

AMENDED IN SENATE MAY 4, 2016
AMENDED IN SENATE JUNE 29, 2015
AMENDED IN ASSEMBLY APRIL 21, 2015
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1135

Introduced by Assembly Member Perea Members Levine and Ting
(Principal coauthors: Senators Glazer and Hall)

February 27, 2015

~~An act to create the Kings River East Groundwater Sustainability Agency, and prescribing its boundaries, organization, operation, management, financing, and other powers and duties, relating to water districts. An act to amend Sections 30515 and 30900 of, and to add Section 30680 to, the Penal Code, relating to firearms.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1135, as amended, ~~Perea Levine. Kings River East Groundwater Sustainability Agency Act. Firearms: assault weapons.~~

(1) Existing law generally prohibits the possession or transfer of assault weapons, except for the sale, purchase, importation, or possession of assault weapons by specified individuals, including law enforcement officers. Under existing law, "assault weapon" means, among other things, a semiautomatic centerfire rifle or a semiautomatic pistol that has the capacity to accept a detachable magazine and has any one of specified attributes, including, for rifles, a thumbhole stock, and for pistols, a 2nd handgrip.

This bill would revise this definition of "assault weapon" to mean a semiautomatic centerfire rifle, or a semiautomatic pistol that does not have a fixed magazine but has any one of those specified attributes. The

bill would also define “fixed magazine” to mean an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

By expanding the definition of an existing crime, the bill would impose a state-mandated local program.

(2) Existing law requires that any person who, within this state, possesses an assault weapon, except as otherwise provided, be punished as a felony or for a period not to exceed one year in a county jail.

This bill would exempt from punishment under that provision a person who possessed an assault weapon prior to January 1, 2017, if specified requirements are met.

(3) Existing law requires that, with specified exceptions, any person who, prior to January 1, 2001, lawfully possessed an assault weapon prior to the date it was defined as an assault weapon, and which was not specified as an assault weapon at the time of lawful possession, register the firearm with the Department of Justice. Existing law permits the Department of Justice to charge a fee for registration of up to \$20 per person but not to exceed the actual processing costs of the department. Existing law, after the department establishes fees sufficient to reimburse the department for processing costs, requires fees charged to increase at a rate not to exceed the legislatively approved annual cost-of-living adjustment for the department’s budget or as otherwise increased through the Budget Act. Existing law requires those fees to be deposited into the Dealers’ Record of Sale Special Account. Existing law, the Administrative Procedure Act, establishes the requirements for the adoption, publication, review, and implementation of regulations by state agencies.

This bill would require that any person who, from January 1, 2001, to December 31, 2016, inclusive, lawfully possessed an assault weapon that does not have a fixed magazine, as defined, and including those weapons with an ammunition feeding device that can be removed readily from the firearm with the use of a tool, register the firearm with the Department of Justice before January 1, 2018, but not before the effective date of specified regulations. The bill would permit the department to increase the \$20 registration fee as long as it does not exceed the reasonable processing costs of the department. The bill would also require registrations to be submitted electronically via the Internet utilizing a public-facing application made available by the department. The bill would require the registration to contain specified

information, including, but not limited to, a description of the firearm that identifies it uniquely and specified information about the registrant. The bill would permit the department to charge a fee of up to \$15 per person for registration through the Internet, not to exceed the reasonable processing costs of the department to be paid and deposited, as specified, for purposes of the registration program. The bill would require the department to adopt regulations for the purpose of implementing those provisions and would exempt those regulations from the Administrative Procedure Act. The bill would also make technical and conforming changes.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Existing law, the Sustainable Groundwater Management Act, requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources that are designated as basins subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2020, and requires all other groundwater basins designated as high- or medium-priority basins to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2022, except as specified.

