Delta Stewardship Council
Delta and Water Policy Legislation

AB 1095 **(Buchanan D) Sacramento-San Joaquin Delta Reform Act of 2009: covered actions.**

Introduced: 2/18/2011

Last Amend: 6/19/2012

Status: 6/19/2012-From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on N.R. & W.

Location: 6/19/2012-S. N.R. & W.

Summary: Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council as an independent agency of the state. Existing law requires a state or local public agency that proposes to take a covered action that will occur within the boundaries of the Delta or the Suisun Marsh to prepare, and submit to the council, a specified written certification of consistency with the Delta Plan prior to taking those actions. Existing law defines a "covered action" to mean a plan, program, or project, as specified. This bill would exclude from the definition of "covered action" any project or portion of a project that falls within an urban or urbanizing area within the Delta's secondary zone and which is covered by a general plan, sphere of influence, specific or master plan, community plan, or development agreement adopted by the relevant local land use authority. This bill contains other related provisions and other existing laws.

Position
Oppose

AB 1540 **(Buchanan D) Sacramento-San Joaquin Delta: invasive weeds: South American spongeplant.**

Introduced: 1/24/2012

Last Amend: 6/18/2012

Status: 6/18/2012-Read second time and amended. Re-referred to Com. on APPR.

Location: 6/18/2012-S. APPR.

Summary: Existing law designates the Department of Boating and Waterways as the lead agency in cooperating with other agencies in controlling water hyacinth (Eichhornia crassipes) and Brazilian elodea (Egeria densa) in the Sacramento-San Joaquin Delta, its tributaries, and the Suisun Marsh. This bill would additionally designate the department as the lead agency in cooperating with other agencies in controlling South American spongeplant (Limnobium laevigatum) in the delta, its tributaries, and the marsh.

Position
Watch

AB 1558 **(Eng D) Liability: flood control and water conservation facilities.**

Introduced: 1/26/2012

Status: 6/21/2012-Read second time. Ordered to third reading.

Location: 6/21/2012-S. THIRD READING

Summary: Existing law, until January 1, 2013, provides that neither a public agency that operates flood control and water conservation facilities nor its employees shall be liable for injuries caused by the condition or use of unlined flood control channels or adjacent groundwater recharge spreading grounds under prescribed conditions, except as specified, and specifies that nothing in that provision exonerates a public agency or public employee subject to that provision from liability for injury proximately caused by a dangerous condition of public property under specified circumstances. This bill would extend the operation of those provisions indefinitely.

Position
Watch

AB 1607 **(Galgiani D) Local water supply projects: inventory.**

Introduced: 2/7/2012

Last Amend: 4/9/2012

Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/10/2012)

Location: 4/27/2012-A. DEAD

Summary: Existing law requires that the Department of Water Resources annually prepare and submit to the Legislature a report that includes a description of the progress achieved by the department with regard to meeting the goals of the Bay-Delta Program and a related implementation schedule. The department also is required annually to prepare and submit to the Legislature a report with regard to the budget for the State Water Resources Development System. This bill would require the department to conduct a statewide inventory of local regional water supply projects and post specified results of the inventory on the department's Internet Web site by July 1, 2013.

Position
Watch

AB 1813 **(Buchanan D) Sacramento-San Joaquin Delta Reform Act of 2009.**

Introduced: 2/21/2012

Last Amend: 3/29/2012

Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/9/2012)

Location: 4/27/2012-A. DEAD

Summary: The Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council as an independent agency of the state. The act requires the State Water Resources Control Board to establish an effective system of Delta watershed diversion data and public reporting by December 31, 2010. The act requires the board to establish an effective system of Delta watershed diversion data collection and public reporting by December 31, 2010. The act requires the board to develop new flow criteria for the Delta ecosystem, as specified. The act subjects the flow criteria to modification over time based on a science-based adaptive management program that meets specified criteria . This bill would require the system, for certain diversions, in lieu of requiring reporting, to use data from the consumptive use index modeling used by the Department of Water Resources to determine the Net Delta Outflow Index. The bill would authorize the system to enhance or replace the consumptive use index modeling with satellite imagery. The bill would require that the system, to the maximum extent practicable, use consumptive use data from consumptive use modeling or satellite imagery in lieu of public reporting . This bill contains other related provisions.

