



A Meeting of the  
**BOARD OF DIRECTORS  
OF THE  
CENTRAL COAST WATER AUTHORITY**

will be held at 9:00 a.m., on Thursday, March 28, 2024  
at 255 Industrial Way, Buellton, California 93427

Members of the public may participate by video call or telephone via  
URL: <https://meetings.ringcentral.com/j/1448312655>  
or by dialing (623)404-9000 and entering access Code/Meeting ID: 144 831 2655 #

Please note: public participation by video call or telephone is for convenience only and is not required by law. If technical interruptions to the video call/telephone occur, the chair has the discretion to continue the meeting and participants are invited to take advantage of the other participation options above.

Public Comment on agenda items may occur via video call or telephonically, or by submission to the Board Secretary via email at [lfw@ccwa.com](mailto:lfw@ccwa.com) no later than 8:00 a.m. on the day of the meeting. In your email, please specify (1) the meeting date and agenda item (number and title) on which you are providing a comment and (2) that you would like your comment read into the record during the meeting. If you would like your comment read into the record during the meeting (as either general public comment or on a specific agenda item), please limit your comments to no more than 250 words.

Every effort will be made to read comments into the record, but some comments may not be read due to time limitations. Please also note that if you submit a written comment and do not specify that you would like this comment read into the record during the meeting, your comment will be forwarded to Board members for their consideration.

Pursuant to Government Code section 54957.5, non-exempt public records that relate to open session agenda items and are distributed to a majority of the Board less than seventy-two (72) hours prior to the meeting will be available on the CCWA internet web site, accessible at <https://www.ccwa.com>.

Eric Friedman  
Chairman

Jeff Clay  
Vice Chairman

Ray A. Stokes  
Executive Director

Brownstein Hyatt  
Farber Schreck  
General Counsel

*Member Agencies*

City of Buellton

Carpinteria Valley  
Water District

City of Guadalupe

City of Santa Barbara

City of Santa Maria

Goleta Water District

Montecito Water District

Santa Ynez River Water  
Conservation District,  
Improvement District #1

*Associate Member*

La Cumbre Mutual  
Water Company

**I. Call to Order and Roll Call**

**II. Closed Session**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Initiation of litigation pursuant to Government Code section 54956.9(d) (4): 1 case
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Government Code section 54956.9(d) (1)  
Name of case: Central Coast Water Authority, et al. v. Santa Barbara County Flood Control and Water Conservation District, et al. (Case No. 21CV02432)

**III. Return to Open Session**

**IV. Public Comment – (Any member of the public may address the Board relating to any matter within the Board’s jurisdiction. Individual Speakers may be limited to five minutes; all speakers to a total of fifteen minutes.)**

**V. Consent Calendar**

- \* A. Minutes of the February 22, 2024 Regular Meeting
  - \* B. Bills
  - \* C. Controller’s Report
  - \* D. Operations Report
  - \* E. Budget Transfer
- Staff Recommendation: Approve the Consent Calendar*

255 Industrial Way  
Buellton, CA 93427  
(805) 688-2292  
Fax (805) 686-4700  
[www.ccwa.com](http://www.ccwa.com)

Continued

- \* Indicates attachment of document to original agenda packet.
- ◆ The CCWA FY 2024/25 Preliminary Budget has been provided to Board members and is available on-line at [www.CCWA.com](http://www.CCWA.com), if you require a hard copy please contact Lisa Watkins at [lfw@ccwa.com](mailto:lfw@ccwa.com).

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**VI. Executive Director's Report**

- \* A. Water Supply Situation Report  
*Staff Recommendation:* Informational item only.
- \* B. Final Draft Proposed Administrative Rules for the Transfer or Exchange of Water  
*Staff Recommendation:* For discussion only.
- ◆ C. CCWA FY 2024/25 Preliminary Budget
- \* *Staff Recommendation:* Informational item only.
- D. State Water Contractors Report  
*Staff Recommendation:* Informational item only.
- \* E. Legislative Report  
*Staff Recommendation:* Informational item only.

**VII. Reports from Board Members for Information Only**

**VIII. Items for Next Regular Meeting Agenda**

**IX. Date of Next Regular Meeting: April 25, 2024**

**X. Adjournment**

**MINUTES OF THE  
CENTRAL COAST WATER AUTHORITY  
BOARD OF DIRECTORS**

**February 22, 2024**

**I. Call to Order and Roll Call**

Vice Chair Clay called the February 22, 2024 Central Coast Water Authority (CCWA) Board of Directors meeting to order at 9:01 AM.

CCWA member agencies with voting privileges were represented by:

<u>Representative</u>	<u>Agency/City</u>	<u>Voting %</u>
Jeff Clay	Santa Ynez River Water Conservation District, ID #1	7.64%
Ken Coates	Montecito Water District	9.50%
Mike Cordero	City of Santa Maria	43.19%
Shirley Johnson	Carpinteria Valley Water District	7.64%
John Sanchez	City of Buellton	2.21%

**II. Closed Session**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Initiation of litigation pursuant to Government Code section 54956.9(d) (4): 1 case
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Government Code section 54956.9(d) (1)  
Name of case: Central Coast Water Authority, et al. v. Santa Barbara County Flood Control and Water Conservation District, et al. (Case No. 21CV02432)

The Board went to closed session at 9:02 AM.

**III. Return to Open Session**

The Board returned to open session at 9:39 AM.

Ms. Hastings stated there were no reportable actions as a result of closed session.

**IV. Public Comment**

There was no public comment related to items not on the agenda.

**V. Consent Calendar**

- A. Minutes of the January 25, 2024 Regular Meeting
- B. Bills
- C. Controller's Report
- D. Operations Report

Ms. Johnson asked for additional information related to the January legal services expenses from Brownstein, Hyatt, Farber, and Ms. Stephanie Hastings, General Counsel, reported the major activity was related to existing litigation.

Upon a motion by Director Sanchez, seconded by Director Coates and carried with Directors Clay, Coates, Cordero, Johnson, and Sanchez in favor and none opposed the Board approved the Consent Calendar.

## **VI. Executive Director's Report**

### **A. Water Supply Situation Report**

Ray Stokes, CCWA Executive Director, reviewed graphs showing precipitation and noted that there has been a steady increase due to the ongoing storms in California. He reviewed storage levels at Oroville and San Luis Reservoirs, and noted current snow pack levels have increased to closer to historical averages.

DWR has increased Table A allocation to 15% from 10%, and Mr. Stokes reviewed the current water available and delivered to project participants. Mr. Stokes noted that Metropolitan Water District ? has expressed an interest in purchasing Table A water, and he will have more information regarding the proposed terms for the purchase after a meeting later today.

### **B. Preliminary DRAFT Administrative Rules for the Transfer and Exchange of Water**

CCWA has been aware of the need to develop administrative rules for transfer and exchange of water and has been working on standardization of procedures, and Mr. Stokes reviewed past actions related to internal transfers within CCWA participants, and transfers outside of Santa Barbara County, including the 2021 Water Management Amendment to the State Water Contract and CCWA Resolution No. 21-01 provides CCWA participants with a right of first refusal (ROFR) to purchase and project supplies proposed to be transferred to third parties outside of the County.

Discussion took place regarding the timeframe for exercising the ROFR and the potential impact to negotiation, effect of changes to terms on ROFR, and staff noted the current discussion is to provide feedback on the rules before they are drafted.

Special water types, specifically Article 56 Carryover Water and Article 21 Interruptible Water were discussed, and Mr. Stokes reviewed the amount of these special water types available for transfer.

Mr. Stokes encouraged Participants to provide feedback on the draft Administrative Rules and indicated that the rules would again be discussed at future Operating Committee and Board meetings.

### **C. State Water Contractors Science Program Overview and Presentation**

Ms. Darcy Austin, State Water Contractor (SWC) Science Manager, was present to provide information on the SWC science program and its impact on California's State Water Project, including species in the delta. The elements of the SWC science plan, which helps guide investments based on science objectives and management questions were reviewed, as were the goals of the science program, metrics of success for the program and highlights of the program in the last fiscal

year. Ms. Austin reviewed the focus for the science program going forward, including permits, studies, and improving communication and collaboration with the science and water community.

Mr. Stokes requested additional information on the work of the science program to provide support for the voluntary agreement, and Ms. Austin stated

D. Update on CCWA Statement of Charges Protest Items

CCWA is currently protesting two items in past Statement of Charges from DWR, related to the Coastal Branch Extension debt services. The protests date back to 2009 and involve Reaches 37 and 38. The protested items are excess debt service amounts and bonds issued, and currently DWR has agreed that it will repay the amounts and include interest.

E. DRAFT FY 2024/25 CCWA Objectives

Mr. Stokes reviewed the high level goals CCWA is establishing for the upcoming fiscal year. A primary recommended goal is succession planning for CCWA, as many of its long term management and operational staff are approaching retirement. Pursuit of water storage options for CCWA member agencies is another goal, as well as continuing towards resolution of the statement of charges protest items and DWR billing errors. Operational changes to control pipeline nitrification and Warren Act Contract extension are also goals being proposed.

The Board was requested to provide input on the proposed goals, or provide any additional priorities.

F. State Water Contractors Report

The SWC are working on the Voluntary Agreements, including workshops with the State Water Resources Control Board to provide an opportunity for participants in the Voluntary Agreements to make the case that unimpaired flow is not the best method to preserve species. The SWC Board retreat was held in Santa Barbara in February, and finance issues are continuing to be a primary focus of the organization.

G. Legislative Report

The report was included in the meeting materials for the information of the Board.

**VII. Reports from Board Members for Information Only**

There were no reports from Board members.

**VIII. Items for Next Regular Meeting Agenda**

The draft budget, including projects over \$200,000 will be presented to the Board.

**IX. Date of Next Regular Meeting: March 28, 2024**

**X. Adjournment**

The meeting was adjourned at 11:20 AM.

Respectfully submitted,

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Elizabeth Watkins  
Secretary to the Board



## CENTRAL COAST WATER AUTHORITY

### Normal and Recurring Costs

Bills for Ratification - February 2024

VENDOR	INVOICE AMOUNT	DESCRIPTION
<b>GENERAL &amp; ADMINISTRATIVE EXPENSES</b>		
Bank of America Business Card	328.95	Publications, subscriptions, postage
Bank of America Business Card	425.00	AWWA Training
Bank of America Business Card	595.81	Travel and Meetings
Cardmember Service	16.00	Publications, subscriptions, postage
Cardmember Service	1,383.15	Travel and Meetings
Federal Express	68.31	Express shipping
State Water Contractors	6,146.00	State Water Contractors MVAI FY 2024
United Parcel Service	21.11	Express shipping
US Bank	145.08	Travel and Meetings
	<b>\$ 9,129.41</b>	<b>Total General &amp; Administrative</b>
<b>MONITORING EXPENSES</b>		
Aramark	149.20	Lab supplies
Culligan Industries Water Systems	475.00	Lab supplies
Eurofins Eaton Analytical	84.00	Lab testing
Hach Company	2,350.45	Lab supplies
IDEXX Distribution Corp.	3,681.37	Lab supplies
Linde Gas & Equipment	515.99	Lab supplies
US Bank	892.90	Lab supplies
USA Blue Book	790.72	Lab supplies
VWR International	3,146.15	Lab supplies
	<b>\$ 12,085.78</b>	<b>Total Monitoring Expenses</b>
<b>OFFICE EXPENSES</b>		
Bank of America Business Card	341.83	Office and kitchen supplies
Office Depot	208.77	Office, janitorial & kitchen supplies
Solvang Bakery	38.20	Board and Committee meeting pastries
US Bank	256.25	Office and kitchen supplies
	<b>\$ 845.05</b>	<b>Total Office Expenses</b>
<b>OTHER EXPENSES</b>		
Brownstein Hyatt Farber	4,009.50	Legal Services
Comcast	364.63	Internet Service
CompuVision	995.00	Datto Cloud Backup
CompuVision	2,164.75	EndPoint Detection
CompuVision	2,916.67	Tenable.IO Vulnerability Management Services
CompuVision	6,950.63	Managed Service Agreement
De Lage Landen Financial Services	482.89	Copier Lease - BAO and WTP
Dell Business Credit	1,348.62	Computers (1 Laptop)
Espinoza, Manuel	280.00	Internet reimbursement (8 months)
Frontier Communications	64.99	Internet Service
Marborg Industries	560.64	Tank 5/Tank 7/Tank 2/ EDV
Pitney Bowes Global Financial	147.35	Postage Machine Lease
Quinn Company	541.50	Equipment Rental
US Bank	1,044.68	Miscellaneous Computer Equipment
Wilson Creek Communications	155.00	Internet Service
	<b>\$ 22,026.85</b>	<b>Total Other Expenses</b>



# CENTRAL COAST WATER AUTHORITY

## Normal and Recurring Costs

Bills for Ratification - February 2024

VENDOR	INVOICE AMOUNT	DESCRIPTION
<b>OTHER MISCELLANEOUS EXPENSES</b>		
Department of Water Resources	1,383,080.00	Variable OMP&R, Delta Water & Transport Charge
	<b>\$ 1,383,080.00</b>	<b>Total Other Miscellaneous Expenses</b>
<b>PERSONNEL EXPENSES</b>		
Bank of America Business Card	100.00	Employee Achievement Awards Program
CalPERS Health	49,726.72	Health Insurance
CalPERS Retirement	42,093.98	Pension Contributions
CCWA Payroll Wages/Taxes	300,739.65	Gross Payroll Wages/Taxes
Dental/Vision Payments	6,809.34	Dental/Vision Benefits
MetLife SBC Insurance	1,995.39	Life Insurance
Other Misc Employee Benefits	12,333.07	Vehicle, Uniform, Deferred Comp & Cafeteria Plan Benefits
US Bank	130.00	Employee Physical
Standard Insurance Company	1,391.03	Disability Insurance
	<b>\$ 415,319.18</b>	<b>Total Personnel Expenses</b>
<b>PROFESSIONAL SERVICES</b>		
Brownstein Hyatt Farber	47,951.49	Legal Services
Elecsys International LLC	150.00	Monitor Rectifiers
HDR Engineering Inc	7,381.72	Engineering Services
Samba Holdings, Inc.	184.62	DMV driver reports (2 months)
Santa Barbara County	1,012.00	Annual Business Plan Renewal FY 2024
Stantec Consulting, Inc.	2,470.00	Environmental Consulting
Stradling Yocca Carlson Rauth	3,634.00	Legal - Employee Matters/General Matters
Underground Service Alert	52.00	New USA tickets
Univar Solutions USA Inc.	19,561.26	Transport & Dispose of Hazardous Material
US Bank	258.63	E-file 1099's CY 2023
	<b>\$ 82,655.72</b>	<b>Total Professional Services</b>
<b>CIP PROJECTS - MATERIALS &amp; OVERHEAD</b>		
AECOM USA, Inc.	3,795.00	SYPP Surge Tank Pedestal Investigation
Grainger Inc.	1,041.46	Serving and Expanding Portable Dosing Equipment
Harrison Hardware	42.59	Serving and Expanding Portable Dosing Equipment
HDR Engineering Inc	11,028.50	Carport
HDR Engineering Inc	26,688.00	Tank 5 Inlet Chemical Dosing Facility
Muniquip SoCal, LLC	8,907.54	Serving and Expanding Portable Dosing Equipment
	<b>\$ 51,503.09</b>	<b>Total CIP Project - Materials and Overhead</b>
<b>REPAIRS &amp; MAINTENANCE</b>		
Anthony's Tire Store	890.35	Vehicle maintenance
Aramark	482.22	Building maintenance supplies
Big Brand Tire & Service	134.32	Vehicle maintenance
Brezden Pest Control, Inc	165.00	Pest Control Spraying - WTP
Burt Industrial Supply Inc	150.10	Parts, repair and maintenance
Cal Coast Irrigation, Inc.	182.75	Parts, repair and maintenance
California Electric Supply	179.22	Electrical parts
City of Buellton	96.89	Landscape maintenance - water
Coverall North America, Inc	1,402.00	Janitorial service - BAO/SYPS
Ferguson Enterprise, Inc.	249.87	Parts, repairs and maintenance
Grainger Inc.	7,093.20	Parts, repairs and maintenance
Harrison Hardware	29.67	Parts, repairs and maintenance
Home Depot	14.68	Parts, repairs and maintenance
Independent Electric Supply	939.95	Equipment repairs and maintenance
JB Dewar, Inc.	49.37	Parts, repair and maintenance





# CENTRAL COAST WATER AUTHORITY

## Normal and Recurring Costs

Bills for Ratification - February 2024

VENDOR	INVOICE AMOUNT	DESCRIPTION
Lowe's	268.93	Equipment repairs and maintenance
Paso Robles Chevrolet	590.93	Vehicle repairs and maintenance
Petersen, Tom	68.91	Equipment repairs and maintenance
Progressive Greenery	1,185.00	Landscape maintenance - WTP (3 months)
PRW Steel Supply, Inc.	594.53	Equipment repairs and maintenance
Rio Vista Chevrolet	2,014.37	Vehicle repairs and maintenance
Smith Electric Service	2,215.00	Equipment repairs and maintenance
Star Janitorial	1,550.00	Janitorial Service - WTP
Transcat	1,817.65	Equipment repairs and maintenance
Ultrex Business Products	193.89	Copier maintenance
United Rentals North America, Inc.	671.66	Equipment repairs and maintenance
US Bank	1,631.40	Equipment repairs and maintenance
US Bank	543.39	Building maintenance supplies
US Bank	61.03	Vehicle repairs and maintenance
Western Exterminator Co	255.35	Pest control spraying - BAO and SYPS
Zaca Creek Landscapes, Inc	900.00	Landscape Maintenance BAO/SYPS (2 months)
	<b>\$ 26,621.63</b>	<b>Total Repairs &amp; Maintenance</b>
 <b>SUPPLIES &amp; EQUIPMENT</b>		
American Safety Services, Inc.	50.09	Safety supplies
Aramark	2,113.61	Uniform expenses (2 months)
California Electrical Supply	299.74	Electrical parts
Cardio Partners	5,851.22	Safety supplies
Chemtrade Chemicals US, LLC	4,636.52	Chemicals - WTP
Farwest Corrosion Control	216.99	Maintenance supplies and hardware
Grainger Inc.	63.75	Minor tools, equipment & maintenance supplies, safety supplies
Home Depot	28.29	Minor tools, equipment & maintenance supplies
JB Dewar	1,489.44	Fuel - equipment
Sterling Water Technologies, LLC	25,106.40	Chemicals - WTP
Univar Solutions USA, Inc.	14,823.19	Chemicals - WTP
US Bank	260.83	Maintenance supplies, Minor Tools, Safety Supplies
WEX Bank - Wright Express	7,278.51	Fuel - Autos
	<b>\$ 62,218.58</b>	<b>Total Supplies &amp; Equipment</b>
 <b>UTILITIES</b>		
City of Buellton	200.74	Water - BAO
Delta Liquid Energy	2,708.41	Propane gas
First Choice Technology	13.47	Phone - Long distance carrier, 800#
Frontier	362.44	Telephone charges
Marborg Industries	366.39	Waste Disposal - BAO/Trash roll off
Pacific Gas & Electric	27,094.28	Utilities - BAO/SYPS/WTP
San Miguel Garbage Company	272.71	Waste Disposal - WTP
Santa Ynez River Water Conservation	176.76	Water - SYPS
SoCalGas	295.40	Natural Gas - BAO
Surfnet Communications, Inc.	75.00	Wireless Internet - Chorro
Verizon Wireless	919.18	Cell phone charges
WM Coporate Services, Inc	733.34	Waste Disposal - SYPS (2 months)
	<b>\$ 33,218.12</b>	<b>Total Utilities</b>
 <b>Subtotal - Bills for Ratification</b>	 <b>\$ 2,098,703.41</b>	



# CENTRAL COAST WATER AUTHORITY

## Bills for Approval

<b>VENDOR</b>	<b>INVOICE AMOUNT</b>	<b>DESCRIPTION</b>
State of California DWR	\$ 2,069,582.00	Capital Cost and Minimum OMP&R Charges Mar'24
<b>Subtotal - Bills for Approval</b>	<b>\$ 2,069,582.00</b>	
<b>Total Ratification and Approval Bills</b>	<b><u>\$ 4,168,285.41</u></b>	



## Statements of Net Position

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### **ASSETS**

	<u>February 29, 2024</u>	<u>January 31, 2024</u>
<b>Current Assets</b>		
Cash and investments	\$ 10,375,380	\$ 11,142,937
Accounts Receivable (Note 1)	263	263
Accrued interest receivable	79,251	94,475
Other assets	3,687,039	3,719,931
<b>Total Current Assets</b>	<u>14,141,934</u>	<u>14,957,606</u>
<b>Restricted Assets</b>		
Operations and Maintenance Reserve Fund (Note 2)	2,047,465	2,073,323
DWR Reserve Fund (Note 3)	5,995,364	5,884,780
Rate Coverage Reserve Fund (Note 4)	9,819,941	9,836,308
Department of Water Resources (Note 5a)	5,910,909	7,204,006
CCWA and DWR Variable Fund (Note 5b)	3,531,390	3,620,659
Credits Payable (Note 6)	209,137	56,859
Escrow Deposits (Note 7)	527,773	535,436
<b>Total Restricted Assets</b>	<u>28,041,978</u>	<u>29,211,371</u>
<b>Property, Plant and Equipment</b>		
Construction in progress (Note 8)	1,397,606	1,342,702
Fixed assets (net of accumulated depreciation)	84,506,568	84,726,495
<b>Total Property, Plant and Equipment</b>	<u>85,904,174</u>	<u>86,069,197</u>
<b>Total Assets</b>	<u>\$ 128,088,086</u>	<u>\$ 130,238,174</u>



## Statements of Net Position

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### **LIABILITIES AND FUND EQUITY**

	<b><u>February 29, 2024</u></b>	<b><u>January 31, 2024</u></b>
<b><u>Current Liabilities</u></b>		
Accounts Payable	\$ 41,910	\$ 52,877
DWR and Warren Act Charge Deposits (Note 5a)	5,910,909	7,204,006
CCWA & DWR Variable Charge Deposits (Note 5b)	3,531,390	3,620,659
Other liabilities	984,129	978,669
DWR Reserve Fund	5,995,364	5,884,780
Rate Coverage Reserve Fund	9,819,941	9,836,308
Unearned Revenue	105,801	129,924
Credits Payable to Project Participants	631,475	599,051
<b>Total Current Liabilities</b>	<b><u>27,020,919</u></b>	<b><u>28,306,273</u></b>
<b><u>Non-Current Liabilities</u></b>		
OPEB Liability	1,113,716	1,113,716
Escrow Deposits	527,773	535,436
Net Pension Liability	4,744,132	4,744,132
<b>Total Non-Current Liabilities</b>	<b><u>6,385,621</u></b>	<b><u>6,393,284</u></b>
<b><u>Commitments and Uncertainties</u></b>		
<b><u>Net Assets</u></b>		
Contributed capital, net (Note 9)	22,562,433	22,562,433
Retained earnings	72,119,113	72,976,183
<b>Total Net Assets</b>	<b><u>94,681,546</u></b>	<b><u>95,538,616</u></b>
<b>Total Liabilities and Net Assets</b>	<b><u>\$ 128,088,086</u></b>	<b><u>\$ 130,238,174</u></b>



## Statements of Revenues, Expenses and Changes in Net Position

	<u>February 29, 2024</u>	<u>January 31, 2024</u>
<b><u>Operating Revenues</u></b>		
Operating reimbursements		
from project participants	\$ 15,898,027	\$ 15,818,923
Other revenues	23,519	23,195
<b>Total Operating Revenues</b>	15,921,546	15,842,118
<b><u>Operating Expenses</u></b>		
Personnel expenses	3,764,060	3,341,468
Office expenses	14,556	16,369
General and administrative	149,552	129,754
Professional Services	965,226	882,056
Supplies and equipment	742,377	679,805
Monitoring expenses	78,256	66,170
Repairs and maintenance	212,344	185,440
Utilities	382,858	349,639
Depreciation and amortization	1,771,395	1,551,468
Other expenses	500,574	457,752
<b>Total Operating Expenses</b>	8,581,199	7,659,924
<b>Operating Income</b>	7,340,348	8,182,194
<b><u>Non-Operating Revenues</u></b>		
Investment income	1,871,716	1,712,267
Gain on sale of fixed assets	8,540	8,540
<b>Total Non-Operating Revenues</b>	1,880,256	1,720,807
<b><u>Non-Operating Expenses</u></b>		
Current year credits payable	1,792,465	1,617,791
<b>Total Non-Operating Expenses</b>	1,792,465	1,617,791
<b>Net Income</b>	7,428,139	8,285,209
<b><u>Retained Earnings</u></b>		
Retained earnings at beginning of period	64,690,974	64,690,974
Retained earnings at end of period	\$ 72,119,113	\$ 72,976,183



# Budget and Actual All Reaches

	February 29, 2024		
	Budget	Actual	Percent Expended <sup>(1)</sup>
<b>Revenues</b>			
Fixed operating assessments <sup>(2)</sup>	\$ 14,944,972	\$ 14,944,972	
Variable operating assessments	1,787,950	953,056	53.30%
Miscellaneous income	-	23,519	
Investment income	-	393,617	
<b>Total Revenues</b>	<b>16,732,922</b>	<b>16,315,164</b>	<b>97.50%</b>
<b>Expenses <sup>(2)</sup></b>			
Personnel expenses	6,309,960	3,764,060	59.65%
Office expenses	21,800	14,556	66.77%
General and administrative	298,802	149,552	50.05%
Professional Services	2,126,169	965,226	45.40%
Supplies and equipment	1,622,928	742,377	45.74%
Monitoring expenses	130,332	78,256	60.04%
Repairs and maintenance	326,140	212,344	65.11%
Utilities	640,818	382,858	59.75%
Other expenses	828,377	452,582	54.63%
Capital and Non-Capital Expenditures	2,806,978	1,445,597	51.50%
<b>Total Expenses</b>	<b>15,112,304</b>	<b>8,207,409</b>	<b>54.31%</b>
<b>Operating Income</b>	<b>1,620,618</b>	<b>8,107,755</b>	
<b>Net Income (Loss)</b>	<b>\$ 1,620,618</b>	<b>\$ 8,107,755</b>	

(1) Percent of year expended 66.67%

(2) Includes revenues and expenses for Turnouts and adjusted for carryover revenues from FY 2022/23 to FY 2023/24

Central Coast Water Authority  
**Notes to Financial Statements**  
February 29, 2024

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**Note 1: Accounts Receivable**

Accounts receivable consists of amounts payable by the State Water Project contractors and other miscellaneous receivables.

