

AMENDED IN SENATE JANUARY 11, 2000

AMENDED IN SENATE MARCH 25, 1999

SENATE BILL

No. 553

Introduced by Senator Kelley

February 19, 1999

An act to ~~add Section 129 to the Metropolitan Water District Act (Chapter 209 of the Statutes of 1969), relating to metropolitan water districts;~~ *amend Section 10631 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

SB 553, as amended, Kelley. ~~Metropolitan Water District of Southern California: Inland Feeder Project: report Urban water management plans.~~

(1) Existing law requires an urban water supplier, as defined, to prepare, adopt, and update an urban water management plan in accordance with specified requirements. Existing law requires the plan to include specified components, including a description of each water demand management measure that is being implemented, or scheduled for implementation.

This bill would revise the water demand management measures required to be described.

(2) The bill would declare that it is to take effect immediately as an urgency statute.

~~(1) Existing law authorizes the creation of metropolitan water districts and specifies the powers and purposes of those districts.~~

~~This bill would require the Metropolitan Water District of Southern California to submit a specified report to the Assembly Committee on Rules and the Senate Committee on Rules on the district's Inland Feeder Project, on or before February 1, 2000, and each February 1 thereafter until completion of the project. By imposing that additional duty upon the district, the bill would create a state-mandated local program.~~

~~(2) 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~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—²/₃. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes-*no*.~~

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

1 ~~SECTION 1. Section 129 is added to the Metropolitan~~
2 ~~SECTION 1. Section 10631 of the Water Code is~~
3 ~~amended to read:~~
4 ~~10631. A plan shall be adopted in accordance with this~~
5 ~~chapter and shall do all of the following:~~
6 ~~(a) Describe the service area of the supplier, including~~
7 ~~current and projected population, climate, and other~~
8 ~~demographic factors affecting the supplier's water~~
9 ~~management planning. The projected population~~
10 ~~estimates shall be based upon data from the state,~~
11 ~~regional, or local service agency population projections~~
12 ~~within the service area of the urban water supplier and~~



1 shall be in five-year increments to 20 years or as far as data
2 is available.

3 (b) Identify and quantify, to the extent practicable,
4 the existing and planned sources of water available to the
5 supplier over the same five-year increments as described
6 in subdivision (a).

7 (c) Describe the reliability of the water supply and
8 vulnerability to seasonal or climatic shortage, to the
9 extent practicable, and provide data for each of the
10 following:

- 11 (1) An average water year.
- 12 (2) A single dry water year.
- 13 (3) Multiple dry water years.

14 For any water source that may not be available at a
15 consistent level of use, given specific legal,
16 environmental, water quality, or climatic factors,
17 describe plans to replace that source with alternative
18 sources or water demand management measures, to the
19 extent practicable.

20 (d) Describe the opportunities for exchanges or
21 transfers of water on a short-term or long-term basis.

22 (e) (1) Quantify, to the extent records are available,
23 past and current water use, over the same five-year
24 increments described in subdivision (a), and projected
25 water use, identifying the uses among water use sectors
26 including, but not necessarily limited to, all of the
27 following uses:

- 28 (A) Single-family residential.
- 29 (B) Multifamily.
- 30 (C) Commercial.
- 31 (D) Industrial.
- 32 (E) Institutional and governmental.
- 33 (F) Landscape.
- 34 (G) Sales to other agencies.
- 35 (H) Saline water intrusion barriers, groundwater
36 recharge, or conjunctive use, or any combination thereof.
- 37 (I) Agricultural.

38 (2) The water use projections shall be in the same
39 five-year increments as described in subdivision (a).



1 (f) Provide a description of the supplier’s water
2 demand management measures. This description shall
3 include all of the following:

4 (1) A description of each water demand management
5 measure that is currently being implemented, or
6 scheduled for implementation, including the steps
7 necessary to implement any proposed measures,
8 including, but not limited to, all of the following:

9 ~~(A) Interior and exterior water audits and incentive
10 programs for single-family residential, multifamily
11 residential, governmental, and institutional customers.~~

12 ~~(B) Enforcement of plumbing fixture efficiency
13 standards and programs to retrofit less efficient fixtures.~~

14 ~~(C) Distribution system water audits, leak detection,
15 and repair.~~

16 ~~(D) Metering with commodity rates for all new
17 connections and retrofit of existing connections.~~

18 ~~(E) Large landscape water audits and incentives.~~

19 ~~(F) Landscape water conservation requirements for
20 new and existing commercial, industrial, institutional,
21 governmental, and multifamily developments.~~

22 ~~(G) Public information.~~

23 ~~(H) School education.~~

24 ~~(I) Commercial and industrial water conservation.~~

25 ~~(J) New commercial and industrial water use review.~~

26 ~~(K) Conservation pricing for water service and
27 conservation pricing for sewer service, where the urban
28 water supplier also provides sewer service.~~

29 ~~(L) Landscape water conservation for new and
30 existing single-family homes.~~

31 ~~(M) Water waste prohibitions.~~

32 ~~(N) Water conservation coordinator.~~

33 ~~(O) Financial incentives to encourage water
34 conservation.~~

35 ~~(P) Ultra-low-flush toilet replacement.~~

36 *(A) Water survey programs for single-family
37 residential and multifamily residential customers.*

38 *(B) Residential plumbing retrofit.*

39 *(C) System water audits, leak detection, and repair.*



1 (D) Metering with commodity rates for all new
2 connections and retrofit of existing connections.

