 of receiving the grant.

1 (c) Preference shall be given to applicants that can demonstrate
2 substantial past and current investments in conservation and local
3 water projects.

4 (d) Not more than 10 percent of the funds provided pursuant to
5 this section shall be available for planning, investigations, studies,
6 and monitoring.

7 (e) The department shall require a cost share of not less than 50
8 percent of total project costs from nonstate sources. The department
9 may waive or reduce the cost-sharing requirement for projects that
10 directly benefit disadvantaged communities or economically
11 distressed areas.

12 (f) From the funds described in this section, the sum of ~~one~~
13 ~~hundred million dollars (\$100,000,000)~~ *seventy-five million dollars*
14 *(\$75,000,000)* shall be made available for local and regional water
15 projects, including surface storage projects, that provide emergency
16 water supplies and water supply reliability in drought conditions
17 in San Diego County.

18 SEC. 3. Section 79720.2 of the Water Code, as added by
19 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
20 the Statutes of 2009, is amended to read:

21 79720.2. From the funds described in Section 79720, the sum
22 of ~~ninety million dollars (\$90,000,000)~~ *sixty-seven million five*
23 *hundred thousand dollars (\$67,500,000)* shall be available, upon
24 appropriation by the Legislature from the fund, for grants to
25 disadvantaged communities and economically distressed areas
26 experiencing economic impacts from drought for drought relief
27 projects and programs.

28 SEC. 4. Section 79720.3 of the Water Code, as added by
29 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
30 the Statutes of 2009, is amended to read:

31 79720.3. From the funds described in Section 79720, the sum
32 of ~~seventy-five million dollars (\$75,000,000)~~ *fifty-six million two*
33 *hundred fifty thousand dollars (\$56,250,000)* shall be available,
34 upon appropriation by the Legislature from the fund, to the State
35 Water Resources Control Board for grants for small community
36 wastewater treatment projects, to protect water quality, that meet
37 all of the following criteria:

38 (a) The project is for the planning, design, permitting,
39 construction, or improvement of a wastewater treatment facility,
40 sewer system, or related infrastructure necessary to meet water

1 quality standards or prevent contamination of surface water or
2 groundwater resources.

3 (b) The project will serve a community with a population of
4 20,000 or less.

5 (c) The project meets other standards that may be established
6 by the State Water Resources Control Board with respect to the
7 design, construction, financing, and operation of the project.

8 SEC. 5. Section 79720.4 of the Water Code, as added by
9 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
10 the Statutes of 2009, is amended to read:

11 79720.4. (a) From the funds described in Section 79720, ~~eighty~~
12 ~~million dollars (\$80,000,000)~~ *sixty million dollars (\$60,000,000)*
13 shall be available for deposit into the Safe Drinking Water State
14 Revolving Fund created pursuant to Section 116760.30 of the
15 Health and Safety Code.

16 (b) From the funds described in this section, up to ~~eight million~~
17 ~~dollars (\$8,000,000)~~ *six million dollars (\$6,000,000)* shall be made
18 available for grants for projects within the City of Maywood that
19 design and implement water supply infrastructure upgrades that
20 provide for safe drinking water.

21 SEC. 6. Section 79720.6 of the Water Code, as added by
22 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
23 the Statutes of 2009, is amended to read:

24 79720.6. From the funds described in Section 79720, the sum
25 of ~~twenty million dollars (\$20,000,000)~~ *fifteen million dollars*
26 *(\$15,000,000)* shall be available for water quality and public health
27 projects on the New River.

28 SEC. 7. Section 79721 of the Water Code, as added by Section
29 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
30 of 2009, is amended to read:

31 79721. The sum of ~~one billion fifty million dollars~~
32 ~~(\$1,050,000,000)~~ *seven hundred eighty-seven million five hundred*
33 *thousand dollars (\$787,500,000)* shall be available, upon
34 appropriation by the Legislature, from the fund to the department
35 for competitive grants and expenditures in accordance with Section
36 79722.

37 SEC. 8. Section 79722 of the Water Code, as added by Section
38 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
39 of 2009, is amended to read:

1 79722. (a) Except as provided in subdivision (f), the
2 department shall award grants to eligible projects that implement
3 an adopted integrated regional water management plan.

4 (b) An urban water supplier that does not prepare, adopt, and
5 submit its urban water management plan in accordance with the
6 Urban Water Management Planning Act (Part 2.6 (commencing
7 with Section 10610) of Division 6) is ineligible to receive funds
8 made available pursuant to Section 79721 until the urban water
9 management plan is prepared and submitted in accordance with
10 the requirements of that act.

11 (c) For the purposes of awarding a grant under this chapter, the
12 department shall require a local cost share of not less than 50
13 percent of the total costs of the project. The department may waive
14 or reduce the cost-sharing requirement for projects that directly
15 benefit a disadvantaged community or an economically distressed
16 area.

17 (d) Eligible projects are those included in adopted integrated
18 regional water management plans consistent with Part 2.2
19 (commencing with Section 10530) of Division 6, including, but
20 not limited to, local and regional surface water storage projects.

21 (e) The funding provided in Section 79721 shall be allocated
22 to each hydrologic region as identified in the California Water
23 Plan in accordance with this subdivision. For the South Coast
24 hydrologic region, the department shall establish three funding
25 areas that reflect the watersheds of San Diego County (designated
26 as the San Diego subregion), the Santa Ana River watershed and
27 southern Orange County (designated as the Santa Ana subregion),
28 and the Los Angeles and Ventura County watersheds (designated
29 as the Los Angeles subregion), and shall allocate funds to those
30 areas in accordance with this subdivision. The North and South
31 Lahontan hydrologic regions shall be treated as one area for the
32 purpose of allocating funds. For purposes of this subdivision, the
33 Sacramento River hydrologic region does not include the Delta.
34 For purposes of this subdivision, the Mountain Counties Overlay
35 is not eligible for funds from the Sacramento River hydrologic
36 region or the San Joaquin River hydrologic region. The department
37 may recognize multiple integrated regional water management
38 plans in each of the areas allocated funding. Funds made available
39 by this chapter shall be allocated as follows:

- 40 (1) North Coast: ~~\$45,000,000~~ \$33,750,000.