**Note 2: O&M Reserve Fund**

The O&M reserve fund represents cash reserves for emergency uses. The funding requirement is \$2,000,000 allocated on an entitlement basis for the Santa Barbara County project participants. Investment earnings on O&M reserve fund balances are credited against CCWA O&M assessments.

<u>Project Participant</u>	<u>Amount</u>
City of Guadalupe	\$ 28,263
City of Santa Maria	842,575
Golden State Water Company	25,694
Vandenberg SFB	292,688
City of Buellton	29,702
Santa Ynez ID #1 (Solvang)	77,081
Santa Ynez ID #1	26,606
Goleta Water District	239,458
Morehart Land Co.	10,642
La Cumbre Mutual Water Company	51,382
Raytheon Systems Company	2,661
City of Santa Barbara	154,164
Montecito Water District	160,125
Carpinteria Valley Water District	106,425
TOTAL:	<u>\$ 2,047,465</u>

Central Coast Water Authority  
**Notes to Financial Statements**  
February 29, 2024

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**Note 3: DWR Reserve Fund**

The DWR Reserve Fund was established to provide a funding source for payments to the State of California Department of Water Resources (DWR) when there is a difference between estimates used to prepare the DWR portion of the annual CCWA budget and the actual amounts billed to the Authority by DWR. Contributions to the DWR Reserve Fund are voluntary. Funding of each participating Project Participant's share of the DWR Reserve Fund will come from a combination of (1) CCWA Operating Expense budget surpluses, if any (2) Interest earnings on funds held in all other accounts on behalf of the participating Project Participant and (3) excess amounts, if any, from any of the DWR Statement of Charges cost components until the funding Target Amount is reached. The Target Amount will be equal to the participating Project Participant's proportional share of a \$10 million allocation of DWR Transportation Minimum OMP&R charges. The following schedule shows the current fund balance of the participating Project Participants.

Project Participant	Amount
City of Guadalupe	\$ 146,997
City of Santa Maria	4,385,432
Golden State Water Company	95,760
City of Buellton	139,138
Santa Ynez ID #1 (Solvang)	383,398
Santa Ynez ID #1	131,197
Morehart Land Co.	51,287
La Cumbre Mutual Water Company	199,892
Raytheon Systems Co.	12,821
City of Santa Barbara	449,441
TOTAL:	\$ 5,995,364

**Note 4: Rate Coverage Reserve Fund Cash Deposits**

The rate coverage reserve fund was established to provide CCWA project participants a mechanism to satisfy a portion of their obligation under Section 20(a) of the Water Supply Agreement to impose rates and charges sufficient to collect 125% of their contract payments. The following schedule shows the current balances plus accrued interest receivable in the rate coverage reserve fund.

Project Participant	Amount
City of Guadalupe	\$ 192,615
City of Santa Maria	5,371,872
City of Buellton	275,976
Santa Ynez ID #1 (Solvang)	634,664
Santa Ynez ID #1	479,249
La Cumbre Mutual Water Company	401,984
Montecito Water District	1,553,310
Carpinteria Valley Water District	893,939
Shandon	16,333
TOTAL:	\$ 9,819,940



Central Coast Water Authority  
**Notes to Financial Statements**  
February 29, 2024

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**Note 5a: Cash and Investments Payment to DWR**

Cash deposits for DWR payments.

Project Participant	Amount
City of Guadalupe	\$ 59,198
City of Santa Maria	1,821,186
Golden State Water Company	56,587
Vandenberg SFB	1,918,165
City of Buellton	68,585
Santa Ynez ID #1 (Solvang)	174,419
Santa Ynez ID #1	63,747
Goleta Water District	612,748
Morehart Land Co.	23,352
La Cumbre Mutual Water Company	121,918
Raytheon Systems Co.	12,736
City of Santa Barbara	367,129
Montecito Water District	366,894
Carpinteria Valley Water District	244,243
TOTAL:	<u>\$ 5,910,909</u>

**Note 5b: Cash Payments for CCWA, Warren Act and DWR Variable Charges**

Cash deposits for payments to CCWA, Warren Act and DWR for Variable Assessments.

Project Participant	Amount
City of Guadalupe	\$ 17,219
City of Santa Maria	1,005,992
Golden State Water Company	32,759
Vandenberg SFB	478,193
City of Buellton	33,416
Santa Ynez ID #1 (Solvang)	110,834
Santa Ynez ID #1	58,510
Goleta Water District	605,550
Morehart Land Co.	11,895
La Cumbre Mutual Water Company	8,069
Raytheon Systems Co.	6,951
City of Santa Barbara	453,201
Montecito Water District	438,835
Carpinteria Valley Water District	269,965
TOTAL:	<u>\$ 3,531,390</u>

Central Coast Water Authority  
**Notes to Financial Statements**  
February 29, 2024

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**Note 6: Credits Payable**

Credits payable to, or (due from) CCWA project participants for investment earnings and O&M assessment credits.

Project Participant	Amount
City of Guadalupe	\$ -
City of Santa Maria	27
Golden State Water Company	-
Vandenberg SFB	30,731
City of Buellton	1
Santa Ynez ID #1 (Solvang)	10
Santa Ynez ID #1	141,607
Goleta Water District	10,208
Morehart Land Co.	845
La Cumbre Mutual Water Company	4
Raytheon Systems Co.	124
City of Santa Barbara	6
Montecito Water District	5,706
Carpinteria Valley Water District	5,314
Shandon	1,103
Lopez Turnout	9,221
Chorro Turnout	4,243
TOTAL:	\$ 209,150

**Note 7: Escrow Deposits**

Cash deposits from certain project participants as required under the Water Supply Agreements.

Project Participant	Amount
Morehart Land Company	\$ 416,794
Raytheon Systems Company	110,979
TOTAL:	\$ 527,773

Central Coast Water Authority  
**Notes to Financial Statements**  
February 29, 2024

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**Note 8: Construction in Progress**

Amounts in construction in progress represent expenditures incurred during FY 2023/24 and amounts retained in construction in progress at February 29, 2024. The following schedule shows the CIP expenditures for CCWA projects.

Financial Reach	Amount
Labor	\$ 22,837
Materials	72,586
Overhead	1,302,183
Project CIP Total:	\$ 1,397,606

**Note 9: Contributed Capital**

Certain project participants elected to pay their share of CCWA project construction costs in cash. The amounts listed below show the capital contributions by project participant less the cost of local facilities and refunds to the project participants.

Project Participant	Amount
Avila Valley Water Company	\$ 15,979
City of Guadalupe	81,119
San Luis Schools	5,608
San Miguelito Water Company	233,605
Golden State Water Company	866,277
City of Santa Maria	13,498,802
Vandenberg SFB	7,861,043
TOTAL:	\$ 22,562,433

Central Coast Water Authority  
**Calendar Year 2024 Actual and Requested Deliveries in Acre Feet**

Project Participant	Total Available AF Amounts <sup>(1)</sup>	ACTUALS												Subtotal	REQUESTED												Subtotal	Estimated Annual Delivery Total
		Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.		Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.		
Guadalupe	364	37	26	63	23	26	27	27	21	18	18	18	18	18	18	18	18	18	18	18	18	18	18	18	18	206	269	
Santa Maria	12,499	287	271	558	368	476	571	571	571	552	571	571	571	552	571	571	571	552	571	571	571	571	571	571	571	4,438	4,996	
So. Cal. Water Co.	387	10	0	10	24	26	44	45	45	45	45	45	45	45	45	45	45	45	45	45	45	45	45	45	45	305	315	
Vandenberg AFB	4,244	180	155	335	154	187	206	219	212	225	190	190	190	225	190	190	190	225	190	190	190	190	190	190	190	1,634	1,969	
Buellton	446	14	14	28	12	17	23	30	25	29	25	25	25	29	25	25	25	29	25	25	25	25	25	25	25	190	218	
Solvang (Billed to SY)	1,059	49	40	89	38	56	71	87	91	77	56	56	56	77	56	56	56	77	56	56	56	56	56	56	56	553	642	
Santa Ynez ID#1	485	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Goleta	5,114	0	0	0	54	72	162	162	171	162	162	162	162	162	162	162	162	162	162	162	162	162	162	162	162	873	873	
Morehart Land Co.	154	2	0	2	3	5	4	3	5	5	4	4	4	5	4	4	4	5	4	4	4	4	4	4	4	39	41	
La Cumbre	771	23	0	23	40	40	50	50	50	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	400	423	
Raytheon	37	0	0	0	2	3	2	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	15	15	
Santa Barbara	2,314	0	0	0	36	48	108	108	114	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	582	582	
Montecito	2,082	0	0	0	24	48	108	108	114	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	582	582	
Carpinteria	1,543	0	0	0	24	32	172	72	76	72	24	24	24	72	72	72	72	72	72	72	72	72	72	72	72	488	488	
Subtotal Santa Barbara:	31,499	602	506	1,108	814	1,036	1,529	1,483	1,496	1,441	1,078	1,078	1,078	1,441	1,078	1,078	1,441	1,078	1,078	1,441	1,078	1,078	1,078	1,078	10,305	11,413		
Shandon		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Chorro Valley	7500	123	109	232	184	184	189	189	189	189	184	184	184	189	184	184	189	189	184	184	184	184	174	174	1,840	2,072		
Lopez	7500	134	113	247	182	182	182	182	183	181	181	181	181	183	181	181	181	183	181	181	181	180	180	180	1,814	2,061		
Subtotal SLO County:	15,000	257	222	479	365	366	371	371	372	370	365	365	365	372	370	365	372	370	365	365	354	354	354	354	3,664	4,133		
TOTAL ENTITLEMENT DELIVERIES	46,499	859	728	1,587	1,180	1,402	1,900	1,854	1,868	1,811	1,443	1,443	1,443	1,868	1,811	1,443	1,868	1,811	1,443	1,868	1,443	1,443	1,443	1,443	13,959	15,546		
<b>EXCHANGE DELIVERIES</b>		0	0	0	(150)	(200)	(450)	(450)	(475)	(450)	(150)	(150)	(150)	(450)	(450)	(450)	(450)	(450)	(450)	(450)	(450)	(450)	(450)	(450)	(2,425)	(2,425)		
Santa Ynez-Exchange		0	0	0	54	72	162	162	171	162	162	162	162	162	162	162	162	162	162	162	162	162	162	162	162	873	873	
Goleta-Exchange		0	0	0	36	48	108	108	114	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	108	582	582	
Santa Barbara-Exchange		0	0	0	24	36	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	582	582	
Montecito-Exchange		0	0	0	24	36	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	48	582	582	
Carpinteria-Exchange		0	0	0	24	32	172	72	76	72	24	24	24	72	72	72	72	72	72	72	72	72	72	72	72	388	388	
TOTAL EXCHANGE DELIVERIES		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
<b>Total Lake Deliveries only</b>		25	0	143	195	248	606	504	531	495	194	194	194	531	495	194	531	495	194	194	33	33	33	33	3,004	3,004		

<sup>(1)</sup> Total AF of Table A allocation, carryover amounts, and water transfers




## CENTRAL COAST WATER AUTHORITY

### MEMORANDUM

February 26, 2024

**TO:** Mr. Eric Friedman  
Chairman of the CCWA Board of Directors

**FROM:** John Brady, Deputy Director 

**SUBJECT:** Budget Transfer for the Water Treatment Plant, Filter Air Scour Valve Actuator Project, C-23FILACT

#### BACKGROUND

This project is to replace the air scour valve actuators for filters # 2,4,6,8. The existing actuators are well past their service life and need to be replaced to ensure reliable filter operation.

The filters of the Water Treatment Plant serve a vital element of the water treatment operations. The function of the filters is to removal particulate matter from the water and, as a consequence, the filters must be cleaned periodically. The filter air scour valve actuator is a mechanism that opens and closes the air scour valves. These valves allow air to pass through the filter media to create a turbulent condition that facilitates filter media cleaning. Without this function, the filters would not be properly cleaned and filter production would become impacted, which may reduce the capacity of the Water Treatment Plant.

#### FINANCIAL

CCWA staff moved forward with soliciting competitive bids for the required equipment, consistent with CCWA procurement policy. The results of the bidding are presented below:

Vendor	Quote
CS-amsco	\$42,000
Southwest Valve	No Response
BPS Supply Group	No Response

The lowest responsive bid was \$42,000. The budget of this phase of the project is \$34,020. Therefore, we are overbudget by \$7,980.

CCWA staff proposes to transfer \$7,980 from the MIB/Geosmin Analyzer Project, C-23ANLYZR. The MIB/Geosmin Analyzer Project is nearly complete, with the equipment delivered and installed. The only remaining task is training. The budget for this project was \$262,500 and the awarded contract price was \$180,844.91. Therefore, there is \$81,655.09 in excess funds.

Our proposed budget transfer is as follows:

**Source of Funds**

C-23ANLYZR	\$262,500.00
Transfer	\$7,980.00
<b>Adjusted Total:</b>	<b>\$254,520.00</b>

**Revised Project Budget**

C-23FILACT	\$34,020.00
Transfer Amount	\$7,980.00
<b>Adjusted Total:</b>	<b>\$42,000.00</b>

The CCWA Budget Transfer Policy allows staff to request transfers up to \$25,000 with the approval of the CCWA Board Chairperson. If approved, staff will include a summary of the approved budget transfers on the CCWA Board Consent Calendar as part of the next regularly scheduled Board Meeting.

JLB



## BUDGET CHANGE FORM

### FY 2023/24 Budget

Date: 2/26/2024

#### CIP FUNDING CHANGE

Department: ADMIN  WTP  DIST

	\$ Available	\$ Transferred	\$ Balance
Source(s) of Transfer Funds:			
C-23ANLYZR MIB and Geosmin Analyzer	\$81,655	(\$8,000)	\$73,655
			\$0
Destination(s) of Transfer Funds:			
C-23FILACT Actuators Filter Gallery	\$34,020	\$8,000	\$42,020
			\$0
			\$0
Total	\$115,675	\$0.00	\$115,675

#### O & M FUNDING CHANGE

Department: ADMIN  WTP  DIST

	\$ Available	\$ Transferred	\$ Balance
Source(s) of Transfer Funds:			
(1)			\$0
(2)			\$0
Destination(s) of Transfer Funds:			
(1)			\$0
(2)			\$0

#### O&M EXPENSE ENCUMBRANCE

Department: ADMIN  WTP  DIST

	\$ Amount
O&M Expense Account Name:	
Current Available Balance:	Amount:
Encumbrance Amount:	Amount:
Amended Balance Available:	Amount: \$ -
Encumbrance Description:	

Prepared By: Lacey Adam Date: 2/26/24

Finance Approval: Dessi Mladenova Date: 2/26/24

Deputy Director Approval: [Signature] Date: 2/26/24

Board Chairman Approval: Eric Friedman Date: 2/26/2024

DocuSigned by:

Eric Friedman

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**DEPARTMENT OF WATER RESOURCES**

P.O. BOX 942836  
SACRAMENTO, CA 94236-0001  
(916) 653-5791



Agenda Item VI. A.  
Board of Directors  
March 28, 2024

3/20/2024

Dear Water Managers,

The 2023 water year brought welcome relief to the severe drought conditions experienced through the prior three years and saw the first 100% allocation for the State Water Project (SWP) in 16 years. This wet year allowed us to enter the current water year with above average supplies in the State's reservoirs.

The start of water year 2024 has shown us again that in these times of climate extremes conditions can quickly change. The northern Sierra saw less than half of average precipitation from the beginning of the water year through mid-December. These dry conditions, coupled with very warm temperatures, resulted in relatively low amounts of water that was able to be exported from the Banks Pumping Plant and stored within San Luis Reservoir. The SWP share of San Luis Storage was 369,000 acre-feet by January 1, 2024. Reflecting these conditions, the initial SWP allocation was 10%. Fortunately, several significant storms have occurred since mid-December and precipitation in the northern Sierra is now about average. Based upon conditions on February 1, the SWP increased its allocation to 15% and will continue to evaluate conditions, including the February storms and recent winter storm, to inform future adjustments to the allocation. The Department of Water Resources (DWR) will continue to update the allocation through the water year as the water supply forecast changes.

DWR is focused on maximizing capture and storage of water from these storms and has increased storage by 550,000 acre-feet at Lake Oroville and by 135,000 acre-feet at San Luis Reservoir. At the same time, DWR is required to reduce take of listed fish species at the SWP pumps per state and federal permit rules.

This year, the SWP triggered export reductions at Banks Pumping Plant for longfin smelt, delta smelt, winter-run salmon and steelhead trout. In January, DWR was required to reduce SWP pumping to minimize delta smelt and winter-run salmon being drawn into the fish screens in front of the pumps. In early February, steelhead trout moved into the vicinity of the SWP and CVP pumps in relative high numbers. DWR was required to reduce exports again upon surpassing steelhead protection thresholds identified in the 2019 National Marine Fisheries Service (NMFS) Biological Opinion regulations. Since the more restrictive requirements in the 2009 Biological Opinions have been in place, Steelhead pumping restrictions had not been previously triggered.



Water Managers, et al.

3/20/2024

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On February 17, as DWR continued to observe steelhead at the fish screens, DWR proactively reduced SWP pumping from 2,500 cubic feet per second (cfs) to 1,500 cfs in an attempt to further reduce steelhead collection. DWR took this action, in close coordination with NMFS, to avoid more drastic pumping restrictions. Despite the SWP pumping reduction, steelhead continued to be collected at the fish screens. On March 11, DWR was required by NMFS to reduce pumping from 2,400 cfs to 600 cfs to keep the flows on Old and Middle Rivers at no more negative than -500 cfs. DWR continues to maximize pumping within these limits.

These export reductions are a challenge to our water supply and DWR has been working to ensure that the best science available is guiding decisions. For example, DWR has employed rapid genetic testing to verify whether juvenile salmon collected at the Skinner Fish Facility (SFF) are the listed winter-run or other non-listed runs. This year, this rapid testing has allowed the SWP to verify that the majority of juvenile salmon collected at the SFF were not the listed winter run, which, in turn, allowed the SWP to resume exports that would have otherwise been curtailed. Additionally, DWR scientists discovered that some steelhead collected at the SFF were not wild origin fish, but in fact, hatchery fish that do not require export limitations. Through careful photo documentation, DWR was able work with NMFS to avoid more severe export reductions in late February. Additionally, DWR coordinated with the California Department of Fish and Wildlife, and NMFS to quickly implement a study of acoustic-tagged fish to track real-time movements of steelhead to assess the effectiveness of the required pumping reductions in not drawing steelhead trout towards the pumps. This information is being collected to help support a relaxation of pumping restrictions if those restrictions are not resulting in the intended species protections.

We expect the conditions that are leading to export reductions to continue through the spring. DWR is closely monitoring juvenile Chinook salmon collections at the fish screens relative to our regulatory limit for winter-run salmon. DWR will continue to use the new rapid genetic testing technology to gather information needed to inform our coordination with the California Department of Fish and Wildlife should these collections continue.

DWR will continue our close engagement with the resource agencies to ensure that the best science available is guiding these decisions. DWR is also advocating for the consideration of the critical water supply needs of California as these management decisions are made.

Water Managers, et al.

3/20/2024

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DWR is currently undergoing consultation for new state and federal permits for SWP operations. While still under development, DWR is incorporating new science and modeling tools into the permit rules that we believe maximize both water supply reliability and species protections. The permits are anticipated to be in place for water year 2025.

The export challenges being experienced are a result of the shortcomings of the current arrangement of SWP facilities- a system designed for the climate of the previous century- and underscore the need for the Delta Conveyance Project. Had Delta Conveyance been operational, DWR estimates that it could have diverted an additional 649,000 acre-feet between October 1, 2023, and March 7, 2024. This modernization of the SWP will give us the reliability we need for the climate-driven precipitation patterns we see today and the greater weather extremes that are yet to come.

As we move through this pivotal time of year for water supply, heightened communication between DWR and your agencies becomes vitally important. Toward that end, to bridge the gap between monthly water operations committee, DWR has partnered with the SWC to increase the frequency of the meetings to bi-weekly. At these meetings, DWR provides updates on conditions, near-term operations outlooks, challenges, risks, and the actions being taken. The purpose of these venues is to provide contractor agencies multiple opportunities to understand what DWR is doing to protect the SWP water supply and why we are taking the actions that we are.

This letter is intended to help keep you and your agencies informed and to help develop an understanding of the challenges we are facing this year. Navigating these challenges will require close coordination between the SWP and your agencies. Together we will continue to meet the needs of the people, businesses and farmland that depend on the SWP.

Sincerely,



Karla A. Nemeth  
Director



## CENTRAL COAST WATER AUTHORITY

### MEMORANDUM

March 21, 2024

**TO:** CCWA Board of Directors

**FROM:** Ray A. Stokes, Executive Director

**SUBJECT:** Final Draft Proposed Administrative Rules for the Transfer or Exchange of Water

---

#### SUMMARY

At the January and March Operations Committee Meetings and at the January and February Board Meetings, Staff proposed amending and replacing CCWA's current "Policies and Procedures for Water Transfers."

After receipt of feedback from the Board, Operations Committee, and Participants, Staff's final draft of the proposed "Administrative Rules for the Transfer or Exchange of Water" ("Transfer Rules") which would supersede and replace the current policies and procedures, is presented to the Board for further review and discussion.

#### RECOMMENDATION

This item is for discussion only.

At the April 25, 2024 Board Meeting, Staff will request that the Board adopt the proposed Administrative Rules for the Transfer or Exchange of Water.

#### DISCUSSION

##### *Background*

CCWA's current Policies and Procedures for Water Transfers, which are available at <https://www.ccwa.com/files/ec75ac706/H2OTrans.pdf>, generally establish administrative rules for internal transfers from one Participant to another in any given year, return of banked or exchanged water from an outside agency, and the delivery of a SWP water to an outside party pursuant to a groundwater banking or exchange agreement.

On February 17, 2021, the Board adopted Resolution No. 21-01 granting to all Participants a right of first refusal (ROFR) to purchase SWP water before it is transferred outside Santa Barbara County to a third party. Resolution No. 21-01 anticipated the need to adopt policies and procedures to implement Resolution No. 21-01 and the Water Management Amendment.

In 2021, the SWP Contract was amended by the Water Management Amendment to authorize transfers and exchanges of Project Water, subject to its terms and conditions.

In January of this year, Staff commenced discussions with the Operations Committee and the Board regarding amending CCWA's Policies and Procedures for Water Transfers to implement the Water Management Amendment and standardize CCWA procedures regarding transfers and exchanges.

On February 15, 2024, Staff's initial draft proposed Transfer Rules was made available for review by Participants and the public in advance of the February 22, 2024 Board Meeting, where the matter was agendaized.

On March 5, 2024, Staff's second draft of the proposed Transfer Rules was again made available by Participants and the public for review and comment. At its March 14, 2024 meeting, the Operations Committee reviewed and provided further comment on the draft proposed Transfer Rules.

Participant feedback and recommendations have been received and consolidated in the final draft of the proposed Transfer Rules which are attached as Attachment A.

### *Summary of Proposed Transfer Rules*

Staff proposes updating and supplementing CCWA's current administrative procedures for water transfers to implement the Water Management Amendment and standardize CCWA's procedures for all transfers and exchanges. If the Board of Directors elects to adopt the proposed Transfer Rules, they would replace the existing procedures.

The proposed Transfer Rules apply to the transfer (purchase or sale) or exchange of Project Water, the temporary delivery of Project Water to a groundwater storage program or facility for later use within CCWA's service area, and the transfer and conveyance of Nonproject Water through the SWP for delivery to CCWA's service area—all as may be permitted by the SWP Contract. The proposed Transfer Rules include procedures for each of these types of transactions and also for compliance with Resolution No. 21-01.

The final draft of the proposed Transfer Rules reflect the follow material changes from the initial February 15, 2024 draft:

- Clarifying that CCWA will endeavor to meet the needs of all Participants first, but that it has no obligation to do so;
- Clarifications regarding numerous defined terms;
- Corrections regarding the application of Resolution No. 21-01, specifically that Resolution No. 21-01 does not apply to exchange of any kind and does not apply to water that is transferred to a storage facility, but later returned to CCWA's service area;
- Clarification regarding the SWPP and SWTP processes, including the requirement that Participants must first execute a Participation Agreement with CCWA before engaging in a specific transfer (purchase or sale);
- Augmenting the procedures for the transfer of Carryover Water; and

- Modifying the procedures for compliance with Resolution No. 21-01, specifically by proposing a two-step procedure for exercise of the right of first refusal granted by Resolution No. 21-01.

