

AMENDED IN SENATE AUGUST 19, 2014

AMENDED IN SENATE JUNE 30, 2014

AMENDED IN SENATE JUNE 5, 2014

AMENDED IN ASSEMBLY MAY 23, 2014

AMENDED IN ASSEMBLY APRIL 21, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2071**

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**Introduced by Assembly Member Levine  
(Coauthor: Assembly Member Gatto)**

February 20, 2014

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An act to add Section 13521.1 to the Water Code, relating to recycled water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2071, as amended, Levine. Recycled water: ~~pasture~~ animals.

Existing law requires the State ~~Department of Public Health~~ *Water Resources Control Board* to establish uniform statewide recycling criteria for each varying type of use of recycled water where the use involves the protection of public health. ~~Existing law transfers these duties to the State Water Resources Control Board on July 1, 2014.~~

This bill would require, by December 31, 2016, the state board, in consultation with impacted state agencies, to determine whether the use of disinfected tertiary treated recycled water for the purpose of providing water to ~~pasture~~ animals, *as defined*, would ~~be safe for~~ *not pose a significant risk to* public and animal health. This bill would require the state board to establish uniform statewide recycling criteria for the use

of recycled water for the purpose of providing water to ~~pasture~~ animals if the state board determines that the use of disinfected tertiary treated recycled water for this purpose would ~~harm~~ *pose a significant risk to* public or animal health. The bill would authorize the state board to approve the use of disinfected tertiary treated recycled water for this purpose if the state board determines that its use would not ~~harm~~ *pose a significant risk to* public or animal health but would prohibit the use of disinfected tertiary treated recycled water in the water supply for dairy animals that are currently producing dairy products for human consumption.

Vote: majority. 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 13521.1 is added to the Water Code, to  
2 read:  
3 13521.1. (a) By December 31, 2016, the state board, in  
4 consultation with impacted state agencies, shall determine whether  
5 the use of disinfected tertiary treated recycled water, as defined  
6 by Section 60301.230 of Title 22 of the California Code of  
7 Regulations, for the purpose of providing water to ~~pasture~~ animals,  
8 ~~would be safe for~~ *not pose a significant risk to* public and animal  
9 health. If the state board determines that the use of disinfected  
10 tertiary treated recycled water for the purpose of providing water  
11 to ~~pasture~~ animals would ~~harm~~ *pose a significant risk to* public or  
12 animal health, the state board shall establish uniform statewide  
13 recycling criteria for the use of disinfected tertiary *treated* recycled  
14 water for the purpose of providing water to ~~pasture~~ animals. Except  
15 as provided in subdivision (c), if the state board determines that  
16 the use of disinfected tertiary treated recycled water for the purpose  
17 of providing water to ~~pasture~~ animals would not ~~harm~~ *pose a*  
18 *significant risk to* public or animal health, the state board may  
19 approve the use of disinfected tertiary treated recycled water for  
20 these purposes.  
21 (b) In evaluating the use of disinfected tertiary treated recycled  
22 water for the purpose of providing water to ~~pasture~~ animals, the  
23 state board shall consider, at minimum, all of the following:  
24 (1) Recommendations from the existing Advisory Panel on  
25 Constituents of Emerging Concerns in Recycled Water.

1 (2) State-funded research performed pursuant to Section 79144  
2 and subdivision (b) of Section 79145.

3 (3) Research by the state board relating to unregulated pollutants.

4 (c) Disinfected tertiary treated recycled water shall not be used  
5 in the water supply for dairy animals that are currently producing  
6 dairy products for human consumption.

7 (d) A person shall not be required to use disinfected tertiary  
8 treated recycled water for the purposes described in this section.

9 (e) The adoption of uniform statewide recycling criteria pursuant  
10 to this section shall be subject to the provisions of Chapter 3.5  
11 (commencing with Section 11340) of Part 1 of Division 3 of Title  
12 2 of the Government Code.

13 (f) *For purposes of this section, "animal" includes any*  
14 *domesticated bird, bovine animal, horse, mule, burro, sheep, goat,*  
15 *or swine.*

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