- 1 (2) San Francisco Bay: ~~\$132,000,000~~ \$99,000,000.
- 2 (3) Central Coast: ~~\$58,000,000~~ \$43,500,000.
- 3 (4) Los Angeles subregion: ~~\$198,000,000~~ \$148,500,000.
- 4 (5) Santa Ana subregion: ~~\$128,000,000~~ \$96,000,000.
- 5 (6) San Diego subregion: ~~\$87,000,000~~ \$65,250,000.
- 6 (7) Sacramento River: ~~\$76,000,000~~ \$57,000,000.
- 7 (8) San Joaquin River: ~~\$64,000,000~~ \$48,000,000.
- 8 (9) Tulare/Kern: ~~\$70,000,000~~ \$52,500,000.
- 9 (10) North/South Lahontan: ~~\$51,000,000~~ \$38,250,000.
- 10 (11) Colorado River Basin: ~~\$47,000,000~~ \$35,250,000.
- 11 (12) Mountain Counties Overlay: ~~\$44,000,000~~ \$33,000,000.
- 12 (13) Interregional: ~~\$50,000,000~~ \$37,500,000.
- 13 (f) Interregional funds may be expended directly or granted by
- 14 the department to address multiregional needs or state priorities,
- 15 including, but not limited to, any of the following:
- 16 (1) Investing in new water technology development and
- 17 deployment.
- 18 (2) Meeting state water recycling and water conservation goals.
- 19 (3) Adapting to climate change impacts.
- 20 (4) Reducing contributions to climate change.
- 21 (5) Other projects to improve statewide water management
- 22 systems.
- 23 (6) Other projects and activities designed to meet the needs of
- 24 disadvantaged communities or economically distressed areas
- 25 including technical and grant writing assistance.
- 26 (g) ~~Ten million dollars~~ *Seven million five hundred thousand*
- 27 *dollars (\$7,500,000)* of the interregional funds shall be available
- 28 for a grant to the University of California, Sierra Nevada Research
- 29 Institute of the University of California, for the development and
- 30 deployment of measurement infrastructure and related information
- 31 technology to identify and analyze water supply impacts of climate
- 32 change on the Sierra Nevada snow pack and runoff.
- 33 SEC. 9. Section 79723 of the Water Code, as added by Section
- 34 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
- 35 of 2009, is amended to read:
- 36 79723. (a) The sum of ~~three hundred fifty million dollars~~
- 37 ~~(\$350,000,000)~~ *two hundred sixty-two million five hundred*
- 38 *thousand dollars (\$262,500,000)* shall be available, upon
- 39 appropriation by the Legislature, from the fund to the department
- 40 for grants and expenditures for the planning, design, and

1 construction of local and regional conveyance projects that support
2 regional and interregional connectivity and water management.
3 Projects shall be consistent with an adopted integrated regional
4 water management plan and shall provide one or more of the
5 following benefits:

6 (1) Improvements in regional or interregional water supply and
7 water supply reliability.

8 (2) Mitigation of conditions of groundwater overdraft, saline
9 water intrusion, water quality degradation, or subsidence.

10 (3) Adaptation to the impacts of hydrologic changes.

11 (4) Improved water security from drought, natural disasters, or
12 other events that could interrupt imported water supplies.

13 (5) Providing safe drinking water for disadvantaged communities
14 and economically distressed areas.

15 (b) Not more than 10 percent of the funds provided by this
16 section shall be available for planning, investigations, studies, and
17 monitoring.

18 (c) The department shall require a cost share of not less than 50
19 percent of total project costs from nonstate sources. The department
20 may waive or reduce the cost share requirement for projects that
21 directly benefit disadvantaged communities or economically
22 distressed areas.

23 SEC. 10. Section 79731 of the Water Code, as added by Section
24 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
25 of 2009, is amended to read:

26 79731. The sum of ~~two billion two hundred fifty million dollars~~
27 ~~(\$2,250,000,000)~~ *one billion six hundred eighty-seven million five*
28 *hundred thousand dollars (\$1,687,500,000)* shall be available,
29 upon appropriation from the fund, for grants and direct
30 expenditures, as follows:

31 (a) (1) ~~Seven hundred fifty million dollars (\$750,000,000)~~ *Five*
32 *hundred sixty-two million five hundred thousand dollars*
33 *(\$562,500,000)* for projects, including grants to Delta counties and
34 cities within the Delta, that provide public benefits and support
35 Delta sustainability options, including projects and supporting
36 scientific studies and assessments that do any of the following:

37 (A) Ensure that urban and agricultural water supplies derived
38 from the Delta, including water supplies used within the Delta, are
39 not disrupted because of catastrophic failures of Delta levees

1 resulting from earthquakes, floods, land sinking, rising ocean
2 levels, or other forces.

3 (B) Assist in preserving economically viable and sustainable
4 agriculture and other economic activities in the Delta.

5 (C) Improve the quality of drinking water derived from the
6 Delta.

7 (D) Improve levee and flood control facilities and other vital
8 infrastructure necessary to protect Delta communities affected by
9 the implementation of this chapter.

10 (E) Provide physical improvements or other actions to create
11 waterflow and water quality conditions within the Delta to provide
12 adequate habitat for native fish and wildlife.