This bill would create the Kings River East Groundwater Sustainability Agency and would require the agency's initial boundaries to be established by the boards of supervisors of the Counties of Fresno and Tulare after a noticed public hearing. The bill would require the agency to elect to be a groundwater sustainability agency under the Sustainable Groundwater Management Act for that portion of the Kings Subbasin that lies within the boundaries of the agency and would require the agency to develop and implement a groundwater sustainability plan to achieve sustainable groundwater management within the territory of the agency. The bill would generally specify the powers and purposes of the agency. The bill would prescribe the composition of the 7-member board of directors of the agency and would require members and alternates to be chosen by prescribed member agencies, as specified. By imposing duties on the agency and the member agencies in

connection with the operation of the district, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

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

1 SECTION 1. Section 30515 of the Penal Code is amended to
2 read:

3 30515. (a) Notwithstanding Section 30510, “assault weapon”
4 also means any of the following:

5 (1) A semiautomatic, centerfire rifle that ~~has the capacity to~~
6 ~~accept~~ *does not have a detachable fixed magazine and but has* any
7 one of the following:

8 (A) A pistol grip that protrudes conspicuously beneath the action
9 of the weapon.

10 (B) A thumbhole stock.

11 (C) A folding or telescoping stock.

12 (D) A grenade launcher or flare launcher.

13 (E) A flash suppressor.

14 (F) A forward pistol grip.

15 (2) A semiautomatic, centerfire rifle that has a fixed magazine
16 with the capacity to accept more than 10 rounds.

17 (3) A semiautomatic, centerfire rifle that has an overall length
18 of less than 30 inches.

19 (4) A semiautomatic pistol that ~~has the capacity to accept~~ *does*
20 *not have a detachable fixed magazine and but has* any one of the
21 following:

22 (A) A threaded barrel, capable of accepting a flash suppressor,
23 forward handgrip, or silencer.

24 (B) A second handgrip.

25 (C) A shroud that is attached to, or partially or completely
26 encircles, the barrel that allows the bearer to fire the weapon

1 without burning the bearer’s hand, except a slide that encloses the
2 barrel.

3 (D) The capacity to accept a detachable magazine at some
4 location outside of the pistol grip.

5 (5) A semiautomatic pistol with a fixed magazine that has the
6 capacity to accept more than 10 rounds.

7 (6) A semiautomatic shotgun that has both of the following:

8 (A) A folding or telescoping stock.

9 (B) A pistol grip that protrudes conspicuously beneath the action
10 of the weapon, thumbhole stock, or vertical handgrip.

11 (7) A semiautomatic shotgun that has the ability to accept a
12 detachable magazine.

13 (8) Any shotgun with a revolving cylinder.

14 (b) For purposes of this section, “fixed magazine” means an
15 ammunition feeding device contained in, or permanently attached
16 to, a firearm in such a manner that the device cannot be removed
17 without disassembly of the firearm action.

18 ~~(b)~~

19 (c) The Legislature finds a significant public purpose in
20 exempting from the definition of “assault weapon” pistols that are
21 designed expressly for use in Olympic target shooting events.
22 Therefore, those pistols that are sanctioned by the International
23 Olympic Committee and by USA Shooting, the national governing
24 body for international shooting competition in the United States,
25 and that were used for Olympic target shooting purposes as of
26 January 1, 2001, and that would otherwise fall within the definition
27 of “assault weapon” pursuant to this section are exempt, as
28 provided in subdivision-~~(e)~~: (d).

29 ~~(e)~~

30 (d) “Assault weapon” does not include either of the following:

31 (1) Any antique firearm.

32 (2) Any of the following pistols, because they are consistent
33 with the significant public purpose expressed in subdivision-~~(b)~~:
34 (c):

35

36	MANUFACTURER	MODEL	CALIBER
38	BENELLI	MP90	.22LR
39	BENELLI	MP90	.32 S&W LONG
40	BENELLI	MP95	.22LR

1	BENELLI	MP95	.32 S&W LONG
2	HAMMERLI	280	.22LR
3	HAMMERLI	280	.32 S&W LONG
4	HAMMERLI	SP20	.22LR
5	HAMMERLI	SP20	.32 S&W LONG
6	PARDINI	GPO	.22 SHORT
7	PARDINI	GP-SCHUMANN	.22 SHORT
8	PARDINI	HP	.32 S&W LONG
9	PARDINI	MP	.32 S&W LONG
10	PARDINI	SP	.22LR
11	PARDINI	SPE	.22LR
12	WALTHER	GSP	.22LR
13	WALTHER	GSP	.32 S&W LONG
14	WALTHER	OSP	.22 SHORT
15	WALTHER	OSP-2000	.22 SHORT

16

17 (3) The Department of Justice shall create a program that is
 18 consistent with the purposes stated in subdivision ~~(b)~~ (c) to exempt
 19 new models of competitive pistols that would otherwise fall within
 20 the definition of “assault weapon” pursuant to this section from
 21 being classified as an assault weapon. The exempt competitive
 22 pistols may be based on recommendations by USA Shooting
 23 consistent with the regulations contained in the USA Shooting
 24 Official Rules or may be based on the recommendation or rules
 25 of any other organization that the department deems relevant.

