

**California Code of Regulations, Title 23. Waters  
Division 6. Delta Stewardship Council  
Chapter 2. Consistency with Regulatory Policies Contained in the  
Delta Plan  
Article 1. Definitions, Section 5001. Definitions  
and  
Article 3. Consistency with the Regulatory Policies Contained in  
the Delta Plan, Section 5012. Prioritization of State Investments in  
Delta Levees and Risk Reduction**

**Notice of Extension of Written Comment Period and Rescheduled  
Hearing for OAL File No. Z-2022-0816-07**

NOTICE IS HEREBY GIVEN that the Delta Stewardship Council (Council) has inadvertently filed and posted online an incorrect version of the proposed regulations text for the Office of Administrative Law (OAL) file number Z-2022-0816-07, and, is hereby extending the written comment period and rescheduling the public hearing date, as specified below. The correct version of the proposed regulatory language is available on the Delta Stewardship Council's website at <https://deltacouncil.ca.gov/delta-plan/regulations>.

The Council will conduct a public hearing at the time and place noted below to hear comments, objections, and recommendations. At a separate meeting on a future date, the Council may consider approving for adoption the proposed amendments.

**Opportunity for Public Comment**

- Additional Time Extended to the Written Comment Period: **The written comment period for this proposed action is hereby extended to 11:59 p.m. on Wednesday, November 16, 2022.** Interested members of the public may provide comments by mail or by electronic submittal. **The extended public comment period for this regulatory action is in addition to the previously noticed written comment period. \*Please note that any comments received during the originally noticed comment start date of August 26, 2022, through the date of publication of this Notice in the Register do not need to be re-submitted to the Council.\*** Any interested person, or her or his authorized representative, may submit written comments relevant to the proposed regulatory action.

- Submit written comments to:

Erin Mullin  
Delta Stewardship Council  
715 P Street, Suite 15-300  
Sacramento, CA 95814  
(916) 902-6482

- Electronic Submittal of Comments. Any interested person, or her or his authorized representative, may submit comments by electronic submittal at or before 11:59 p.m. on **Wednesday, November 16, 2022**. **The Council will consider only comments received by the Council by that time.** Electronic submittals of comments are preferred, and must be submitted to the following address to be considered:

[amend.rrp1@deltacouncil.ca.gov](mailto:amend.rrp1@deltacouncil.ca.gov)

- Public Hearing. **\*\*The previously noticed October 27, 2022 public hearing is rescheduled to Thursday, November 17, 2022.\*\*** The Council will conduct a public hearing at the time and location set forth below to consider public input, comments, objections, and recommendations to this proposed action. Interested members of the public may present statements, arguments, and comments, verbally or in writing, with respect to the proposed action at the hearing prior to the closing of the hearing. This hearing will be held in accordance with the requirements set forth in Government Code section 11346.8. A remote virtual option to attend the meeting will also be provided.

**Date: November 17, 2022**

**Time:** This item will be considered at a regularly scheduled public meeting of the Council, which is anticipated to commence at **9:00 a.m.** This item may be heard at any time during the regularly scheduled meeting. The public hearing item will remain open as long as attendees are presenting testimony and will conclude after all testimony is given. Please consult the agenda, which will be available at <http://deltacouncil.ca.gov> at least ten (10) days before November 17, 2022, to determine the time at which this item will be heard and to obtain information regarding the remote virtual participation option.

**Location:** California Natural Resources Building, 2<sup>nd</sup> Floor Room 221, 715 P Street, Sacramento, CA 95814. The hearing room is wheelchair accessible.

If you have any questions, please contact:

Erin Mullin  
Delta Stewardship Council  
715 P Street, Suite 15-300  
Sacramento, CA 95814  
(916) 902-6482  
[amend.rrp1@deltacouncil.ca.gov](mailto:amend.rrp1@deltacouncil.ca.gov)

## **Authority and Reference**

Water Code sections 85210(i), 85210(h), and 85306 provide the Council authority for the proposed amendments to California Code of Regulations, Title 23, sections 5001 (“Section 5001”) and 5012 (“Section 5012”). Water Code section 85210(i) authorizes the Council to adopt regulations or guidelines as needed to carry out its powers and duties; Water Code section 85210(h) grants the Council the authority “to request reports from state, federal, and local governmental agencies on issues related to the implementation of the Delta Plan”; and Water Code section 85306 authorizes the Council, in consultation with the Central Valley Flood Protection Board (CVFPB), to recommend priorities for state investments in levee operation, maintenance, and improvements in the Delta. This action is proposed to implement, interpret, and make specific one or more of the following: sections 85020, 85022, 85054, 85057.5, 85225, 85300, 85305, 85306, 85307, and 85309 of the Water Code.

## **Contact Persons**

Inquiries concerning the proposed administrative action may be directed to:

Erin Mullin  
Delta Stewardship Council  
715 P Street, Suite 15-300  
Sacramento, CA 95814  
(916) 902-6482  
[amend.rrp1@deltacouncil.ca.gov](mailto:amend.rrp1@deltacouncil.ca.gov)

The backup contact person to whom inquiries concerning the proposed administrative action may be directed to is:

Eva Bush  
Delta Stewardship Council  
715 P Street, Suite 15-300  
Sacramento, CA 95814  
(916) 284-1619  
[amend.rrp1@deltacouncil.ca.gov](mailto:amend.rrp1@deltacouncil.ca.gov)

All comments must be submitted as set forth in the “Opportunity for Public Comment” section, above.

## **Internet Access**

Copies of this Notice, the original Notice of Proposed Action published on August 26, 2022 in the Notice Register, the Initial Statement of Reasons, the corrected text of the proposed regulations in underline and strikeout, and all materials published or distributed by the Council regarding this proposed action are available at <https://deltacouncil.ca.gov/dlis/>.