13 (F) Facilitate other projects that provide public benefits and
14 support Delta sustainability options approved by the Legislature,
15 including costs associated with planning, monitoring, and design
16 of alternatives, and project modifications and adaptations necessary
17 to achieve the goals of this chapter.

18 (G) Mitigate other impacts of water conveyance and ecosystem
19 restoration.

20 (H) Provide or improve water quality facilities and other
21 infrastructure.

22 (2) Of the funds provided in this subdivision, not less than ~~fifty~~
23 ~~million dollars (\$50,000,000)~~ *thirty-seven million five hundred*
24 *thousand dollars (\$37,500,000)* shall be available for matching
25 grants for improvements to wastewater treatment facilities upstream
26 of the Delta to improve Delta water quality.

27 (3) Of the funds provided in this subdivision, up to ~~two hundred~~
28 ~~fifty million dollars (\$250,000,000)~~ *one hundred eighty-seven*
29 *million five hundred thousand dollars (\$187,500,000)* may be
30 expended in the Delta to provide assistance to local governments
31 and the local agricultural economy due to loss of productive
32 agricultural lands for habitat and ecosystem restoration within the
33 Delta.

34 (b) ~~One billion five hundred million dollars (\$1,500,000,000)~~
35 *one hundred twenty-five million dollars (\$1,125,000,000)* for
36 projects to protect and enhance the sustainability of the Delta
37 ecosystem, including any of the following:

38 (1) Projects for the development and implementation of the Bay
39 Delta Conservation Plan, consistent with Chapter 10 (commencing
40 with Section 2800) of Division 3 of the Fish and Game Code. The

1 projects shall be implemented through a cooperative effort among
2 regulatory agencies, regulated and potentially regulated entities,
3 and affected parties, including state and federal water contractors.
4 These funds may be expended for the preparation of environmental
5 documentation and environmental compliance.

6 (2) Other projects to protect and restore native fish and wildlife
7 dependent on the Delta ecosystem, including the acquisition of
8 water rights and the removal or reduction of undesirable invasive
9 species.

10 (3) Projects to reduce greenhouse gas emissions from exposed
11 Delta soils.

12 (4) Projects that reduce impacts of mercury contamination of
13 the Delta and its watersheds, and remediation and elimination of
14 continuing sources of mercury contamination.

15 (5) Scientific studies and assessments that support the projects
16 authorized under this section.

17 (c) Funds provided by this chapter shall be available for
18 appropriation to, among other entities, the Sacramento-San Joaquin
19 Delta Conservancy for implementation consistent with the Delta
20 Plan.

21 SEC. 11. Section 79740 of the Water Code, as added by Section
22 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
23 of 2009, is amended to read:

24 79740. (a) Notwithstanding Section 162, the commission may
25 make the determinations, findings, and recommendations required
26 of it by this chapter independent of the views of the director. All
27 final actions by the commission in implementing this chapter shall
28 be taken by a majority of the members of the commission at a
29 public meeting noticed and held pursuant to the Bagley-Keene
30 Open Meeting Act (Article 9 (commencing with Section 11120)
31 of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government
32 Code).

33 (b) Notwithstanding Section 13340 of the Government Code,
34 the sum of ~~three billion dollars (\$3,000,000,000)~~ *two billion two*
35 *hundred fifty million dollars (\$2,250,000,000)* is hereby
36 continuously appropriated from the fund, without regard to fiscal
37 years, to the commission for public benefits associated with water
38 storage projects that improve the operation of the state water
39 system, are cost effective, and provide a net improvement in
40 ecosystem and water quality conditions, in accordance with this

1 chapter. Funds authorized for, or made available to, the commission
2 pursuant to this chapter shall be available and expended only for
3 the purposes provided in this chapter, and shall not be subject to
4 appropriation or transfer by the Legislature or the Governor for
5 any other purpose.

6 (c) Projects shall be selected by the commission through a
7 competitive public process that ranks potential projects based on
8 the expected return for public investment as measured by the
9 magnitude of the public benefits provided, pursuant to criteria
10 established under this chapter.

11 (d) Any project constructed with funds provided by this chapter
12 shall be subject to Section 11590.

13 SEC. 12. Section 79750 of the Water Code, as added by Section
14 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
15 of 2009, is amended to read:

16 79750. The sum of one billion ~~seven hundred eighty-five~~
17 ~~million dollars (\$1,785,000,000)~~ *three hundred thirty-eight million*
18 *seven hundred fifty thousand dollars (\$1,338,750,000)* shall be
19 available, upon appropriation by the Legislature from the fund, in
20 accordance with this chapter, for expenditures and grants for
21 ecosystem and watershed protection and restoration projects,
22 including, but not limited to, all of the following watersheds:

- 23 (a) The San Joaquin River watershed.
- 24 (b) The Kern River and Tulare Basin watersheds.
- 25 (c) The Salton Sea and Colorado River watersheds.
- 26 (d) The Los Angeles River watershed.
- 27 (e) The San Gabriel River watershed.
- 28 (f) The Santa Ana River watershed.
- 29 (g) The Klamath River watershed, including the Trinity, Scott,
30 and Shasta Rivers and watersheds.
- 31 (h) The North Coast watersheds.
- 32 (i) The San Francisco Bay watersheds.
- 33 (j) The Central Coast watersheds.
- 34 (k) The South Coast watersheds.
- 35 (l) The Lake Tahoe Basin watershed.
- 36 (m) The Sacramento River watershed, including the Yolo
37 Bypass.
- 38 (n) The San Diego County coastal watersheds.
- 39 (o) The Ventura River watershed.
- 40 (p) The Sierra Nevada Mountain watersheds.

- 1 (q) The Mojave River watershed.
- 2 (r) The Owens River watershed.
- 3 (s) The Santa Monica Bay watershed.
- 4 (t) The watersheds of Marin County.
- 5 (u) The watersheds of Orange County.

