

**AGENDA
IRVINE RANCH WATER DISTRICT
BOARD OF DIRECTORS
REGULAR MEETING**

July 12, 2021

This meeting will be held in-person at the District’s headquarters located at 15600 Sand Canyon Avenue, Irvine, California. Members of the public may attend in person. In addition, members of the public may observe the meeting via Webex and may submit comments via the “Chat” function. To observe via Webex, please use the link and information below

Via Web: <https://irwd.webex.com/irwd/j.php?MTID=mc51610a04c5fdff65cfe8a7c74175508>
Meeting Number (Access Code): 146 862 1331
Meeting Password: 9E4EjFYkmS9

After joining the meeting, in order to ensure all persons can participate and observe the meeting, please select the “Call in” option and use a telephone to access the audio for the meeting by using the call-in information and attendee identification number provided.

As courtesy to the other participants, please mute your phone when you are not speaking.

PLEASE NOTE: Webex observers of the meeting will be placed into the Webex lobby when the Board enters closed session. Participants who remain in the “lobby” will automatically be returned to the open session of the Board once the closed session has concluded. Observers joining the meeting while the Board is in closed session will receive a notice that the meeting has been locked. They will be able to observe the meeting once the closed session has concluded.

CALL TO ORDER 5:00 p.m.

ROLL CALL Directors LaMar, McLaughlin, Swan, and Withers, and President Reinhart

PUBLIC COMMENT NOTICE

Public comments are limited to three minutes per speaker on each subject. If you wish to address the Board of Directors on any item, you may attend the meeting in person and submit a “speaker slip” to the Secretary. Forms are provided on the lobby table. If observing by Webex, please submit your comment via the “chat” feature and your remarks will be read into the record at the meeting. You may also submit a public comment in advance of the meeting by emailing comments@irwd.com before 12:00 p.m. on Monday, July 12, 2021.

COMMUNICATIONS TO THE BOARD

1. A. Written:

B. Oral:

2. ITEMS RECEIVED TOO LATE TO BE AGENDIZED

Recommendation: Determine the need to discuss and/or take immediate action on item(s).

PUBLIC HEARING (Next Resolution No. 2021-14)

3. SEWER CHARGES IN THE NEWPORT NORTH AREA

Recommendation:

- a. Open the hearing.
- b. Inquire of the Secretary how the hearing was noticed.
- c. Receive and file the Affidavit of Posting and Proof of Publication.
- d. Inquire of the Secretary if there have been any written notifications.
- e. Request legal counsel to describe the nature of the proceedings.
- f. Hear any person who wishes to speak regarding sewer charges in the Newport North service area.
- g. Inquire of the Board if it has any comments or questions.
- h. That the hearing be closed and the Board adopt a resolution adopting the sewer charge report and authorizing collection of sewer charges on the tax roll for the Newport North service area.

Reso. No. 2021-14

CONSENT CALENDAR, ITEMS 4–10

4. BOARD MEETING MINUTES

Recommendation: That the minutes of the June 28, 2021 Regular Board meeting be approved as presented.

5. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Steven LaMar, Douglas Reinhart, Peer Swan, and John Withers, as described.

CONSENT CALENDAR, ITEMS 4–10 (Continued)

6. 2021 LEGISLATIVE AND REGULATORY UPDATE

Recommendation: Receive and file.

7. VARIANCE TO AGREEMENTS WITH KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD AND EVERETT DOREY

Recommendation: That the Board authorize the General Manager to execute a variance to IRWD's Professional Services Agreement with Kronick, Moskovitz, Tiedemann & Girard related to rates, charges and fees increasing the not-to-exceed value of the contract by \$750,000 and extending the term through June 30, 2022, and authorize the General Manager to execute a variance to the letter of engagement with Everett Dorey for legal services related to tort matters and litigation increasing the not-to-exceed value of the contract by \$150,000.

8. FY 2021-22 OPERATING BUDGET VENDOR EXPENDITURE COMMITMENTS GREATER THAN \$200,000

Recommendation: That the Board approve the list of vendor commitments greater than \$200,000 based on approved FY 2021-22 operating budget expenditures.

9. LUMP SUM PAYMENT OPTION FOR EMPLOYER CONTRIBUTIONS FOR FY 2021-22 TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Recommendation: That the Board approve the lump sum payment for employer contributions to the California Public Employees' Retirement System (CalPERS) by making a one-time contribution of \$6,811,095 for IRWD's FY 2021-22 employer Unfunded Accrued Liability (UAL) contribution.

