

AMENDED IN ASSEMBLY MAY 8, 1997
AMENDED IN ASSEMBLY APRIL 17, 1997

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 1460

Introduced by Assembly Member Bordonaro

February 28, 1997

An act to amend Section 115825 of, and to add Section 115841 to, the Health and Safety Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 1460, as amended, Bordonaro. Nacimiento Reservoir.

Under existing law, the Monterey County Water Resources Agency operates the Nacimiento Reservoir. Under existing law, bodily contact with water is generally prohibited in a reservoir in which water is stored for domestic use.

This bill would authorize recreational activity in which there is bodily contact with the water by any participant, in *the* Nacimiento Reservoir ~~if certain requirements are met, in accordance with certain requirements.~~

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 115825 of the Health and Safety
- 2 Code is amended to read:



1 115825. (a) It is hereby declared to be the policy of
2 this state that multiple use should be made of all public
3 water within the state, to the extent that multiple use is
4 consistent with public health and public safety.

5 (b) Except as otherwise provided by law, recreational
6 uses shall not, with respect to a reservoir in which water
7 is stored for domestic use, include recreation in which
8 there is bodily contact with the water by any participant.

9 SEC. 2. Section 115841 is added to the Health and
10 Safety Code, to read:

11 115841. Recreational activity in which there is bodily
12 contact with the water by any participant shall *continue*
13 *to be allowed in Nacimiento Reservoir* ~~if in accordance~~
14 ~~with both of the following requirements are met:~~

15 (a) ~~One~~ Any agency that removes water from the
16 reservoir for domestic use shall comply with one of the
17 following ~~applies to the water in the reservoir with regard~~
18 ~~to the water removed:~~

19 (1) The water subsequently receives complete water
20 treatment, including coagulation, flocculation,
21 sedimentation, filtration, and disinfection, before being
22 used for domestic purposes.

23 (2) The water is discharged in a manner that allows
24 percolation into a subsurface groundwater basin for
25 subsequent extraction from only those groundwater wells
26 that have been determined by the department not to be
27 under the influence of surface water pursuant to Chapter
28 17 (commencing with Section 64650) of Division 4 of Title
29 22 of the California Code of Regulations and subsequently
30 receives disinfection before being used for domestic
31 purposes.

32 (3) The water is discharged in a manner that allows
33 percolation into a subsurface groundwater basin for
34 subsequent extraction from groundwater wells under the
35 influence of surface water that receives treatment
36 pursuant to Chapter 17 (commencing with Section
37 64650) of Division 4 of Title 22 of the *California Code of*
38 *Regulations.*

39 (b) The reservoir is operated in compliance with
40 regulations of the department.



1 SEC. 3. The Legislature finds and declares that
2 Section 2, which is applicable only to the Nacimiento
3 Reservoir, is necessary because of the unique recreational
4 needs in the County of San Luis Obispo. It is therefore,
5 declared that a general law within the meaning of Section
6 16 of Article IV of the California Constitution cannot be
7 made applicable, and that the enactment of this special
8 law is necessary for the use of water for the public good.

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