6 SEC. 13. Section 79755 of the Water Code, as added by Section
7 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
8 of 2009, is amended to read:

9 79755. (a) Of the funds provided in Section 79750, not less
10 than ~~two hundred fifty million dollars (\$250,000,000)~~ *one hundred*
11 *eighty-seven million five hundred thousand dollars (\$187,500,000)*
12 shall be available to the State Coastal Conservancy for projects
13 within coastal counties and coastal watersheds. Of this amount,
14 not less than ~~forty million dollars (\$40,000,000)~~ *thirty million*
15 *dollars (\$30,000,000)* shall be available for grants in San Diego
16 County, including not less than ~~twenty million dollars~~
17 ~~(\$20,000,000)~~ *fifteen million dollars (\$15,000,000)* in grants to
18 the San Diego River Conservancy, not less than ~~forty million~~
19 ~~dollars (\$40,000,000)~~ *thirty million dollars (\$30,000,000)* shall
20 be available for the Santa Ana River Parkway, and not less than
21 ~~twenty million dollars (\$20,000,000)~~ *fifteen million dollars*
22 *(\$15,000,000)* shall be available for grants for protection and
23 restoration of the Bolsa Chica wetlands and adjacent uplands and
24 for associated visitor and interpretive natural history or
25 archeological facilities.

26 (b) Of the funds provided in Section 79750, not less than ~~one~~
27 ~~hundred million dollars (\$100,000,000)~~ *seventy-five million dollars*
28 *(\$75,000,000)* shall be available to the Wildlife Conservation Board
29 for direct expenditures or grants for the acquisition of water rights
30 from willing sellers and the conveyance of water for the benefit
31 of migratory birds on wildlife refuges and wildlife habitat areas
32 subject to Section 3406(d) of the federal Central Valley Project
33 Improvement Act (Public Law 102-575), if the acquisition of water
34 rights by the Wildlife Conservation Board is consistent with that
35 federal act. All costs associated with the acquisition of water rights
36 by the Wildlife Conservation Board for the purposes set forth under
37 this section shall be paid out of the funds designated for the
38 Wildlife Conservation Board.

39 (c) Of the funds provided in Section 79750, not less than ~~two~~
40 ~~hundred fifteen million dollars (\$215,000,000)~~ *one hundred*

1 *sixty-one million two hundred fifty thousand dollars (\$161,250,000)*
2 shall be available to the Wildlife Conservation Board for direct
3 expenditures or grants for the protection or restoration of watershed
4 lands or rivers and streams that support species listed as threatened
5 or endangered under state or federal law, consistent with the
6 requirements of programs identified in Division 2 (commencing
7 with Section 700) of the Fish and Game Code, and requirements
8 to implement or develop a natural community conservation plan
9 pursuant to Chapter 10 (commencing with Section 2800) of
10 Division 3 of the Fish and Game Code. Of the funds provided in
11 this section, the sum of ~~twenty-five million dollars (\$25,000,000)~~
12 *eighteen million seven hundred fifty thousand dollars (\$18,750,000)*
13 shall be available to the San Joaquin River Conservancy for river
14 parkway projects. Of the funds provided in this subdivision, not
15 less than ~~twenty million dollars (\$20,000,000)~~ *fifteen million*
16 *dollars (\$15,000,000)* shall be available for watershed protection
17 projects that reduce the fragmentation of habitats by promoting
18 the linkage of existing public lands in Ventura County. In order
19 to ensure programmatic consistency with ongoing state
20 conservancy programs, any project financed pursuant to this
21 paragraph within the jurisdiction of any conservancy, shall be upon
22 application of, and by grant to, that respective conservancy. The
23 conservancy may apply on behalf of a local agency, and in that
24 case, the board may make the grant award directly to that local
25 agency.

26 (d) Of the funds provided in Section 79750, ~~seventy-five million~~
27 ~~dollars (\$75,000,000)~~ *fifty-six million two hundred fifty thousand*
28 *dollars (\$56,250,000)* shall be available to the San Gabriel and
29 Lower Los Angeles Rivers and Mountains Conservancy for the
30 purposes described in subdivision (d) of Section 79752.

31 (e) Of the funds provided in Section 79750, ~~seventy-five million~~
32 ~~dollars (\$75,000,000)~~ *fifty-six million two hundred fifty thousand*
33 *dollars (\$56,250,000)* shall be available to the Santa Monica
34 Mountains Conservancy for implementation of watershed
35 protection activities throughout the watershed of the upper Los
36 Angeles River.

37 (f) Of the funds provided in Section 79750, ~~twenty million~~
38 ~~dollars (\$20,000,000)~~ *fifteen million dollars (\$15,000,000)* shall
39 be available to the Baldwin Hills Conservancy.

1 (g) Of the funds provided in Section 79750, ~~twenty-five million~~
2 ~~dollars (\$25,000,000)~~ *eighteen million seven hundred fifty thousand*
3 *dollars (\$18,750,000)* shall be available for Santa Monica Bay
4 watershed projects pursuant to Division 23 (commencing with
5 Section 33000) of the Public Resources Code.

6 (h) Of the funds provided in Section 79750, ~~fifty million dollars~~
7 ~~(\$50,000,000)~~ *thirty-seven million five hundred thousand dollars*
8 *(\$37,500,000)* shall be available to the State Coastal Conservancy
9 for coastal salmonid restoration projects.

10 (i) Of the funds provided in Section 79750, ~~one hundred million~~
11 ~~dollars (\$100,000,000)~~ *seventy-five million dollars (\$75,000,000)*
12 shall be available to the Lake Tahoe Conservancy for the Lake
13 Tahoe Environmental Improvement Program as described in
14 subdivision (c) of Section 79752.

