

AMENDED IN ASSEMBLY FEBRUARY 14, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1445

Introduced by Assembly Member Logue
(Principal coauthor: Assembly Member Gaines)
(Coauthor: Assembly Member Donnelly)

January 6, 2014

An act to repeal and add Division 26.7 (commencing with Section 79700) of the Water Code, and to repeal Section 2 of Chapter 3 of the Seventh Extraordinary Session of the Statutes of 2009, relating to a public benefits associated with water storage ~~projects program~~ *and water quality improvement projects*, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California, and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1445, as amended, Logue. California Water Infrastructure Act of 2014.

(1) Existing law creates the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, which, if approved by the voters, 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. Existing law provides for the submission of the bond act to the voters at the November 4, 2014, statewide general election.

This bill would repeal these provisions.

(2) Under existing law, various measures have been approved by the voters to provide funds for water supply and protection facilities and programs.

This bill would enact the California Water Infrastructure Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in the amount of \$5,800,000,000 pursuant to the State General Obligation Bond Law to finance a public benefits associated with water storage and water quality improvement projects program.

This bill would provide for the submission of this bond act to the voters at the November 4, 2014, statewide general election.

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

Vote: 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. Division 26.7 (commencing with Section 79700)
2 of the Water Code, as added by Section 1 of Chapter 3 of the
3 Seventh Extraordinary Session of the Statutes of 2009, is repealed.

4 SEC. 2. Division 26.7 (commencing with Section 79700) is
5 added to the Water Code, to read:

6
7 DIVISION 26.7. THE CALIFORNIA WATER
8 INFRASTRUCTURE ACT OF 2014

9
10 CHAPTER 1. SHORT TITLE

11
12 79700. This division shall be known, and may be cited, as the
13 California Water Infrastructure Act of 2014.

14
15 CHAPTER 2. DEFINITIONS

16
17 79702. Unless the context otherwise requires, the definitions
18 set forth in this section govern the construction of this division, as
19 follows:

20 (a) "CALFED Bay-Delta Program" means the program
21 described in the Record of Decision dated August 28, 2000.

22 (b) "Commission" means the California Water Commission.

1 (c) “Committee” means the California Water Infrastructure
2 Finance Committee created by Section 79812.

3 (d) “Delta” means the Sacramento-San Joaquin Delta, as defined
4 in Section 12220.

5 (e) “Delta conveyance facilities” means facilities that convey
6 water directly from the Sacramento River to the State Water Project
7 or the federal Central Valley Project pumping facilities in the south
8 Delta.

9 (f) “Department” means the Department of Water Resources.

10 (g) “Director” means the Director of Water Resources.

11 (h) “Fund” means the California Water Infrastructure Fund of
12 2014 created by Section 79716.

13 (i) “Nonprofit organization” means an organization qualified
14 to do business in California and qualified under Section 501(c)(3)
15 of Title 26 of the United States Code.

16 (j) “Public agency” means a state agency or department, district,
17 joint powers authority, city, county, city and county, or other
18 political subdivision of the state.

19 (k) “Secretary” means the Secretary of the Natural Resources
20 Agency.

21 (l) “State General Obligation Bond Law” means the State
22 General Obligation Bond Law (Chapter 4 (commencing with
23 Section 16720) of Part 3 of Division 4 of Title 2 of the Government
24 Code).

25
26 CHAPTER 3. GENERAL PROVISIONS
27

28 79705. An amount that equals not more than 5 percent of the
29 funds allocated for a grant program pursuant to this division may
30 be used to pay the administrative costs of that program.

31 79706. Up to 10 percent of funds allocated for each program
32 funded by this division may be expended for planning and
33 monitoring necessary for the successful design, selection, and
34 implementation of the projects authorized under that program.
35 This section shall not otherwise restrict funds ordinarily used by
36 an agency for “preliminary plans,” “working drawings,” and
37 “construction” as defined in the annual Budget Act for a capital
38 outlay project or grant project. Water quality monitoring shall be
39 integrated into the surface water ambient monitoring program
40 administered by the State Water Resources Control Board.

1 79709. It is the intent of the people that the investment of public
2 funds pursuant to this division will result in public benefits.