10. UTILITY BILL PRINTING, MAILING, AND ELECTRONIC BILL PRESENTMENT SERVICES CONTRACT EXTENSION

Recommendation: That the Board ratify approval of the two-year contract extension effective August 15, 2020 through August 15, 2022 with InfoSend Inc. for utility bill printing, mailing, and electronic bill presentment services in the amount of \$1,246,000.

ACTION CALENDAR

11. 1.5 MG ZONE 1 RESERVOIR INTERIOR COATING AND IMPROVEMENTS BUDGET INCREASE AND CONSTRUCTION AWARD

Recommendation: That the Board authorize a budget increase for Project 05761 in the amount of \$1,271,500, from \$2,748,500 to \$4,020,000, and authorize the General Manager to execute a construction contract with Pacific Hydrotech Corporation in the amount of \$3,340,190 for the 15 MG Zone 1 Reservoir Interior Coating and Improvements, Project 05761.

12. SETTING CONNECTION FEES AND PROPERTY TAXES FOR FISCAL YEARS 2021-22 AND 2022-23

Recommendation: That the Board approve revisions to connection fees and property taxes as presented and adopt resolutions approving these revisions.

Reso. No. 2021-15

Reso. No. 2021-16

Reso. No. 2021-17

OTHER BUSINESS

Pursuant to Government Code Section 54954.2, members of the Board of Directors or staff may ask questions for clarification, make brief announcements, and make brief reports on his/her own activities. The Board or a Board member may provide a reference to staff or other resources for factual information, request staff to report back at a subsequent meeting concerning any matter, or direct staff to place a matter of business on a future agenda. Such matters may be brought up under the General Manager's Report or Directors' Comments.

13. General Manager's Report

14. Receive oral update(s) from District liaison(s) regarding communities within IRWD's service area and provide information on relevant community events.

15. Directors' Comments

16. Adjourn

Availability of agenda materials: Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the above-named Board in connection with a matter subject to discussion or consideration at an open meeting of the Board are available for public inspection in the District's office, 15600 Sand Canyon Avenue, Irvine, California ("District Office"). If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during, the meeting, they will be available electronically via the Webex meeting noted. Upon request, the District will provide for written agenda materials in appropriate alternative formats, and reasonable disability-related modification or accommodation to enable individuals with disabilities to participate in and provide comments at public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, or alternative format requested at least two days before the meeting. Requests should be emailed to comments@irwd.com. Requests made by mail must be received at least two days before the meeting. Requests will be granted whenever possible and resolved in favor of accessibility.

July 12, 2021

Prepared by: C. Carter / E. Lin

Submitted by: C. Clary

Approved by: Paul A. Cook *P.A.C.*

PUBLIC HEARING

SEWER CHARGES IN IRWD'S NEWPORT NORTH AREA

SUMMARY:

On June 24, 2019, the Board adopted Rates and Charges for Fiscal Year 2019-20 and 2020-2021. Considering the hardships to many IRWD customers created by the impacts of COVID-19, on May 26, 2020, the Board elected to defer the FY 2020-21 sewer rate increases scheduled to become effective in July 2020. The rate increase remains deferred, and no additional rate increases have been approved at this time. The current monthly sewer charges of \$26.10 for a residential single-family home and \$19.55 per unit for multiple family dwelling units remain in effect. Newport North customers have the same rate as other IRWD sewer customers, but the method of collection differs in that they pay their sewer fees on an annual basis by means of the County tax rolls.

By adoption of Resolution No. 1987-45, the Board of Directors elected to have sewer charges for certain parcels of land located in the Newport North area collected on the tax roll together with the District's general taxes. That resolution directs the filing of a report containing a description of such parcels and the corresponding charges for each fiscal year. Pursuant to the requirements of the Health and Safety Code of the State of California, a public hearing on the report is required. The District Secretary has noticed a hearing for this meeting for objections or protests to the report, if any.

OUTLINE OF PROCEEDINGS

President: Declare this to be the time and place for a hearing on the sewer charge report for the Newport North area and declare the hearing open. Ask the Secretary how the hearing was noticed.

Secretary: The report was filed with the Secretary on June 23, 2021 and notice of the filing of the report and the time and place of this hearing was published in the Daily Pilot on June 27 and July 4, 2021. A notice was also posted in the District office on June 23, 2021.

Board: RECOMMENDED MOTION: "RECEIVE AND FILE THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY."

President: Request Legal Counsel to describe the nature of the proceedings.

Legal

Counsel: A public hearing on the sewer charge report is an annual requirement of the Health and Safety Code, Section 5473, in order to collect the sewer charges on the tax roll.

President: Inquire of the Secretary whether there have been any written communications.

President: Inquire whether there is anyone present who wishes to address the Board regarding the proposed collection of sewer charges on the tax roll.