## **ENVIRONMENTAL REVIEW**

Not applicable.

### **Attachments:**

Administrative Rules for the Transfer or Exchange of Water

**Central Coast Water Authority**

**ADMINISTRATIVE RULES FOR THE  
TRANSFER OR EXCHANGE OF WATER**

Adopted \_\_\_\_\_, 2024

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## I. INTRODUCTION AND BACKGROUND

The State Water Supply Contract (**SWP Contract**) between the Department of Water Resources (**DWR**) and Santa Barbara County Flood Control and Water Conservation District (**SBCFCWCD**) provides for the purchase and delivery of water from the State Water Project (**SWP**) to Santa Barbara County. In 1991, CCWA assumed responsibility for the SWP Contract. CCWA has contracted with retail water providers and others within its service area (each a **Participant** and collectively, the **Participants**) pursuant to certain agreements for the delivery of water from the SWP (**Project Water**) to them (each a **Water Supply Agreement**).

Amendment No. 21 to the SWP Contract (the **Water Management Amendment**) allows the parties that contract with DWR (the **SWP Contractors**) for delivery of Project Water to transfer and exchange their Project Water with other SWP Contractors and to utilize the SWP for the conveyance of other water supplies (**Nonproject Water**), with DWR's approval and subject to the terms and conditions set forth in the SWP Contract, as amended by the Water Management Amendment. The Water Management Amendment provides CCWA and the Participants with flexibility to manage their water supplies in a changing environment and to improve water supply reliability.

In conjunction with its approval of the Water Management Amendment, the CCWA Board of Directors adopted Resolution No. 21-01, "A Resolution of the Board of Directors of the Central Coast Water Authority Adopting A Right of First Refusal Rule for Any Transfer of State Water Project Water Outside the County of Santa Barbara Pursuant to the SWP Contract, as Amended by Amendment No. 21 (The Water Management Amendment)." Resolution No. 21-01 requires Participants to offer any Project Water the Participant intends to transfer out of Santa Barbara County to a third party first to the other Participants on the same terms and conditions.<sup>1</sup> Accordingly, Resolution No. 21-01 grants all Participants with a right of first refusal (**ROFR**) to purchase Project Water from the other Participants before it is transferred out of Santa Barbara County to a third party.

In past years, CCWA has administered the Supplemental Water Purchase Program (**SWPP**) to assist Participants with the purchase of additional water supplies (**Supplemental Water**) when Project Water is not sufficient to meet Participant needs. Beginning in 2024, CCWA will maintain the SWPP in all years. Participants may opt in to the SWPP at any time and remain in the program from year to year.

On July 27, 2023, CCWA's Board of Directors adopted Resolution No. 23-26 approving CCWA's Surplus Water Transfer Program (**SWTP**) to assist Participants with the sale of Project Water in excess of their needs (**Surplus Water**) outside the CCWA service area. Participants may opt in to the SWTP at any time and remain in the program from year to year.

These Administrative Rules for the Transfer or Exchange of Water (**Transfer Rules**) set forth CCWA's administrative procedures for implementing the Water Management Amendment, specifically transfers and exchanges involving CCWA and its Participants, whether pursuant to the SWPP or SWTP, or

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<sup>1</sup> Resolution 21-01 provides: "A Participant may transfer all or any portion of its available SWP Water within its boundaries or to another Participant without approval by the Authority. As may be permitted by the SWP Contract, a Participant may transfer all or any portion of its available SWP Water outside the County of Santa Barbara County with the approval of the Authority, which approval shall not be unreasonably withheld, provided that the Authority shall require that any such proposed transfer outside of the County of Santa Barbara shall be subject to a right of first refusal of all Participants on a pro rata basis to take delivery of such SWP Water on the same terms and conditions."



independent of those programs, such as when an individual Participant engages in a transfer or exchange directly with a third party.

## **II. GENERAL**

### **A. Application and Interpretation**

These Transfer Rules apply to the transfer (purchase or sale) or exchange of Project Water, the temporary delivery of Project Water to a groundwater storage program or facility for later use within CCWA’s service area, and the transfer and conveyance of Nonproject Water through the SWP for delivery to CCWA’s service area—all as may be permitted by the SWP Contract.

These Transfer Rules do not apply to the permanent transfer of “Project Allotment,” as that term is defined in each Water Supply Agreement.

The purpose of these Transfer Rules is to implement the Water Management Amendment. These Transfer Rules are intended to be consistent with all applicable contracts, including all provisions of the SWP Contract and each Participant’s Water Supply Agreement, and are not intended to modify the terms and conditions of any contract. In the event of a conflict between these Transfer Rules and any applicable contract, the terms and conditions of the contract shall prevail.

### **B. Prioritize Needs of Participants**

For the purposes of implementing the Water Management Amendment, CCWA will endeavor to meet the needs of its Participants before transferring available Project Water to third parties. Therefore, if any Participant plans to transfer Project Water, either to acquire additional supplies or to sell surplus supplies, CCWA will attempt to meet the needs of the Participants first, before entering into transactions outside the CCWA service area.

### **C. Compliance With All Obligations and Laws**

All CCWA and Participant transfers and exchanges shall be carried out consistent with all applicable requirements and obligations, including but not limited to these Transfer Rules, the SWP Contract, each Participant’s Water Supply Agreement, Resolution No. 2021-01, and all applicable laws, including but not limited to the California Environmental Quality Act (CEQA).

### **D. Standardized Notices, Forms and Contracts**

The Executive Director may, in his/her discretion, develop standardized notices, forms and contracts as may be necessary or convenient to implement these Transfer Rules. These Transfer Rules refer to several such notices, forms and contracts by title. However, these titles are for convenience only and may change over time without amendment of these Transfer Rules. Further, CCWA retains all discretion to modify the terms, conditions and other provisions of such notices, forms and contracts in the future as necessary or convenient.<sup>2</sup>

All notices required by these Transfer Rules shall be in writing and shall be transmitted by electronic mail.

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<sup>2</sup> The various forms and contracts referenced in these Transfer Rules are listed in **Appendix A**.

### III. TRANSFERS AND EXCHANGES BETWEEN/AMONG PARTICIPANTS

#### A. Project Water Freely Transferrable Within CCWA

Participants may transfer or exchange Project Water between or among themselves. CCWA is not, and will not be, a party to any agreement that may exist involving such transfers and exchanges and is not responsible for any terms or conditions of such agreement.

CCWA approval is not required for any transfer or exchange between or among Participants, but the Participant that sells some or all of its Project Water (**Participant Seller**) must communicate the terms and conditions of the transfer or exchange to CCWA so that CCWA may account for and implement the transfer or exchange. Unless otherwise agreed by the Participant Seller and the Participant that purchases Project Water (**Participant Buyer**), CCWA staff will take direction from the Participant Seller.

#### B. Procedures for Internal Transfers of Project Water

At any time, a Participant may notify CCWA of its intention to buy or sell Project Water. CCWA will maintain a record of this information, distribute it to all Participants at least quarterly (every three months), and endeavor to timely process all such requests within CCWA.

The procedure for communicating and directing CCWA to affect a one-time internal transfer or exchange is as follows:

- The Participant Seller will complete a Water Transfer Form. This form requires the signatures of both the Participant Seller and Participant Buyer as well as the volume of Project Water planned for transfer and the planned date of the transfer. All requests must be submitted to CCWA a reasonable amount of time before the planned date of transfer.
- CCWA staff will verify that the Participant Seller has the volume of water available to complete the transfer. The verification will be completed by at least two CCWA staff members. One staff to process the request and a second staff member for quality control review.
- CCWA staff will update the Delivery Status Report to reflect the transfer, complete CCWA's portion of the Water Transfer Form, and will return the completed Water Transfer Form to the Participant Seller and Participant Buyer. This will serve as confirmation that the transfer is complete.

### IV. TRANSFERS AND EXCHANGES WITH PARTIES OUTSIDE CCWA'S SERVICE AREA

The SWP Contract permits various transfers and exchanges, such as: balanced and unbalanced exchanges of Project Water between and among SWP Contractors, transfers (purchases and sales) of Project Water between and among SWP Contractors, the transfer and conveyance of Nonproject Water through the SWP, and the temporary delivery and storage of Project Water in a groundwater storage program, project surface conservation facility or nonproject surface storage facility located outside a SWP Contractor's service area.

**A. Exchanges**

CCWA will process all Participant requests for balanced and unbalanced exchanges in favor of the Participant (i.e., a greater quantity of water will be transferred to the Participant during the term of the transaction) using the same procedures that apply to the purchase of Supplemental Water. (See Section IV.B.)

CCWA will process all Participant requests for unbalanced exchanges in favor of a third party (i.e., a greater quantity of water will be transferred to the third party during the term of the transaction) using the same procedures that apply to the sale of Surplus Water. (See Section IV.C.)

Exchanges do not require compliance with Resolution No. 21-01.

**B. Supplemental Water Purchases**

As described in Section II.B, CCWA will maintain and regularly update a schedule of all Participant requests to buy Supplemental Water and to sell Surplus Water. If a Participant elects to purchase Supplemental Water, CCWA will assist in transferring the Supplemental Water, either through the SWPP or directly with the individual Participant, as further described in this Section.

1. CCWA's Supplemental Water Purchase Program

Any Participant that elects to retain CCWA's services in identifying and facilitating the purchase of Supplemental Water (**SWPP Participant**) must first execute a **SWPP Participation Agreement**. SWPP Participants may execute the SWPP Participation Agreement at any time and may remain in the SWPP from year to year. As described in the SWPP Participation Agreement, SWPP Participants share in any costs and liabilities of the program. Generally, SWPP costs are allocated among the SWPP Participants pro-rata on an annual basis.

From time to time, CCWA will make opportunities to purchase Project Water or Nonproject Water available to the SWPP Participants. If a SWPP Participant elects to purchase a particular supply, the SWPP Participant must execute a **Purchase Agreement** with CCWA for that water supply. As described in the Purchase Agreement, any SWPP Participants that execute a Purchase Agreement (**Project Participant(s)**) will share in any costs and liabilities of the particular transaction. CCWA will contract with the third-party seller on behalf of the Project Participant(s).

As described in the Purchase Agreement, the Project Participant agrees to fully indemnify and defend CCWA and all other Participants that are not Project Participants (**Non-Project Participants**) from all liability associated with the transaction.

Project Participants are responsible for compliance with CEQA and Article 57(g) of the SWP Contract. (See Appendix A: The Water Management Amendment.)

2. Participant Purchases Outside the Purchase Program

Participants that purchase Supplemental Water supplies outside of the SWPP must execute an Assistance Agreement with CCWA.

In this context, the Participant, and not CCWA, will contract directly with the third-party seller for the transfer and delivery of the Supplemental Water. As described in the Assistance Agreement, CCWA will assist the Participant in facilitating the transfer and delivery of the supply, including all communications with DWR, but otherwise will not be responsible for ensuring compliance with the terms and conditions of the transfer. Further, the Participant agrees to fully indemnify and defend CCWA and all other Participants from all liability associated with the transaction.

**C. Surplus Water Transfers**

As described in Section II.B, CCWA will maintain and regularly update a schedule of all Participant requests to buy Supplemental Water and to sell Surplus Water. If a Participant elects to sell Surplus Water, CCWA will assist in transferring the Surplus Water, either through the SWTP or directly with the individual Participant, as further described in this Section.

1. CCWA's Surplus Water Transfer Program

All Participants that wish to retain CCWA's services in identifying and facilitating the sale of Surplus Water must execute a SWTP Participation Agreement. Participants may execute the SWTP Participation Agreement at any time and may remain in the SWTP from year to year. As described in the SWTP Participation Agreement, SWTP Participants share in any costs and liabilities of the program. Generally, SWTP costs are allocated among the SWTP Participants pro-rata on an annual basis.

From time to time, CCWA will make the opportunity to sell Surplus Water available to the SWTP Participants. If a SWTP Participant elects to sell Surplus Water, the SWTP Participant must execute a **Sale Agreement** with CCWA for that supply. As described in the Participation Agreement, any SWTP Participants that execute a Sale Agreement (**Project Participant(s)**) will share in any costs and liabilities of the particular transaction. CCWA will contract with the third-party buyer on behalf of the Project Participant.

As described in the Sale Agreement, the Project Participant agrees to fully indemnify and defend CCWA and all other Participants that are not Project Participants (**Non-Project Participants**) from all liability associated with the transaction.

Project Participants are responsible for compliance with CEQA and Article 57(g) of the SWP Contract. (See Appendix A.)

2. Participant Transfers Outside of Transfer Program

Participants that plan to sell Surplus Water outside of the SWTP must first execute an Assistance Agreement with CCWA.

In this context, the Participant, and not CCWA, will contract directly with the third-party buyer for the transfer and delivery of the Surplus Water. As described in the Assistance Agreement, CCWA will assist the Participant in facilitating the transfer and delivery of the Surplus Water, including all communications

with DWR, but otherwise will not be responsible for ensuring compliance with the terms and conditions of the transfer. Further, the Participant agrees to fully indemnify and defend CCWA and all other Participants from all liability associated with the transaction.

3. Article 56 Carryover Water

Article 56 of the SWP Contract allows SWP Contractors to carryover into storage at San Luis Reservoir a portion of the SWP Contractor’s “Table A Amount” that was not delivered in the prior year (**Carryover Water**). Further, the SWP Contract allows SWP Contractors to transfer or exchange a portion, depending on DWR’s final water supply allocation, of its Carryover Water. (See Appendix A: Article 56(c).)

On or about January 15 of each year, DWR determines each SWP Contractor’s maximum amount of Carryover Water based on the availability of storage in San Luis Reservoir. After receipt of DWR’s calculation of CCWA’s Carryover Water, CCWA will calculate each Participant’s pro-rata share of CCWA’s Carryover Water based on each Participant’s use of Project Water in the prior year and notify the Participants of the amount allocated to them.

Participants may elect to take delivery of any portion of their allocated share of the CCWA Carryover Water and may transfer or exchange up to 50% of their allocated share of the CCWA Carryover Water. By **April 15**, Participants shall give CCWA notice of their election to transfer or exchange any Carryover Water.

If, after April 15, the total amount of Carryover Water requested to be transferred or exchanged by all Participants is less than the amount available for transfer or exchange by CCWA (e.g., less than 50% of CCWA’s Carryover Water),<sup>3</sup> CCWA will notify the Participants who requested to transfer a portion of their allocated share of CCWA’s Carryover Water of the opportunity to transfer or exchange additional quantities of the Carryover Water allocated to them. By **April 30**, the requesting Participants shall give CCWA notice of their election to transfer or exchange additional quantities of Carryover Water. The requesting Participants will share in the balance of the available transfer capacity (up to 50% of CCWA’s Carryover Water) pro-rata based on each Participant’s Project Allocation, as provided in each Participant’s Water Supply Agreement.

Example:

Assume the CCWA’s Carryover Water is 20,000 AF for the year and therefore that CCWA is permitted to transfer or exchange 10,000 AF for the year.

If Participants A, B and C collectively request transfer of 8,000 AF of CCWA’s Carryover Water, CCWA will allocate the remaining transfer capacity to Participants A, B and C pro-rata based on each Participant’s Project Allotment.

4. Procedure for Compliance with Resolution No. 21-01

As described in Section I above, the transfer of Project Water for use outside Santa Barbara County is subject to Resolution No. 21-01. Although CCWA will assist the Participant Seller with coordination among

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<sup>3</sup> The SWP Contractor may request from DWR an exception to the 50% limitation. (See Article 56(c)(4)(iii).) If DWR grants an exception, the approved percentage shall apply for purposes of implementing this Section **Error!**  
**Reference source not found..**

the Participants, compliance with Resolution No. 21-01 is the sole responsibility of the Participant Seller. Early and regular communication between the Participant Seller and the other Participants is encouraged.

Because the SWP Contract permits multi-year transfers and exchanges, a Participant Seller may elect to enter into a long-term contract that includes one or more transfers and/or exchanges over multiple years. In this circumstance, Resolution No. 21-01 applies to the entire transaction, not to each transfer and/or exchange that is performed as part of the multi-year transaction. Accordingly, the Participants' ROFR occurs only once—at the time the multi-year transaction is first proposed.

The Resolution No. 21-01 applies only to a Participant's transfer of Project Water to a third party for use outside of Santa Barbara County. It does not apply to exchanges or to the temporary delivery of Project Water to a groundwater storage program or facility outside of Santa Barbara County for later use within CCWA's service area.

a. *Participant Seller to Give Notice of Sale Terms and Set Deadlines*

Upon execution of a letter of intent, term sheet, or other document that memorializes the essential terms and conditions (**Sale Terms**) of a transfer of Project Water from a Participant Seller to a third-party buyer, the Participant Seller shall promptly provide all of the following to all other Participants: (i) notice of the propose transfer of Project Water (**Notice of Transfer**), (ii) the Sale Terms, (iii) the Participant Seller's contact information, and (iv) the deadline by which any Participant must give notice of its preliminary intention to exercise its ROFR pursuant to Resolution No. 21-01, which deadline shall be **at least 10 days** from the date the Participant Seller delivers the Notice of Transfer to all other Participants.

If no Participant gives notice of its intention to exercise its ROFR, all Participants shall be deemed to have waived their ROFR and the Participant Seller may continue to process the transaction with a third party.

Notwithstanding the foregoing, if at any time the Sale Terms change materially, the Participant Seller shall comply with Resolution No. 21-01 and give notice of the new Sale Terms to all Participants in the same manner as provided in this section.

b. *Exercise of ROFR*

If a Participant Buyer gives notice of its intention to exercise its ROFR pursuant to Section IV.C.4.a, it must deliver its *binding commitment* to the Sale Terms in writing to the Participant Seller's contact person(s) within **45 days of the Notice of Transfer**. The Participant Seller and the Participant Buyer will work expeditiously to execute any desired contracts between them and comply with the procedures in Section III.

Unless otherwise agreed to in writing by the Participant Seller and Participant Buyer, if the Participant Buyer fails to deliver its binding commitment to the Sale Terms, as provided in this Section, the Participant Buyer shall be deemed to have waived its ROFR and the Participant Seller may continue to process the transaction with a third party.

**D. Temporary Delivery to a Storage Program or Facility Outside Santa Barbara County**

The SWP Contract permits the storing of Project Water in a groundwater storage program, project surface conservation facilities and in nonproject surface storage facilities located outside a SWP's service area for later use by the SWP Contractor within its service area.

CCWA will process the temporary transfer and delivery of Project Water to out-of-county storage programs or facilities in the same manner as Participant transfers outside of CCWA's SWTP. (See Section IV.C.2.)

Resolution No. 21-01 does not apply to these transactions, so long as the water temporarily stored outside of Santa Barbara County is later used within CCWA's service area.

1. Article 21 Interruptible Water

Pursuant to Article 21 of the SWP Contract, each year DWR makes available and allocates among the SWP Contractors interruptible water (**Interruptible Water**). Generally, Interruptible Water is not available for transfer or exchange, unless the acquiring SWP Contractor can demonstrate a special need for the water. In the event a Participant has a special need for the purchase of water, CCWA will assist the Participant as part of the SWPP.

However, Interruptible Water may be delivered to an alternate point of delivery temporarily, for example to a non-SWP water bank outside of Santa Barbara County. SWP Contractors make take delivery of Interruptible Water and simultaneously re-direct some portion of the Interruptible Water to another point of delivery.

DWR determines the estimated Interruptible Water available for delivery to each SWP Contractor on a weekly basis, and Interruptible Water must be taken in "real-time" by the receiving SWP Contractor. When Interruptible Water is available to CCWA, CCWA will promptly notify the Participants of their right to take delivery of their allocated share of the Interruptible Water and the deadline for any Participant to elect to take the available supply. A Participant's failure to notify CCWA of its election to take Interruptible Water forfeits the Participant's right to Interruptible Water.

If a Participant elects to take delivery of its allocated share of CCWA's Interruptible Water in a different location other than the CCWA facilities, it may do so, but only if all required approvals providing for the Participant's delivery to the alternate point of delivery and temporary storage have been obtained and all associated contracts have been executed in advance of the availability of Interruptible Water. Participants that elect to re-direct some portion of their allocated share of Interruptible Water to another point of delivery shall provide CCWA's Executive Director with copies of all required approvals and associated contracts.

Resolution No. 21-01 does not apply to the delivery of Interruptible Water because transfer of Interruptible Water out of Santa Barbara County is not permitted.

**E. SBCFCWCD Execution of DWR Agreements**

As the contracting party to the SWP Contract with DWR for Santa Barbara County, DWR requires SBCFCWCD's execution of all agreements with DWR required to administer any transfer or exchange involving Project Water or that utilizes the SWP for conveyance of Nonproject Water (each a **DWR Agreement**).

On behalf of Project Participants, CCWA will endeavor to secure SBCFCWCD's execution of any DWR Agreement.

**V. DELIVERY OF TRANSFERRED/EXCHANGED WATER TO CCWA SERVICE AREA**

1. Procedure

The procedure for requesting a return of Project Water that is stored outside CCWA's service area or the delivery of exchanged water from outside CCWA's service area is as follows:

- A Participant makes a request to return water to CCWA using the **Banked/Exchange Water Return Request Form**.
- If other Participants have a right to the water to be returned, CCWA will advise those Participants of a Participant's request to return water. CCWA will provide a deadline to the other Participants for adding their request to return water. If Participants are in agreement with the terms of the returned water, CCWA will formally request the return of the banked or exchanged water.
- CCWA will facilitate all communications with third parties and DWR and schedule all deliveries.

2. Allocation of Supply Between/Among Multiple Participants

CCWA will advise Participants of the total volume to be returned. The volume of returned water will be proportioned as follows:

For the first return request for the particular transfer agreement, the volume of returned water will be proportioned according to amount of initial contribution to the original water bank or exchange. For second and subsequent return request for the particular transfer agreement, the volume of returned water will be proportioned according to amount of water remaining in the water bank or exchange.



## APPENDIX A

### List of Standard Notices, Forms and Contracts

**NOTE:** The forms and contracts listed here are for convenience only. The titles and contents of these documents may change at any time and without amendment of the Transfer Rules.

#### Standard Forms:

1. Banked/Exchange Water Return Request Form
2. Delivery Status Report
3. Water Transfer Form

#### Standard Contracts:

1. Assistance Agreement — CCWA and a Participant
2. DWR Agreement — DWR, SBCFCWCD and another SWP Contractor
3. Purchase Agreement — CCWA and a Participant
4. Sale Agreement — CCWA and a Participant
5. SWPP Participation Agreement — CCWA and all SWPP Participants
6. SWTP Participation Agreement — CCWA and all SWTP Participants

**APPENDIX B**

**The Water Management Amendment**

STATE OF CALIFORNIA  
CALIFORNIA NATURAL RESOURCES AGENCY  
DEPARTMENT OF WATER RESOURCES

AMENDMENT NO. 21 (THE WATER MANAGEMENT AMENDMENT)  
TO WATER SUPPLY CONTRACT  
BETWEEN  
THE STATE OF CALIFORNIA DEPARTMENT OF WATER RESOURCES  
AND  
SANTA BARBARA COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT

THIS AMENDMENT to the Water Supply Contract is made this 22nd day of April, 2021 pursuant to the provisions of the California Water Resources Development Bond Act, the Central Valley Project Act, and other applicable laws of the State of California, between the State of California, acting by and through its Department of Water Resources, herein referred to as the "State," and Santa Barbara County Flood Control and Water Conservation District, herein referred to as the "Agency."