3 79710. The California State Auditor shall annually conduct a
4 programmatic review and an audit of expenditures from the fund.
5 The California State Auditor shall report its findings annually on
6 or before March 1 to the Governor and the Legislature, and shall
7 make the findings available to the public.

8 79711. Funds provided by this division shall not be expended
9 to support or pay for the costs of environmental mitigation
10 measures or compliance obligations of any party except as part of
11 the environmental mitigation costs of projects financed by this
12 division. Funds provided by this division may be used for
13 environmental enhancements or other public benefits.

14 79712. Funds provided by this division shall not be expended
15 to pay the costs of the design, construction, operation, or
16 maintenance of Delta conveyance facilities. Those costs shall be
17 the responsibility of the water agencies that benefit from the design,
18 construction, operation, or maintenance of those facilities.

19 79713. (a) This division does not diminish, impair, or
20 otherwise affect in any manner whatsoever any area of origin,
21 watershed of origin, county of origin, or any other water rights
22 protections, including, but not limited to, rights to water
23 appropriated ~~prior to~~ *before* December 19, 1914, provided under
24 the law. This division does not limit or otherwise affect the
25 application of Article 1.7 (commencing with Section 1215) of
26 Chapter 1 of Part 2 of Division 2, Sections 10505, 10505.5, 11128,
27 11460, 11461, 11462, and 11463, and Sections 12200 to 12220,
28 inclusive.

29 (b) For purposes of this division, an area that utilizes water that
30 has been diverted and conveyed from the Sacramento River
31 hydrologic region, for use outside the Sacramento River hydrologic
32 region or the Delta, shall not be deemed to be immediately adjacent
33 thereto or capable of being conveniently supplied with water
34 therefrom by virtue or on account of the diversion and conveyance
35 of that water through facilities that may be constructed for that
36 purpose after January 1, 2015.

37 (c) Nothing in this division supersedes, limits, or otherwise
38 modifies the applicability of Chapter 10 (commencing with Section
39 1700) of Part 2 of Division 2, including petitions related to any
40 new conveyance constructed or operated in accordance with

1 Chapter 2 (commencing with Section 85320) of Part 4 of Division
2 35.

3 (d) Unless otherwise expressly provided, nothing in this division
4 supersedes, reduces, or otherwise affects existing legal protections,
5 both procedural and substantive, relating to the state board's
6 regulation of diversion and use of water, including, but not limited
7 to, water right priorities, the protection provided to municipal
8 interests by Sections 106 and 106.5, and changes in water rights.
9 Nothing in this division expands or otherwise alters the state
10 board's existing authority to regulate the diversion and use of water
11 or the courts' existing concurrent jurisdiction over California water
12 rights.

13 79714. Eligible applicants under this division are public
14 agencies, nonprofit organizations, public utilities, and mutual water
15 companies. To be eligible for funding under this division, a project
16 proposed by a public utility that is regulated by the Public Utilities
17 Commission or a mutual water company shall have a clear and
18 definite public purpose and shall benefit the customers of the water
19 system.

20 79716. The proceeds of bonds issued and sold pursuant to this
21 division shall be deposited in the California Water Infrastructure
22 Fund of 2014, which is hereby created in the State Treasury.

23

24 CHAPTER 4. CALIFORNIA WATER INFRASTRUCTURE

25

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

35 (b) Notwithstanding Section 13340 of the Government Code,
36 the sum of ~~five~~ *four* billion eight hundred million dollars
37 (~~\$5,800,000,000~~) (*\$4,800,000,000*) is hereby continuously
38 appropriated from the fund, without regard to fiscal years, to the
39 commission for public benefits associated with water storage
40 projects that improve the operation of the state water system, are

1 cost effective, and provide a net improvement in ecosystem and
2 water quality conditions, in accordance with this chapter. Funds
3 authorized for, or made available to, the commission pursuant to
4 this chapter shall be available and expended only for the purposes
5 provided in this chapter, and shall not be subject to appropriation
6 or transfer by the Legislature or the Governor for any other
7 purpose.