15 (j) Of the funds provided in Section 79750, ~~twenty million~~
16 ~~dollars (\$20,000,000)~~ *fifteen million dollars (\$15,000,000)* shall
17 be available to the Department of Conservation for the California
18 Farmland Conservancy Program Act (Division 10.2 (commencing
19 with Section 10200) of the Public Resources Code). Up to ~~five~~
20 ~~million dollars (\$5,000,000)~~ *three million seven hundred fifty*
21 *thousand dollars (\$3,750,000)* may be used for the Department of
22 Conservation Watershed Coordinator Grant Program.

23 (k) Of the funds provided in Section 79750, ~~fifty million dollars~~
24 ~~(\$50,000,000)~~ *thirty-seven million five hundred thousand dollars*
25 *(\$37,500,000)* shall be available to the secretary for projects in
26 accordance with the California River Parkways Act of 2004
27 (Chapter 3.8 (commencing with Section 5750) of Division 5 of
28 the Public Resources Code). Up to ~~twenty million dollars~~
29 ~~(\$20,000,000)~~ *fifteen million dollars (\$15,000,000)* may be
30 transferred to the department for the Urban Streams Restoration
31 Program pursuant to Section 7048 of the Water Code.

32 (l) Of the funds provided in Section 79750, not less than
33 ~~seventy-five million dollars (\$75,000,000)~~ *fifty-six million two*
34 *hundred fifty thousand dollars (\$56,250,000)* shall be available to
35 the Sierra Nevada Conservancy for grants, loans, direct
36 expenditures, and other purposes and projects consistent with the
37 mission and laws governing the conservancy, including, but not
38 limited to, physical projects, projects for the provision of public
39 access, educational and interpretive activities, projects to improve
40 community sustainability and institutional infrastructure, planning,

1 including collaborative public processes, monitoring, and research
 2 activities.

3 (m) Of the funds provided in Section 79750, ~~one hundred million~~
 4 ~~dollars (\$100,000,000)~~ *seventy-five million dollars (\$75,000,000)*
 5 shall be available for Salton Sea restoration pursuant to subdivision
 6 (b) of Section 79752.

7 (n) Of the funds provided in Section 79750, ~~ten million dollars~~
 8 ~~(\$10,000,000)~~ *seven million five hundred thousand dollars*
 9 *(\$7,500,000)* shall be available to the Natural Resources Agency
 10 for planning for natural resources and watershed protections to
 11 address climate change impacts and adaptation.

12 (o) Of the funds provided in Section 79750, ~~thirty million dollars~~
 13 ~~(\$30,000,000)~~ *twenty-two million five hundred thousand dollars*
 14 *(\$22,500,000)* shall be available to the Department of Parks and
 15 Recreation for grants for watershed education facilities. Of this
 16 amount, ~~twenty million dollars (\$20,000,000)~~ *fifteen million dollars*
 17 *(\$15,000,000)* shall be available for capital improvements to
 18 watershed education centers that serve an urban area with a
 19 population of over one million.

20 (p) Of the funds provided in Section 79750, ~~ten million dollars~~
 21 ~~(\$10,000,000)~~ *seven million five hundred thousand dollars*
 22 *(\$7,500,000)* shall be deposited in the California Waterfowl Habitat
 23 Preservation Account for the purposes of implementing the
 24 California Waterfowl Habitat Program described in Article 7
 25 (commencing with Section 3460) of Chapter 2 of Part 1 of Division
 26 4 of the Fish and Game Code, the California Landowner Incentive
 27 Program, and the Permanent Wetland Easement Program.

28 SEC. 14. Section 79756 of the Water Code, as added by Section
 29 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
 30 of 2009, is amended to read:

31 79756. (a) ~~One hundred million dollars (\$100,000,000)~~
 32 *Seventy-five million dollars (\$75,000,000)* of the funds provided
 33 pursuant to Section 79750 shall be allocated to the Department of
 34 Forestry and Fire Protection for direct expenditures or grants for
 35 fuel treatment and forest restoration projects to protect watersheds
 36 tributary to dams or reservoirs from the adverse impacts of fire
 37 and erosion, to promote forest health in those watersheds, to protect
 38 life and property, to provide for climate change adaptation, and
 39 reduce total wildfire costs and losses. Funds shall be available in
 40 accordance with the following requirements:

1 (1) ~~Sixty-seven million dollars (\$67,000,000)~~ *Fifty million two*
2 *hundred fifty thousand dollars (\$50,250,000)* shall be available to
3 the Department of Forestry and Fire Protection to provide technical
4 assistance for project development and implementation and to fund
5 grants to public agencies and nonprofit organizations for the
6 purpose of fuel treatment projects that will reduce wildfire risks,
7 protect watersheds tributary to water storage facilities, and promote
8 watershed health.

9 (2) ~~Twenty-five million dollars (\$25,000,000)~~ *Eighteen million*
10 *seven hundred fifty thousand dollars (\$18,750,000)* shall be
11 available to the Department of Forestry and Fire Protection to
12 provide technical assistance for project development and
13 implementation, and for grants and loans for fuel treatment and
14 reforestation projects to eligible landowners as defined in
15 subdivision (b) of Section 4793 of the Public Resources Code and
16 consistent with the provisions of the California Forest Improvement
17 Act of 1978.

18 (3) The sum of ~~eight million dollars (\$8,000,000)~~ *six million*
19 *dollars (\$6,000,000)* shall be available to do all of the following:

20 (A) Reimburse incremental costs to the Department of Forestry
21 and Fire Protection resulting from implementation of fuel reduction
22 projects consistent with the provisions of the Vegetation
23 Management Program established under Article 2 (commencing
24 with Section 4475) of Chapter 7 of Part 2 of Division 4 of the
25 Public Resources Code. These projects shall include three or more
26 pilot projects to utilize the fuels removed for energy production
27 or other wood product uses.