26 *SEC. 2. Section 30680 is added to the Penal Code, to read:*
 27 *30680. Notwithstanding the meaning of “assault weapon”*
 28 *under Section 30515, as amended by the act that added this section,*
 29 *Section 30605 does not apply to the possession of an assault*
 30 *weapon by a person who has possessed the assault weapon prior*
 31 *to January 1, 2017, if all of the following are applicable:*

32 *(a) Prior to January 1, 2017, the person was eligible to register*
 33 *that assault weapon pursuant to subdivision (c) of Section 30900.*

34 *(b) The person lawfully possessed that assault weapon prior to*
 35 *January 1, 2017.*

36 *(c) The person registers the assault weapon by January 1, 2018,*
 37 *in accordance with subdivision (b) of Section 30900.*

38 *SEC. 3. Section 30900 of the Penal Code is amended to read:*
 39 *30900. (a) (1) Any person who, prior to June 1, 1989, lawfully*
 40 *possessed an assault weapon, as defined in former Section 12276,*

1 as added by Section 3 of Chapter 19 of the Statutes of 1989, shall
2 register the firearm by January 1, 1991, and any person who
3 lawfully possessed an assault weapon prior to the date it was
4 specified as an assault weapon pursuant to former Section 12276.5,
5 as added by Section 3 of Chapter 19 of the Statutes of 1989 or as
6 amended by Section 1 of Chapter 874 of the Statutes of 1990 or
7 Section 3 of Chapter 954 of the Statutes of 1991, shall register the
8 firearm within 90 days with the Department of Justice pursuant to
9 those procedures that the department may establish.

10 (b)

11 (2) Except as provided in Section 30600, any person who
12 lawfully possessed an assault weapon prior to the date it was
13 defined as an assault weapon pursuant to former Section 12276.1,
14 as it read in Section 7 of Chapter 129 of the Statutes of 1999, and
15 which was not specified as an assault weapon under former Section
16 12276, as added by Section 3 of Chapter 19 of the Statutes of 1989
17 or as amended at any time before January 1, 2001, or former
18 Section 12276.5, as added by Section 3 of Chapter 19 of the
19 Statutes of 1989 or as amended at any time before January 1, 2001,
20 shall register the firearm by January 1, 2001, with the department
21 pursuant to those procedures that the department may establish.

22 (c)

23 (3) The registration shall contain a description of the firearm
24 that identifies it uniquely, including all identification marks, the
25 full name, address, date of birth, and thumbprint of the owner, and
26 any other information that the department may deem appropriate.

27 (d)

28 (4) The department may charge a fee for registration of up to
29 twenty dollars (\$20) per person but not to exceed the ~~actual~~
30 *reasonable* processing costs of the department. After the
31 department establishes fees sufficient to reimburse the department
32 for processing costs, fees charged shall increase at a rate not to
33 exceed the legislatively approved annual cost-of-living adjustment
34 for the department's budget or as otherwise increased through the
35 ~~Budget Act. Act but not to exceed the reasonable costs of the~~
36 *department*. The fees shall be deposited into the Dealers' Record
37 of Sale Special Account.