Position
No Position

AB 1860 **(Fletcher I) Water: regional water quality control boards.**

Introduced: 2/22/2012

Status: 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was A. PRINT on 2/22/2012)

Location: 5/11/2012-A. DEAD

Summary: The Porter-Cologne Water Quality Control Act provides for the regional administration of water quality laws and, for that purpose, divides the state into 9 regions with prescribed boundaries. The act establishes a California regional water quality control board within each region whose activities are overseen by the State Water Resources Control Board. Existing law requires each regional board to formulate and adopt water quality control plans for all areas within the region, as specified. Under existing law a water quality control plan, or a revision of the plan, adopted by a regional board, shall not become effective unless it is approved by the state board, as specified. This bill would make technical, nonsubstantive changes in this provision.

Position
Watch

AB 1871 **(Logue R) Delta Stewardship Council: Delta plan.**

Introduced: 2/22/2012

Last Amend: 4/16/2012

Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/17/2012)

Location: 4/27/2012-A. DEAD

Summary: Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council (council) as an independent agency of the state. Existing law requires the council, on or before January 1, 2012, to develop, adopt, and commence implementation of a comprehensive management plan for the Delta (Delta Plan), as specified. Existing law requires the council to consider for inclusion in the Delta Plan a multispecies conservation plan called the Bay Delta Conservation Plan (BDCP), and requires the incorporation of the BDCP into the Delta Plan if the BDCP meets certain requirements. This bill would prohibit the council from adopting a final version of the Delta Plan until the completion of the BDCP.

Position
Oppose

AB 1884 **(Buchanan D) Sacramento-San Joaquin Delta Reform Act of 2009: covered actions.**

Introduced: 2/22/2012

Last Amend: 3/29/2012

Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/9/2012)

Location: 4/27/2012-A. DEAD

Summary: Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council as an independent agency of the state. Existing law requires a state or local public agency that proposes to undertake a covered action that will occur within the boundaries of the Delta or the Suisun Marsh to prepare, and submit to the council, a specified written certification of consistency with the Delta Plan prior to taking those actions. Existing law defines the term "covered action" to mean a plan, program, or project, as specified. This bill would exclude from the definition of

"covered action" any anticipated upgrades to existing drinking water, stormwater, or wastewater treatment facilities to meet state water quality requirements . This bill contains other related provisions and other existing laws.

Position
No Position

AB 2000 **(Huber D) Sacramento-San Joaquin Delta.**
Introduced: 2/23/2012
Last Amend: 4/16/2012
Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/24/2012)
Location: 4/27/2012-A. DEAD
Summary: Existing law requires various state agencies to administer programs relating to water supply, water quality, and flood management in the Sacramento-San Joaquin Delta. The Johnston-Baker-Andal-Boatwright Delta Protection Act of 1992 (Delta Protection Act) creates the Delta Protection Commission and requires the commission to prepare and adopt a comprehensive long-term resource management plan for specified lands within the Sacramento-San Joaquin Delta (Delta). Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, established the Delta Stewardship Council as an independent agency of the state and required the council to consist of 7 members appointed in a specified manner. This bill would reduce the Governor's appointments to the council to 2 members, and instead provide that the Vice-Chairperson of the commission and a member of the commission chosen by a majority vote of the commission will serve on the council, as prescribed. This bill contains other related provisions and other existing laws.

Position
Oppose

AB 2421 **(Berryhill, Bill R) Bay Delta Conservation Plan: Delta Plan project: costs and benefits.**
Introduced: 2/24/2012
Last Amend: 4/12/2012
Status: 5/25/2012-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/9/2012)
Location: 5/25/2012-A. DEAD
Summary: Existing law requires various state agencies to administer programs relating to water supply, water quality, and flood management in the Sacramento-San Joaquin Delta. The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council, which is required to develop, adopt, and commence implementation of a comprehensive management plan for the Delta (Delta Plan) by January 1, 2012. The act authorizes the incorporation of the Bay Delta Conservation Plan into the Delta Plan if certain requirements are met. The bill would require an independent 3rd party, chosen as prescribed, to conduct an analysis of the costs and benefits, as specified, for any project being submitted by the Ba y Delta Conservation Plan to the Delta Plan and to submit this to the Legislature, as prescribed. This bill would prohibit the funding for these provisions from exceeding $1,000,000 .