President: Inquire whether there are any comments or questions from members of the Board of Directors. State that the hearing will be closed.

Board: RECOMMENDED MOTION: THAT THE HEARING BE CLOSED AND THAT THE FOLLOWING RESOLUTION BE ADOPTED BY TITLE:

RESOLUTION NO. 2021 -

RESOLUTION OF THE BOARD OF DIRECTORS
OF IRVINE RANCH WATER DISTRICT ADOPTING THE
SEWER CHARGE REPORT AND AUTHORIZING COLLECTION OF SEWER CHARGES
ON THE TAX ROLL FOR IRWD'S NEWPORT NORTH AREA

FISCAL IMPACTS:

The sewer rates charged in Newport North are the same as any other area within the District, and therefore will be set at the equivalent of \$26.10 per month for a residential single-family home and \$19.55 per month for multiple family dwelling units for a total FY 2021-22 assessment of \$313.20 or \$234.60, respectively. Only the means of collection is different for the customers in Newport North.

ENVIRONMENTAL COMPLIANCE:

This item is not a project as defined in the California Environmental Quality Act Code of Regulations, Title 14, Chapter 3, Section 15378.

COMMITTEE STATUS:

This is a routine annual item for Board consideration and was not reviewed by a Committee.

LIST OF EXHIBITS:

Exhibit "A" – Orange County Special Assessment Report

Exhibit "B" – Resolution

**Irvine Ranch Water District
Orange County Special Assessment Report
Fiscal Year 2021/2022**

EXHIBIT "A"

<u>Parcel #</u>	<u>Amount</u>										
42734202	313.20	44204208	133,722.00	44204210	313.20	44205210	469.20	44205401	313.20	44205402	313.20
44205403	313.20	44205404	313.20	44205405	313.20	44205406	313.20	44205407	313.20	44205408	313.20
44205409	313.20	44205410	313.20	44205411	313.20	44205412	313.20	44205413	313.20	44205414	313.20
44205415	313.20	44205416	313.20	44205417	313.20	44205418	313.20	44205419	313.20	44205420	313.20
44205421	313.20	44205422	313.20	44205423	313.20	44205424	313.20	44205425	313.20	44205426	313.20
44205427	313.20	44205428	313.20	44205429	313.20	44205430	313.20	44205431	313.20	44205432	313.20
44205433	313.20	44205434	313.20	44205435	313.20	44205436	313.20	44205437	313.20	44205438	313.20
44205439	313.20	44205440	313.20	44205441	313.20	44205442	313.20	44205443	313.20	44205444	313.20
44205445	313.20	44205446	313.20	44205447	313.20	44205448	313.20	44205449	313.20	44205450	313.20
44205451	313.20	44205452	313.20	44205453	313.20	44205454	313.20	44205455	313.20	44205456	313.20
44205457	313.20	44205458	313.20	44205459	313.20	44205460	313.20	44205461	313.20	44205501	313.20
44205502	313.20	44205503	313.20	44205504	313.20	44205505	313.20	44205506	313.20	44205507	313.20
44205508	313.20	44205509	313.20	44205510	313.20	44205511	313.20	44205512	313.20	44205513	313.20
44205514	313.20	44205515	313.20	44205516	313.20	44205517	313.20	44205518	313.20	44205519	313.20
44205520	313.20	44205521	313.20	44205522	313.20	44205523	313.20	44205524	313.20	44205525	313.20
44205526	313.20	44205527	313.20	44205528	313.20	44205529	313.20	44205530	313.20	44205531	313.20
44205532	313.20	44205533	313.20	44205534	313.20	44205535	313.20	44205536	313.20	44205537	313.20
44205538	313.20	44205539	313.20	44205540	313.20	44205541	313.20	44205542	313.20	44205543	313.20
44205544	313.20	44205545	313.20	44205546	313.20	44205547	313.20	44205548	313.20	44205549	313.20
44205550	313.20	44205551	313.20	44205552	313.20	44205553	313.20	44205554	313.20	44205555	313.20
44205556	313.20	44205557	313.20	44205601	313.20	44205602	313.20	44205603	313.20	44205604	313.20
44205605	313.20	44205606	313.20	44205607	313.20	44205608	313.20	44205609	313.20	44205610	313.20
44205611	313.20	44205612	313.20	44205613	313.20	44205614	313.20	44205615	313.20	44205616	313.20
44205617	313.20	44205618	313.20	44205619	313.20	44205620	313.20	44205621	313.20	44205622	313.20
44205623	313.20	44205624	313.20	44205625	313.20	44205626	313.20	44205627	313.20	44205628	313.20
44205629	313.20	44205630	313.20	44205631	313.20	44205632	313.20	44205633	313.20	44205634	313.20
44205635	313.20	44205636	313.20	44205637	313.20	44205638	313.20	44205639	313.20	44205640	313.20
44205641	313.20	44206115	70,380.00	44228201	313.20	44231169	313.20	93180614	313.20	93180615	313.20
93180616	313.20	93180617	313.20	93180618	313.20	93180619	313.20	93180620	313.20	93180621	313.20
93180622	313.20	93180623	313.20	93180624	313.20	93180625	313.20	93180626	313.20	93180627	313.20
93180628	313.20	93180629	313.20	93180630	313.20	93180631	313.20	93180632	313.20	93180633	313.20