28 (B) Reimburse costs of conservation camp crews used to conduct
29 fuel reduction activities, and costs to the Department of Forestry
30 and Fire Protection for conducting prefire management projects
31 consistent with the 1996 California Fire Plan or its successor plan.

32 (b) Funding criteria and projects shall demonstrate the linkage
33 between the project and the protection of watershed health,
34 protection of watershed storage capacity, maintenance or
35 enhancement of forest health, protection of life and property, and
36 greenhouse gas reduction.

37 SEC. 15. Section 79757 of the Water Code, as added by Section
38 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
39 of 2009, is amended to read:

1 79757. Of the funds provided in Section 79750, not more than
2 ~~two hundred fifty million dollars (\$250,000,000)~~ *one hundred*
3 *eighty-seven million five hundred thousand dollars (\$187,500,000)*
4 shall be available for dam removal and related measures in the
5 Klamath River watershed if the secretary finds that all of the
6 following conditions have been met:

7 (a) The State of California, the State of Oregon, the United
8 States, and PacifiCorp have executed a dam removal agreement.

9 (b) The State of California, the State of Oregon, and the United
10 States have made the determinations required under the agreement
11 to effect dam removal.

12 (c) Ratepayer funds required by the agreement have been
13 authorized and will be timely provided.

14 (d) All other conditions required in the agreement have been
15 met.

16 SEC. 16. Section 79758 of the Water Code, as added by Section
17 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
18 of 2009, is amended to read:

19 79758. Of the funds provided in Section 79750, not less than
20 ~~twenty million dollars (\$20,000,000)~~ *fifteen million dollars*
21 *(\$15,000,000)* shall be allocated to Siskiyou County for the purpose
22 of economic development as defined in Section 13997.2 of the
23 Government Code.

24 SEC. 17. Section 79759 of the Water Code, as added by Section
25 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
26 of 2009, is amended to read:

27 79759. Of the funds provided in Section 79750, the sum of
28 ~~fifty million dollars (\$50,000,000)~~ *thirty-seven million five hundred*
29 *thousand dollars (\$37,500,000)* shall be available, upon
30 appropriation by the Legislature from the fund, to the California
31 State University for the purposes of funding agricultural water
32 supply, water use, efficiency, water quality, and related research
33 and education efforts in accordance with the California State
34 University Water Resources and Policy Initiatives.

35 SEC. 18. Section 79759.5 of the Water Code, as added by
36 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
37 the Statutes of 2009, is amended to read:

38 79759.5. Of the funds provided in Section 79750, the sum of
39 ~~fifty million dollars (\$50,000,000)~~ *thirty-seven million five hundred*
40 *thousand dollars (\$37,500,000)* shall be available to the State

1 Coastal Conservancy for projects that meet the requirements of
2 the California Ocean Protection Act (Division 26.5 (commencing
3 with Section 35500) of the Public Resources Code).

4 SEC. 19. Section 79760 of the Water Code, as added by Section
5 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
6 of 2009, is amended to read:

7 79760. Of the funds provided in Section 79750, ~~sixty million~~
8 ~~dollars (\$60,000,000)~~ *forty-five million dollars (\$45,000,000)* shall
9 be available to the Natural Resources Agency for projects
10 authorized under Section 3406 (b) (10) of the Central Valley
11 Project Improvement Act that improve salmonid fish passage in
12 the Sacramento River watershed.

13 SEC. 20. Section 79760.5 of the Water Code, as added by
14 Section 1 of Chapter 3 of the Seventh Extraordinary Session of
15 the Statutes of 2009, is amended to read:

16 79760.5. Of the funds provided in Section 79750, ~~fifty million~~
17 ~~dollars (\$50,000,000)~~ *thirty-seven million five hundred thousand*
18 *dollars (\$37,500,000)* shall be available, upon appropriation by
19 the Legislature from the fund, to the Wildlife Conservation Board
20 to capitalize an advanced public infrastructure revolving fund
21 mitigation program, to be established by statute, designed to
22 improve the environmental effectiveness and efficiency of
23 infrastructure mitigation. These funds shall not be used to subsidize
24 or decrease the mitigation obligations of any party.

25 SEC. 21. Section 79770 of the Water Code, as amended by
26 Section 1 of Chapter 226 of the Statutes of 2010, is amended to
27 read:

28 79770. (a) The sum of ~~one billion dollars (\$1,000,000,000)~~
29 *seven hundred fifty million dollars (\$750,000,000)* shall be
30 available, upon appropriation by the Legislature from the fund,
31 for expenditures, grants, and loans for projects to prevent or reduce
32 the contamination of groundwater that serves as a source of
33 drinking water. Projects shall be consistent with an adopted
34 integrated regional water management plan. Funds appropriated
35 pursuant to this section shall be available to the State Department
36 of Public Health for projects necessary to protect public health by
37 preventing or reducing the contamination of groundwater that
38 serves as a major source of drinking water for a community.