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

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

15 79741. Projects for which the public benefits are eligible for
16 funding under this chapter consist of only the following:

17 (a) Surface storage projects identified in the CALFED Bay-Delta
18 Program Record of Decision, dated August 28, 2000, except for
19 projects prohibited by Chapter 1.4 (commencing with Section
20 5093.50) of Division 5 of the Public Resources Code.

21 (b) Groundwater storage projects and groundwater
22 contamination prevention or remediation projects that provide
23 water storage benefits.

24 (c) Conjunctive use and reservoir reoperation projects.

25 (d) Local and regional surface storage projects that improve the
26 operation of water systems in the state and provide public benefits.

27 79742. A project shall not be funded pursuant to this chapter
28 unless it provides measurable improvements to the Delta ecosystem
29 or to the tributaries to the Delta.

30 79743. (a) Funds allocated pursuant to this chapter may be
31 expended solely for the following public benefits associated with
32 water storage projects:

33 (1) Ecosystem improvements, including changing the timing of
34 water diversions, improvement in flow conditions, temperature,
35 or other benefits that contribute to restoration of aquatic ecosystems
36 and native fish and wildlife, including those ecosystems and fish
37 and wildlife in the Delta.

38 (2) Water quality improvements in the Delta, or in other river
39 systems, that provide significant public trust resources, or that
40 clean up and restore groundwater resources.

1 (3) Flood control benefits, including, but not limited to, increases
2 in flood reservation space in existing reservoirs by exchange for
3 existing or increased water storage capacity in response to the
4 effects of changing hydrology and decreasing snow pack on
5 California's water and flood management system.

6 (4) Emergency response, including, but not limited to, securing
7 emergency water supplies and flows for dilution and salinity
8 repulsion following a natural disaster or act of terrorism.

9 (5) Recreational purposes, including, but not limited to, those
10 recreational pursuits generally associated with the outdoors.

11 (b) Funds shall not be expended pursuant to this chapter for the
12 costs of environmental mitigation measures or compliance
13 obligations except for those associated with providing the public
14 benefits as described in this section.

15 79744. In consultation with the Department of Fish and
16 Wildlife, the State Water Resources Control Board, and the
17 department, the commission shall develop and adopt, by regulation,
18 methods for quantification and management of public benefits
19 described in Section 79743 by December 15, 2016. The regulations
20 shall include the priorities and relative environmental value of
21 ecosystem benefits as provided by the Department of Fish and
22 Wildlife and the priorities and relative environmental value of
23 water quality benefits as provided by the State Water Resources
24 Control Board.

25 79745. (a) Except as provided in subdivision (c), ~~no~~ funds
26 allocated pursuant to this chapter ~~may~~ *shall not* be allocated for a
27 project before December 15, 2016, and until the commission
28 approves the project based on the commission's determination that
29 all of the following have occurred:

30 (1) The commission has adopted the regulations specified in
31 Section 79744 and specifically quantified and made public the cost
32 of the public benefits associated with the project.

33 (2) The department has entered into a contract with each party
34 that will derive benefits, other than public benefits, as defined in
35 Section 79743, from the project that ensures the party will pay its
36 share of the total costs of the project. The benefits available to a
37 party shall be consistent with that party's share of total project
38 costs.

39 (3) The department has entered into a contract with each public
40 agency identified in Section 79744 that administers the public

1 benefits, after that agency makes a finding that the public benefits
2 of the project for which that agency is responsible meet all the
3 requirements of this chapter, to ensure that the public contribution
4 of funds pursuant to this chapter achieves the public benefits
5 identified for the project.

6 (4) The commission has held a public hearing for the ~~purposes~~
7 *purpose* of providing an opportunity for the public to review and
8 comment on the information required to be prepared pursuant to
9 this subdivision.

10 (5) All of the following additional conditions are met:

11 (A) Feasibility studies have been completed.

12 (B) The commission has found and determined that the project
13 is feasible, is consistent with all applicable laws and regulations,
14 and will advance the long-term objectives of restoring ecological
15 health and improving water management for beneficial uses of the
16 Delta.

17 (C) All environmental documentation associated with the project
18 has been completed, and all other federal, state, and local approvals,
19 certifications, and agreements required to be completed have been
20 obtained.