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## RECITALS

- A. The State and the Agency entered into and subsequently amended a water supply contract (the “contract”), dated February 26, 1963, providing that the State shall supply certain quantities of water to the Agency and providing that the Agency shall make certain payments to the State, and setting forth the terms and conditions of such supply and such payments; and
- B. The State and the Agency, in an effort to manage water supplies in a changing environment, explored non-structural solutions to provide greater flexibility in managing State Water Project (SWP) water supplies; and
- C. The State and the Agency, in an effort to support the achievement of the coequal goals for the Delta set forth in the Delta Reform Act, sought solutions to develop water supply management practices to enhance flexibility and reliability of SWP water supplies while the Agency is also demonstrating its commitment to expand its water supply portfolio by investing in local water supplies; and
- D. The State and the Agency, in response to the Governor’s Water Resiliency Portfolio, wish to maintain and diversify water supplies while protecting and enhancing natural systems without changing the way in which the SWP operates; and
- E. The State and the Agency sought to create a programmatic solution through transfers or exchanges of SWP water supplies that encourages regional approaches among water users sharing watersheds and strengthening partnerships with local water agencies, irrigation districts, and other stakeholders; and
- F. The State and the Agency, in an effort to comply with the Open and Transparent Water Data Platform Act (Assembly Bill 1755), sought means to create greater transparency in water transfers and exchanges; and
- G. The State, the Agency and representatives of certain other SWP Contractors have negotiated and agreed upon a document (dated May 20, 2019), the subject of which is “ Draft Agreement in Principle for the SWP Water Supply Contract Amendment for Water Management” (the “Agreement in Principle”); and
- H. The Agreement in Principle describes that the SWP Water Supply Contract Amendment for Water Management “supplements and clarifies terms of the SWP water supply contract that will provide greater water management regarding transfers and exchanges of SWP water within the SWP service area”; the principles agreed to achieve this without relying upon increased SWP diversions or changing the way in which the SWP operates, and are consistent with all applicable contract and regulatory requirements; and

- I. The State, the Agency and those Contractors intending to be subject to the contract amendments contemplated by the Agreement in Principle subsequently prepared an amendment to their respective Contracts to implement the provisions of the Agreement in Principle, and such amendment was named the "SWP Water Supply Contract Amendment for Water Management"; and
- J. The State and the Agency desire to implement continued service through the contract and under the terms and conditions of this "SWP Water Supply Contract Amendment for Water Management";

**NOW, THEREFORE, IT IS MUTUALLY AGREED** that the following changes and additions are hereby made to the Agency's water supply contract with that State:

**AMENDED CONTRACT TEXT**

**ARTICLE 1 IS AMENDED TO ADD THE FOLLOWING DEFINITIONS, PROVIDED THAT IF THIS WATER MANAGEMENT AMENDMENT TAKES EFFECT BEFORE THE CONTRACT EXTENSION AMENDMENT TAKES EFFECT, THE ADDITIONS HEREIN SHALL CONTINUE IN EFFECT AFTER THE CONTRACT EXTENSION AMENDMENT TAKES EFFECT NOTWITHSTANDING THE CONTRACT EXTENSION AMENDMENT'S DELETION AND REPLACEMENT OF ARTICLE 1 IN ITS ENTIRETY:**

**1. Definitions**

- (au) **"Article 56 Carryover Water"** shall mean water that the Agency elects to store under Article 56 in project surface conservation facilities for delivery in a subsequent year or years.

**ARTICLES 21 and 56 ARE DELETED IN THEIR ENTIRETY AND REPLACED WITH THE FOLLOWING TEXT:**

**21. Interruptible Water Service**

**(a) Allocation of Interruptible Water**

Each year from water sources available to the project, the State shall make available and allocate interruptible water to contractors in accordance with the procedure in Article 18(a). Allocations of interruptible water in any one year may not be carried over for delivery in a subsequent year, nor shall the delivery of interruptible water in any year impact the Agency's approved deliveries of Annual Table A Amount or the Agency's allocation of water for the next year. Deliveries of interruptible water in excess of the Agency's Annual Table A Amount may be made if the deliveries do not adversely affect the State's delivery of Annual Table A Amount to other contractors or adversely affect project operations. Any amounts of water owed to the Agency as of the date of this amendment pursuant to former Article 12(d), any contract provisions or letter agreements relating to wet weather water, and any Article 14(b) balances accumulated prior to 1995, are canceled. The State shall hereafter use its best efforts, in a manner that causes no adverse impacts upon other contractors or the project, to avoid adverse economic impacts due to the Agency's inability to take water during wet weather.

**(b) Notice and Process for Obtaining Interruptible Water**

The State shall periodically prepare and publish a notice to contractors describing the availability of interruptible water under this Article. To obtain a supply of interruptible water, including a supply from a transfer of interruptible water, the Agency shall execute a further agreement with the State. The State will timely process such requests for scheduling the delivery of the interruptible water.

**(c) Rates**

For any interruptible water delivered pursuant to this Article, the Agency shall pay the State the same (including adjustments) for power resources (including on-aqueduct, off-aqueduct, and any other power) incurred in the transportation of such water as if such interruptible water were Table A Amount water, as well as all incremental operation, maintenance, and replacement costs, and any other incremental costs, as determined by the State. The State shall not include any administrative or contract preparation charge. Incremental costs shall mean those nonpower costs which would not be incurred if interruptible water were not scheduled for or delivered to the Agency. Only those contractors not participating in the repayment of the capital costs of a reach shall be required to pay any use of facilities charge for the delivery of interruptible water through that reach.

**(d) Transfers of Interruptible Water**

- (1) Tulare Lake Basin Water Storage District, Empire West-Side Irrigation District, Oak Flat Water District, and County of Kings may transfer to other contractors a portion of interruptible water allocated to them under subdivision (a) when the State determines that interruptible water is available.
- (2) The State may approve the transfer of a portion of interruptible water allocated under subdivision (a) to contractors other than those listed in (d)(1) if the contractor acquiring the water can demonstrate a special need for the transfer of interruptible water.
- (3) The contractors participating in the transfer shall determine the cost compensation for the transfers of interruptible water.



The transfers of interruptible water shall be consistent with Articles 56(d) and 57.

**56. Use and Storage of Project Water Outside of Service Area and Article 56 Carryover Water**

**(a) State Consent to Use of Project Water Outside of Service Area**

Notwithstanding the provisions of Article 15(a), the State hereby consents to the Agency storing Project Water in a groundwater storage program, project surface conservation facilities and in nonproject surface storage facilities located outside its service area for later use by the Agency within its service area and to the Agency transferring or exchanging Project Water outside its service area consistent with agreements executed under this contract.

**(b) Groundwater Storage Programs**

The Agency shall cooperate with other contractors in the development and establishment of groundwater storage programs. The Agency may elect to store Project Water in a groundwater storage program outside its service area for later use within its service area. There shall be no limit on the amount of Project Water the Agency can store outside its service area during any year in a then existing and operational groundwater storage program.

**(1) Transfers of Annual Table A Amount stored in a groundwater storage program outside a contractor's service area.**

In accordance with applicable water rights law and the terms of this Article, the Agency may transfer any Annual Table A Amount stored on or after the effective date of the Water Management Amendment in a groundwater storage program outside its service area to another contractor for use in that contractor's service area. These transfers must comply with the requirements of Articles 56(c)(4)(i)-(v), (6) and (7), and Article 57. The Agency will include these transfers in its preliminary water delivery schedule required in Article 12(a).

**(2) Exchanges of any Annual Table A Amount stored in a groundwater storage program outside a contractor's service area.**

In accordance with applicable water rights law and the terms of this Article, the Agency may exchange any Annual Table A Amount stored on or after the effective date of the Water Management Amendment in a groundwater storage program outside its service area with another contractor for use in that contractor's service area. These exchanges must comply with the requirements in Article 56(c)(4)(i)-(v). The Agency shall include these exchanges in its preliminary water delivery schedule pursuant to Article 12(a).

**(c) Article 56 Carryover Water and Transfers or Exchanges of Article 56 Carryover Water**

- (1) In accordance with any applicable water rights laws, the Agency may elect to use Article 56 Carryover Water within its service area, or transfer or exchange Article 56 Carryover Water to another contractor for use in that contractor's service area in accordance with the provisions of subdivision (c)(4) of this Article. The Agency shall submit to the State a preliminary water delivery schedule on or before October 1 of each year pursuant to Article 12(a), the quantity of water it wishes to store as Article 56 Carryover Water in the next succeeding year, and the quantity of Article 56 Carryover Water it wishes to transfer or exchange with another contractor in the next succeeding year. The amount of Project Water the Agency can add to storage in project surface conservation facilities and in nonproject surface storage facilities located outside the Agency's service area each year shall be limited to the lesser of the percent of the Agency's Annual Table A Amount shown in column 2 or the acre-feet shown in column 3 of the following table, depending on the State's final Table A water supply allocation percentage as shown in column 1. For the purpose of determining the amount of Project Water the Agency can store, the final water supply allocation percentage shown in column 1 of the table below shall apply to the Agency. However, there shall be no limit to storage in nonproject facilities in a year in which the State's final water supply allocation percentage is one hundred percent. These limits shall not apply to water stored pursuant to Articles 12(e) and 14(b).

1. Final Water Supply Allocation Percentage	2. Maximum Percentage of Agency's Annual Table A Amount That Can Be Stored	3. Maximum Acre-Foot That Can Be Stored
50% or less	25%	100,000
51%	26%	104,000
52%	27%	108,000
53%	28%	112,000
54%	29%	116,000
55%	30%	120,000
56%	31%	124,000
57%	32%	128,000
58%	33%	132,000
59%	34%	136,000
60%	35%	140,000
61%	36%	144,000
62%	37%	148,000
63%	38%	152,000
64%	39%	156,000
65%	40%	160,000
66%	41%	164,000
67%	42%	168,000
68%	43%	172,000
69%	44%	176,000
70%	45%	180,000
71%	46%	184,000
72%	47%	188,000
73%	48%	192,000
74%	49%	196,000
75% or more	50%	200,000

- (2) Storage capacity in project surface conservation facilities at any time in excess of that needed for project operations shall be made available to requesting contractors for storage of project and Nonproject Water. If such storage requests exceed the available storage capacity, the available capacity shall be allocated among contractors requesting storage in proportion to their Annual Table A Amounts for that year. The Agency may store water in excess of its allocated share of capacity as long as capacity is available for such storage.
- (3) If the State determines that a reallocation of excess storage capacity is needed as a result of project operations or because of the exercise of a contractor's storage right, the available capacity shall be reallocated among contractors requesting storage in proportion to their respective Annual

Table A Amounts for that year. If such reallocation results in the need to displace water from the storage balance for any contractor or noncontractor, the water to be displaced shall be displaced in the following order of priority:

First, water, if any, stored for noncontractors;

Second, water stored for a contractor that previously was in excess of that contractor's allocation of storage capacity; and

Third, water stored for a contractor that previously was within that contractor's allocated storage capacity.

The State shall determine whether water stored in a project surface water conservation facility is subject to displacement and give as much notice as feasible of a potential displacement. If the Agency transfers or exchanges Article 56 Carryover Water pursuant to this subdivision to another contractor for storage in such facility, the State shall recalculate the amount of water that is subject to potential displacement for both contractors participating in the transfer or exchange. The State's recalculation shall be made pursuant to subdivision (4) of this Article.

**(4) Transfers or Exchanges of Article 56 Carryover Water**

The Agency may transfer or exchange its Article 56 Carryover Water as provided in this subdivision under a transfer or an exchange agreement with another contractor. Water stored pursuant to Articles 12(e) and 14(b) and Nonproject Water shall not be transferred or exchanged. Transfers or exchanges of Article 56 Carryover Water under this subdivision shall comply with subdivision (f) of this Article and Article 57 as applicable, which shall constitute the exclusive means to transfer or exchange Article 56 Carryover Water.

On or around January 15 of each year, the State shall determine the maximum amount of Article 56 Carryover Water as of January 1 that will be available for transfers or exchanges during that year. The State's determination shall be consistent with subdivisions (c)(1) and (c)(2) of this Article.

The State shall timely process requests for transfers or exchanges of Article 56 Carryover Water by participating contractors. After execution of the transfer or exchange agreement between the State and the contractors participating in the transfer or exchange, the State shall recalculate each contractor's storage amounts for the contractors participating in the transfer or exchange. The State's recalculation shall result in an increase by an amount of water within the storage amounts for the contractor receiving the water and a decrease by the same amount of water for the contractor transferring or exchanging water. The State's recalculation shall be based on the criteria set forth in the State's transfer or exchange agreement with the participating contractors. The State's calculations shall also apply when a contractor uses Article 56 Carryover Water to complete an exchange.

Transfers and exchanges of Article 56 Carryover Water shall meet all of the following criteria:

- (i) Transfers or exchanges of Article 56 Carryover Water are limited to a single-year. Project Water returned as part of an exchange under subdivision (c)(4) may be returned over multiple years.
- (ii) The Agency may transfer or exchange an amount up to fifty percent (50%) of its Article 56 Carryover Water to another contractor for use in that contractor's service area.
- (iii) Subject to approval of the State, the Agency may transfer or exchange an amount greater than 50% of its Article 56 Carryover Water to another contractor for use in that contractor's service area. The Agency seeking to transfer or exchange greater than 50% of its Article 56 Carryover Water shall submit a written request to the State for approval. The Agency making such a request shall demonstrate to the State how it will continue to meet its critical water needs in the current year of the transfer or exchange and in the following year.

- (iv) The contractor receiving the water transferred or exchanged under subdivisions (4)(i) or (ii) above shall confirm in writing to the State its need for the water that year and shall take delivery of the water transferred or exchanged in the same year.
  - (v) Subject to the approval of the State, the Agency may seek an exception to the requirements of subdivisions (4)(i), (ii), and (iii) above. The Agency seeking an exception shall submit a written request to the State demonstrating to the State the need for 1) using project surface conservation facilities as the transfer or exchange point for Article 56 Carryover Water if the receiving contractor cannot take delivery of the transfer or exchange water in that same year, 2) using project surface conservation facilities for the transfer or exchange of one contractor's Article 56 Carryover Water to another contractor to reduce the risk of the water being displaced, or 3) for some other need.
- (5) The restrictions on storage of Project Water outside the Agency's service area provided for in this subdivision (c), shall not apply to storage in any project off-stream storage facilities constructed south of the Delta after the date of the Monterey Amendment.
- (6) For any Project Water stored outside its service area pursuant to subdivisions (b) and (c), the Agency shall pay the State the same (including adjustments) for power resources (including on-aqueduct, off-aqueduct, and any other power) incurred in the transportation of such water as the Agency pays for the transportation of Annual Table A Amount to the reach of the project transportation facility from which the water is delivered to storage. If Table A Amount is stored, the Delta Water Charge shall be charged only in the year of delivery to interim storage. For any stored water returned to a project transportation facility for final delivery to its service area, the Agency shall pay the State the same for power resources (including on-aqueduct, off-aqueduct, and any other power) incurred in the transportation of such water calculated from the point of

return to the aqueduct to the turn-out in the Agency's service area. In addition, the Agency shall pay all incremental operation, maintenance, and replacement costs, and any other incremental costs, as determined by the State, which shall not include any administrative or contract preparation charge. Incremental costs shall mean those nonpower costs which would not be incurred if such water were scheduled for or delivered to the Agency's service area instead of to interim storage outside the service area. Only those contractors not participating in the repayment of a reach shall be required to pay a use of facilities charge for use of a reach for the delivery of water to, or return of water from, interim storage.

- (7) If the Agency elects to store Project Water in a nonproject facility within the service area of another contractor it shall execute a contract with that other contractor prior to storing such water which shall be in conformity with this Article and will include at least provisions concerning the point of delivery and the time and method for transporting such water.

**(d) Non-Permanent Water Transfers of Project Water**

Notwithstanding the provisions of Article 15(a), the State hereby consents to the Agency transferring Project Water outside its service area in accordance with the following:

- (1) The participating contractors shall determine the duration and compensation for all water transfers, including single-year transfers, Transfer Packages and multi-year transfers.
- (2) The duration of a multi-year transfer shall be determined by the participating contractors to the transfer, but the term of the transfer agreement shall not extend beyond the term of the Contract with the earliest term.
- (3) A Transfer Package shall be comprised of two or more water transfer agreements between the same contractors. The State shall consider each proposed water transfer within the package at the same time and shall apply the transfer criteria pursuant to Article 57 in the review and approval of each transfer. The State shall not consider a Transfer Package as an exchange.

**(e) Continuance of Article 12(e) Carry-over Provisions**

The provisions of this Article are in addition to the provisions of Article 12(e), and nothing in this Article shall be construed to modify or amend the provisions of Article 12(e). Any contractor electing to transfer or exchange Project Water during any year in accordance with the provisions of subdivision (c) of this Article, shall not be precluded from using the provisions of Article 12(e) for carrying over water from the last three months of that year into the first three months of the succeeding year.

**(f) Bona Fide Exchanges Permitted**

Notwithstanding the provisions of Article 15(a), the State hereby consents to the Agency exchanging Project Water outside its service area consistent with this Article. Nothing in this Article shall prevent the Agency from entering into bona fide exchanges of Project Water for use outside the Agency's service area with other parties for Project Water or Nonproject Water if the State consents to the use of the Project Water outside the Agency's service area. Also, nothing in this Article shall prevent the Agency from continuing those exchange or sale arrangements entered into prior to September 1, 1995. Nothing in this Article shall prevent the Agency from continuing those exchange or sale arrangements entered into prior to the effective date of this Amendment which had previously received any required State approvals. The State recognizes that the hydrology in any given year is an important factor in exchanges. A "bona fide exchange" shall mean an exchange of water involving the Agency and another party where the primary consideration for one party furnishing water to another party is the return of a substantially similar amount of water, after giving due consideration to the hydrology, the length of time during which the water will be returned, and reasonable payment for costs incurred. In addition, the State shall consider reasonable deductions based on expected storage or transportation losses that may be made from water delivered. The State may also consider any other nonfinancial conditions of the return. A "bona fide exchange" shall not involve a significant payment unrelated to costs incurred in effectuating the exchange. The State, in consultation with the contractors, shall have authority to determine whether a proposed exchange of water constitutes a "bona fide exchange" within the meaning of this paragraph and not a disguised sale.

**Exchanges of Project Water**



Exchanges of Project Water shall be consistent with Article 57. In addition, the State shall apply the following criteria to its review of each exchange of Project Water as set forth below:

(1) **Exchange Ratio**

Exchange ratio shall mean the amount of water delivered from a contractor's project supply in a year to another contractor compared to the amount of water returned to the first contractor in a subsequent year by the other contractor. All exchanges shall be subject to the applicable exchange ratio in this Article as determined by the allocation of available supply for the Annual Table A Amount at the time the exchange transaction between the contractors is executed.

- (a) For allocations greater than or equal to 50%, the exchange ratio shall be no greater than 2 to 1.
- (b) For allocations greater than 25% and less than 50%, the exchange ratio shall be no greater than 3 to 1.
- (c) For allocations greater than 15% and less than or equal to 25%, the exchange ratio shall be no greater than 4 to 1.
- (d) For allocations less than or equal to 15%, the exchange ratio shall be no greater than 5 to 1.

(2) **Cost Compensation**

The State shall determine the maximum cost compensation calculation using the following formula:

The numerator shall be the exchanging contractor's conservation minimum and capital and transportation minimum and capital charges, including capital surcharges. DWR will set the denominator using the State Water Project allocation which incorporates the May 1 monthly Bulletin 120 runoff forecast.

If the Agency submits a request for approval of an exchange prior to May 1, the State shall provide timely approval with the obligation of the contractors to meet the requirement of the maximum compensation. If the maximum compensation is exceeded because the agreement between the

contractors is executed prior to the State Water Project allocation as defined in (c)(2) above, the contractors will revisit the agreement between the two contractors and make any necessary adjustments to the compensation. If the contractors make any adjustments to the compensation, they shall notify the State.

**(3) Period During Which the Water May Be Returned:**

The period for the water to be returned shall not be greater than 10 years and shall not go beyond the expiration date of this Contract. If the return of the exchange water cannot be completed within 10 years, the State may approve a request for an extension of time.

**(g) Other Transfers**

Nothing in this Article shall modify or amend the provisions of Articles 15(a), 18(a) or Article 41, except as expressly provided for in subdivisions (c) and (d) of this Article and in subdivision (d) of Article 21.

## NEW CONTRACT ARTICLES

### ARTICLE 57 IS ADDED TO THE CONTRACT AS A NEW ARTICLE AS FOLLOWS:

#### 57. Provisions Applicable to Both Transfers and Exchanges of Project Water

- (a) Nothing in this Article modifies or limits Article 18 (a).
- (b) Transfers and exchanges shall not have the protection of Article 14(b).
- (c) The Agency may be both a buyer and seller in the same year and enter into multiple transfers and exchanges within the same year.
- (d) Subject to the State's review and approval, all transfers and exchanges shall satisfy the following criteria:
  - (1) Transfers and exchanges shall comply with all applicable laws and regulations.
  - (2) Transfers and exchanges shall not impact the financial integrity of the State Water Project. Transfers and exchange agreements shall include provisions to cover all costs to the State for the movement of water such as power costs and use of facility charge.
  - (3) Transfers and exchanges shall be transparent, including compliance with subdivisions (g) and (h) of this Article.
  - (4) Transfers and exchanges shall not harm other contractors not participating in the transfer or exchange.
  - (5) Transfers and exchanges shall not create significant adverse impacts to the service area of each contractor participating in the transfer or exchange.
  - (6) Transfers and exchanges shall not adversely impact State Water Project operations.
- (e) The Agency may petition the State and the State shall have discretion to approve an exception to the criteria set forth in subdivision (d) in the following cases:
  - (1) When a transfer or an exchange does not meet the criteria, but the Agency has determined that there is a compelling need to proceed with the transfer or exchange.

- (2) When the Agency has received water in a transfer or an exchange and cannot take all of the water identified in the transaction in the same year, the Agency may request to store its water consistent with Article 56(c), including in San Luis Reservoir.
- (f) The State will timely process such requests for scheduling the delivery of the transferred or exchanged water. Contractors participating in a transfer or an exchange shall submit the request in a timely manner.
- (g) The Agency shall, for each transfer or exchange it participates in, confirm to the State in a resolution or other appropriate document approving the transfer or exchange, including use of Article 56(c) stored water, that:
  - (1) The Agency has complied with all applicable laws.
  - (2) The Agency has provided any required notices to public agencies and the public.
  - (3) The Agency has provided the relevant terms to all contractors and to the Water Transfers Committee of the State Water Contractors Association.
  - (4) The Agency is informed and believes that the transfer or exchange will not harm other contractors.
  - (5) The Agency is informed and believes that the transfer or exchange will not adversely impact State Water Project operations.
  - (6) The Agency is informed and believes that the transfer or exchange will not affect its ability to make all payments, including payments when due under its Contract for its share of the financing costs of the State's Central Valley Project Revenue Bonds.
  - (7) The Agency has considered the potential impacts of the transfer or exchange within its service area.
- (h) **Dispute Resolution Process Prior to Executing an Agreement**

The State and the contractors shall comply with the following process to resolve disputes if a contractor that is not participating in the transfer or exchange claims that the proposed transfer and/or exchange has a significant adverse impact.

  - (1) Any claim to a significant adverse impact may only be made after the Agency has submitted the relevant terms pursuant to Article

57(g)(3) and before the State approves a transfer or an exchange agreement.

- (2) In the event that any dispute cannot be resolved among the contractors, the State will convene a group including the Department's Chief of the State Water Project Analysis Office, the Department's Chief Counsel and the Department's Chief of the Division of Operations or their designees and the contractors involved. The contractor's representatives shall be chosen by each contractor. Any contractor claiming a significant adverse impact must submit written documentation to support this claim and identify a proposed solution. This documentation must be provided 2 weeks in advance of a meeting of the group that includes the representatives identified in this paragraph.
- (3) If this group cannot resolve the dispute, the issue will be taken to the Director of the Department of Water Resources and that decision will be final.

**WATER MANAGEMENT AMENDMENT IMPLEMENTING  
AND ADMINISTRATIVE PROVISIONS**

**IT IS FURTHER MUTUALLY AGREED** that the following provisions, which shall not be part of the Water Supply Contract text, shall be a part of this Amendment and be binding on the Parties.

**1. EFFECTIVE DATE OF WATER MANAGEMENT AMENDMENT**

- (a) The Water Management Amendment shall take effect (“Water Management Amendment effective date”) on the last day of the calendar month in which the State and 24 or more contractors have executed the Water Management Amendment, unless a final judgment by a court of competent jurisdiction has been entered that the Water Management Amendment is invalid or unenforceable or a final order has been entered that enjoins the implementation of the Water Management Amendment.
- (b) If any part of the Water Management Amendment of any contractor is determined by a court of competent jurisdiction in a final judgment or order to be invalid or unenforceable, the Water Management Amendments of all contractors shall be of no force and effect unless the State and 24 or more contractors agree any the remaining provisions of the contract may remain in full force and effect.
- (c) If 24 or more contractors have not executed the Water Management Amendment by February 28, 2021 then within 30 days the State, after consultation with the contractors that have executed the amendment, shall make a determination whether to waive the requirement of subdivision (a) of this effective date provision. The State shall promptly notify all contractors of the State’s determination. If the State determines, pursuant to this Article to allow the Water Management Amendment to take effect, it shall take effect only as to those consenting contractors.
- (d) If any contractor has not executed the Water Management Amendment within sixty (60) days after its effective date pursuant to subdivisions (a) through (c) of this effective date provision, this Amendment shall not take effect as to such contractor unless the contractor and the State, in its discretion, thereafter execute such contractor’s Water Management Amendment, in which case the Water Management Amendment effective date for purposes of that contractor’s Amendment shall be as agreed upon by the State and contractor, and shall replace the effective date identified in subdivision (a) for that contractor.

**2. ADMINISTRATION OF CONTRACTS WITHOUT WATER MANAGEMENT AMENDMENT**

The State shall administer the water supply contracts of any contractors that do not execute the Water Management Amendment in a manner that is consistent with the contractual rights of such contractors. These contractors' rights are not anticipated to be affected adversely or benefited by the Water Management Amendments.

**3. OTHER CONTRACT PROVISIONS**

Except as amended by this Amendment, all provisions of the contract shall be and remain the same and in full force and effect, provided, however, that any reference to the definition of a term in Article 1, shall be deemed to be a reference to the definition of that term, notwithstanding that the definition has been re-lettered within Article 1. In preparing a consolidated contract, the parties agree to update all such references to reflect the definitions' lettering within Article 1.

**4. DocuSign**

The Parties agree to accept electronic signatures generated using DocuSign as original signatures.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment on the date first above written.

