

**ASSEMBLY BILL**

**No. 977**

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**Introduced by Assembly Member Harkey**

February 18, 2011

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An act to amend Section 11910 of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 977, as introduced, Harkey. Water.

Existing law requires there to be incorporated in the planning and construction of any physical structure to provide for the conservation, storage, regulation, transportation, or use of water, constructed by the state itself or by the state in cooperation with the United States, features, including, additional storage capacity, that the Department of Water Resources determines necessary or desirable for the preservation of fish and wildlife, and necessary or desirable to permit, on a year-round basis, full utilization of the project for the enhancement of fish and wildlife and for recreational purposes to the extent that those features are consistent with other uses of the project, if any. In making this determination, existing law requires the department to give full consideration to any recommendations that may be made by the Department of Fish and Game, the Department of Parks and Recreation, the Department of Boating and Waterways, any federal agency, and any local governmental agency with jurisdiction over the area involved.

This bill would make technical, nonsubstantive changes in this provision.

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 11910 of the Water Code is amended to  
2 read:  
3 11910. There shall be incorporated in the planning and  
4 construction of each project those features ~~(including,~~ *including,*  
5 but not limited to, additional storage ~~capacity)~~ *capacity*, that the  
6 department, after giving full consideration to ~~any~~ recommendations  
7 ~~which~~ *that* may be made by the Department of Fish and Game,  
8 the Department of Parks and Recreation, the Department of Boating  
9 and Waterways, any federal agency, and any local governmental  
10 agency with jurisdiction over the area involved, determines  
11 necessary or desirable for the preservation of fish and wildlife,  
12 and necessary or desirable to permit, on a year-round basis, full  
13 utilization of the project for the enhancement of fish and wildlife  
14 and for recreational purposes to the extent that those features are  
15 consistent with other uses of the project, if any. It is the intent of  
16 the Legislature that there shall be full and close coordination of  
17 all planning for the preservation and enhancement of fish and  
18 wildlife and for recreation in connection with state water projects  
19 by and between the Department of Water Resources, the  
20 Department of Parks and Recreation, the Department of Boating  
21 and Waterways, the Department of Fish and Game, and all  
22 appropriate federal and local agencies.

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