38 (b) (1) *Any person who, from January 1, 2001, to December*
39 *31, 2016, inclusive, lawfully possessed an assault weapon that*
40 *does not have a fixed magazine, as defined in Section 30515,*

1 *including those weapons with an ammunition feeding device that*
2 *can be readily removed from the firearm with the use of a tool,*
3 *shall register the firearm before January 1, 2018, but not before*
4 *the effective date of the regulations adopted pursuant to paragraph*
5 *(5), with the department pursuant to those procedures that the*
6 *department may establish by regulation pursuant to paragraph*
7 *(5).*

8 *(2) Registrations shall be submitted electronically via the*
9 *Internet utilizing a public-facing application made available by*
10 *the department.*

11 *(3) The registration shall contain a description of the firearm*
12 *that identifies it uniquely, including all identification marks, the*
13 *date the firearm was acquired, the name and address of the*
14 *individual from whom, or business from which, the firearm was*
15 *acquired, as well as the registrant's full name, address, telephone*
16 *number, date of birth, sex, height, weight, eye color, hair color,*
17 *and California driver's license number or California identification*
18 *card number.*

19 *(4) The department may charge a fee in an amount of up to*
20 *fifteen dollars (\$15) per person but not to exceed the reasonable*
21 *processing costs of the department. The fee shall be paid by debit*
22 *or credit card at the time that the electronic registration is*
23 *submitted to the department. The fee shall be deposited in the*
24 *Dealers' Record of Sale Special Account to be used for purposes*
25 *of this section.*

26 *(5) The department shall adopt regulations for the purpose of*
27 *implementing this subdivision. These regulations are exempt from*
28 *the Administrative Procedure Act (Chapter 3.5 (commencing with*
29 *Section 11340) of Part 1 of Division 3 of Title 2 of the Government*
30 *Code).*

31 *SEC. 4. No reimbursement is required by this act pursuant to*
32 *Section 6 of Article XIII B of the California Constitution because*
33 *the only costs that may be incurred by a local agency or school*
34 *district will be incurred because this act creates a new crime or*
35 *infraction, eliminates a crime or infraction, or changes the penalty*
36 *for a crime or infraction, within the meaning of Section 17556 of*
37 *the Government Code, or changes the definition of a crime within*
38 *the meaning of Section 6 of Article XIII B of the California*
39 *Constitution.*

1 SECTION 1. ~~This act shall be known and may be cited as the~~
2 ~~Kings River East Groundwater Sustainability Agency Act.~~

3
4 ~~Kings River East Groundwater Sustainability Agency Act~~

5
6 ~~Article 1. Findings and Declarations~~

7
8 ~~101. The Legislature hereby finds and declares that the~~
9 ~~preservation of the groundwater resources within the territory of~~
10 ~~the agency for agricultural, municipal, and industrial uses is in the~~
11 ~~public interest and that the creation of the agency pursuant to this~~
12 ~~act is for the common benefit of water users.~~

13 ~~102. The Legislature further finds and declares that the~~
14 ~~groundwater management activities of the agency benefit all~~
15 ~~operators of groundwater extraction facilities within the territory~~
16 ~~of the agency.~~

17
18 ~~Article 2. Creation and Purposes~~

19
20 ~~201. (a) A groundwater management agency is hereby created~~
21 ~~in the Counties of Fresno and Tulare to be known as the Kings~~
22 ~~River East Groundwater Sustainability Agency.~~

23 ~~(b) The agency shall be governed by a board as specified in~~
24 ~~Section 501 and shall have the boundaries specified in Section~~
25 ~~301. The agency shall exercise the powers granted by this act and~~
26 ~~the Sustainable Groundwater Management Act (Part 2.74~~
27 ~~(commencing with Section 10720) of Division 6 of the Water~~
28 ~~Code) for purposes of groundwater management within the~~
29 ~~boundaries of the agency, together with any other powers as are~~
30 ~~reasonably implied, necessary, and proper to carry out the~~
31 ~~objectives and purposes of the agency to implement the Sustainable~~
32 ~~Groundwater Management Act.~~

33
34 ~~Article 3. Boundaries~~

35
36 ~~301. For the purposes of this act, the boundaries of the agency~~
37 ~~shall include all land located within the exterior perimeter~~
38 ~~boundaries of Alta Irrigation District within the Counties of Fresno~~
39 ~~and Tulare, the Orange Cove Irrigation District, the Hills Valley~~
40 ~~Irrigation District, and the Tri-Valley Water District overlying the~~

1 San Joaquin Valley Basin Kings Subbasin as described in the report
2 by the Department of Water Resources entitled “California’s
3 Groundwater: Bulletin 118” updated in 2003, as it may be
4 subsequently updated or revised in accordance with Section 12924
5 of the Water Code.