21 (b) The commission shall submit to the Legislature its findings
22 for each of the criteria identified in subdivision (a) for a project
23 funded pursuant to this chapter.

24 (c) Notwithstanding subdivision (a), funds may be made
25 available under this chapter for the completion of environmental
26 documentation and permitting of a project.

27 79746. (a) The public benefit cost share of a project funded
28 pursuant to this chapter, other than a project described in
29 subdivision (c) of Section 79741, ~~may~~ *shall* not exceed 50 percent
30 of the total costs of any project funded under this chapter.

31 (b) A project shall not be funded unless it provides ecosystem
32 improvements as described in paragraph (1) of subdivision (a) of
33 Section 79743 that are at least 50 percent of total public benefits
34 of the project funded under this chapter.

35 79747. (a) A project is not eligible for funding under this
36 chapter unless, by January 1, 2022, all of the following conditions
37 are met:

38 (1) All feasibility studies are complete and draft environmental
39 documentation is available for public review.

1 (2) The commission makes a finding that the project is feasible,
2 and will advance the long-term objectives of restoring ecological
3 health and improving water management for beneficial uses of the
4 Delta.

5 (3) The director receives commitments for not less than 75
6 percent of the nonpublic benefit cost share of the project.

7 (b) If compliance with subdivision (a) is delayed by litigation
8 or failure to promulgate regulations, the date in subdivision (a)
9 shall be extended by the commission for a time period that is equal
10 to the time period of the delay, and funding under this chapter that
11 has been dedicated to the project shall be encumbered until the
12 time at which the litigation is completed or the regulations have
13 been promulgated.

14 79748. Surface storage projects funded pursuant to this chapter
15 and described in subdivision (a) of Section 79741 may be made a
16 unit of the Central Valley Project as provided in Section 11290
17 and may be financed, acquired, constructed, operated, and
18 maintained pursuant to Part 3 (commencing with Section 11100)
19 of Division 6.

20 79749. (a) The funds allocated for the design, acquisition, and
21 construction of surface storage projects identified in the CALFED
22 Bay-Delta Record of Decision, dated August 28, 2000, pursuant
23 to this chapter may be provided for those purposes to local joint
24 powers authorities formed by irrigation districts and other local
25 water districts and local governments within the applicable
26 hydrologic region to design, acquire, and construct those projects.

27 (b) The joint powers authorities described in subdivision (a)
28 may include in their membership governmental partners that are
29 not located within their respective hydrologic regions in financing
30 the surface storage projects, including, as appropriate, cost-share
31 participation or equity participation. Notwithstanding Section 6525
32 of the Government Code, the joint powers authorities described
33 in subdivision (a) shall not include in their membership any
34 for-profit corporation, or any mutual water company whose
35 shareholders and members include a for-profit corporation or any
36 other private entity. The department shall be an ex officio member
37 of each joint powers authority subject to this section, but the
38 department shall not control the governance, management, or
39 operation of the surface water storage projects.

1 (c) A joint powers authority subject to this section shall own,
 2 govern, manage, and operate a surface water storage project,
 3 subject to the requirement that the ownership, governance,
 4 management, and operation of the surface water storage project
 5 shall advance the purposes set forth in this chapter.

6 79749.5. (a) In approving the California Water Infrastructure
 7 Act of 2014, the people were informed and hereby declare that the
 8 provisions of this chapter are necessary, integral, and essential to
 9 meeting the single object or work of the California Water
 10 Infrastructure Act of 2014. As such, any amendment of the
 11 provisions of this chapter by the Legislature without voter approval
 12 would frustrate the scheme and design that induced voter approval
 13 of this act. The people therefore find and declare that any
 14 amendment of the provisions of this chapter by the Legislature
 15 shall require an affirmative vote of two-thirds of the membership
 16 in each house of the Legislature and voter approval.

17 (b) This section shall not govern or be used as authority for
 18 determining whether the amendment of any other provision of this
 19 act not contained in this chapter would constitute a substantial
 20 change in the scheme and design of this act requiring voter
 21 approval.

