

AMENDED IN ASSEMBLY MARCH 31, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 627**

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**Introduced by Assembly Member Bill Berryhill**

February 16, 2011

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~~An act to amend Section 147 of the Water Code, relating to the State Water Resources Development System. An act to add Section 148 to the Water Code, relating to the State Water Resources Development System.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 627, as amended, Bill Berryhill. State Water Resources Development System: ~~annual report. Delta Corridors Plan: feasibility study.~~

*Under existing law, the Department of Water Resources operates the State Water Resources Development System that includes dams, reservoirs, and other infrastructure.*

*This bill would require the department to undertake an expedited evaluation and feasibility study with regard to the implementation of a specified Delta Corridors Plan as part of the State Water Resources Development System. The bill would require the department to consult with the Department of Fish and Game to study specified impacts and benefits of the Delta Corridors Plan and to include in the study an assessment of the incorporation of the Two-Gates Fish Protection Demonstration Project managed by the United States Bureau of Reclamation into the Delta Corridors Plan. The department would be required to prepare and submit to the Legislature, on or before January 1, 2013, a report that includes its feasibility findings. If the department determines the implementation of the plan is feasible, the department*

would be required to include recommendations with regard to specific facilities to be constructed, and to identify potential funding sources, for the purposes of implementing the plan.

This bill would declare the intent of the Legislature to appropriate money to the department to pay the costs of the feasibility study required by this bill.

~~Existing law requires the Department of Water Resources to prepare, and submit to the fiscal committees of the Legislature, an annual report relating to the budget for the State Water Resources Development System, and prescribes the information to be included in the annual report.~~

~~This bill would make technical, nonsubstantive changes to this requirement.~~

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

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

- 1     SECTION 1. Section 148 is added to the Water Code, to read:
- 2     148. (a) The department shall undertake an expedited
- 3     evaluation and feasibility study with regard to the implementation
- 4     of a through-Delta conveyance plan referred to as the Delta
- 5     Corridors Plan, as part of the State Water Resources Development
- 6     System. For the purposes of this section, the “Delta Corridors
- 7     Plan” means the plan described in the document entitled “Proposal
- 8     to Reconnect the San Joaquin River to the Estuary,” dated March
- 9     23, 2007.
- 10    (b) The department, in conducting the study required pursuant
- 11    to subdivision (a), shall consult with the Department of Fish and
- 12    Game to study the potential environmental and ecological impacts
- 13    and benefits of the Delta Corridors Plan, including issues of water
- 14    quality and fish entrapment.
- 15    (c) The study required pursuant to subdivision (a) shall include
- 16    an evaluation of ways the Delta Corridors Plan could incorporate
- 17    the Two-Gates Fish Protection Demonstration Project managed
- 18    by the United States Bureau of Reclamation and shall assess the
- 19    potential impacts and benefits of operating that project in
- 20    conjunction with the Delta Corridors Plan.
- 21    (d) On or before January 1, 2013, the department shall prepare
- 22    and submit to the Legislature a report that includes its findings

1 pursuant to subdivision (a). If the department determines that the  
2 implementation of the plan described in subdivision (a) is feasible,  
3 the department shall include in the report recommendations with  
4 regard to specific facilities to be constructed, and shall identify  
5 potential funding sources, for the purposes of implementing the  
6 plan.

7 (e) (1) The requirement for submitting a report imposed under  
8 subdivision (d) is inoperative on January 1, 2017, pursuant to  
9 Section 10231.5 of the Government Code.

10 (2) A report to be submitted pursuant to subdivision (d) shall  
11 be submitted in compliance with Section 9795 of the Government  
12 Code.

13 SEC. 2. It is the intent of the Legislature to appropriate money  
14 to the Department of Water Resources to pay the costs of the  
15 feasibility study required by Section 148 of the Water Code.

16 SEC. 3. This act shall be known, and may be cited, as the Clean  
17 Water Pathways Act.

18 SECTION 1. ~~Section 147 of the Water Code is amended to~~  
19 ~~read:~~

20 147. (a) ~~On or before January 10, 2010, and annually thereafter,~~  
21 ~~the department shall prepare, and submit to the chairpersons of~~  
22 ~~the fiscal committees of the Legislature, a report with regard to~~  
23 ~~the budget for the State Water Resources Development System.~~

24 (b) ~~The department shall include in the report all of the following~~  
25 ~~information:~~

26 (1) ~~A description of the expenditures made, or projected to be~~  
27 ~~made, as applicable, on behalf of the State Water Resources~~  
28 ~~Development System, by program and fund, and of the total~~  
29 ~~revenues expended, or projected to be expended, as applicable,~~  
30 ~~for that system, including each fund source.~~

31 (2) ~~A description of the positions within the department that~~  
32 ~~carry out functions related to the State Water Resources~~  
33 ~~Development System, and the total number of those positions.~~

34 (3) ~~A description of any funds, other than funds generated by~~  
35 ~~the State Water Resources Development System, that are expended,~~  
36 ~~or projected to be expended, as applicable, for the State Water~~  
37 ~~Resources Development System, including those funds used for~~  
38 ~~cost-sharing purposes.~~

39 (4) ~~An itemization of all contracts related to the Bay-Delta~~  
40 ~~Conservation Plan financed, or projected to be financed, as~~

1 applicable, in full or in part with funds generated by the State  
2 Water Resources Development System, including the dollar amount  
3 of those contracts and a brief description of the purposes of those  
4 contracts.  
5 (e) The department shall include in each report information  
6 relating to three fiscal years including the two completed fiscal  
7 years that immediately precede the year in which the report is due,  
8 along with the applicable information for the fiscal year in which  
9 the report is due. The department shall prepare the first report  
10 required under subdivision (a) for the 2007-08, 2008-09, and  
11 2009-10 fiscal years.