

AMENDED IN ASSEMBLY MAY 14, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 568**

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**Introduced by Assembly Member Dodd**

February 24, 2015

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An act to ~~amend~~ *amend, repeal, and add* Section 50906 of the Water Code, relating to reclamation districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 568, as amended, Dodd. Reclamation District No. 108: hydroelectric power.

Existing law authorizes the formation of reclamation districts by owners of swamp and overflowed lands, salt-marsh, or tidelands, or other lands subject to flood or overflow and by owners of land already reclaimed, or in progress of reclamation, and not included in a reclamation district. Existing law authorizes Reclamation District No. 1004, in conjunction with the County of Colusa, to construct, maintain, and operate a plant, transmission lines, and other necessary or appropriate facilities for the generation of hydroelectric power, as prescribed. Existing law requires proceeds from the sale of electricity to be utilized to retire any time warrants issued for construction of the facilities and otherwise for the powers and purposes for which the district was formed.

This bill would grant the above-described hydroelectric power authority to Reclamation District No. 108 *until January 1, 2021*.

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 50906 of the Water Code is amended to  
2 read:

3 50906. (a) A reclamation district specified in subdivision (d)  
4 may construct, maintain, and operate a plant for the generation of  
5 hydroelectric power, together with transmission lines for the  
6 conveyance thereof and with other facilities that may be necessary  
7 or appropriate for the construction, maintenance, and operation of  
8 that plant. Construction of the plant and transmission lines may  
9 be financed by the issuance of time warrants pursuant to Article  
10 3 (commencing with Section 53040) of Chapter 1 of Part 9 to pay  
11 the cost of construction of the plant, transmission lines, and related  
12 facilities, except that the board may, by resolution, provide for the  
13 payment of those time warrants solely from the proceeds derived  
14 from the operation of the hydroelectric powerplant, in lieu of the  
15 assessment described in Section 53040, and may, in that event,  
16 pledge the plant, transmission lines, and related facilities and the  
17 revenues from the operation of the hydroelectric plant as the sole  
18 security for the payment of the time warrants.

19 (b) The hydroelectric plant, transmission lines, and related  
20 facilities constructed pursuant to this section may be leased for  
21 operation to, or the power generated may be sold to, a public utility  
22 or public agency engaged in the distribution, use, or sale of  
23 electricity, but shall not be offered for sale directly by the district  
24 to customers other than a public utility or public agency.

25 (c) Proceeds from the sale of electricity shall be utilized to retire  
26 any time warrants issued for construction of the facilities and  
27 otherwise for the powers and purposes for which the district was  
28 formed.

29 (d) This section applies only to the following reclamation  
30 districts:

31 (1) Reclamation District No. 1004 acting in conjunction with  
32 the County of Colusa.

33 (2) Reclamation District No. 108.

34 (e) *This section shall remain in effect only until January 1, 2021,*  
35 *and as of that date is repealed, unless a later enacted statute, that*  
36 *is enacted before January 1, 2021, deletes or extends that date.*

37 SEC. 2. Section 50906 is added to the Water Code, to read:

1 50906. (a) A reclamation district specified in subdivision (d)  
2 may construct, maintain, and operate a plant for the generation  
3 of hydroelectric power, together with transmission lines for the  
4 conveyance thereof and with other facilities that may be necessary  
5 or appropriate for the construction, maintenance, and operation  
6 of that plant. Construction of the plant and transmission lines may  
7 be financed by the issuance of time warrants pursuant to Article  
8 3 (commencing with Section 53040) of Chapter 1 of Part 9 to pay  
9 the cost of construction of the plant, transmission lines, and related  
10 facilities, except that the board may, by resolution, provide for the  
11 payment of those time warrants solely from the proceeds derived  
12 from the operation of the hydroelectric powerplant, in lieu of the  
13 assessment described in Section 53040, and may, in that event,  
14 pledge the plant, transmission lines, and related facilities and the  
15 revenues from the operation of the hydroelectric plant as the sole  
16 security for the payment of the time warrants.

17 (b) The hydroelectric plant, transmission lines, and related  
18 facilities constructed pursuant to this section may be leased for  
19 operation to, or the power generated may be sold to, a public utility  
20 or public agency engaged in the distribution, use, or sale of  
21 electricity, but shall not be offered for sale directly by the district  
22 to customers other than a public utility or public agency.

23 (c) Proceeds from the sale of electricity shall be utilized to retire  
24 any time warrants issued for construction of the facilities and  
25 otherwise for the powers and purposes for which the district was  
26 formed.

27 (d) This section applies only to Reclamation District No. 1004  
28 acting in conjunction with the County of Colusa.

29 (e) This section shall become operative on January 1, 2021.