22

23 *CHAPTER 5. WATER QUALITY AND SAFE DRINKING WATER*

24

25 *79750. The sum of one billion dollars (\$1,000,000,000) shall*
 26 *be available, upon appropriation by the Legislature, from the fund*
 27 *for expenditures, grants, and loans for projects to improve water*
 28 *quality or provide clean or safe drinking water to Californians.*

29

30 *CHAPTER 5: 6. FISCAL PROVISIONS*

31

32 79810. (a) Bonds in the total amount of five billion eight
 33 hundred million dollars (\$5,800,000,000), not including the amount
 34 of any refunding bonds issued in accordance with Section 79822,
 35 or so much thereof as is necessary, may be issued and sold to
 36 provide a fund to be used for carrying out the purposes expressed
 37 in this division and to reimburse the General Obligation Bond
 38 Expense Revolving Fund pursuant to Section 16724.5 of the
 39 Government Code. The bonds, when sold, shall be and constitute
 40 valid and binding obligations of the State of California, and the

1 full faith and credit of the State of California is hereby pledged
2 for the punctual payment of both the principal of, and interest on,
3 the bonds as the principal and interest become due and payable.

4 (b) The Treasurer shall sell the bonds authorized by the
5 committee pursuant to this section. The bonds shall be sold upon
6 the terms and conditions specified in a resolution to be adopted
7 by the committee pursuant to Section 16731 of the Government
8 Code.

9 79811. The bonds authorized by this division shall be prepared,
10 executed, issued, sold, paid, and redeemed as provided in the State
11 General Obligation Bond Law, and all of the provisions of that
12 law apply to the bonds and to this division and are hereby
13 incorporated in this division as though set forth in full in this
14 division, except that Section 16727 of the Government Code shall
15 not apply to the extent that it is inconsistent with any other
16 provision of this division.

17 79812. (a) Solely for the purpose of authorizing the issuance
18 and sale, pursuant to the State General Obligation Bond Law, of
19 the bonds authorized by this division, the California Water
20 Infrastructure Committee is hereby created. For purposes of this
21 division, the California Water Infrastructure Committee is “the
22 committee” as that term is used in the State General Obligation
23 Bond Law.

24 (b) The committee consists of the Director of Finance, the
25 Treasurer, the Controller, the Director of Water Resources, and
26 the Secretary of the Natural Resources Agency. Notwithstanding
27 any other law, any member may designate a deputy to act as that
28 member in his or her place for all purposes, as though the member
29 were personally present.

30 (c) The Treasurer shall serve as chairperson of the committee.

31 (d) A majority of the members of the committee shall constitute
32 a quorum of the committee, and may act for the committee.

33 79813. The committee shall determine whether or not it is
34 necessary or desirable to issue bonds authorized pursuant to this
35 division to carry out the actions specified in this division and, if
36 so, the amount of bonds to be issued and sold. Successive issues
37 of bonds may be authorized and sold to carry out those actions
38 progressively, and it is not necessary that all of the bonds
39 authorized to be issued be sold at any one time.

1 79814. “Board,” as defined in Section 16722 of the Government
2 Code for the purposes of compliance with the State General
3 Obligation Bond Law, means the department.

4 79815. There shall be collected each year and in the same
5 manner and at the same time as other state revenue is collected,
6 in addition to the ordinary revenues of the state, a sum in an amount
7 required to pay the principal of, and interest on, the bonds each
8 year, and it is the duty of all officers charged by law with any duty
9 in regard to the collection of the revenue to do and perform each
10 and every act that is necessary to collect that additional sum.

11 79816. Notwithstanding Section 13340 of the Government
12 Code, there is hereby appropriated from the General Fund in the
13 State Treasury, for the purposes of this division, an amount that
14 will equal the total of the following:

15 (a) The sum annually necessary to pay the principal of, and
16 interest on, bonds issued and sold pursuant to this division, as the
17 principal and interest become due and payable.

18 (b) The sum that is necessary to carry out the provisions of
19 Section 79819, appropriated without regard to fiscal years.