3 (E) Large landscape conservation programs and
4 incentives.

5 (F) High-efficiency washing machine rebate
6 programs.

7 (G) Public information programs.

8 (H) School education programs.

9 (I) Conservation programs for commercial, industrial,
10 and institutional accounts.

11 (J) Wholesale agency assistance programs.

12 (K) Conservation pricing.

13 (l) Water conservation coordinator.

14 (M) Water waste prohibition.

15 (N) Residential ultra-low-flush toilet replacement
16 programs.

17 (2) A schedule of implementation for all water
18 demand management measures proposed or described in
19 the plan.

20 (3) A description of the methods, if any, that the
21 supplier will use to evaluate the effectiveness of water
22 demand management measures implemented or
23 described under the plan.

24 (4) An estimate, if available, of existing conservation
25 savings on water use within the supplier's service area,
26 and the effect of ~~such~~ that savings on the supplier's ability
27 to further reduce demand.

28 (g) An evaluation of each water demand management
29 measure listed in paragraph (1) of subdivision (f) that is
30 not currently being implemented or scheduled for
31 implementation. In the course of the evaluation, first
32 consideration shall be given to water demand
33 management measures, or combination of measures,
34 ~~which~~ that offer lower incremental costs than expanded
35 or additional water supplies. This evaluation shall do all
36 of the following:

37 (1) Take into account economic and noneconomic
38 factors, including environmental, social, health, customer
39 impact, and technological factors.



1 (2) Include a cost-benefit analysis, identifying total
2 benefits and total costs.

3 (3) Include a description of funding available to
4 implement any planned water supply project that would
5 provide water at a higher unit cost.

6 (4) Include a description of the water supplier’s legal
7 authority to implement the measure and efforts to work
8 with other relevant agencies to ensure the
9 implementation of the measure and to share the cost of
10 implementation.

11 (h) Urban water suppliers that are members of the
12 California Urban Water Conservation Council and
13 submit annual reports to that council in accordance with
14 the “Memorandum of Understanding Regarding Urban
15 Water Conservation in California,” dated September
16 1991, may submit the annual reports identifying water
17 demand management measures currently being
18 implemented, or scheduled for implementation, to satisfy
19 the requirements of subdivisions (f) and (g).

20 *SEC. 2. This act is an urgency statute necessary for*
21 *the immediate preservation of the public peace, health,*
22 *or safety within the meaning of Article IV of the*
23 *Constitution and shall go into immediate effect. The facts*
24 *constituting the necessity are:*

25 *In order to identify water demand management*
26 *measures that are being implemented by urban water*
27 *suppliers as soon as possible, it is necessary that this act*
28 *take effect immediately.*

29 ~~Water District Act (Chapter 209 of the Statutes of 1969),~~
30 ~~to read:~~

31 ~~Sec. 129. (a) For purposes of this section, the~~
32 ~~“project” is the Inland Feeder Project of the~~
33 ~~Metropolitan Water District of Southern California.~~

34 ~~(b) Notwithstanding Section 7550.5 of the~~
35 ~~Government Code, on or before February 1, 2000, and~~
36 ~~each February 1 thereafter until completion of the~~
37 ~~project, the Metropolitan Water District of Southern~~
38 ~~California shall submit to the Assembly Committee on~~
39 ~~Rules and the Senate Committee on Rules, a report that~~
40 ~~describes all of the following:~~



1 ~~(1) The progress made toward completion of the~~
2 ~~project.~~

3 ~~(2) All expenditures of funds made for the project.~~

4 ~~(3) Any variances between budgeted costs and actual~~
5 ~~costs for the project.~~

6 ~~(e) The amount expended for the report required~~
7 ~~under subdivision (b) may not exceed fifty thousand~~
8 ~~dollars (\$50,000).~~

9 ~~SEC. 2. Notwithstanding Section 17610 of the~~
10 ~~Government Code, if the Commission on State Mandates~~
11 ~~determines that this act contains costs mandated by the~~
12 ~~state, reimbursement to local agencies and school~~
13 ~~districts for those costs shall be made pursuant to Part 7~~
14 ~~(commencing with Section 17500) of Division 4 of Title~~
15 ~~2 of the Government Code. If the statewide cost of the~~
16 ~~claim for reimbursement does not exceed one million~~
17 ~~dollars (\$1,000,000), reimbursement shall be made from~~
18 ~~the State Mandates Claims Fund.~~