93180634	313.20	93180635	313.20	93180636	313.20	93180637	313.20	93180638	313.20	93180639	313.20
93180640	313.20	93180641	313.20	93180642	313.20	93180643	313.20	93180644	313.20	93180645	313.20
93180646	313.20	93180647	313.20	93180648	313.20	93180649	313.20	93180650	313.20	93180651	313.20
93180652	313.20	93180653	313.20	93180654	313.20	93180655	313.20	93180656	313.20	93180657	313.20
93180658	313.20	93180659	313.20	93180660	313.20	93180661	313.20	93180662	313.20	93180663	313.20
93180664	313.20	93180665	313.20	93180666	313.20	93180667	313.20	93180668	313.20	93180669	313.20
93180670	313.20	93180671	313.20	93180672	313.20	93180673	313.20	93180674	313.20	93180675	313.20
93180676	313.20	93180677	313.20	93180678	313.20	93180679	313.20	93180680	313.20	93180681	313.20
93180682	313.20	93180683	313.20	93180684	313.20	93180685	313.20	93180686	313.20	93180687	313.20
93180688	313.20	93180689	313.20	93180690	313.20	93180691	313.20	93180692	313.20	93180693	313.20
93180694	313.20	93180695	313.20	93180696	313.20	93180697	313.20	93180698	313.20	93180699	313.20
93180700	313.20	93180701	313.20	93180702	313.20	93180703	313.20	93180704	313.20	93180705	313.20
93180706	313.20	93180707	313.20	93180708	313.20	93180709	313.20	93180710	313.20	93180711	313.20
93180712	313.20	93180713	313.20	93180714	313.20	93180715	313.20	93180716	313.20	93180717	313.20
93180718	313.20	93180719	313.20	93180720	313.20	93180721	313.20	93180722	313.20	93180723	313.20
93180724	313.20	93180725	313.20	93180726	313.20	93180727	313.20	93180728	313.20	93180729	313.20
93180730	313.20	93180731	313.20	93180732	313.20	93180733	313.20				

Total Parcels: 286
Total Assessment Amount: 293,206.80

EXHIBIT "B"

RESOLUTION NO. 2021-

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT ADOPTING THE
SEWER CHARGE REPORT AND AUTHORIZING COLLECTION
OF SEWER CHARGES ON THE TAX ROLL FOR THE
NEWPORT NORTH AREA

Resolution No. 1987-45 was adopted on August 10, 1987. The Board of Directors of Irvine Ranch Water District ("IRWD") elected to have sewer charges for certain parcels collected on the tax roll each year in the same manner, by the same persons, and at the same time as, together with and not separately from, its general taxes, pursuant to Section 5473 et seq. of the California Health and Safety Code.

Pursuant to said Resolution, a report has been filed with the Secretary containing a description of such parcels and the corresponding charges for Fiscal Year 2021-22 and notice was given as required by law of a hearing on the report to be held on Monday, the 12th day of July, 2021, at 5:00 p.m. (or as soon thereafter as is reasonably practicable) in the Board of Directors meeting room of IRWD, 15600 Sand Canyon Avenue, Irvine, California.

The duly noticed public hearing was held and all persons interested were given an opportunity to be heard concerning the report and to submit any objections or protests to the report.

The Board of Directors of IRWD does hereby RESOLVE, DETERMINE and ORDER as follows:

Section 1. The Board of Directors hereby determines that protests to the report were not made by the owners of a majority of separate parcels of property described in the report.

Section 2. The Board of Directors hereby adopts the report containing a description of the parcels for which charges for sewer service shall be collected on the tax roll and containing the amount of the charges for each parcel for the Fiscal Year 2021-22, computed in conformity with the schedule of rates and charges adopted by Resolution No. 2021-___. The report is provided as Exhibit "A" and is incorporated herein by this reference. Each charge set forth in Exhibit "A" is hereby determined to be adopted.