Approved as to Legal Form and Sufficiency:

*Spencer Kenner* \_\_\_\_\_ <sup>kd</sup>  
Chief Counsel  
Department of Water Resources

STATE OF CALIFORNIA  
DEPARTMENT OF WATER RESOURCES

*[Signature]* \_\_\_\_\_  
Director

4/22/2021  
Date

Michael G. Ghizzoni  
County Counsel  
Approved as to Form:  
*Johannah Hartley* \_\_\_\_\_  
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~~General Counsel~~ Deputy  
Santa Barbara County Flood Control  
and Water Conservation District

SANTA BARBARA COUNTY FLOOD  
CONTROL AND WATER  
CONSERVATION DISTRICT  
DocuSigned by:  
*Scott McGolpin* \_\_\_\_\_  
1D6104A97F1C4E8...  
~~General Manager~~  
Scott D. McGolpin, Public Works Director  
4/20/2021 | 4:14 PM PDT

Date





## CENTRAL COAST WATER AUTHORITY

### MEMORANDUM

March 28, 2024

**TO:** CCWA Board of Directors

**FROM:** Dessi Mladenova  
Controller

**SUBJECT:** CCWA FY 2024/25 Preliminary Budget

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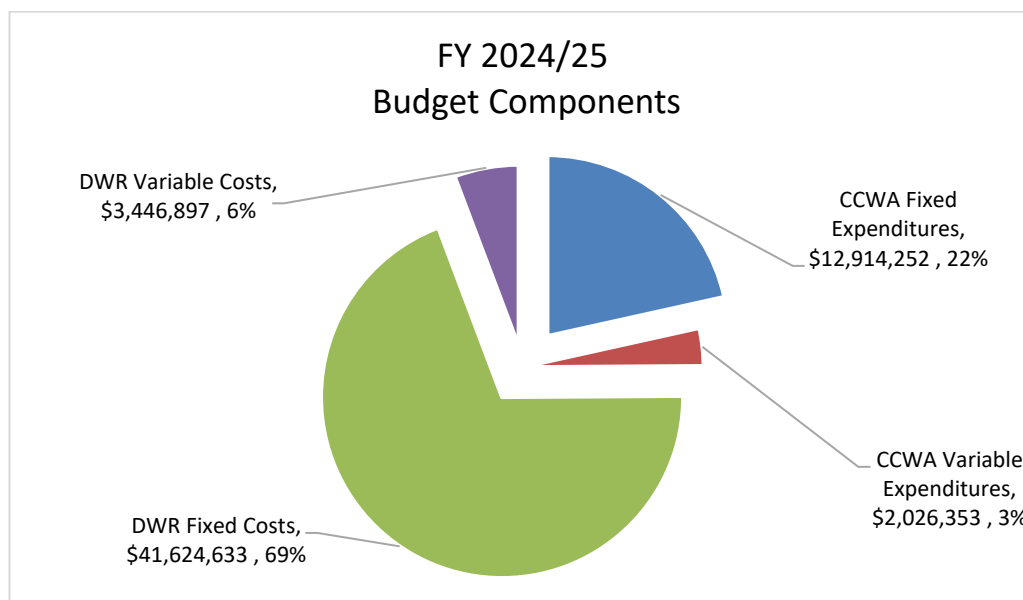
#### SUMMARY

The Preliminary FY 2024/25 Budget document has been posted for review at the CCWA website [www.ccwa.com](http://www.ccwa.com) under the Major Reports tab. This memorandum provides an overview of the preliminary budget and highlights significant changes between it and the Final approved FY 2023/24 Budget. Staff provided an overview of the Preliminary FY 2024/25 Budget at the March 14, 2024 Operating Committee meeting, and will be providing an overview at the March 28, 2024 CCWA Board Meeting.

#### DISCUSSION

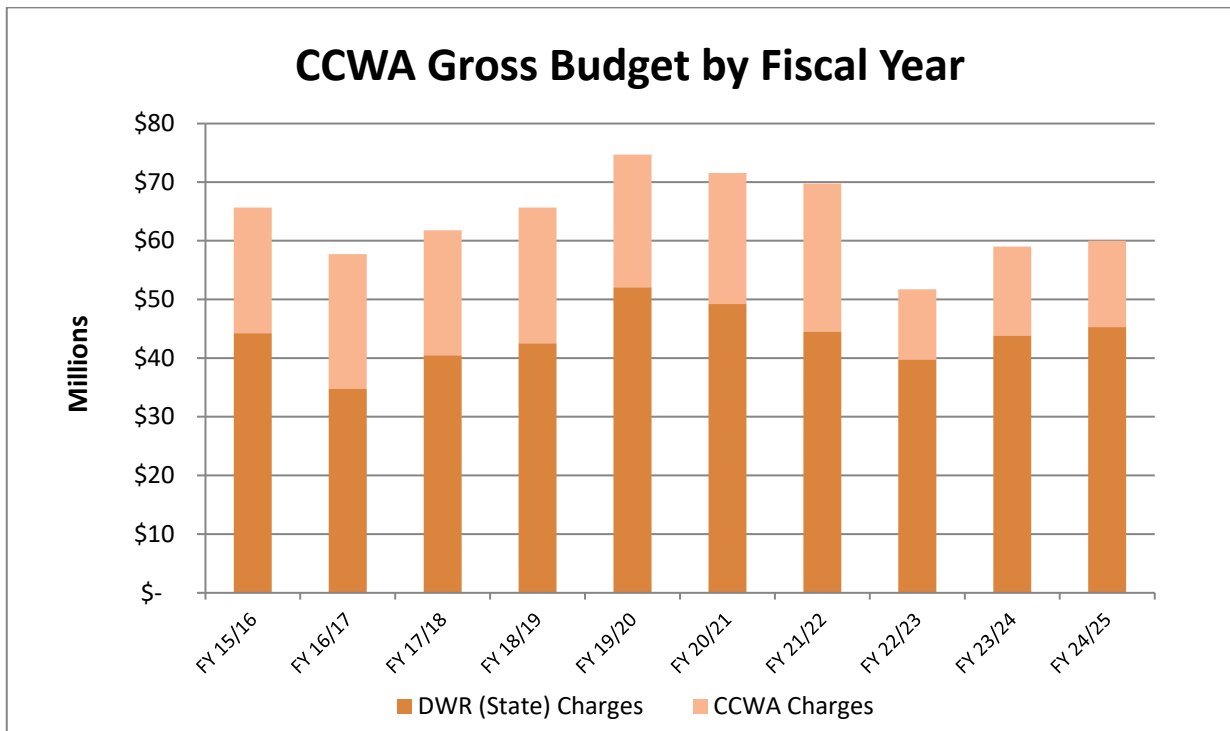
The FY 2024/25 Preliminary Budget calls for total project participant payments of \$59.4 million compared to the FY 2023/24 adopted budget of \$58 million, a \$1.4 million increase.

The following graph shows the various components of the FY 2024/25 Preliminary Budget and subsequent table compares the Preliminary FY 2024/25 Budget and the Final FY 2023/24 Budget:



Budget Item	Final FY 2022/23 Budget	Preliminary FY 2024/25 Budget	Increase (Decrease)
<b>CCWA Expenses</b>			
CCWA Operating Expenses - Fixed	\$ 10,542,387	\$ 10,636,562	\$ 94,175
CCWA Operating Expenses - Variable	1,787,951	2,026,353	238,402
Capital/Non-Capital Projects	2,806,978	2,060,730	(746,248)
Total CCWA Expenses:	15,137,316	14,723,646	(413,670)
<b>Pass-Through Expenses</b>			
DWR Fixed Costs	41,332,415	41,624,633	292,218
DWR Variable Costs	2,192,585	3,446,897	1,254,312
Warren Act and Trust Fund Payments	331,429	216,960	(114,469)
Total Pass-Through Expenses:	43,856,429	45,288,489	1,432,060
Subtotal Gross Budget:	58,993,745	60,012,135	1,018,390
CCWA (Credits) Due	(971,784)	(546,086)	425,698
TOTAL:	\$ 58,021,961	\$ 59,466,049	\$ 1,444,088

The following graph shows the CCWA and DWR gross budget (without CCWA credits) for the past ten years.



## CCWA Operating Expense Budget

The Preliminary FY 2024/25 CCWA operating expense budget totals \$12,662,916 which is \$332,577 more than the FY 2023/24 operating expense budget, or a 2.7% increase.

The following table shows the allocation between the fixed and variable CCWA O&M expenses for FY 2024/25 and FY 2023/24.

	<b>Final FY 2023/24 Budget</b>	<b>Preliminary FY 2024/25 Budget</b>	<b>Increase</b>	<b>Percentage Change</b>
Fixed O&M	\$ 10,542,387	\$ 10,636,562	\$ 94,175	0.89%
Variable O&M	1,787,951	2,026,353	238,402	13.33%
Total:	<u>\$ 12,330,338</u>	<u>\$ 12,662,916</u>	<u>\$ 332,578</u>	<u>2.70%</u>

The following is a list of the major highlights of the operating expense budget. Additional highlights and detailed explanations are available in the departmental sections of the preliminary budget.

### Water Deliveries

Total requested water deliveries for FY 2024/25 are 16,338-acre feet compared to the FY 2023/24 requested deliveries of 13,964-acre feet, an increase of 2,374 acre-feet.

### Personnel Expenses

Personnel expenses are increasing by about \$489,797 which includes the following changes from the prior year:

- The FY 2024/25 total salaries and wages budget for all departments is increasing \$225,869 as compared to the prior fiscal year budget, representing an increase of 5.9%.
- CalPERS retirement expenses are increasing by approximately \$68,148. The combined CCWA paid employer, employee and unfunded actuarial liability contribution rates for the FY 2024/25 total 33.62% as compared to the prior year amount of 33.52%, for a combined increase of 0.10%.
- Health insurance, dental/vision plan expenses and cafeteria plan benefits combined are increasing by about \$105,796 or 14.92% due to; 1) The 2024 CalPERS health insurance plan with the lowest premiums increased by 14.87% over the 2023 premiums, as opposed to the increase of 5% budgeted for the calendar year 2024; 2) The FY 2024/25 Budget also includes an estimated 10% increase in the health insurance premiums effective January 1, 2025. The health plan estimates are based on the elections of each employee at the time the budget is prepared.
- The FY 2024/25 Budget includes a \$213,476 deposit into the Retiree Benefit Trust Program, a 2% increase or \$4,760 from FY 2023/24 budget amount. This OPEB actuarial determined contribution is based on actuarial assumptions for the required minimum contribution under PEMHCA and the additional vested portion of retiree only

premiums for employees who are 62 years of age or older and retire from CCWA having completed at least 10 years of CCWA service.

#### Supplies and Equipment

Supplies and equipment are decreasing by \$21,328 based primarily due to the decreased cost of chemicals needed. Estimates are based on historical data and the costs of treatment are directly related to changes in water quality.

#### Monitoring Expenses

Monitoring expenses are only decreasing by \$9,835 due to fewer lab supplies and equipment needed as identified by the Senior Chemist.

#### Repairs and Maintenance

Repairs and maintenance costs are increasing by about \$51,660 due to increased repair and maintenance on aging equipment and vehicles.

#### Professional Services

Professional Services are decreasing by \$624,966 due primarily to a decrease in legal costs and partially offset by an increase in accounting and recruiting services.

#### General and Administrative

General and Administrative costs are increasing by about \$9,426 due to an increase in meeting and travel and dues and memberships.

#### Utilities

Utility expenses are increasing by about \$282,262 largely due to an increase in variable electric expenses based on expected deliveries.

#### Other Expenses

Other expenses are increasing by about \$154,562 due to increased insurance costs and computer expenses.

Approximately 54% of the operating expense budget represents personnel expenses. This is followed by 13% for supplies and equipment and 12% for professional services, with the balance being comprised of other expenses.

### **CCWA Capital Improvement & Non-Capital Projects**

The Preliminary FY 2024/25 Budget includes \$2,060,730 for capital and non-capital improvement projects, a \$746,248 decrease over the prior year amount. All capital improvement and non-capital projects are normally funded on a current basis from project participant assessments.

Please refer to the “*Projects*” section of the Preliminary FY 2024/25 Budget for additional information on the budgeted capital improvement projects.

## **Regional Water Treatment Plant Allocation and Santa Ynez Exchange Agreement Modifications**

The Preliminary FY 2024/25 fixed and variable regional water treatment plant allocation expense and corresponding credit is \$1,454,867 or \$44.19/AF for all Project Participants. The Preliminary FY 2024/25 fixed and variable Santa Ynez exchange agreement modifications total \$509,158, or \$209.96/AF.

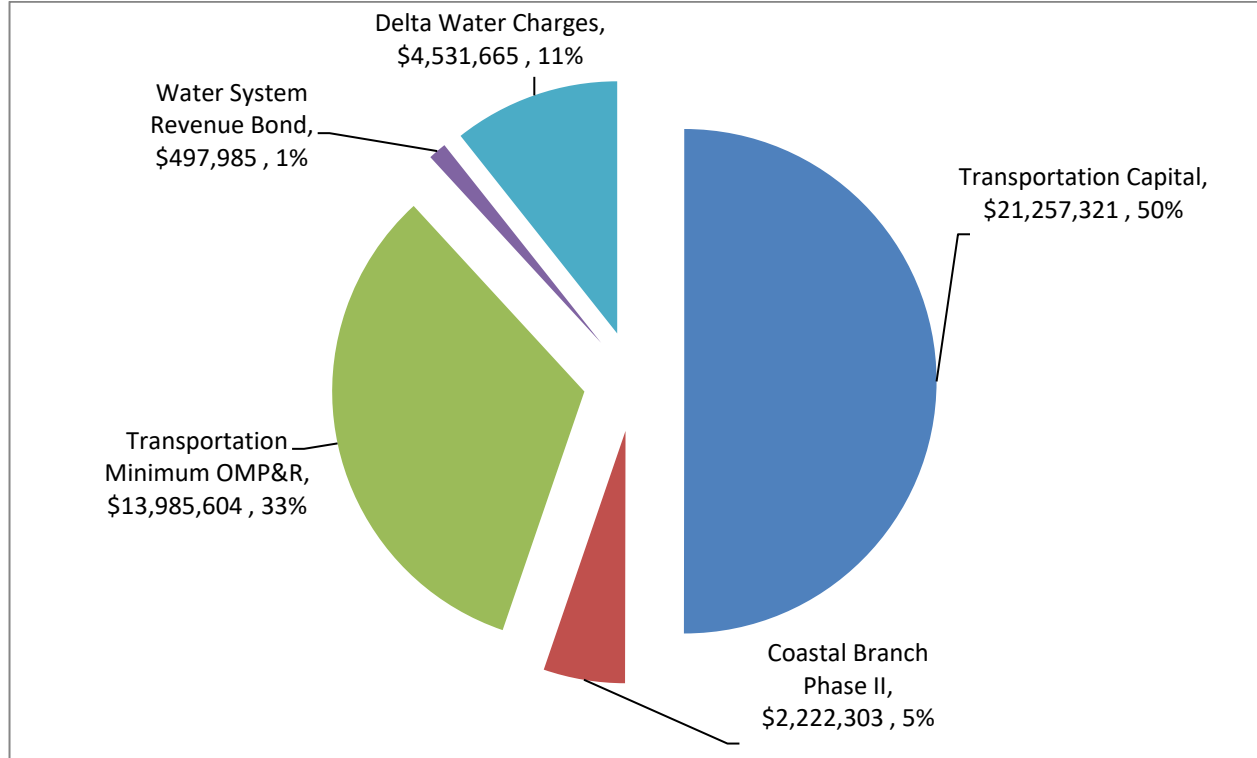
Please refer to the Water Treatment Plant section of the Budget for additional information on the regional water treatment plant allocation and Santa Ynez exchange agreement modifications.

## **Warren Act and Trust Fund Payments**

The Preliminary FY 2024/25 Budget includes \$216,960 for Warren Act and Trust Fund MOU payments based on \$166.38 per acre foot for 1,304-acre feet of water to be delivered to Cachuma Lake.

**DWR FIXED COSTS**

The DWR fixed costs are comprised of the following cost components:



The FY 2024/25 DWR fixed charges, exclusive of DWR investment income, total \$42,494,877 which is \$881,412 higher than the FY 2023/24 Budget. The reasons for the cost component variances are described later in this report.

**Transportation Capital**

The Transportation Capital cost component covers the use of facilities to transport water to the vicinity of each State water contractor turnout. Generally, the charge represents each contractor’s proportionate share of the reimbursable capital costs and fixed operating costs.

The FY 2024/25 Transportation capital charges are increasing by \$2,028,440 due to the following:

<b>Transportation Capital Budget-to-Budget Changes</b>			
	<b>FY 2023/24</b>	<b>FY 2024/25</b>	<b>Change</b>
Calculated Component	\$ 23,696,592	\$ 24,030,139	\$ 333,547
Rate Management Credits	(2,712,382)	(1,471,123)	1,241,260
Prior Year amount due	2,084	-	(2,084)
Prior Year Overcollection Credit	(1,327,321)	(1,325,144)	2,177
Other Adjustments	20,707	23,449	2,742
Addtl Amount Due (Credit)	(58,729)	-	58,729
Debt Service Reserve Fund Credit	(392,070)	-	392,070
<b>Total:</b>	<b>\$ 19,228,881</b>	<b>\$ 21,257,321</b>	<b>\$ 2,028,440</b>

**Coastal Branch Extension-Transportation Capital Reach 37 and 38**

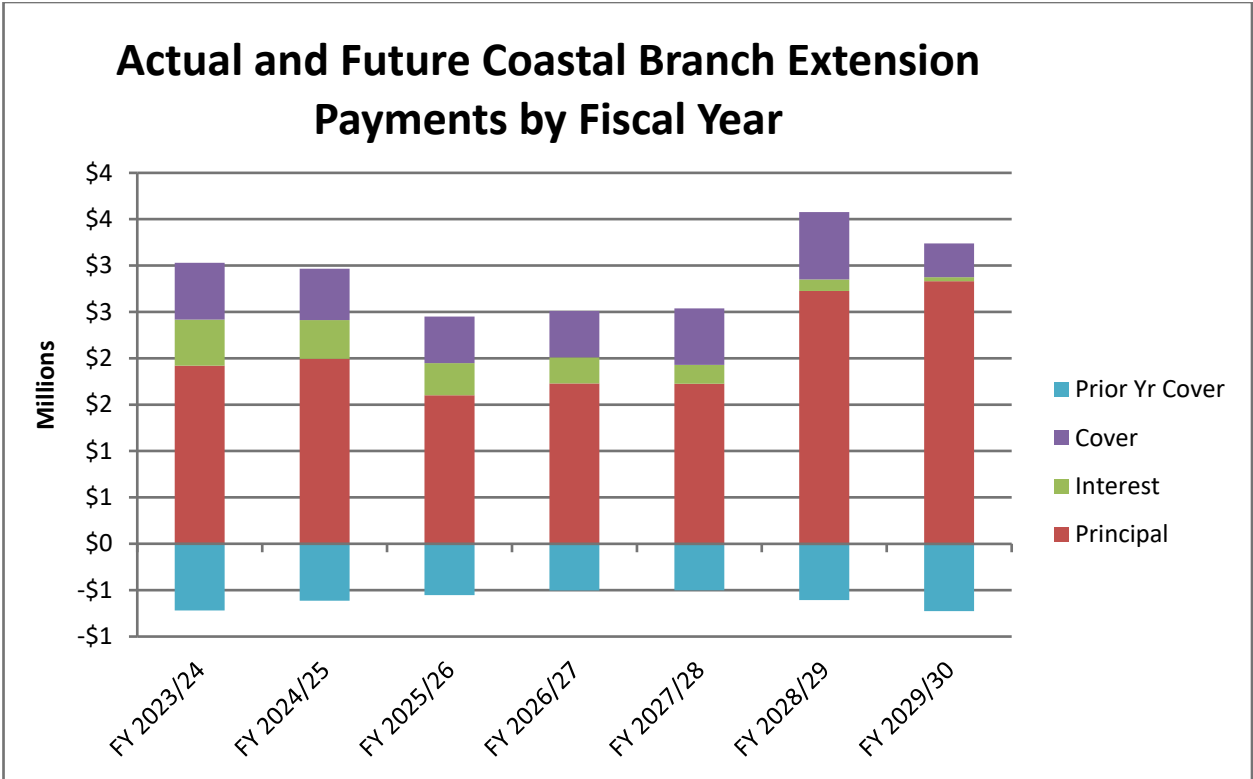
This represents the debt service for the Coastal Branch Extension bonds issued by DWR for the Coastal Branch Extension facilities in Santa Barbara County south of the Santa Maria River. CCWA is solely responsible for repayment of the debt service on these bonds to DWR. The charges are allocated according to DWR’s actual construction costs for the project with 51.84% allocated to Reach 37 and 48.16% allocated to Reach 38.

Coastal Branch Extension debt service payments for FY 2024/25 total \$2,222,303, which is \$631,070 higher than the prior year amount due to the following:

<b>Coastal Branch Extension Debt Service</b>			
	<b>FY 2023/24</b>	<b>FY 2024/25</b>	<b>Change</b>
Principal Payments	\$ 1,920,927	\$ 1,994,337	\$ 73,410
Interest Payments	495,546	418,073	(77,473)
Bond Cover	613,294	553,958	(59,336)
Rate Management Credits	(206,939)	(112,238)	94,701
Return of Prior Year Cover	(728,336)	(613,294)	115,042
Prior year amount due (credit)	(245,802)	(18,533)	227,269
Excess Reserve Fund Credits	(237,995)	-	237,995
Prior year amount due (credit)	(19,462)	-	19,462
Total:	<u>\$ 1,591,233</u>	<u>\$ 2,222,303</u>	<u>\$ 631,070</u>

**Principal, Interest and Bond Cover Changes**

Over the years, DWR has refinanced some of the original bonds used to finance these facilities and the resulting debt service repayment fluctuates significantly between years as can be seen in the following graph.



In addition to the revenue bond principal and interest, DWR also collects bond cover or an additional 25% of revenue bond payments as an additional security for the bond holders. DWR holds one year of bond cover and then returns the prior year bond cover payments as credits.

**Transportation Minimum OMP&R**

Transportation Minimum OMP&R charges are the operations and maintenance costs incurred by DWR to operate the State Water Project that generally do not depend on or vary with the quantities of water delivered to CCWA.

For FY 2024/25, total Transportation Minimum OMP&R charges are \$13,985,604, which is \$1,700,502 less than the prior year amount due to the following:

<b>Transportation Minimum OMP&amp;R</b>			
	<b>FY 2023/24</b>	<b>FY 2024/25</b>	<b>Change</b>
Calculated Component	\$ 12,125,783	\$ 13,499,575	\$ 1,373,792
Prior Year (Over)/Under Collection	2,616,229	486,030	(2,130,200)
Addtl Amount Due (Credit)	1,758,404	-	(1,758,404)
Prior Year Amount Due (Credit)	(814,310)	-	814,310
<b>Total:</b>	<b>\$ 15,686,106</b>	<b>\$ 13,985,604</b>	<b>\$ (1,700,502)</b>



DWR estimates the calendar year charges for each Contractor and then reconciles or “trues-up” the actual charges incurred in the following year(s) resulting in either an over or under-payment of charges.

**Water System Revenue Bond Surcharge**

The Water System Revenue Bond Surcharge (WSRB) represents the difference between the capital payments to DWR from the Contractors and the actual revenue bond debt service payments paid by DWR. For FY 2024/25, the WSRB is \$437,708 lower than the prior year amount.

**Delta Water Charge**

The Delta Water Charge is a unit charge applied to each acre-foot of State water Table A. The unit charge covers repayment of all outstanding reimbursable costs of the DWR Project Conservation Facilities with appropriate interest, by the end of the State water contract repayment period in 2035.

The FY 2024/25 Delta Water Charge totals \$4,531,665, which is \$360,112 higher than the prior year amount for the following reasons.

<i>Delta Water Charge</i>			
	<b>FY 2023/24</b>	<b>FY 2024/25</b>	<b>Change</b>
Rate per acre-foot	\$ 102.53	\$ 101.45	\$ (1.08)
Delta Water Charge	4,663,686	4,614,555	(49,131)
Rate Management Credits	(151,827)	(82,890)	68,937
Prior year amount due (credit)	(340,306)	-	340,306
Total:	\$ 4,171,553	\$ 4,531,665	\$ 360,112

As the table above shows, the FY 2024/25 rate per acre-foot totals \$101.45, which is \$1.08/AF less than the prior year amount.

The FY 2024/25 rate includes an estimated \$20.00/AF increase for calendar year 2025 for potential other conservation and delta related facilities (\$10.00/AF on a fiscal year basis).

**DWR VARIABLE COSTS**

The DWR variable charges are comprised of the following two cost components:

- Off-Aqueduct Charge
- Variable OMP&R

**Variable OMP&R Charges**

Variable OMP&R costs basically represent power costs to pump the water and represent costs that are based on and vary with the amount of State water deliveries.

For 2024/25, the variable OMP&R charges total \$3,425,677, which is \$1,272,395 more than the prior year amount. The budget is based on estimated water deliveries of 11,978 acre-feet.

The cost per acre-foot for water deliveries in FY 2024/25 is estimated to be \$286/AF.

**Variable Cost Per Acre-Foot Analysis**

The Preliminary FY 2024/25 variable cost per acre-foot for Table A water is \$389.90 for the North County project participants and \$864.18 for South Coast project participants.

