SB 614, as amended, Wolk. Irrigation districts: directors.

Existing law, the Irrigation District Law, with certain exceptions, requires a director elected at a formation election to be a resident, landowner, and voter in the proposed district at the time of his or her nomination and a resident of the division that he or she represents during his or her entire term. Existing law, with certain exceptions, requires a director of the board of an irrigation district to be a voter and, unless exempted under certain circumstances, a landowner in the district and a resident of the division that the director represents at the time of his or her nomination or appointment and during the director’s entire term.

This bill would eliminate the circumstances in which a director of the board of an irrigation district may be exempt from the landownership requirement.

Existing law requires a director on the board of an irrigation district that provides retail electricity for residents of the district to be a voter of the district and a resident of the division that the director represents at the time of his or her nomination or appointment and during his or her entire term. Existing law requires a director elected at a formation election to be a resident in the proposed district at the time of his or her nomination and a resident of the division that he or she represents during his or her entire term.
This bill would apply these requirements to a director on the board of an irrigation district that provides water for agricultural purposes and water for municipal or industrial purposes receiving a majority of its operating and nonoperating revenue from sources other than irrigation water sales, standby or availability charges, service type assessments, and property assessments, reported as specified.


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

SECTION 1. Section 21100 of the Water Code is amended to read:

21100. (a) Each director, except as provided in subdivisions subdivision (c) or (d) or otherwise provided in this division, shall be a voter and a landowner in the district and a resident of the division that he or she represents at the time of his or her nomination or appointment and through his or her entire term, except in the case of the director elected at a formation election. A director elected at a formation election shall be a resident, landowner, and voter in the proposed district at the time of his or her nomination and a resident of the division that he or she represents during his or her entire term.

(b) In any district having no more than 15 landowners who are voters in the district, a person need not be a voter but shall be qualified to be a director of the district if he or she is a landowner of the district at the time of his or her nomination or appointment and during his or her entire term.

(c) In a district that provides retail electricity for residents of the district, each director, except as otherwise provided in this division, shall be a voter of the district and a resident of the division that he or she represents at the time of his or her nomination or appointment and during his or her entire term, except in the case of a director elected at a formation election. A director elected at a formation election shall be a resident in the proposed district at the time of his or her nomination and a resident of the division that he or she represents during his or her entire term.

(d) In a district that provides water for agricultural purposes and water for municipal or industrial purposes receiving a majority of its operating and nonoperating revenue from sources other than
irrigation water sales, standby or availability charges, service type assessments, and property assessments, as reported in the most recent Special Districts Annual Report issued by the Controller, each director, except as otherwise provided in this division, shall be a voter of the district and a resident of the division that he or she represents at the time of his or her nomination or appointment and during his or her entire term, except in the case of a director elected at a formation election. A director elected at a formation election shall be a resident in the proposed district at the time of his or her nomination and a resident of the division that he or she represents during his or her entire term.