Position
Watch

AB 2422 **(Berryhill, Bill R) Sacramento-San Joaquin Delta: Western Delta Intakes Concept: feasibility study.**
Introduced: 2/24/2012
Last Amend: 3/29/2012
Status: 5/25/2012-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/9/2012)
Location: 5/25/2012-A. DEAD
Summary: Under existing law, the Department of Water Resources operates the State Water Resources Development System that includes dams, reservoirs, and other infrastructure. This bill would require the department to undertake an expedited evaluation and feasability study of the Western Delta Intakes Concept, as defined, and to consult with the Department of Fish and Game, as specified. This bill would require the department to prepare and submit to the Legislature, on or before January 1, 2014, a prescribed report about the feasability study. This bill contains other related provisions and other existing laws.

Position
Watch

AB 2423 **(Berryhill, Bill R) Comprehensive Sacramento-San Joaquin Delta planning.**
Introduced: 2/24/2012
Status: 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was A. PRINT on 2/24/2012)
Location: 5/11/2012-A. DEAD

Summary: Existing law, the Sacramento-San Joaquin Delta Reform Act of 2009, establishes the Delta Stewardship Council as an independent agency of the state. Existing law requires the council, on or before January 1, 2012, to develop, adopt, and commence implementation of a comprehensive management plan for the Delta (Delta Plan), as specified. This bill would make a technical, nonsubstantive change to those provisions.

Position
NAR

SB 200 **(Wolk D) Delta levee maintenance.**
Introduced: 2/8/2011
Last Amend: 6/4/2012
Status: 6/12/2012-From committee: Do pass and re-refer to Com. on APPR. with recommendation: To consent calendar. (Ayes 13. Noes 0.) (June 12). Re-referred to Com. on APPR.
Location: 6/12/2012-A. APPR.
Summary: Existing law establishes a delta levee maintenance program pursuant to which a local agency may request reimbursement for costs incurred in connection with the maintenance or improvement of project or nonproject levees in the Sacramento-San Joaquin Delta. Existing law declares legislative intent to reimburse eligible local agencies under this program, until July 1, 2013, in an amount not to exceed 75% of those costs that are incurred in excess of $1,000 per mile of levee, and on and after that date, in an amount not to exceed 50% of those described costs. This bill, instead, would declare legislative intent to reimburse up to 75% of those described costs until July 1, 2018, and on and after that date, to reimburse up to 50% of those described costs. This bill contains other related provisions and other existing laws.

Position
Watch

SB 250 **(Rubio D) Sacramento-San Joaquin Delta: Delta Plan: conveyance facility.**
Introduced: 2/10/2011
Last Amend: 8/29/2011
Status: 6/12/2012-Set, first hearing. Hearing canceled at the request of author.
Location: 5/10/2012-A. W.,P. & W.
Summary: Existing law imposes requirements on the Department of Water Resources in connection with the preparation of a Bay Delta Conservation Plan (BDCP). This bill would require that the department's development of certain Delta conveyance facilities be completed on or before February 15, 2013, and would require that the construction of those facilities be completed by December 31, 2025. This bill contains other existing laws.

Position
Watch

SB 1085 **(La Malfa R) The State Water Resources Law of 1945.**
Introduced: 2/14/2012
Status: 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was S. RLS. on 3/1/2012)
Location: 5/11/2012-S. DEAD
Summary: The State Water Resources Law of 1945 declares that the people of this state have a primary interest in the control and conservation of flood waters, prevention of damage by flood waters, the washing away of river and stream banks by floods, and in the determination of the manner in which flood waters shall be controlled for the protection of life and property and the control, storage, and use of this state' s water resources in the general public interest. This bill would make technical, nonsubstantive changes to that declaration.

Position
Watch

SB 1146 **(Pavley D) Wells: reports: public availability.**
Introduced: 2/21/2012
Last Amend: 5/25/2012
Status: 6/1/2012-Failed Deadline pursuant to Rule 61(b)(11). (Last location was S. THIRD READING on 5/31/2012)
Location: 6/1/2012-S. DEAD
Summary: Existing law requires a person who digs, bores, or drills a water well, cathodic protection well, or a monitoring well, or abandons or destroys a well, or deepens or reperforates a well, to file a report of completion with the Department of Water Resources. Existing law prohibits those reports from being made available to the public, except under certain circumstances. This bill would instead require the department to, upon request, make the reports available to the public. The bill would require the department to provide specified disclaimers when providing the reports to the public. The bill would authorize the department to charge a fee for the provision of a report to recover the department's costs, that does not exceed the reasonable costs to the department of providing the report . The bill would require the release of a report to comply with the Information Practices Act of

1977 and would require the department to redact from the report specified information pertaining to the well owner . The bill would require a person who requests a report to provide his or her name, address, id entification number from a government-issued source, as provided, and reason for making the request.