The Preliminary Budget for FY 2024/25 reflects 2,425 AF in exchange deliveries between Santa Ynez ID#1 and the South Coast exchange participants. The large decrease in the estimated cost per acre-foot for South Coast project participants is due to the development of SYPP Operational Matrix to aid in the cost estimate for pumping water to Lake Cachuma by delivery amount and by number of pumps used.

**Total Payments Comparison by Project Participant**

The following table shows the total budgeted payments by project participant for FY 2023/24 and total payments shown on the FY 2024/25 Preliminary Budget and the corresponding increase or (decrease).

***Two-Year Total Combined Fixed and Variable Payments History by Project Participant***

<b>Project Participant</b>	<b>Total Payments FY 2023/24</b>	<b>Total Payments FY 2024/25</b>	<b>Change FY 2023/24 to FY 2024/25</b>
Guadalupe	\$ 734,046	\$ 737,392	\$ 3,346
Santa Maria	21,292,758	22,601,803	1,309,045
Golden State Water Co.	722,008	749,974	27,966
Vandenberg SFB	8,444,833	8,518,003	73,170
Buellton	834,809	875,082	40,273
Santa Ynez (Solvang)	2,195,787	2,297,460	101,673
Santa Ynez	1,174,374	1,211,548	37,174
Goleta	7,838,427	7,344,795	(493,632)
Morehart Land	326,862	321,854	(5,008)
La Cumbre	1,621,145	1,774,945	153,800
Raytheon	68,638	66,573	(2,066)
Santa Barbara	4,377,647	4,601,779	224,132
Montecito	4,346,841	4,277,864	(68,977)
Carpinteria	2,955,975	2,941,881	(14,093)
Shandon	15,779	14,557	(1,222)
Chorro Valley	518,146	591,416	73,270
Lopez	553,885	539,121	(14,764)
<b>TOTAL:</b>	<b>\$58,021,962</b>	<b>\$ 59,466,049</b>	<b>\$ 1,444,087</b>

Note: Total Payments for FY 2023/24 include \$1,611,216 in additional DWR fixed costs billed after the release of the 2024 SOC Rebill in October 2023

### **Two-Year Total Fixed Payments History by Project Participant**

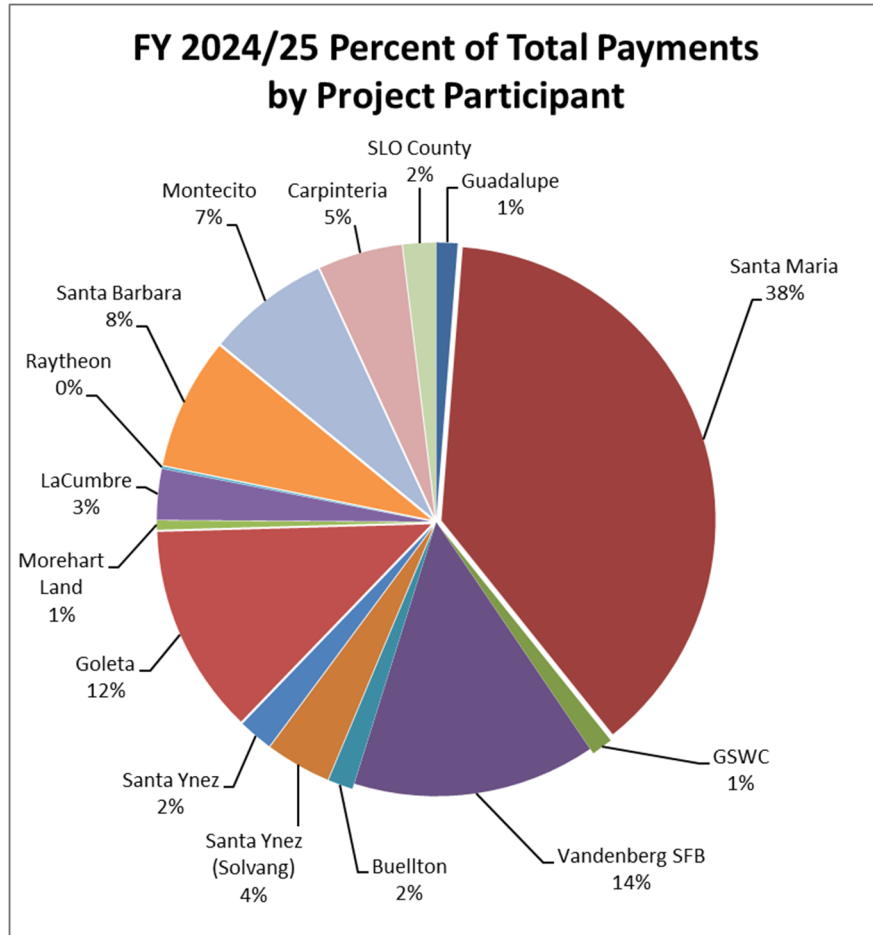
Project Participant	Total Payments FY 2023/24	Addtl DWR Fixed Payments FY 2023/24	Total Payments FY 2023/24	Total Payments FY 2024/25	Change FY 2023/24 to FY 2024/25
Guadalupe	\$ 679,975	\$ 17,416	\$ 697,391	\$ 691,821	\$ (5,569)
Santa Maria	19,980,008	700,737	20,680,745	20,653,598	(27,148)
Golden State Water Co.	645,258	10,186	655,444	647,098	(8,347)
Vandenberg SFB	7,236,494	204,597	7,441,091	7,665,545	224,454
Buellton	786,778	25,364	812,143	820,935	8,792
Santa Ynez (Solvang)	2,030,892	50,555	2,081,447	2,084,634	3,187
Santa Ynez	575,164	280,865	856,030	963,886	107,856
Goleta	6,736,161	97,928	6,834,089	6,746,920	(87,169)
Morehart Land	272,151	8,181	280,333	269,133	(11,200)
La Cumbre	1,403,604	18,662	1,422,267	1,399,029	(23,238)
Raytheon	66,309	2,329	68,639	60,527	(8,112)
Santa Barbara	4,189,175	55,296	4,244,471	4,174,949	(69,522)
Montecito	4,129,296	84,369	4,213,665	4,110,439	(103,227)
Carpinteria	2,756,935	54,729	2,811,664	2,743,797	(67,867)
Shandon	15,779	-	15,779	14,557	(1,222)
Chorro Valley	277,357	-	277,357	389,897	112,540
Lopez	317,442	-	317,442	339,075	21,634
<b>TOTAL:</b>	<b>\$ 52,098,781</b>	<b>\$ 1,611,216</b>	<b>\$ 53,709,997</b>	<b>\$ 53,775,839</b>	<b>\$ 65,842</b>

### **Two-Year Total Variable Payments History by Project Participant**

Project Participant	Total CCWA Payments FY 2023/24	Total DWR Payments FY 2023/24	Total Warren Act Payments FY 2023/24	Total variable Payments FY 2023/24	Total variable Payments FY 2024/25	Change FY 2023/24 to FY 2024/25
Guadalupe	\$ 11,083	\$ 23,265	\$ -	\$ 34,348	\$ 44,398	\$ 10,049
Santa Maria	184,721	388,842	-	573,563	1,898,101	1,324,538
Golden State Water Co.	20,102	42,277	-	62,379	100,229	37,850
Vandenberg SFB	302,740	637,987	-	940,727	830,540	(110,187)
Buellton	6,846	14,396	-	21,242	52,754	31,512
Santa Ynez (Solvang)	34,445	72,724	-	107,169	207,351	100,182
Santa Ynez	-	-	-	-	-	-
Goleta	449,313	533,474	241,085	1,223,872	711,192	(512,680)
Morehart Land	20,548	19,233	13,976	53,757	57,728	3,972
La Cumbre	87,818	82,220	59,730	229,769	411,619	181,849
Raytheon	-	-	-	-	6,621	6,621
Santa Barbara	63,240	133,176	-	196,416	505,055	308,639
Montecito	63,240	133,176	-	196,416	221,029	24,613
Carpinteria	66,622	111,814	16,638	195,074	242,028	46,954
Shandon	-	-	-	-	-	-
Chorro Valley	240,789	-	-	240,789	201,519	(39,270)
Lopez	236,443	-	-	236,443	200,046	(36,397)
<b>TOTAL:</b>	<b>\$ 1,787,950</b>	<b>\$ 2,192,585</b>	<b>\$ 331,429</b>	<b>\$ 4,311,965</b>	<b>\$ 5,690,209</b>	<b>\$ 1,378,245</b>

## FY 2024/25 Total Payments by Percentage

The following chart shows the percentage of total payments for FY 2024/25 by project participant.



## Budget in Brief

Attached to this report is a "FY 2024/25 Preliminary Budget in Brief" which provides a snapshot of each major component of the proposed FY 2024/25 Preliminary Budget.

## Budget Items Not Included in the Preliminary Budget

The following is a partial list of the items that are not included in the preliminary budget but will be included in the final budget.

- Ten Year Financial Plan
- Budget transmittal letter
- Appendix to the budget
- Miscellaneous charts and graphs
- Significant Accomplishments, Goals and Performance Measures

If you have specific questions that can be addressed before the meeting, please call me at 805-688-2292, extension 223.

DHM



## Central Coast Water Authority FY 2024/25 Proposed Draft Budget in Brief

### FY 2024/25 BUDGET SUMMARY

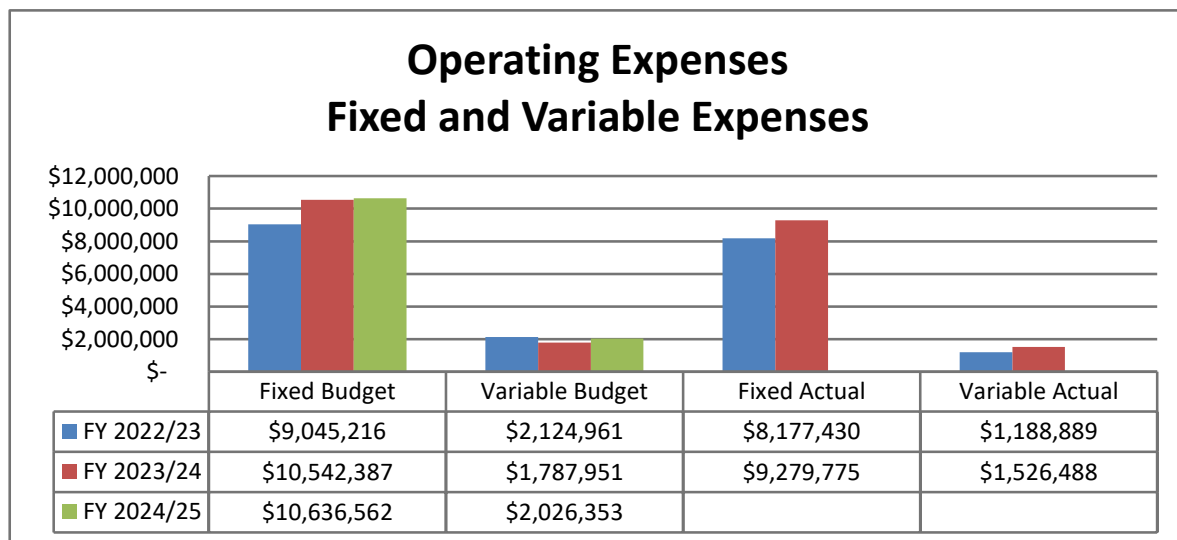
	FY 2023/24	FY 2024/25	Increase
	Budget	Budget	(Decrease)
CCWA Operating Expenses	\$ 12,330,339	\$ 12,662,916	\$ 332,577
DWR Fixed and Variable Costs	43,525,000	45,071,530	1,546,529
Capital Improvement & Non Capital Projects	2,806,978	2,060,730	(746,248)
Warren Act Charges	331,429	216,960	(114,469)
Subtotal	58,993,746	60,012,135	1,018,389
CCWA Credits	(971,784)	(546,086)	425,698
<b>TOTAL :</b>	<b>\$ 58,021,962</b>	<b>\$ 59,466,049</b>	<b>\$ 1,444,086</b>

\$1 million increase in the gross budget, excluding CCWA credits

### CCWA OPERATING EXPENSES

	FY 2023/24	FY 2024/25	Increase
	Budget	Budget	(Decrease)
Personnel	\$ 6,309,955	\$ 6,799,750	\$ 489,795
Office Expenses	21,800	22,800	1,000
Supplies & Equipment	1,622,928	1,601,600	(21,328)
Monitoring Expenses	130,332	120,497	(9,835)
Repairs & Maintenance	326,140	377,800	51,660
Professional Services	2,126,169	1,501,203	(624,966)
General & Administrative	298,802	308,228	9,426
Utilities	640,818	923,080	282,262
Other Expenses	853,395	1,007,957	154,562
<b>Total Operating Expense</b>	<b>\$ 12,330,339</b>	<b>\$ 12,662,916</b>	<b>\$ 332,577</b>

Total operating expense increase of \$0.3 million inclusive of the following factors: \$490k increase in Personnel costs; \$21k decrease in supplies and equipment; \$625k decrease in professional services related to legal costs, G&A is higher by \$9k; \$155k increase in other expenses due to anticipated increase in insurance costs and increased computer expenses; \$52k increase in repairs and maintenance related to increased vehicle repair costs, and \$282k in increased utilities due to higher electric costs for SYPP and decreased water delivery requests.



## DWR FIXED AND VARIABLE CHARGES

DWR Fixed cost increase of \$0.9 million due to increased costs in Transportation Capital of \$2 Million combined with an decrease of \$1.7 Million in Transportation Minimum OMP&R costs, \$425k increase in Delta Water charges, \$631k in Coastal Branch Phase II and offset by a decrease of \$438k in WSRB.

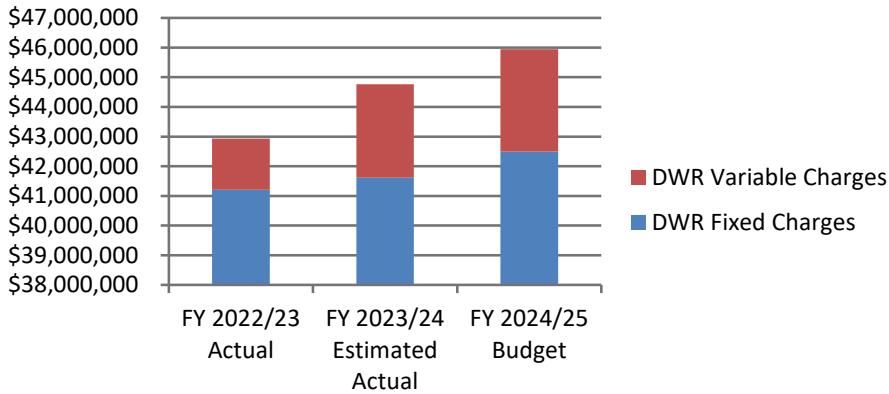
Transportation Capital  
Coastal Branch Phase II  
Transportation Minimum OMP&R  
Water System Revenue Bond  
Delta Water Charge  
Subtotal Fixed DWR Charges

Off-Aqueduct Charges  
Variable OMP&R  
Subtotal Variable DWR Charges  
DWR Account Investment Income  
**Total DWR Charges**

	FY 2023/24	FY 2024/25	Increase
	Budget	Budget	(Decrease)
Transportation Capital	\$ 19,228,880	\$ 21,257,321	\$ 2,028,440
Coastal Branch Phase II	1,591,233	2,222,303	631,070
Transportation Minimum OMP&R	15,686,106	13,985,604	(1,700,502)
Water System Revenue Bond	935,693	497,985	(437,708)
Delta Water Charge	4,171,553	4,531,665	360,112
<b>Subtotal Fixed DWR Charges</b>	<b>41,613,465</b>	<b>42,494,877</b>	<b>881,412</b>
Off-Aqueduct Charges	39,304	21,220	(18,084)
Variable OMP&R	2,153,282	3,425,677	1,272,395
<b>Subtotal Variable DWR Charges</b>	<b>2,192,585</b>	<b>3,446,897</b>	<b>1,254,311</b>
DWR Account Investment Income	(281,050)	(870,244)	(589,194)
<b>Total DWR Charges</b>	<b>\$ 43,525,000</b>	<b>\$ 45,071,530</b>	<b>\$ 1,546,529</b>

DWR Variable cost increase of \$1.3M. over FY 2023/24 is largely due to an increase in the variable cost per AF.

### DWR Fixed and Variable Charges

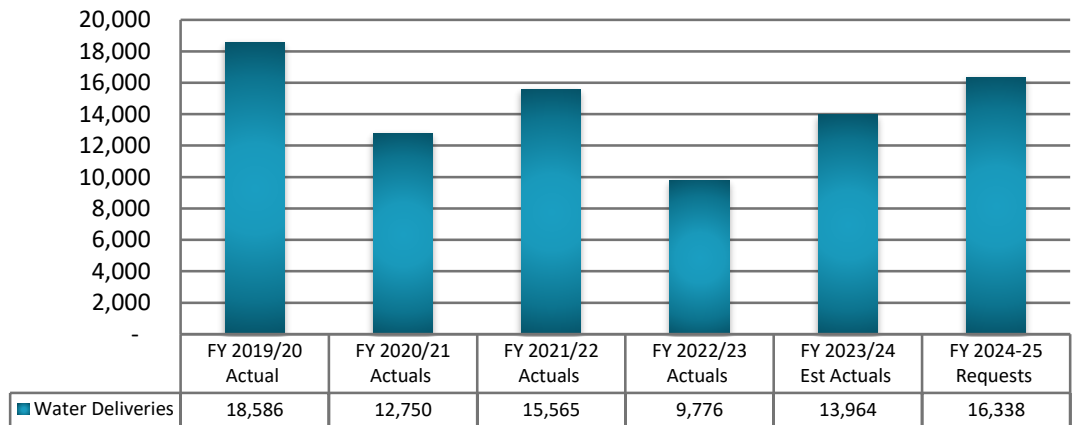


The significant fluctuations in DWR fixed costs year-to-year is due to the DWR Transportation Minimum OMP&R cost component and its calculation for annual over and under-collections. Historically, the Transportation Minimum cost component of DWR Statement of Charges has been the most volatile DWR charge. The volatility is partly based on DWR's Statement of Charges being based on estimates and then reconciling or preparing a "true-up" based on the actual costs incurred.

#### DWR Delivery Allocation Percentage

Calendar	
Year	Percentage
2013	60%
2014	5%
2015	20%
2016	60%
2017	85%
2018	35%
2019	75%
2020	20%
2021	5%
2022	15%
2023	100%
2024-Current	15%

### Water Deliveries and Requests

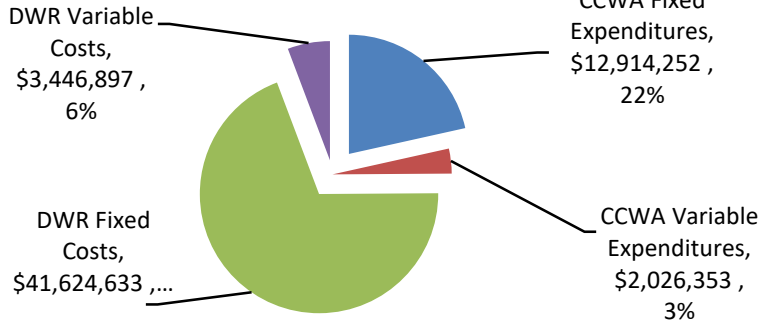


## OTHER EXPENDITURES

	FY 2023/24 Budget	FY 2024/25 Budget	Increase (Decrease)
Capital Improvement & Non-Capital Projects	\$ 2,806,978	\$ 2,060,730	\$ (746,248)
Warren Act Charges	331,429	216,960	(114,469)
<b>Total Other Expenditures</b>	<b>\$ 3,138,407</b>	<b>\$ 2,277,690</b>	<b>\$ (860,717)</b>

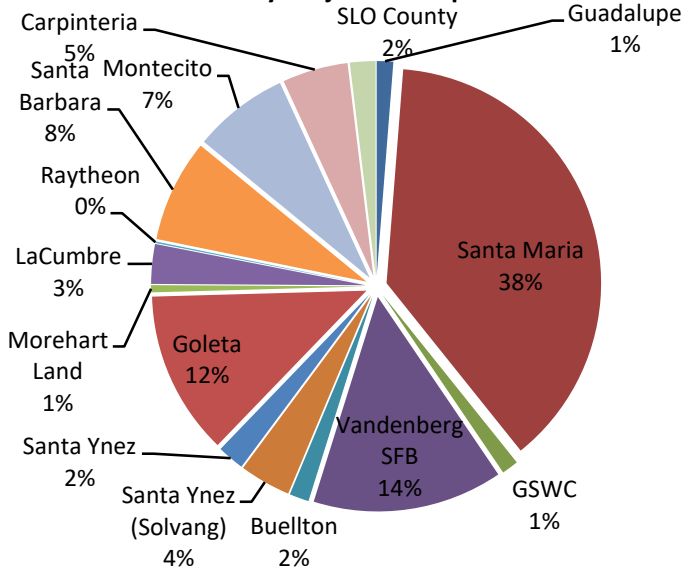
\$0.7M decrease in Capital & Non-Capital Projects; \$114k decrease in Warren Act Charges.

### FY 2024/25 Budget Components



**75% of the CCWA Budget is outside of the direct control of CCWA.** DWR costs comprise 75% of the total CCWA Budget.

### FY 2024/25 Percent of Total Payments by Project Participant



### FY 2024/25 Variable Cost Per Acre-Foot

<u>Table A Water</u>	
North Santa Barbara County	\$ 389.90
South Santa Barbara County	\$ 864.18
<u>Santa Ynez Exchange Water</u>	
Santa Ynez ID#1	\$ 209.96
South Coast Exchange Participants	\$ 287.77

For more information, please contact the Central Coast Water Authority at (805) 688-2292 or visit our website at: [ccwa.com](http://ccwa.com)

# State Water Contractors Legislative Update



March 20, 2024

## 2024 Legislative Session

- 2024 Bill introductions
  - 845 bills introduced as of 2/13
  - **2,145 bills** introduced by 2/16 bill introduction deadline
- Ongoing legislative activities:
  - Budget subcommittee hearings
  - Policy committee hearings beginning
- March 22 – 31 – Spring recess
- Upcoming legislative deadlines:
  - April 26 – Policy committee deadline
  - May 17 – Fiscal committee deadline
  - May 24 – House of origin deadline





## State Budget Update

- December 2023: Legislative Analyst’s Office projected up to \$68B budget shortfall for FY 2024-25
- January 10, 2024: Governor’s proposed State Budget identified a \$38B budget shortfall for FY 2024-25
- January 2024 personal/corporate income tax revenues were \$5.7B **BELOW** projections
  - LAO revised estimated budget shortfall = \$73 B
- March 14 – Senate Democrats unveiled a “Shrink the Shortfall” proposal – early budgetary actions to reduce the shortfall by ~\$17 B plus use of “rainy day” fund - \$12.2 B

### Senate Dem Proposal

Current Projected Shortfall Range: \$37.9 - \$52.9 B

Shrink the Shortfall Solutions: <\$17.1 B>

Proposed Use of Rainy Day Fund: <\$12.2 B>

**Remaining Shortfall Range: \$8.6 - \$23.6 B**

## SWC Position Bills

Bill/Author	Summary	Status	SWC Position
<b>AB 460 (Bauer-Kahan)</b>	Would authorize the SWRCB to issue interim relief orders to enforce water rights	Two-year bill – Action not likely until May/June	<b>OPPOSE</b>
<b>AB 1337 (Wicks)</b>	Would authorize the SWRCB to issue a curtailment order for any diversion under any water year type	Two-year bill – Action not likely until May/June	<b>OPPOSE</b>
<b>AB 1567 (Garcia)</b>	Would place a \$15.995 B resources and climate resilience bond on the March 2024 primary election ballot	Two-year bill – Discussions likely during Spring	<b>SUPPORT IF AMENDED</b>
<b>SB 366 (Caballero)</b>	Would require DWR to develop long-term water supply planning targets	Two-year bill – Action not likely until May/June	<b>SUPPORT</b>
<b>SB 867 (Allen)</b>	Would place a \$15.5 B resources and climate resilience bond on the March 2024 primary election ballot	Two-year bill – Discussions likely during Spring	<b>SUPPORT IF AMENDED</b>

# 2024 Newly-Introduced Legislation

BILL	SUMMARY	NOTES	SWC RECOMMENDED POSITION
<b>AB 2060 (Soria)</b>	Would exempt from Lake and Streambed Alteration Agreement requirements, the temporary operation of facilities for diversion of flood flows for groundwater recharge	Sponsored by Merced Irrigation District – reintroduction of AB 830 from 2023	<b>Support if Amended</b>
<b>AB 2409 (Papan)</b>	Would require OPR to create and maintain a permitting accountability transparency internet website (dashboard)	Sponsored by CMUA	<b>Support</b>
<b>SB 1218 (Newman)</b>	Would declare that it is the policy of the state to encourage and incentivize the development of emergency water supplies and to support their use during times of water shortage	Sponsored by Irvine Ranch Water District	<b>Watch</b>
<b>SB 1390 (Caballero)</b>	Would revise provisions of SB 122 (budget trailer bill) to clarify determination of imminent flood risk, and extend sunset from 2029 to 2034	Sponsored by Sustainable Conservation	<b>Support if Amended</b>

## Resources/Climate Resilience Bond

### • Latest information:

- Lowered expectations on a resources/climate resilience bond
  - Substantial budget shortfall
  - Competition for space on a crowded General Election ballot
  - Competition for State debt capacity
  - Prop 1 (March primary) creates concerns re: voter sentiment
- February 6 – Assm. Eduardo Garcia and several colleagues participated in a rally on the Capitol steps to urge continued momentum toward placement of a resources bond on the November general election ballot
- Ongoing conversations in Legislature to discuss bond options for the November 2024 general election ballot
  - Target for legislative approval: June 26

CALIFORNIA LEGISLATURE—2023-24 REGULAR SESSION

**ASSEMBLY BILL** **No. 1567**

Introduced by Assembly Members Garcia, Mendez, Cortez, Canales, Friedman, Pagan Reyes, and Luu-Ruan  
Principal author(s): Assembly Members Garcia, Mendez, Cortez, Canales, Friedman, Pagan Reyes, and Luu-Ruan  
McLarty  
Coauthors: Assembly Members Adkins, Bryan, Calderon, Mike Fang, Hines, Huhner, Kato, Loveland, Murrenstock, Rosen, Robert Stein, Solares, and Wood

February 17, 2023

**SENATE BILL** **No. 867**

Introduced by Senators Allen, Becker, Portantino, and Stern  
(Principal author: Senator Hanks)  
February 17, 2023

ASSEMBLY COMMENTS BY  
AB 1567, as amended, Garcia, Safe Permits, Design Preparation, Flood Mitigation, Clean Energy, and Workforce 2024.

