

AMENDED IN SENATE JULY 1, 2008
AMENDED IN SENATE JUNE 18, 2008
AMENDED IN ASSEMBLY MAY 23, 2008
AMENDED IN ASSEMBLY MARCH 24, 2008
CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 2970

**Introduced by Assembly Member Eng
(Coauthor: Assembly Member Jones)**

February 22, 2008

An act to add Section 143 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2970, as amended, Eng. State Water Project: delivery capability report.

Under existing law, the Department of Water Resources operates the State Water Project, which includes state water facilities, as defined.

This bill would require the department, commencing in ~~2011~~ 2009, and every 2 years thereafter, to prepare a report which sets forth the then-existing delivery capability of the State Water Project and the total amount of water allocated to each State Water Project contractor for that year and each of the 10 years immediately preceding the report. The bill would require the report to take into consideration a range of hydrologic conditions. The bill would also require the report, *beginning in 2011*, to include a summary of the delivery capability and reliability of all categories of water delivered pursuant to State Water Project contracts, an analysis of the possible effects of climate change on the State Water Project, and an explanation of the data used to compile the

report. The bill would require the department to submit the final report to specified parties, including the Legislature, and to make the report available on its Internet Web site.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. Section 143 is added to the Water Code, to read:
2 143. (a) Commencing in ~~2011~~ 2009, and every two years
3 thereafter, the department shall prepare a report that accurately
4 sets forth, in a manner readily understandable by the public, the
5 then-existing delivery capability of all State Water Project facilities,
6 and the total amount of water allocated to each State Water Project
7 contractor for that year and each of the 10 years immediately
8 preceding the report. In determining the then-existing delivery
9 capability, the department shall take into consideration a range of
10 hydrologic conditions, including, but not limited to, the historic
11 extended dry cycle and the long-term average. ~~The Beginning with~~
12 ~~the report due in 2011,~~ the report shall include, but need not be
13 limited to, all of the following:
14 (1) A summary of the delivery capability and reliability of all
15 categories of water delivered pursuant to State Water Project
16 contracts.
17 (2) An analysis of the possible effects of climate change, to the
18 extent applicable, on State Water Project water supplies and State
19 Water Project delivery capability and reliability.
20 (3) An explanation of the data used to compile the report,
21 including an explanation of how the data may be used by local
22 water planners.
23 (b) Prior to preparing the report for 2011, the department shall
24 obtain an independent ~~outside technical and management-level~~
25 ~~review of the procedures~~ *review of the assumptions, procedures,*
26 and methodologies used to prepare the report, and shall include in
27 the 2011 report the results of that review.
28 (c) Not less than 90 days prior to submitting the report required
29 by subdivision (a), the department shall provide a draft report to
30 the public for a review period of not less than 30 days by posting
31 it in electronic format on its Internet Web site. The department

1 shall respond to the public comment received during the public
2 comment period in the final report.
3 (d) The department shall submit the final report to the
4 Legislature, all State Water Project contractors, all city and county
5 planning departments, and all regional and metropolitan planning
6 department within the State Water Project service area. The
7 department shall make the report available in electronic format on
8 its Internet Web site.

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