6 302. The agency’s initial boundaries shall be established by
7 the boards of supervisors of the Counties of Fresno and Tulare
8 after a noticed public hearing. The boundaries shall be depicted
9 on a map that shall be adopted by the boards of supervisors of
10 those counties and thereafter recorded in the office of the county
11 recorder of each county.

12 303. The boards of supervisors of the Counties of Fresno and
13 Tulare may adjust the boundaries of the agency in the same manner
14 prescribed for establishment of the initial boundaries if the
15 boundaries of the basin are revised, including the establishment
16 of new subbasins.

17
18 Article 4. Definitions
19

20 401. Unless otherwise indicated by their context, the definitions
21 set forth in this article govern the interpretation of this act.

22 401.1. “Actively and primarily engaged in production of
23 agriculture” means that a person derives at least 75 percent of his
24 or her annual income from production agriculture.

25 402. “Agency” means the Kings River East Groundwater
26 Sustainability Agency established by this act.

27 403. “Alta” means the Alta Irrigation District.

28 404. “Aquifer” means a geologic formation or structure that
29 transmits water in sufficient quantities to supply pumping wells
30 or springs.

31 405. “Basin” has the same meaning as defined in Section 10721
32 of the Water Code.

33 406. “Board” means the board of directors of the agency, as
34 more particularly described in Section 501.

35 407. “Cities” means the Cities of Dinuba, Orange Cove, and
36 Reedley.

37 408. “Coordination agreement” has the same meaning as
38 defined in Section 10721 of the Water Code.

1 409. ~~“County” means either the County of Fresno or the County~~
2 ~~of Tulare, as the context requires. “Counties” means the County~~
3 ~~of Fresno and the County of Tulare.~~

4 410. ~~“Extraction” means the act of obtaining groundwater by~~
5 ~~pumping or other controlled means.~~

6 411. ~~“Groundwater” has the same meaning as defined in~~
7 ~~Section 10721 of the Water Code.~~

8 412. ~~“Groundwater management activities” means programs,~~
9 ~~measures, or actions taken to preserve, protect, and enhance~~
10 ~~groundwater resources within the territory of the agency.~~

11 413. ~~“Kings Subbasin” means the San Joaquin Valley Basin~~
12 ~~Kings Subbasin as described in Section 301.~~

13 414. ~~“Member agency” means Alta, the counties, the cities,~~
14 ~~and the special districts entitled to representation on the agency’s~~
15 ~~board of directors as specified in Section 501.~~

16 415. ~~“Operator” has the same meaning as defined in Section~~
17 ~~10721 of the Water Code.~~

18 416. ~~“Person” includes any state or local governmental agency,~~
19 ~~private corporation, firm, partnership, limited liability company,~~
20 ~~individual, group of individuals, or, to the extent authorized by~~
21 ~~law, any federal agency.~~

22 417. ~~“Plan” means a groundwater sustainability plan prepared~~
23 ~~by the agency pursuant to this act.~~

24 418. ~~“Supplemental water” means surface water or groundwater~~
25 ~~imported from outside the watershed or watersheds of the basin~~
26 ~~or aquifer and flood waters that are conserved and saved within~~
27 ~~the watershed or watersheds that would otherwise have been lost~~
28 ~~or would not have reached the basin or aquifer.~~

29
30 Article 5. General Provisions

31
32 501. (a) ~~The agency shall be governed by a board of directors~~
33 ~~that shall consist of seven members, as follows:~~

- 34 (1) ~~One member shall be chosen by Alta.~~
- 35 (2) ~~One member shall be chosen by the County of Fresno.~~
- 36 (3) ~~One member shall be chosen by the County of Tulare.~~
- 37 (4) ~~One member shall be chosen by the cities. This member~~
38 ~~shall be chosen from the members of the city councils of the cities~~
39 ~~whose territory, at least in part, overlies the territory of the agency.~~