SENATE COMMENTS BY  
An act to add Division 59 (commencing with Section 90000) to the Public Resources Code, relating to drought, flood, and water resilience, wildfire and forest resilience, coastal resilience, extreme heat mitigation, biodiversity and natural-based climate solutions, natural asset agriculture, park creation and outdoor access, and clean energy programs, by providing the funds necessary therefor through an increase of the issuance and sale of bonds of the State of California and for the handling and disposition of those funds.

REGULATORY AGENCY'S DRAFT  
SB 867, as amended, Allen, Drought, Flood, and Water Resilience, Wildlife and Forest Resilience, Coastal Resilience, Extreme Heat Mitigation, Biodiversity and Natural Asset Climate Solutions, Climate Smart Agriculture, Park Creation and Outdoor Access, and Clean Energy Bond Act of 2024.

### FROM THE CAPITOL



Assemblymember Eduardo Garcia (center) convened a group calling for a climate bond on the Capitol steps today. | Blanca Begeti/POLITICO

## Personnel Changes – Governor’s Office

- **Christine Aurre**
  - Previously Deputy Legislative Secretary covering water and resources issues
  - Promoted to Legislative Secretary role
- **Karla Nemeth**
  - Continues to be DWR Director
  - Concurrently serving as Governor’s advisor on the Administration’s water priorities – leading implementation of key water projects:
    - Modernizing CA’s water conveyance infrastructure
    - Executing Agreements to Support Healthy Rivers and Landscapes
    - Stabilizing Colorado River supplies



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## SWC Federal Advocacy

- RFP for SWC federal advocacy services was issued on February 14
  - Proposals were due by COB on Friday, March 15
- SWC received **five proposals** by the deadline
- Next steps:
  - Create review team – review proposals
  - March 25 – April 2: Oral interviews
  - April 12: Selection and notification
  - May 3: Notice to proceed



8

**QUESTIONS?**

## State Water Contractors - Priority 1 3/14/2024

[AB 277](#)

**(Rodriguez D) Extreme Weather Forecast and Threat Intelligence Integration Center.**

**Current Text:** Amended: 7/3/2023 [html](#) [pdf](#)

**Introduced:** 1/23/2023

**Last Amend:** 7/3/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/21/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law establishes the Atmospheric Rivers: Research, Mitigation, and Climate Forecasting Program within the department to, upon appropriation of special fund moneys, research climate forecasting and the causes and impacts that climate change has on atmospheric rivers, to operate reservoirs in a manner that improves flood protection in the state, and to reoperate flood control and water storage facilities to capture water generated by atmospheric rivers. This bill would establish the State-Federal Flood Operations Center within the Department of Water Resources and would authorize the department to administer the center in the department's divisions, offices, or programs. The bill would provide that the purpose of the center is to function as the focal point for gathering, analyzing, and disseminating flood and water-related information to stakeholders and would authorize the center to take specified actions for that purpose, including to function during emergency situations to enable the department to centrally coordinate statewide emergency responses.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - F	CMUA - W

[AB 305](#)

**(Villapudua D) California Flood Protection Bond Act of 2024.**

**Current Text:** Amended: 4/25/2023 [html](#) [pdf](#)

**Introduced:** 1/26/2023

**Last Amend:** 4/25/2023

**Status:** 6/14/2023-Referred to Coms. on N.R. & W. and GOV. & F.

**Location:** 6/14/2023-S. N.R. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the California Flood Protection Bond Act of 2024 which, if approved by the voters, would authorize the issuance of bonds in the amount of \$4,500,000,000 pursuant to the State General Obligation Bond Law for flood protection projects, as specified. The bill would provide for the submission of these provisions to the voters at the November 5, 2024, statewide general election.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - F/A	

[AB 408](#)

**(Wilson D) Climate-resilient Farms, Sustainable Healthy Food Access, and Farmworker Protection Bond Act of 2024.**

**Current Text:** Amended: 8/14/2023 [html](#) [pdf](#)

**Introduced:** 2/2/2023

**Last Amend:** 8/14/2023

**Status:** 9/1/2023-In committee: Held under submission.

**Location:** 8/21/2023-S. APPR. SUSPENSE FILE

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the Climate-resilient Farms, Sustainable Healthy Food Access, and Farmworker Protection Bond Act of 2024, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$3,650,000,000 pursuant to the State General Obligation Bond Law, to finance programs related to, among other things, agricultural lands, food and fiber infrastructure, climate resilience, agricultural professionals, including farmers, ranchers, and farmworkers, workforce development and training, air quality, tribes, disadvantaged communities, nutrition, food aid, meat processing facilities, and fishing facilities.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 460](#) (Bauer-Kahan D) State Water Resources Control Board: water rights and usage: interim relief: procedures.**

**Current Text:** Amended: 5/18/2023 [html](#) [pdf](#)

**Introduced:** 2/6/2023

**Last Amend:** 5/18/2023

**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was N.R. & W. on 6/7/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law authorizes the State Water Resources Control Board to investigate all streams, stream systems, lakes, or other bodies of water, take testimony relating to the rights to water or the use of water, and ascertain whether water filed upon or attempted to be appropriated is appropriated under the laws of the state. Current law requires the board to take appropriate actions to prevent waste or the unreasonable use of water. This bill would authorize the board, in conducting specified investigations or proceedings to inspect the property or facilities of a person or entity, as specified. The bill would authorize the board, if consent is denied for an inspection, to obtain an inspection warrant, as specified, or in the event of an emergency affecting public health and safety, to conduct an inspection without consent or a warrant.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - O	Priority 1	ACWA - O	CMUA - O

**[AB 560](#) (Bennett D) Sustainable Groundwater Management Act: groundwater adjudication.**

**Current Text:** Amended: 6/26/2023 [html](#) [pdf](#)

**Introduced:** 2/8/2023

**Last Amend:** 6/26/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/14/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law prohibits a court from approving entry of judgment in certain adjudication actions for a basin required to have a groundwater sustainability plan under the Sustainable Groundwater Management Act, unless the court finds that the judgment would not substantially impair the ability of a groundwater sustainability agency, the State Water Resources Control Board, or the Department of Water Resources to comply with the act and to achieve sustainable groundwater management. This bill would require the parties to an adjudication action to submit a proposed settlement agreement determining rights to water to the board for a nonbinding advisory determination as to whether the proposed settlement agreement will substantially impair the ability of a groundwater sustainability agency, the board, or the department to achieve sustainable groundwater management before filing the proposed settlement agreement with the court. The bill would require the board to provide its nonbinding advisory determination to the parties no later than 120 days after the proposed settlement agreement was submitted, and would require the parties to include the board's nonbinding advisory determination in the court filing, as provided.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - NF	

**[AB 754](#) (Papan D) Water management planning: water shortages.**

**Current Text:** Amended: 8/14/2023 [html](#) [pdf](#)

**Introduced:** 2/13/2023

**Last Amend:** 8/14/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE

on 8/21/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law requires an urban water management plan to quantify past, current, and projected water use, identifying the uses among water use sectors, including, among others, commercial, agricultural, and industrial. Current law requires every urban water supplier to prepare and adopt a water shortage contingency plan as part of its urban water management plan. Current law requires the water shortage contingency plan to include the procedures used in conducting an annual water supply and demand assessment, including the key data inputs and assessment methodology used to evaluate the urban water supplier’s water supply reliability for the current year and one dry year. Current law requires the key data inputs and assessment methodology to include specified information, including, among other things, a description and quantification of each source of water supply. This bill would require a water shortage contingency plan to include, if, based on a description and quantification of each source of water supply, a single reservoir constitutes at least 50% of the total water supply, an identification of the dam and description of existing reservoir management operations, as specified, and if the reservoir is owned and operated by the urban water supplier, a description of operational practices and approaches, as specified.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - O	CMUA - O

**AB 830** (Soria D) Lake and streambed alteration agreements: exemptions.

**Current Text:** Amended: 6/27/2023 [html](#) [pdf](#)

**Introduced:** 2/13/2023

**Last Amend:** 6/27/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/21/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law prohibits a person, a state or local governmental agency, or a public utility from substantially diverting or obstructing the natural flow of, or substantially changing or using any material from the bed, channel, or bank of, any river, stream, or lake, or depositing or disposing of debris, waste, or other material containing crumbled, flaked, or ground pavement where it may pass into any river, stream, or lake, unless prescribed requirements are met, including written notification to the Department of Fish and Wildlife regarding the activity. Current law prescribes various requirements for lake and streambed alteration agreements. Current law also establishes various exemptions from these provisions, including exemptions for specified emergency work. This bill would additionally exempt from these provisions the temporary operation of existing infrastructure or temporary pumps being used to divert flood stage flows, as identified by the California Nevada River Forecast Center or the State Water Resources Control Board, or near-flood stage flows, as defined, to groundwater recharge as long as certain conditions are met.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - F	CMUA - F

**AB 914** (Friedman D) Electrical infrastructure: California Environmental Quality Act: review time period.

**Current Text:** Amended: 7/13/2023 [html](#) [pdf](#)

**Introduced:** 2/14/2023

**Last Amend:** 7/13/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/21/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Environmental Quality Act (CEQA) requires each state agency to establish, by resolution or order, time limits for completing the environmental review of a project where the state agency is the lead agency for the project, as specified. This bill, until January 1, 2031, would require a state agency, acting as the lead agency, to complete its environmental review for an electrical

infrastructure project and to approve or deny the project within 2 years of the submission and acceptance of a complete application for the issuance of a lease, permit, license, certificate, or other entitlement for use for electrical infrastructure to the state agency. If the state agency fails to meet this deadline, the bill would require the state agency to submit to the Legislature a report setting forth the reasons that the review could not be completed within the time period and identifying potential impacts to the electrical system that could result from the delay.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - W

**AB 923 (Bauer-Kahan D) Flood plain restoration projects: Central Valley: study.**

**Current Text:** Amended: 7/12/2023 [html](#) [pdf](#)

**Introduced:** 2/14/2023

**Last Amend:** 7/12/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/14/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The Central Valley Flood Protection Act of 2008 requires the Department of Water Resources to prepare, and the Central Valley Flood Protection Board, a state agency, to adopt, a plan identified as the Central Valley Flood Protection Plan. This bill would require the board, in coordination with the department, to identify priority flood plain restoration or floodway expansion projects where increased flows due to climate change are likely to overwhelm existing flood protection infrastructure, as specified. The bill would require the department and the board to conduct broad stakeholder outreach to identify priority projects and would require that those projects provide at least 2 of 4 specified public benefits. The bill would require the board, upon the appropriation of funds for this purpose, to begin preconstruction activities, including acquisition of land, easements, or rights of way, to expedite the priority projects identified.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		ACWA - W

**AB 1205 (Bauer-Kahan D) Water rights: sale, transfer, or lease: agricultural lands.**

**Current Text:** Amended: 7/13/2023 [html](#) [pdf](#)

**Introduced:** 2/16/2023

**Last Amend:** 7/13/2023

**Status:** 9/14/2023-Failed Deadline pursuant to Rule 61(a)(14). (Last location was INACTIVE FILE on 9/11/2023)(May be acted upon Jan 2024)

**Location:** 9/14/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	2 year	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law declares that, because of the conditions prevailing in this state, the general welfare requires that the water resources of the state be put to beneficial use to the fullest extent of which they are capable, that the waste or unreasonable use or unreasonable method of use of water be prevented, and that the conservation of the water is to be exercised with a view to the reasonable and beneficial use of the water in the interest of the people and for the public welfare. This bill would require the State Water Resources Control Board to, on or before January 1, 2027, conduct a study and report to the Legislature and appropriate policy committees on the existence of speculation or profiteering by an investment fund in the sale, transfer, or lease of an interest in any surface water right or groundwater right previously put to beneficial use on agricultural lands, as specified. The bill would repeal this provision on January 1, 2031.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		ACWA - NF

**AB 1272 (Wood D) State Water Resources Control Board: drought planning.**

**Current Text:** Enrollment: 9/12/2023 [html](#) [pdf](#)

**Introduced:** 2/16/2023



**Last Amend:** 9/1/2023

**Status:** 9/14/2023-Withdrawn from Engrossing and Enrolling. Ordered to the Senate. In Senate. Held at Desk.

**Location:** 9/14/2023-S. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would require the State Water Resources Control Board, in consultation with the Department of Fish and Wildlife, to adopt principles and guidelines for diversion and use of water in coastal watersheds, as specified, during times of water shortage for drought preparedness and climate resiliency. The bill would require that the principles and guidelines allow for the development of locally generated watershed-level plans to support public trust uses, public health and safety, and the human right to water in times of water shortage, among other things. The bill also would require the state board, prior to adopting those principles and guidelines, to allow for public comment and hearing, as provided. The bill would make the implementation of these provisions contingent upon an appropriation of funds by the Legislature for this purpose.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - W

**AB 1337 (Wicks D) State Water Resources Control Board: water diversion curtailment.**

**Current Text:** Amended: 5/18/2023 [html](#) [pdf](#)

**Introduced:** 2/16/2023

**Last Amend:** 5/18/2023

**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was N.R. & W. on 6/7/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Under existing law, the diversion or use of water other than as authorized by specified provisions of law is a trespass, subject to specified civil liability. This bill would expand the instances when the diversion or use of water is considered a trespass. This bill contains other related provisions and other existing laws.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - O	Priority 1	ACWA - O	CMUA - O

**AB 1563 (Bennett D) Groundwater sustainability agency: groundwater extraction permit: verification.**

**Current Text:** Amended: 6/28/2023 [html](#) [pdf](#)

**Introduced:** 2/17/2023

**Last Amend:** 6/28/2023

**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was GOV. & F. on 6/22/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law authorizes any local agency or combination of local agencies overlying a groundwater basin to decide to become a groundwater sustainability agency for that basin and imposes specified duties upon that agency or combination of agencies, as provided. Current law authorizes a groundwater sustainability agency to request of the county, and requires a county to consider, that the county forward permit requests for the construction of new groundwater wells, the enlarging of existing groundwater wells, and the reactivation of abandoned groundwater wells to the agency before permit approval. This bill would instead require a county to forward permit requests for the construction of new groundwater wells, the enlarging of existing groundwater wells, and the reactivation of abandoned groundwater wells to the groundwater sustainability agency before permit approval.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - O	CMUA - W

**[AB 1567](#) (Garcia D) Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, Clean Energy, and Workforce Development Bond Act of 2024.**

**Current Text:** Amended: 5/26/2023 [html](#) [pdf](#)

**Introduced:** 2/17/2023

**Last Amend:** 5/26/2023

**Status:** 6/14/2023-Referred to Coms. on N.R. & W. and GOV. & F.

**Location:** 6/14/2023-S. N.R. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, Clean Energy, and Workforce Development Bond Act of 2024, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$15,995,000,000 pursuant to the State General Obligation Bond Law to finance projects for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, clean energy, and workforce development programs.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - S/A	Priority 1	ACWA - S/A	CMUA - S&A

**[AB 1857](#) (Jackson D) State Air Resources Board: air quality regulation: valleys.**

**Current Text:** Introduced: 1/18/2024 [html](#) [pdf](#)

**Introduced:** 1/18/2024

**Status:** 1/29/2024-Referred to Com. on NAT. RES.

**Location:** 1/29/2024-A. NAT. RES.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would require the State Air Resources Board to adopt regulations to improve air quality in population centers located in valleys and would require each local air district to implement those regulations with regard to stationary sources located within its jurisdiction. The bill would make those requirements inoperative on January 1, 2029, and would require the state board, on or before January 1, 2030, to submit a report to the Legislature and specified committees of the Legislature describing any air quality improvements resulting from those regulations.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 1921](#) (Papan D) Energy: renewable electrical generation facilities: linear generators.**

**Current Text:** Introduced: 1/25/2024 [html](#) [pdf](#)

**Introduced:** 1/25/2024

**Status:** 2/5/2024-Referred to Coms. on U. & E. and NAT. RES.

**Location:** 2/5/2024-A. U. & E.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law defines renewable electrical generation facility as a facility that uses biomass, solar thermal, photovoltaic, wind, geothermal, fuel cells using renewable fuels, small hydroelectric generation of 30 megawatts or less, digester gas, municipal solid waste conversion, landfill gas, ocean wave, ocean thermal, or tidal current, and that meets other specified requirements. Current law incorporates that definition into various programs, including the California Renewables Portfolio Standard Program, which requires the Public Utilities Commission to establish a renewables portfolio standard requiring all retail sellers, as defined, to procure a minimum quantity of electricity products from electrical generating facilities that meet the definition of "renewable electrical generation facility," and the net energy metering program, for which residential customers, small commercial customers, and commercial, industrial, or agricultural customers of an electric utility, who use a renewable electrical generation facility are eligible to participate, as specified. This bill would expand the definition of "renewable electrical generation facility" to include a facility that uses linear generators, as defined, using renewable fuels and meets those other specified requirements.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 1998](#) (Mathis R) California Environmental Quality Act: Department of Fish and Wildlife: review of environmental documents: revenue and cost tracking and accounting.**

**Current Text:** Introduced: 1/30/2024 [html](#) [pdf](#)

**Introduced:** 1/30/2024

**Status:** 2/12/2024-Referred to Com. on W., P., & W.

**Location:** 2/12/2024-A. W.,P. & W.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Environmental Quality Act (CEQA) requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA requires the lead agency to consult with a public agency that is a responsible agency or a trustee agency during the environmental review process. Current law authorizes the Department of Fish and Wildlife to impose and collect filing fees in specified amounts to defray the costs of managing and protecting fish and wildlife trust resources, including, but not limited to, consulting with other public agencies, reviewing environmental documents, recommending mitigation measures, developing monitoring requirements for purposes of CEQA, and other activities protecting those trust resources identified in a review pursuant to CEQA. This bill would require the department to separately track and account for all revenues collected under the above filing fee provision and all costs incurred in its role as a responsible agency or trustee agency under CEQA.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2000](#) (Mathis R) State Water Project: permit and license conditions.**

**Current Text:** Introduced: 1/30/2024 [html](#) [pdf](#)

**Introduced:** 1/30/2024

**Status:** 1/31/2024-From printer. May be heard in committee March 1.

**Location:** 1/30/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Under current law, the State Water Resources Control Board administers a water rights program pursuant to which the State Water Resources Control Board grants permits and licenses to appropriate water. Current law requires the director of the department, in collaboration with the Secretary of the Interior, to prepare a plan, on or before January 1, 2006, to meet the existing permit and license conditions for which the department has an obligation, and to submit copies of the plan to the state board and the California Bay-Delta Authority prior to increasing the existing permitted diversion rate at the State Water Project's Harvey O. Banks Pumping Plant. This bill would make a nonsubstantive change to the latter provision.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2060](#) (Soria D) Lake and streambed alteration agreements: exemptions.**

**Current Text:** Introduced: 2/1/2024 [html](#) [pdf](#)

**Introduced:** 2/1/2024

**Status:** 2/12/2024-Referred to Com. on W., P., & W.

**Location:** 2/12/2024-A. W.,P. & W.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law prohibits a person, a state or local governmental agency, or a public utility from substantially diverting or obstructing the natural flow of, or substantially changing or using any material from the bed, channel, or bank of, any river, stream, or lake, or depositing or disposing of debris, waste, or other material containing crumbled, flaked, or ground pavement where it may pass into any river, stream, or lake, unless prescribed requirements are met, including written notification to the Department of Fish and Wildlife regarding the activity. Current law prescribes various requirements for lake and streambed alteration agreements. Current law also establishes various exemptions from these provisions, including, until January 1, 2029, the diversion of floodflows for groundwater

recharge, as provided. This bill would indefinitely exempt from these provisions the temporary operation of existing infrastructure or temporary pumps being used to divert flood stage flows, as identified by the California Nevada River Forecast Center or the State Water Resources Control Board, or near-flood stage flows, as defined, to groundwater recharge as long as certain conditions are met.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**AB 2409 (Papan D) Office of Planning and Research: permitting accountability transparency dashboard.**

**Current Text:** Introduced: 2/12/2024 [html](#) [pdf](#)

**Introduced:** 2/12/2024

**Status:** 2/13/2024-From printer. May be heard in committee March 14.

**Location:** 2/12/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would require the Office of Planning and Research, on or before January 1, 2026, to create and maintain, as specified, a permitting accountability transparency internet website (dashboard). The bill would require the dashboard to include a display for each permit to be issued by specified state agencies for all covered projects. The bill would define various terms for these purposes. The bill would also require the dashboard to include, but not be limited to, information for each permit to be issued by a state agency that is required for the completion of the project, including, among other requirements, the permit application submission date. The bill would require each state agency with a responsibility for issuing a permit for a covered project to provide information in the appropriate time and manner as determined by the office.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - Sponsor

**AB 2439 (Quirk-Silva D) Public records: owners and developers.**

**Current Text:** Introduced: 2/13/2024 [html](#) [pdf](#)

**Introduced:** 2/13/2024

**Status:** 3/13/2024-In committee: Set, first hearing. Hearing canceled at the request of author.

**Location:** 2/26/2024-A. JUD.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Public Records Act requires state and local agencies, as defined, to make their records available for public inspection, unless an exemption from disclosure applies. Current law declares that access to information concerning the conduct of the people's business is a fundamental and necessary right of every person in this state. Current law requires specified state and local bodies to establish written guidelines for accessibility of records. Current law requires the state and local bodies to post a copy of these guidelines in a conspicuous public place at the offices of these bodies, and to make available a copy of the guidelines upon request, free of charge, to any person requesting that body's records. This bill would additionally require an owner, developer, or their agents who receives public funds or the equivalent of public funds from a public agency to perform a public works project, as defined, to be subject to the act in connection with records that it prepares, owns, uses, or retains relating to that public works project. The bill would require the owner, developer, or their agents to establish written guidelines for accessibility of records.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**AB 2450 (Aguiar-Curry D) Flood control: City of Woodland: Lower Cache Creek.**

**Current Text:** Amended: 3/7/2024 [html](#) [pdf](#)

**Introduced:** 2/13/2024

**Last Amend:** 3/7/2024

**Status:** 3/11/2024-Re-referred to Com. on W., P., & W.

**Location:** 2/26/2024-A. W.,P. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law provides for state cooperation with the federal government in the construction of specified flood control projects. For certain flood control projects authorized on or after January 1, 2002, or for small flood management projects for which specified findings have been made on or after that date, existing law requires the state to pay 50% of specified nonfederal costs. Current law authorizes the state to pay up to 70% of those nonfederal costs upon the recommendation of the Department of Water Resources or the Central Valley Flood Protection Board if either entity determines that the project will advance one of several specified objectives. Current law authorizes a plan of improvement for flood control and water conservation on Cache Creek, including Clear Lake, in the Counties of Yolo and Lake. This bill would specifically adopt and approve the Lower Cache Creek Flood Risk Management Project, as provided.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2661](#)**

**(Soria D) Water: storage capacity.**

**Current Text:** Introduced: 2/14/2024 [html](#) [pdf](#)

**Introduced:** 2/14/2024

**Status:** 2/15/2024-From printer. May be heard in committee March 16.

**Location:** 2/14/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law requires the Department of Water Resources to operate the State Water Resources Development System, known as the State Water Project, to supply water to persons and entities in the state. This bill would state the intent of the Legislature to enact subsequent legislation to increase statewide water storage capacity.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2827](#)**

**(Reyes D) Invasive species: prevention.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 2/16/2024-From printer. May be heard in committee March 17.

**Location:** 2/15/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would find and declare that it is a primary goal of the state to prevent the introduction, and suppress the spread, of invasive species within its borders. The bill would require, in carrying out this goal, state agencies, in collaboration with relevant stakeholders, to, among other things, develop and implement strategies to detect, control, monitor, and eradicate invasive species to protect the state's agriculture, environment, and natural resources. The bill would require the Department of Food and Agriculture, in consultation with other relevant state agencies, to allocate funds, if available, to implement and enforce these provisions.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2875](#)**

**(Friedman D) Wetlands: state policy.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 3/11/2024-Referred to Com. on W., P., & W.