Position
Watch

SB 1278 **(Wolk D) Planning and zoning: flood protection: Sacramento-San Joaquin Valley.**
Introduced: 2/23/2012
Last Amend: 6/12/2012
Status: 6/20/2012-From committee: Do pass and re-refer to Com. on W., P. & W. (Ayes 9. Noes 0.) (June 20). Re-referred to Com. on W., P. & W.
Location: 6/20/2012-A. W.,P. & W.
Summary: Existing law requires each city and county within the Sacramento-San Joaquin Valley to amend its general plan, as specified, within 24 months of the adoption of the Central Valley Flood Protection Plan by the Central Valley Flood Protection Board. Existing law requires the Central Valley Flood Protection Board, the Department of Water Resources, and local flood agencies to collaborate with cities or counties by providing the cities and counties with information and other technical assistance to assist with complying with these requirements. This bill would instead require each city and county to amend its general plan, as specified, within 24 months of July 2, 2013. This bill contains other related provisions and other existing laws.

Position
Watch

SB 1283 **(Alquist D) San Francisco Bay Area Sea Level Rise Planning Act.**
Introduced: 2/23/2012
Status: 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was S. N.R. & W. on 3/8/2012)
Location: 4/27/2012-S. DEAD
Summary: Existing law, including the California Coastal Act of 1976, provides for the planning and regulation of development and use of coastal resources in the state. This bill would establish the San Francisco Bay Area Sea Level Rise Planning Act, which would authorize a regional sea level rise management group, as defined, or local government agency to prepare and adopt an integrated sea level rise management plan for the San Francisco Bay area, in accordance with specified requirements. The bill would require a state agency that elects to develop an integrated sea level management plan to include specified criteria in that plan, and to prioritize funding for the plan, as prescribed.

Position
Watch

SB 1340 **(La Malfa R) Appropriation of water: Sewerage Commission Oroville.**
Introduced: 2/24/2012
Last Amend: 6/20/2012
Status: 6/20/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on W., P. & W.
Location: 6/20/2012-A. W.,P. & W.
Summary: Under existing law, the State Water Resources Control Board (board) administers a water rights program pursuant to which the board grants permits and licenses to appropriate water. This bill would authorize the Sewerage Commission Oroville to file an application for a permit to appropriate a specified amount of water that is based on the volume of treated wastewater that it discharges into the Feather River, as specified. The bill would authorize the board to grant a permit to appropriate that treated wastewater upon terms and conditions determined by the board. The bill would require the board, prior to granting a permit pursuant to these provisions, to comply with permit, approval, and review requirements and other laws applicable to the appropriation of water. This bill contains other related provisions and other existing laws.

Position
Watch

SB 1386 **(Lowenthal D) Municipal water districts: water storage.**
Introduced: 2/24/2012
Last Amend: 4/12/2012
Status: 6/11/2012-Referred to Com. on W., P. & W.
Location: 6/11/2012-A. W.,P. & W.
Summary: The Municipal Water District Law of 1911 provides for the formation of municipal water districts and grants to those districts specified powers. Existing law permits a district to acquire, control, distribute, store, spread, sink, treat, purify, recycle, recapture, and salvage any water for the beneficial use of the district, its inhabitants, or the owners of right to water in the district. This bill would prohibit a district located in a county with a population greater than 8 million persons and

where at least 80% of the area of the district is included within the boundaries of a water replenishment district from having specified authority relating to the storage of water.

Position
Watch

SB 1495 **(Wolk D) Sacramento-San Joaquin Delta Reform Act of 2009.**

Introduced: 2/24/2012

Last Amend: 4/16/2012

Status: 6/12/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 10. Noes 0.) (June 12). Re-referred to Com. on APPR.

Location: 6/12/2012-A. APPR.

Summary: The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council, which is required to develop, adopt, and commence implementation of a comprehensive management plan for the Delta by January 1, 2012. The act requires a state or local public agency that proposes to undertake a covered action to prepare a written certification, as prescribed, as to whether the covered action is consistent with the Delta Plan. The act defines "covered action" to mean a plan, program, or project that meets specified conditions. This bill would exclude from the definition of "covered action" specified leases approved by specified special districts, and routine dredging activities necessary for maintenance of certain facilities operated by special districts .

Position
Oppose

Total Measures: 21
Total Tracking Forms: 21