1 This member shall be chosen at a public meeting where each city
 2 is represented by its mayor.
 3 ~~(5) One member shall be chosen from the members of the~~
 4 ~~governing boards of the following special districts that are not~~
 5 ~~governed by the board of supervisors of either county, are engaged~~
 6 ~~in water activities, and whose territory, at least in part, overlies~~
 7 ~~the territory of the agency:~~
 8 ~~(A) Hills Valley Irrigation District.~~
 9 ~~(B) Orange Cove Irrigation District.~~
 10 ~~(C) Tri-Valley Water District.~~
 11 ~~(6) One member shall be chosen from the members of the~~
 12 ~~governing boards of the following special districts that provide~~
 13 ~~drinking water within the territory of the agency:~~
 14 ~~(A) Cutler Public Utility District.~~
 15 ~~(B) East Orosi Community Services District.~~
 16 ~~(C) London Community Services District.~~
 17 ~~(D) Orosi Public Utility District.~~
 18 ~~(E) Sultana Community Services District.~~
 19 ~~(7) One member shall be chosen by the other six board members~~
 20 ~~to represent agricultural interests within the territory of the agency.~~
 21 ~~This member shall reside and be actively and primarily engaged~~
 22 ~~in production of agriculture within the territory of the agency. This~~
 23 ~~member shall be selected from a list of at least five nominations~~
 24 ~~submitted from the Fresno County Farm Bureau and the Tulare~~
 25 ~~County Farm Bureau, acting jointly, but the five nominees need~~
 26 ~~not be members of either organization.~~
 27 ~~(b) The board members described in paragraphs (1), (2), and~~
 28 ~~(3) of subdivision (a) shall be chosen by their respective governing~~
 29 ~~boards from their board members whose districts or divisions~~
 30 ~~overlie, at least in part, the territory of the agency.~~
 31 ~~(c) The board members described in paragraphs (5) and (6) of~~
 32 ~~subdivision (a) shall be chosen at a public meeting where each~~
 33 ~~special district is represented by the president or chair of its~~
 34 ~~governing board.~~
 35 ~~(d) There shall be an alternate for each board member, chosen~~
 36 ~~in the same manner and by the same entity as the board member.~~
 37 ~~The alternate member shall act in place of the board member he~~
 38 ~~or she is an alternate for in case of that board member's absence~~
 39 ~~or inability to act.~~

1 ~~502. (a) The members described in paragraphs (1) to (6),~~
2 ~~inclusive, of subdivision (a) of Section 501 shall serve for a~~
3 ~~four-year term of office, or until the member is no longer an~~
4 ~~eligible official of the member agency. These members may serve~~
5 ~~for more than one term of office.~~

6 ~~(b) The member described in paragraph (7) of subdivision (a)~~
7 ~~shall serve a four-year term of office.~~

8 ~~503. (a) The board may adopt an ordinance to provide~~
9 ~~compensation to members of the board in an amount not to exceed~~
10 ~~one hundred dollars (\$100) per day for each day's attendance at~~
11 ~~meetings of the board or for each day's service rendered as a~~
12 ~~member of the board by request of the board. For purposes of this~~
13 ~~section, the determination of whether a board member's activities~~
14 ~~on any specific day are compensable shall be made pursuant to~~
15 ~~Article 2.3 (commencing with Section 53232) of Chapter 2 of Part~~
16 ~~1 of Division 2 of Title 5 of the Government Code.~~

17 ~~(b) Reimbursement for expenses of members of the board is~~
18 ~~subject to Sections 53232.2 and 53232.3 of the Government Code.~~

19 ~~(c) The board may adopt an ordinance to increase the~~
20 ~~compensation received by members of the board above the amount~~
21 ~~of one hundred dollars (\$100) per day. The increase shall not~~
22 ~~exceed an amount equal to 5 percent, for each calendar year~~
23 ~~following the operative date of the last adjustment, of the~~
24 ~~compensation that is received when the ordinance is adopted.~~

25 ~~(d) A board member shall not be compensated for more than a~~
26 ~~total of 10 days in any calendar month.~~

27 ~~504. (a) The board may adopt ordinances for the purpose of~~
28 ~~regulating, conserving, managing, and controlling the use and~~
29 ~~extraction of groundwater within the territory of the agency.~~

30 ~~(b) An ordinance adopted by the board shall become effective~~
31 ~~30 days from the date of its passage.~~