20 79817. The board may request the Pooled Money Investment
21 Board to make a loan from the Pooled Money Investment Account
22 in accordance with Section 16312 of the Government Code for the
23 purpose of carrying out this division. The amount of the request
24 shall not exceed the amount of the unsold bonds that the committee
25 has, by resolution, authorized to be sold for the purpose of carrying
26 out this division. The board shall execute those documents required
27 by the Pooled Money Investment Board to obtain and repay the
28 loan. Any amounts loaned shall be deposited in the fund to be
29 allocated in accordance with this division.

30 79818. Notwithstanding any other provision of this division,
31 or of the State General Obligation Bond Law, if the Treasurer sells
32 bonds that include a bond counsel opinion to the effect that the
33 interest on the bonds is excluded from gross income for federal
34 tax purposes under designated conditions, the Treasurer may
35 maintain separate accounts for the bond proceeds invested and for
36 the investment earnings on those proceeds, and may use or direct
37 the use of those proceeds or earnings to pay any rebate, penalty,
38 or other payment required under federal law or take any other
39 action with respect to the investment and use of those bond
40 proceeds, as may be required or desirable under federal law in

1 order to maintain the tax-exempt status of those bonds and to obtain
2 any other advantage under federal law on behalf of the funds of
3 this state.

4 79819. For purposes of carrying out this division, the Director
5 of Finance may authorize the withdrawal from the General Fund
6 of an amount or amounts not to exceed the amount of the unsold
7 bonds that have been authorized by the committee to be sold for
8 the purpose of carrying out this division. Any amounts withdrawn
9 shall be deposited in the fund. Any money made available under
10 this section shall be returned to the General Fund, with interest at
11 the rate earned by the money in the Pooled Money Investment
12 Account, from proceeds received from the sale of bonds for the
13 purpose of carrying out this division.

14 79820. All money deposited in the fund that is derived from
15 premiums and accrued interest on bonds sold pursuant to this
16 division shall be reserved in the fund and shall be available for
17 transfer to the General Fund as a credit to expenditures for bond
18 interest.

19 79821. Pursuant to Chapter 4 (commencing with Section
20 16720) of Part 3 of Division 4 of Title 2 of the Government Code,
21 the cost of bond issuance shall be paid out of the bond proceeds.
22 These costs shall be shared proportionately by each program funded
23 through this division.

24 79822. The bonds issued and sold pursuant to this division
25 may be refunded in accordance with Article 6 (commencing with
26 Section 16780) of Chapter 4 of Part 3 of Division 4 of Title 2 of
27 the Government Code, which is a part of the State General
28 Obligation Bond Law. Approval by the electors of the state for the
29 issuance of the bonds under this division shall include approval
30 of the issuance of any bonds issued to refund any bonds originally
31 issued under this division or any previously issued refunding bonds.

32 79823. The proceeds from the sale of bonds authorized by this
33 division are not “proceeds of taxes” as that term is used in Article
34 XIII B of the California Constitution, and the disbursement of
35 these proceeds is not subject to the limitations imposed by that
36 article.

37 79824. Of the five billion eight hundred million dollars
38 (\$5,800,000,000) in bonds authorized in this division, no more
39 than two billion nine hundred million dollars (\$2,900,000,000)
40 shall be sold by the Treasurer before July 1, 2019.

1 SEC. 3. Section 2 of Chapter 3 of the Seventh Extraordinary
2 Session, of the Statutes of 2009, as amended by Section 1 of
3 Chapter 74 of the Statutes of 2012, is repealed.

4 SEC. 4. Section 2 of this act shall be submitted to the voters
5 at the November 4, 2014, statewide general election in accordance
6 with provisions of the Government Code and the Elections Code
7 governing the submission of a statewide measure to the voters.

8 SEC. 5. Section 2 of this act shall take effect upon the approval
9 by the voters of the California Water Infrastructure Act of 2014
10 as set forth in that section at the November 4, 2014, statewide
11 general election.

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

16 In order to ensure that the Safe, Clean, and Reliable Drinking
17 Water Supply Act of 2012 is removed from the November 4, 2014,
18 statewide general election, and to ensure that the California Water
19 Infrastructure Act of 2014 is placed on the November 4, 2014,
20 statewide general election, it is necessary that this act take effect
21 immediately.