**Location:** 3/11/2024-A. W.,P. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Existing law, the Keene-Nejedly California Wetlands Preservation Act, requires the Natural Resources Agency to prepare a plan for the acquisition, protection, preservation, restoration, and

enhancement of wetlands, including funding requirements and the priority status of specific proposed wetlands projects. By Executive Order No. W-59-93, former Governor Pete Wilson declared it to be the policy of the state that its Comprehensive Wetlands Policy rests on three primary objectives, including the objective of ensuring no overall net loss and long-term net gain in the quantity, quality, and permanence of wetlands acreage and values, as provided. This bill would declare that it is the policy of the state to ensure no net loss and long-term gain in the quantity, quality, and permanence of wetlands acreage and values in California. The bill would make related legislative findings and declarations.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 2916](#) (Friedman D) Environmental health: floating devices: expanded polystyrene.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 3/11/2024-Referred to Com. on E.S. & T.M.

**Location:** 3/11/2024-A. E.S. & T.M.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Existing law regulates certain consumer products and services for the purposes of public health and environmental protection. This bill would prohibit, beginning January 1, 2026, a buoy, dock, pier, or other floating device that is comprised of expanded polystyrene, as defined, from being installed, placed into, or used in the waters of the state, except when completely encased in another material that prevents the release of the expanded polystyrene into the waters of the state or the environment, as provided. The bill would require a buoy, dock, pier, or other floating device that is installed, placed into, or used in the waters of this state before January 1, 2026, and that is repaired or maintained after January 1, 2026, to also comply with this requirement.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 3084](#) (Soria D) Groundwater basin management.**

**Current Text:** Introduced: 2/16/2024 [html](#) [pdf](#)

**Introduced:** 2/16/2024

**Status:** 2/17/2024-From printer. May be heard in committee March 18.

**Location:** 2/16/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The Sustainable Groundwater Management Act states the intent of the Legislature to provide for the sustainable management of groundwater basins and to provide local groundwater agencies with the authority and the technical and financial assistance necessary to sustainably manage groundwater, among other purposes of the act. This bill would express the intent of the Legislature to enact future legislation to improve groundwater basin management.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[AB 3238](#) (Garcia D) Electrical infrastructure projects: endangered species: natural community conservation plans.**

**Current Text:** Introduced: 2/16/2024 [html](#) [pdf](#)

**Introduced:** 2/16/2024

**Status:** 2/22/2024-Introduced measure version corrected.

**Location:** 2/16/2024-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Endangered Species Act (CESA), except as authorized by the Director of Fish and Wildlife, generally prohibits the take of a species determined to be an endangered, threatened, or candidate species under the act. The CESA provides that no further authorization or approval from the

director is necessary for a person who obtained an incidental take statement or an incidental take permit under the federal Endangered Species Act if the person provides to the director a copy of the incidental take statement or incidental take permit and the director determines that the incidental take statement or incidental take permit is consistent with the requirements of the act. This bill would, for an electrical infrastructure project, as defined, require the director to publish a determination authorizing the incidental take of a species under the same terms and condition provided under federal law if the public utility undertaking the project has obtained an incidental take statement or incidental take permit under the federal act.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**ACA 2**

**(Alanis R) Water Resiliency Act of 2024.**

**Current Text:** Amended: 3/6/2024 [html](#) [pdf](#)

**Introduced:** 12/5/2022

**Last Amend:** 3/6/2024

**Status:** 3/7/2024-Re-referred to Com. on W., P., & W.

**Location:** 4/20/2023-A. W.,P. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptured
1st House				2nd House							

**Summary:** The California Constitution declares that the general welfare requires that the water resources of the state be put to beneficial use to the fullest extent of which they are capable, and that the right to the use of water does not extend to the waste or unreasonable use, method of use, or method of diversion of water. This measure would require the Treasurer to annually transfer an amount equal to 1.5% of all state revenues from the General Fund to the California Water Resiliency Trust Fund, which the measure would create. The measure would continuously appropriate moneys in the fund to the California Water Commission for its actual costs of implementing these provisions and for specified water infrastructure projects.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**ACA 16**

**(Bryan D) Environmental rights.**

**Current Text:** Introduced: 1/25/2024 [html](#) [pdf](#)

**Introduced:** 1/25/2024

**Status:** 3/11/2024-Referred to Com. on NAT. RES.

**Location:** 3/11/2024-A. NAT. RES.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptured
1st House				2nd House							

**Summary:** The California Constitution declares various inalienable rights of the people, including the right to enjoy and defend life and liberty, acquire, possess, and protect property, and pursue and obtain safety, happiness, and privacy. This measure would amend the California Constitution to declare that the people have a right to clean air and water and a healthy environment.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - W

**SB 231**

**(Hurtado D) Department of Water Resources: water supply forecasting.**

**Current Text:** Amended: 7/12/2023 [html](#) [pdf](#)

**Introduced:** 1/23/2023

**Last Amend:** 7/12/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/23/2023)(May be acted upon Jan 2024)

**Location:** 9/1/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptured
1st House				2nd House							

**Summary:** Would require the Department of Water Resources, on or before December 31, 2025, to establish a formal process for annually evaluating and improving the accuracy of its water supply

forecasts, adopt a new water supply forecasting model that better addresses the effects of climate change, and implement a formal policy and procedures for documenting its operational plans for the state's water supply and its rationale for its operating procedures. The bill would require the department, by December 1, 2024, to prepare, and submit to the Legislature, a report on its progress toward meeting these requirements.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 265**

**(Hurtado D) Cybersecurity preparedness: critical infrastructure sectors.**

**Current Text:** Amended: 6/19/2023 [html](#) [pdf](#)

**Introduced:** 1/31/2023

**Last Amend:** 6/19/2023

**Status:** 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. on 7/10/2023) (May be acted upon Jan 2024)

**Location:** 9/1/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Emergency Services Act, among other things, creates the Office of Emergency Services (Cal OES), which is responsible for the state's emergency and disaster response services, as specified. Current law requires Cal OES to establish the California Cybersecurity Integration Center (Cal-CSIC) with the primary mission of reducing the likelihood and severity of cyber incidents that could damage California's economy, its critical infrastructure, or public and private sector computer networks in the state. This bill would require Cal OES to direct Cal-CSIC to prepare, and Cal OES to submit to the Legislature on or before January 1, 2025, a strategic, multiyear outreach plan to assist critical infrastructure sectors, as defined, in their efforts to improve cybersecurity and an evaluation of options for providing grants or alternative forms of funding to, and potential voluntary actions that do not require funding and that assist, that sector in their efforts to improve cybersecurity preparedness.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - W

**SB 308**

**(Becker D) Carbon Dioxide Removal Market Development Act.**

**Current Text:** Amended: 5/18/2023 [html](#) [pdf](#)

**Introduced:** 2/2/2023

**Last Amend:** 5/18/2023

**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was NAT. RES. on 6/8/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the Carbon Dioxide Removal Market Development Act that would require the State Air Resources Board, no later than December 31, 2027, to adopt a regulation to require certain emitting entities to purchase negative emissions credits equal to a specified amount of their greenhouse gas emissions, as determined by the state board, in each calendar year beginning in the 2028 calendar year in accordance with specified requirements. The bill would require the state board, no later than December 31, 2027, to establish rules and processes for certifying carbon dioxide removal processes that may be used to create negative emissions credits and for tracking negative emissions credits in accordance with certain criteria. The bill would also require negative emissions resulting from the use of negative emissions credits to be included in the calculation of the state's net greenhouse gas emissions, as specified.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		CMUA - W

**SB 366**

**(Caballero D) The California Water Plan: long-term supply targets.**

**Current Text:** Amended: 6/29/2023 [html](#) [pdf](#)

**Introduced:** 2/8/2023

**Last Amend:** 6/29/2023



**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was W.,P. & W. on 6/8/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

**Summary:** Current law requires the Department of Water Resources to update every 5 years the plan for the orderly and coordinated control, protection, conservation, development, and use of the water resources of the state, which is known as "The California Water Plan." Current law requires the department to include a discussion of various strategies in the plan update, including, but not limited to, strategies relating to the development of new water storage facilities, water conservation, water recycling, desalination, conjunctive use, water transfers, and alternative pricing policies that may be pursued in order to meet the future needs of the state. Current law requires the department to establish an advisory committee to assist the department in updating the plan. This bill would revise and recast certain provisions regarding The California Water Plan to, among other things, require the department to instead establish a stakeholder advisory committee and to expand the membership of the committee to include tribes, labor, and environmental justice interests. The bill would require the department to coordinate with the California Water Commission, the State Water Resources Control Board, other state and federal agencies as appropriate, and the stakeholder advisory committee to develop a comprehensive plan for addressing the state's water needs and meeting specified long-term water supply targets established by the bill for purposes of The California Water Plan. The bill would require the plan to provide recommendations and strategies to ensure enough water supply for all beneficial uses.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - S	Priority 1	ACWA - S	CMUA - Sponsor

**[SB 422](#)**

**(Portantino D) California Environmental Quality Act: expedited environmental review: climate change regulations.**

**Current Text:** Amended: 3/20/2023 [html](#) [pdf](#)

**Introduced:** 2/13/2023

**Last Amend:** 3/20/2023

**Status:** 9/14/2023-Failed Deadline pursuant to Rule 61(a)(14). (Last location was INACTIVE FILE on 9/12/2023)(May be acted upon Jan 2024)

**Location:** 9/14/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	2 year	Conf. Conc.	Enrolled	Vetoed	Chaptered	
1st House				2nd House								

**Summary:** The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA requires specified public agencies, including air pollution control districts and air quality management districts, to perform, at the time of adoption of a rule or regulation requiring the installation of pollution control equipment or a performance standard or treatment requirement, an environmental analysis of the reasonably foreseeable methods of compliance. This bill would also require those specified public agencies, at the time of adoption of a rule or regulation requiring the reduction in emissions of greenhouse gases, criteria air pollutants, or toxic air contaminants, to perform an environmental analysis of the reasonably foreseeable methods of compliance.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 638](#)**

**(Eggman D) Climate Resiliency and Flood Protection Bond Act of 2024.**

**Current Text:** Amended: 6/28/2023 [html](#) [pdf](#)

**Introduced:** 2/16/2023

**Last Amend:** 6/28/2023

**Status:** 7/6/2023-July 11 hearing postponed by committee.

**Location:** 6/15/2023-A. W.,P. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the Climate Resiliency and Flood Protection Bond Act of 2024 which, if approved by the voters, would authorize the issuance of bonds in the amount of \$6,000,000,000 pursuant to the State General Obligation Bond Law, for flood protection and climate resiliency projects.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1	ACWA - F/A	CMUA - F/A

**[SB 651](#)**

**(Grove R) California Environmental Quality Act: groundwater recharge projects: Judicial Council rules of court.**

**Current Text:** Amended: 6/22/2023 [html](#) [pdf](#)

**Introduced:** 2/16/2023

**Last Amend:** 6/22/2023

**Status:** 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was NAT. RES. on 6/20/2023)(May be acted upon Jan 2024)

**Location:** 7/14/2023-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would require the Judicial Council to adopt a rule of court to establish procedures requiring actions or proceedings brought to attack, review, set aside, void, or annul the certification of an environmental impact report, or the granting of any project approvals, for groundwater recharge projects, as described, except as provided, that implement a groundwater sustainability plan or an interim groundwater sustainability plan, as described, that would require the actions or proceedings, including any appeals, to be resolved within 270 days of the filing of the certified record of proceedings with the court. The bill would also include a related statement of legislative intent.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 867](#)**

**(Allen D) Drought, Flood, and Water Resilience, Wildfire and Forest Resilience, Coastal Resilience, Extreme Heat Mitigation, Biodiversity and Nature-Based Climate Solutions, Climate Smart Agriculture, Park Creation and Outdoor Access, and Clean Energy Bond Act of 2024.**

**Current Text:** Amended: 6/22/2023 [html](#) [pdf](#)

**Introduced:** 2/17/2023

**Last Amend:** 6/22/2023

**Status:** 7/6/2023-July 10 hearing postponed by committee.

**Location:** 6/20/2023-A. NAT. RES.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would enact the Drought, Flood, and Water Resilience, Wildfire and Forest Resilience, Coastal Resilience, Extreme Heat Mitigation, Biodiversity and Nature-Based Climate Solutions, Climate Smart Agriculture, Park Creation and Outdoor Access, and Clean Energy Bond Act of 2024, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$15,500,000,000 pursuant to the State General Obligation Bond Law to finance projects for drought, flood, and water resilience, wildfire and forest resilience, coastal resilience, extreme heat mitigation, biodiversity and nature-based climate solutions, climate smart agriculture, park creation and outdoor access, and clean energy programs.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - S/A	Priority 1	ACWA - S/A	CMUA - S&A

**[SB 955](#)**

**(Seyarto R) Office of Planning and Research: Infrastructure Gap-Fund Program.**

**Current Text:** Introduced: 1/22/2024 [html](#) [pdf](#)

**Introduced:** 1/22/2024

**Status:** 3/6/2024-Set for hearing March 20.

**Location:** 2/21/2024-S. L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law authorizes a local agency to finance infrastructure projects through various means, including by establishing an enhanced infrastructure financing district to finance public capital facilities or other specified projects of communitywide significance that provide significant benefits to the district or the surrounding community. This bill would require the Office of Planning and Research, upon appropriation by the Legislature, to establish the Infrastructure Gap-Fund Program to provide grants to assist local agencies in developing and constructing infrastructure projects. The bill would require the office to develop guidelines and criteria to implement the program.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 984](#) (Wahab D) Public agencies: project labor agreements.**

**Current Text:** Amended: 2/29/2024 [html](#) [pdf](#)

**Introduced:** 1/29/2024

**Last Amend:** 2/29/2024

**Status:** 2/29/2024-From committee with author's amendments. Read second time and amended. Re-referred to Com. on G.O.

**Location:** 2/14/2024-S. G.O.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law establishes procedures for state agencies to enter into contracts for goods and services, including generally requiring that certain contracts by a state agency, including, but not limited to, contracts for the construction, alteration, improvement, repair, or maintenance of property, be approved by the Department of General Services. Current law authorizes a public entity to use, enter into, or require contractors to enter into, a project labor agreement, as defined, for a construction project, if the agreement includes specified taxpayer protection provisions. This bill would authorize a state agency to undertake a major state construction project only if that project is governed by a project labor agreement and if that project labor agreement includes community benefit goals, as specified, and would define various terms for these purposes. The bill would authorize the Governor to waive this requirement if the state agency has attempted to comply with this requirement and the Governor makes a written determination that the application of this requirement would be impracticable.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 1073](#) (Skinner D) State acquisition of goods and services: low-carbon cement or concrete products.**

**Current Text:** Introduced: 2/12/2024 [html](#) [pdf](#)

**Introduced:** 2/12/2024

**Status:** 2/21/2024-Referred to Coms. on G.O. and E.Q.

**Location:** 2/21/2024-S. G.O.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Climate Crisis Act, sets forth the policy of the state, including, among other things, to achieve net zero greenhouse gas emissions, as soon as possible, but no later than 2045, and to achieve and maintain net negative greenhouse gas emissions thereafter. This bill would authorize a state agency to enter into forward contracts to purchase low-carbon cement or concrete products up to 10 years in advance to facilitate the commercialization of concrete, cement, and supplementary cementitious materials and in furtherance of either of the policy and comprehensive strategy relating to net-zero greenhouse gas emissions, as specified.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 1088](#) (Alvarado-Gil D) Office of Emergency Services: state matching funds: water system infrastructure improvements.**

**Current Text:** Introduced: 2/12/2024 [html](#) [pdf](#)

**Introduced:** 2/12/2024

**Status:** 2/21/2024-Referred to Com. on RLS.

**Location:** 2/12/2024-S. RLS.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law establishes, within the office of the Governor, the Office of Emergency Services (OES), under the direction of the Director of Emergency Services. Existing law charges the OES with coordinating various emergency activities within the state. The California Emergency Services Act, contingent upon an appropriation by the Legislature, requires the OES to enter into a joint powers agreement pursuant to the Joint Exercise of Powers Act with the Department of Forestry and Fire Protection to develop and administer a comprehensive wildfire mitigation program relating to structure hardening and retrofitting and prescribed fuel modification activities. Existing law authorizes the joint powers authority to establish financial assistance limits and matching funding or other recipient contribution requirements for the program, as provided.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 1156 (Hurtado D) Groundwater sustainability agencies: financial disclosures.**

**Current Text:** Introduced: 2/14/2024 [html](#) [pdf](#)

**Introduced:** 2/14/2024

**Status:** 3/1/2024-Set for hearing April 9.

**Location:** 2/21/2024-S. N.R. & W.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The Sustainable Groundwater Management Act requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans, except as specified. Existing law requires a groundwater sustainability plan to be developed and implemented for each medium- or high-priority basin by a groundwater sustainability agency. Current law authorizes any local agency or combination of local agencies overlying a groundwater basin to decide to become a groundwater sustainability agency for that basin, as provided. Current provisions of the Political Reform Act of 1974 prohibit a public official from making, participating in making, or attempting to use their official position to influence a governmental decision in which they know or have reason to know that they have a financial interest, as defined. However, current law permits a public official to make or participate in the making of a governmental decision, even if the public official knows or has reason to know that the official has a financial interest, if the official's participation is legally required for the action or decision to be made. Current law makes a knowing or willful violation of the act a misdemeanor and subjects offenders to criminal penalties. This bill would require members of the executive team, board of directors, and other groundwater management decision makers of groundwater sustainability agencies to annually disclose any economic or financial interests pursuant to the Political Reform Act of 1974 that may reasonably be considered to affect their decision-making related to groundwater management, as provided.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 1162 (Cortese D) Public contracts: skilled and trained workforce requirement.**

**Current Text:** Introduced: 2/14/2024 [html](#) [pdf](#)

**Introduced:** 2/14/2024

**Status:** 2/21/2024-Referred to Com. on L., P.E. & R.

**Location:** 2/21/2024-S. L., P.E. & R.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law establishes requirements that apply when a public entity is required by statute or regulation to obtain an enforceable commitment that a bidder, contractor, or other entity will use a skilled and trained workforce to complete a contract or project. Current law also authorizes a public entity to require that a bidder, contractor, or other entity use a skilled and trained workforce, regardless of whether they are required to do so by a statute or regulation. Current law requires a public entity to include a notice in all bid documents and construction contracts when the use of a skilled and trained workforce is required. Current law specifies that the failure of a public entity to

include that notice does not excuse a public entity from the requirement to obtain an enforceable commitment that a bidder, contractor, or other entity will use a skilled and trained workforce or, if the requirement is imposed by a statute or regulation, the bidder, contractor, or other entity from that obligation to use a skilled or trained workforce. This bill would specify that the above described provisions apply to a commitment from or obligation on a bidder, contractor, subcontractor, or other entity.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 1165](#) (Padilla D) State Energy Resources Conservation and Development Commission: certification of facilities: electrical transmission projects.**

**Current Text:** Introduced: 2/14/2024 [html](#) [pdf](#)

**Introduced:** 2/14/2024

**Status:** 2/21/2024-Referred to Coms. on E., U. & C. and E.Q.

**Location:** 2/21/2024-S. E. U., & C.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** (1) The California Environmental Quality Act (CEQA) requires preparation of specified documentation before a public agency approves or carries out certain projects. Existing law makes an environmental leadership development project, as defined, that meets specified requirements and is certified by the Governor eligible for streamlined procedures under CEQA. In particular, existing law requires the adoption of rules of court that expedite certain CEQA actions and proceedings related to an environmental leadership development project to resolve those actions and proceedings, to the extent feasible, within 270 days. This bill would expand the facilities eligible to be certified pursuant to the provisions described above by the Energy Commission and deemed environmental leadership development projects to include electrical transmission projects. The bill would require an applicant applying for certification of an electrical transmission project to take certain actions, including, among other actions, to avoid or minimize significant environmental impacts in any disadvantaged community.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 1218](#) (Newman D) Water: emergency water supplies.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 2/29/2024-Referred to Com. on N.R. & W.

**Location:** 2/29/2024-S. N.R. & W.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Would declare that it is the established policy of the state to encourage and incentivize, but not mandate, the development of emergency water supplies, and to support their use during times of water shortage.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**[SB 1255](#) (Durazo D) Public water systems: needs analysis.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 3/12/2024-Set for hearing April 24.

**Location:** 2/29/2024-S. E.Q.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** The California Safe Drinking Water Act provides for the operation of public water systems and imposes on the State Water Resources Control Board various responsibilities and duties relating to the regulation of drinking water to protect public health. Current law establishes the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and

affordable supply of safe drinking water in both the near and long terms. Current law requires the state board to annually adopt a fund expenditure plan, as provided, and requires expenditures from the fund to be consistent with the fund expenditure plan. Current law requires the state board to base the fund expenditure plan on data and analysis drawn from a specified drinking water needs assessment. This bill would require the state board to develop a needs analysis of the state's public water systems on or before May 1, 2025, and on or before May 1 of each year thereafter.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 1303 (Caballero D) Public works: prevailing wage.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 2/29/2024-Referred to Com. on RLS.

**Location:** 2/15/2024-S. RLS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law requires that, except as specified, not less than the general prevailing rate of per diem wages, determined by the Director of Industrial Relations, be paid to workers employed on public works projects. Current law defines the term "public works" for purposes of requirements regarding the payment of prevailing wages to include construction, alteration, demolition, installation, or repair work done under contract and paid for using public funds, except as specified. This bill would state the intent of the Legislature to enact subsequent legislation related to the use of for-profit labor compliance entities for the monitoring and enforcement of prevailing wage laws on public works projects.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 1311 (Stern D) Energy: reliability planning assessment: integrated energy policy report.**

**Current Text:** Introduced: 2/15/2024 [html](#) [pdf](#)

**Introduced:** 2/15/2024

**Status:** 2/29/2024-Referred to Com. on E., U. & C.

**Location:** 2/29/2024-S. E. U., & C.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law requires the State Energy Resources Conservation and Development Commission (Energy Commission) and the Public Utilities Commission (PUC), on or before December 15, 2022, and quarterly thereafter, to submit to the Legislature a joint Reliability Planning Assessment that, among other things, includes prospective information on existing and expected resources, including updates on the interconnection status for renewable projects and any delays in interconnection, and expected retirements for both system and local resources. Existing law requires the Energy Commission to report in the energy almanac on California energy resources that serve load in California. This bill would require that the assessment also include the status of utility transmission upgrades and electrical grid infrastructure capacity, PUC approvals of applications for certificates of public convenience and necessity and permits to construct utility and independent projects, and applications for permits for projects from the Energy Commission and the queue of projects from the Independent System Operator, include the expected completion dates for both system and local resources, and report on the use of fossil fuel by certain facilities constructed by, purchased by, or under contract with the Department of Water Resources, as specified. This bill contains other related provisions and other existing laws.

Organization	Position	Priority	Misc1	Misc2
State Water Contractors	SWC - W	Priority 1		

**SB 1390 (Caballero D) Groundwater recharge: floodflows: diversion.**

**Current Text:** Introduced: 2/16/2024 [html](#) [pdf](#)

**Introduced:** 2/16/2024

**Status:** 2/29/2024-Referred to Com. on N.R. & W.

**Location:** 2/29/2024-S. N.R. & W.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law declares that all water within the state is the property of the people of the state, but the right to the use of the water may be acquired by appropriation in the manner provided by law. Current law requires the appropriation to be for some useful or beneficial purpose. Current law provides, however, that the diversion of flood flows for groundwater recharge does not require an appropriative water right if certain conditions are met, including that a local or regional agency has adopted a local plan of flood control or has considered flood risks part of its most recently adopted general plan. Current law also requires the person or entity making the diversion to file with the State Water Resources Control Board a final report after the diversions cease, as provided. These requirements apply to diversions commenced before January 1, 2029. This bill would extend the operation of these requirements to diversions commenced before January 1, 2034. The bill would revise, recast, and expand the conditions that are required to be met to include a requirement that a local or regional agency make a declaration that its proposed diversion is in accordance with one of certain enumerated plans relating to flood control or flood risk, as specified, or a county emergency operations plan.

<b>Organization</b>	<b>Position</b>	<b>Priority</b>	<b>Misc1</b>	<b>Misc2</b>
State Water Contractors	SWC - W	Priority 1		

**[SB 1402](#) (Min D) 30x30 goal: state agencies: adoption, revision, or establishment of plans, policies, and regulations.**

**Current Text:** Introduced: 2/16/2024 [html](#) [pdf](#)

**Introduced:** 2/16/2024

**Status:** 2/29/2024-Referred to Coms. on G.O. and N.R. & W.

**Location:** 2/29/2024-S. G.O.

Desk	<b>Policy</b>	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:** Current law requires the Secretary of the Natural Resources Agency to prepare and submit, on or before March 31, 2024, and annually thereafter, a report to the Legislature on the progress made in the prior calendar year toward achieving the goal to conserve 30% of California's lands and coastal waters by 2030. Current law provides that it is the goal of the state to conserve at least 30% of California's lands and coastal waters by 2030, known as the 30x30 goal. This bill would require all state agencies, departments, boards, offices, commissions, and conservancies to consider the 30x30 goal when adopting, revising, or establishing plans, policies, and regulations.

<b>Organization</b>	<b>Position</b>	<b>Priority</b>	<b>Misc1</b>	<b>Misc2</b>
State Water Contractors	SWC - W	Priority 1		

**Total Measures: 51**  
**Total Tracking Forms: 51**