32 ~~(c) All ordinances shall be adopted at noticed, public hearings~~
33 ~~by a majority vote of the board. No ordinance shall be adopted by~~
34 ~~the board except at a public hearing. Notice of the hearing shall~~
35 ~~be published in a newspaper of general circulation pursuant to~~
36 ~~Section 6066 of the Government Code.~~

37 ~~(d) The board shall provide notice of the adoption of all~~
38 ~~ordinances.~~

1 505. ~~No provision of this act shall be construed as denying to~~
2 ~~the counties, any city, Alta, or any other member agency any rights~~
3 ~~or powers that they already have or that they may be granted.~~

4 506. ~~The agency may contract with either county or Alta for~~
5 ~~staff and other services. The agency may hire contractors and~~
6 ~~consultants as it considers appropriate.~~

7 507. ~~The agency may enter into a coordination agreement with~~
8 ~~other local agencies for purposes of coordinating the agency’s plan~~
9 ~~with other agencies or groundwater sustainability plans within the~~
10 ~~basin.~~

11 508. ~~The agency may exclude from any of the requirements of~~
12 ~~this act, or the operation of any ordinance, any operator who~~
13 ~~annually extracts less than a minimum amount of groundwater as~~
14 ~~specified by an ordinance adopted by the board.~~

15
16 Article 6. ~~Studies and Investigations~~

17
18 601. ~~The agency may collect data and conduct technical and~~
19 ~~other investigations of all kinds in order to carry out the provisions~~
20 ~~of this act. All hydrological investigations and studies carried out~~
21 ~~by or on behalf of the agency shall be constructed by or under the~~
22 ~~supervision of licensed engineers or other persons qualified in~~
23 ~~groundwater geology or hydrology.~~

24 602. ~~The agency may recommend and encourage water~~
25 ~~recycling and other water development projects, where those~~
26 ~~projects will enhance and contribute to the responsible management~~
27 ~~of groundwater resources, as part of its annual plan for~~
28 ~~implementation of groundwater management objectives.~~

29
30 Article 7. ~~Sustainable Groundwater Management Powers~~

31
32 701. ~~The agency shall develop and implement a groundwater~~
33 ~~sustainability plan pursuant to Chapter 6 (commencing with Section~~
34 ~~10727) of Part 2.74 of Division 6 of the Water Code to achieve~~
35 ~~sustainable groundwater management within the territory of the~~
36 ~~agency.~~

37 702. ~~The agency shall elect to be a groundwater sustainability~~
38 ~~agency pursuant to Chapter 4 (commencing with Section 10723)~~
39 ~~of Part 2.74 of Division 6 of the Water Code for that portion of~~
40 ~~the Kings Subbasin that lies within the boundaries of the agency.~~

1 ~~703. The agency may exercise any of the powers described in~~
2 ~~Chapter 5 (commencing with Section 10725) of Part 2.74 of~~
3 ~~Division 6 of the Water Code and the enforcement powers~~
4 ~~described in Chapter 9 (commencing with Section 10732) of Part~~
5 ~~2.74 of Division 6 of the Water Code.~~

6 ~~704. The availability of supplemental water to any operator~~
7 ~~shall not subject that operator to regulations that are more~~
8 ~~restrictive than those imposed on other operators.~~

9
10 Article 8. Fee Authority

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12 ~~801. Pursuant to Chapter 8 (commencing with Section 10730)~~
13 ~~of Part 2.74 of Division 6 of the Water Code, the agency may~~
14 ~~impose fees, including, but not limited to, permit fees and fees on~~
15 ~~groundwater extraction or other regulated activity, to fund the costs~~
16 ~~of a groundwater sustainability program, that include, but are not~~
17 ~~limited to, the preparation, adoption, and amendment of a~~
18 ~~groundwater sustainability plan, investigations, inspections,~~
19 ~~compliance assistance, enforcement, and program administration,~~
20 ~~including a prudent reserve.~~

21 ~~SEC. 2. If the Commission on State Mandates determines that~~
22 ~~this act contains costs mandated by the state, reimbursement to~~
23 ~~local agencies and school districts for those costs shall be made~~
24 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
25 ~~4 of Title 2 of the Government Code.~~