39 (b) Projects shall be prioritized based upon the following criteria:

- 1 (1) The threat posed by groundwater contamination to the
 2 affected community’s overall drinking water supplies, including
 3 the need for treatment of alternative supplies if groundwater is not
 4 available due to contamination.
- 5 (2) The potential for groundwater contamination to spread and
 6 reduce drinking water supply and water storage for nearby
 7 population areas.
- 8 (3) The potential of the project, if fully implemented, to enhance
 9 local water supply reliability.
- 10 (4) The potential of the project to increase opportunities for
 11 groundwater recharge and optimization of groundwater supplies.
- 12 (c) The State Department of Public Health shall give additional
 13 consideration to projects that meet any of the following criteria:
- 14 (1) The project is implemented pursuant to a comprehensive
 15 basinwide groundwater quality management and remediation plan
 16 or is necessary to develop a comprehensive groundwater plan.
- 17 (2) Affected groundwater provides a local supply that, if
 18 contaminated and not remediated, will require import of additional
 19 water from outside the region.
- 20 (3) The project will serve an economically disadvantaged
 21 community or an economically distressed area.
- 22 (4) The project addresses contamination at a site where the
 23 responsible parties have not been identified or where the
 24 responsible parties are unwilling or unable to pay for cleanup.
- 25 (d) Of the amount made available by this section, not less than
 26 ~~one hundred million dollars (\$100,000,000)~~ *seventy-five million*
 27 *dollars (\$75,000,000)* shall be available for costs associated with
 28 projects, programs, or activities that meet the requirements of this
 29 section and both of the following criteria:
- 30 (1) The costs are part of a basinwide management and
 31 remediation plan for which federal funds have been allocated.
- 32 (2) The costs address contamination at a site on the list
 33 maintained by the Department of Toxic Substances Control
 34 pursuant to Section 25356 of the Health and Safety Code or a site
 35 listed on the National Priorities List pursuant to the Comprehensive
 36 Environmental Response, Compensation, and Liability Act of 1980
 37 (42 U.S.C. Sec. 9601 et seq.).
- 38 (e) Of the amount made available by this section, ~~one hundred~~
 39 ~~million dollars (\$100,000,000)~~ *seventy-five million dollars*
 40 *(\$75,000,000)* shall be available to the State Department of Public

1 Health for grants and direct expenditures to finance emergency
2 and urgent actions in accordance with this section on behalf of
3 disadvantaged communities and economically distressed areas to
4 ensure that safe drinking water supplies are available to all
5 Californians.

6 (f) The Legislature, by statute, shall establish both of the
7 following:

8 (1) Requirements for repayment of grant funds in the event of
9 cost recovery from parties responsible for the groundwater
10 contamination.

11 (2) Requirements for recipients of grants to make reasonable
12 efforts to recover costs from parties responsible for groundwater
13 contamination.

14 SEC. 22. Section 79780 of the Water Code, as added by Section
15 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
16 of 2009, is amended to read:

17 79780. The sum of ~~one billion dollars (\$1,000,000,000)~~ *seven*
18 *hundred fifty million dollars (\$750,000,000)* shall be available,
19 upon appropriation by the Legislature from the fund, for grants
20 and loans for water recycling and advanced treatment technology
21 projects, including all of the following: `

22 (a) Water recycling projects.

23 (b) Contaminant and salt removal projects, including
24 groundwater and seawater desalination.

25 (c) Dedicated distribution infrastructure for recycled water,
26 including commercial and industrial end-user retrofit projects to
27 allow use of recycled water.

28 (d) Pilot projects for new salt and contaminant removal
29 technology.

30 (e) Groundwater recharge infrastructure related to recycled
31 water.

32 (f) Technical assistance and grant writing assistance for
33 disadvantaged communities.

34 SEC. 23. Section 79781 of the Water Code, as added by Section
35 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
36 of 2009, is amended to read:

37 79781. Of the funds made available in Section 79780, not less
38 than ~~fifty million dollars (\$50,000,000)~~ *thirty-seven million five*
39 *hundred thousand dollars (\$37,500,000)* shall be available for
40 projects that are designed to help restore lost water supply

1 reliability in areas with widespread groundwater contamination in
2 locations that contain sites that are listed by the Department of
3 Toxic Substances Control pursuant to Section 25356 of the Health
4 and Safety Code or a site listed on the National Priorities List
5 pursuant to the federal Comprehensive Environmental Response,
6 Compensation, and Liability Act of 1980 (42 U.S.C. Section 9601
7 et seq.) and for which federal funds have been allocated pursuant
8 to Public Law 106-554.

9 SEC. 24. Section 79784 of the Water Code, as added by Section
10 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
11 of 2009, is amended to read:

12 79784. (a) (1) The sum of ~~two hundred fifty million dollars~~
13 ~~(\$250,000,000)~~ *one hundred eighty-seven million five hundred*
14 *thousand dollars (\$187,500,000)* shall be available, upon
15 appropriation by the Legislature from the fund, for direct
16 expenditures, grants, and loans for water conservation and water
17 use efficiency plans, projects, and programs, including any of the
18 following:

19 (A) Urban water conservation plans, projects, and programs,
20 including regional projects and programs, implemented to achieve
21 urban water use targets pursuant to Chapter 3 (commencing with
22 Section 10608.16) of Part 2.55 of Division 6. Priority for funding
23 shall be given to programs that do the following:

24 (i) Assist water suppliers and regions to implement conservation
25 programs and measures that are not locally cost-effective.

26 (ii) Support water supplier and regional efforts to implement
27 programs targeted to enhance water use efficiency for commercial,
28 industrial, and institutional water users.

29 (iii) Assist water suppliers and regions with programs and
30 measures targeted toward realizing the conservation benefits of
31 implementation of the provisions of the state landscape model
32 ordinance.

33 (B) Agricultural water use efficiency projects and programs
34 pursuant to Part 2.8 (commencing with Section 10800) of Division
35 6.

36 (C) Agricultural water management plans developed pursuant
37 to Part 2.8 (commencing with Section 10800) of Division 6.

38 (2) The department shall award grants or loans under this chapter
39 in a competitive process that considers, as primary factors, the

1 local and statewide conservation and water use efficiency benefits
2 of the measures proposed for grants.

3 (b) Section 1011 applies to all conservation measures that an
4 agricultural water supplier or an urban water supplier implements
5 with funding under this chapter. This subdivision does not limit
6 the application of Section 1011 to any other measures or projects
7 implemented by a water supplier.

8 SEC. 25. Section 79810 of the Water Code, as added by Section
9 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
10 of 2009, is amended to read:

11 79810. (a) Bonds in the total amount of ~~eleven billion one~~
12 ~~hundred forty million dollars (\$11,140,000,000)~~ *eight billion three*
13 *hundred fifty-five million dollars (\$8,355,000,000)*, not including
14 the amount of any refunding bonds issued in accordance with
15 Section 79822, or so much thereof as is necessary, may be issued
16 and sold to provide a fund to be used for carrying out the purposes
17 expressed in this division and to reimburse the General Obligation
18 Bond Expense Revolving Fund pursuant to Section 16724.5 of the
19 Government Code. The bonds, when sold, shall be and constitute
20 valid and binding obligations of the State of California, and the
21 full faith and credit of the State of California is hereby pledged
22 for the punctual payment of both the principal of, and interest on,
23 the bonds as the principal and interest become due and payable.

24 (b) The Treasurer shall sell the bonds authorized by the
25 committee pursuant to this section. The bonds shall be sold upon
26 the terms and conditions specified in a resolution to be adopted
27 by the committee pursuant to Section 16731 of the Government
28 Code.

29 SEC. 26. Section 79824 of the Water Code, as added by Section
30 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
31 of 2009, is amended to read:

32 79824. Of the ~~eleven billion one hundred forty million dollars~~
33 ~~(\$11,140,000,000)~~ *eight billion three hundred fifty-five million*
34 *dollars (\$8,355,000,000)* in bonds authorized in this division, no
35 more than ~~five billion five hundred seventy million dollars~~
36 ~~(\$5,570,000,000)~~ *four billion one hundred seventy-seven million*
37 *five hundred thousand dollars (\$4,177,500,000)* shall be sold by
38 the Treasurer before July 1, 2015.

39 SEC. 27. Section 8 of Chapter 126 of the Statutes of 2010 is
40 amended to read:

1 SEC. 8. Section 3 of Chapter 3 of the Seventh Extraordinary
2 Session of the Statutes of 2009 is amended to read:

3 Sec. 3. (a) Section 1 of this act shall take effect only upon the
4 approval by the voters of the Safe, Clean, and Reliable Drinking
5 Water Supply Act of 2012, as set forth in that section at the
6 November 6, 2012, statewide general election.

7 (b) (1) Notwithstanding Section 9051 of the Elections Code or
8 any other provision of law, the Attorney General shall provide and
9 return to the Secretary of State a ballot title and summary in
10 10-point type for all state ballot pamphlets of the November 6,
11 2012, statewide general election that contains the following title
12 and summary for Senate Bill 2, adopted by the Legislature at the
13 2009–10 Seventh Extraordinary Session:

14
15 “SAFE, CLEAN, AND RELIABLE DRINKING WATER
16 SUPPLY ACT OF 2012” and in the same square under those
17 words:

18 “To protect water quality and ensure safe, clean drinking water;
19 meet the water supply needs of California residents, farms,
20 businesses, expand water conservation and recycling; restore fish
21 and wildlife habitat; reduce polluted runoff that contaminates
22 rivers, streams, beaches, and bays; and protect the safety of water
23 supplies threatened by earthquakes and other natural disasters; the
24 State of California shall issue bonds totaling ~~eleven billion one~~
25 ~~hundred forty million dollars (\$11,140,000,000)~~ *eight billion three*
26 *hundred fifty-five million dollars (\$8,355,000,000)* paid from
27 existing state funds subject to independent, annual audits, and
28 citizen oversight.”

29
30 (2) The language in paragraph (1) shall be the only language
31 included in the title and summary for Senate Bill 2, adopted by
32 the Legislature at the 2009–10 Seventh Extraordinary Session, and
33 the Attorney General shall not supplement, subtract from, or revise
34 that language.

35 (3) Notwithstanding any other provision of law, including
36 Sections 9050, 9051, 13247, and 13262 of the Elections Code, the
37 language in paragraph (1) for the title and summary shall also be
38 the language included in the ballot label for the condensed
39 statement of the ballot title, and the Attorney General shall not
40 supplement, subtract from, or revise that language, except that the

1 Attorney General may include the fiscal impact summary prepared
2 pursuant to Section 9087 of the Elections Code and Section 88003
3 of the Government Code. The ballot label is the condensed
4 statement of the ballot title and the financial impact summary.

5 (c) Opposite the square, there shall be left spaces in which the
6 voters may place a cross in the manner required by law to indicate
7 whether they vote for or against the act.

8 (d) Where the voting in the election is done by means of voting
9 machines used pursuant to law in the manner that carries out the
10 intent of this section, the use of the voting machines and the
11 expression of the voters' choices by means thereof are in
12 compliance with this section.

13 SEC. 28. The Secretary of State shall submit Sections 79720,
14 79720.1, 79720.2, 79720.3, 79720.4, 79720.6, 79721, 79722,
15 79723, 79731, 79740, 79750, 79755, 79756, 79757, 79758, 79759,
16 79759.5, 79760, 79760.5, 79770, 79780, 79781, 79784, 79810,
17 and 79824 of the Water Code, as amended by Sections 1 to 26,
18 inclusive, of this act, in place of those sections, as added by Section
19 1 of Chapter 3 of the Seventh Extraordinary Session of the Statutes
20 of 2009 or as amended by Section 1 of Chapter 226 of the Statutes
21 of 2010, in order that they are voted upon as part of the Safe, Clean,
22 and Reliable Drinking Water Supply Act of 2012, at the November
23 6, 2012, statewide general election.

O