Section 3. The Secretary is hereby authorized and directed to endorse on the report a statement that the report was adopted by this Board on July 12, 2021, and to take whatever other action is required by the Auditor of the County of Orange in regard thereto in order to place the charges on the tax roll for the parcels described in the report.

Section 4. The Secretary is hereby authorized and directed to file a copy of such report with the Auditor of the County of Orange.

APPROVED, SIGNED and ADOPTED this 12th day of July, 2021.

President, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

Secretary, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

APPROVED AS TO FORM;
Hanson Bridgett LLP

By _____
District Counsel

July 12, 2021
Prepared and
submitted by: L. Bonkowski
Approved by: Paul A. Cook 

CONSENT CALENDAR

BOARD MEETING MINUTES

SUMMARY:

Provided are the minutes of the June 28, 2021 Regular Board meeting for approval.

FISCAL IMPACTS:

None.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

Not applicable.

RECOMMENDATION:

THAT THE MINUTES OF THE JUNE 28, 2021, REGULAR BOARD MEETING BE APPROVED AS PRESENTED.

LIST OF EXHIBITS:

Exhibit "A" – June 28, 2021 Minutes

Note: This page is intentionally left blank.

EXHIBIT “A”

MINUTES OF REGULAR MEETING – June 28, 2021

The regular meeting of the Board of Directors of the Irvine Ranch Water District (IRWD) was called to order at 5:00 p.m. by President Reinhart on June 28, 2021 in person at the District’s headquarters located at 15600 Sand Canyon Avenue, Irvine, California and via teleconference pursuant to the provisions of the Governor’s Executive Order N-08-21 due to COVID-19. Members of the public also attended this meeting in person.

Directors Present: LaMar, McLaughlin, Withers, Swan, and Reinhart

Directors Absent: None.

Also Present: General Manager Cook, Executive Director of Water Policy Weghorst, Executive Director of Technical Services Burton, Executive Director of Operations Chambers, Executive Director of Finance and Administration Clary, Director of Treasury and Risk Management Jacobson, Director of Water Quality and Regulatory Compliance Colston, Director of Recycling Operations Zepeda, Director of Information Services Malone, Director of Water Resources Sanchez, Director of Maintenance Mykitta, Director of Human Resources Mitcham, Director of Strategic Communications and Advocacy/Deputy General Counsel Compton, Secretary Bonkowski, Assistant Secretary Swan, General Counsel Collins, Special Counsel Casey, Consultant Newell, and others.

WRITTEN AND ORAL COMMUNICATIONS: None.

ITEMS RECEIVED TOO LATE TO BE AGENDIZED: None.

PRESENTATIONS

DISTRICT TRANSPARENCY CERTIFICATE OF EXCELLENCE ACHIEVEMENT

Public Affairs Field Coordinator Chris Palmer from the California Special Districts Association presented the Special District Leadership Foundation’s *District Transparency Certificate of Excellence* to IRWD, reflecting IRWD’s dedication to being fully transparent, and open and accessible to the public and other stakeholders.

ADDENDUM TO IRWD’S 2015 URBAN WATER MANAGEMENT PLAN

General Manager Cook reported that a draft of an addendum to IRWD’s 2015 Urban Water Management Plan (UWMP) had been prepared in accordance with Delta Stewardship Council (DSC) Policy WR-P1. Mr. Cook said that the addendum includes all required elements consistent with Policy WR-P1 to cover certain water supply-related actions in the Sacramento-San Joaquin Delta. He said that Appendix J is being added as an addendum which indicates that suppliers shall demonstrate compliance commencing in 2015.

President Reinhart declared this to be the time and place for a hearing on the report relative to an addendum to the 2015 Urban Water Management Plan and declared the hearing open. He asked the Secretary how the hearing was noticed.

Secretary Bonkowski said that the report was filed with her on June 3, 2021 and notice of the filing of the report and the time and place of this hearing was published in the Orange County Register on June 6, 2021, and June 13, 2021. She said additionally that a notice of the hearing was also posted at the District office on June 2, 2021.

On MOTION by Swan, seconded by LaMar and unanimously carried, THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY WAS RECEIVED AND FILED.

President Reinhart asked Legal Counsel to describe the nature of the proceedings. Legal Counsel Collins said that in accordance with applicable law, including but not limited to Water Code §10642, a public hearing is required to provide members of the public and other interested entities an opportunity to be heard in connection with proposed adoption of the Addendum to the 2015 UWMP.

Using a PowerPoint presentation, Water Resources Manager Welch provided an overview of the purpose of the addendum to the 2015 Urban Water Manager Plan. Director Swan said that there was a gross misunderstanding on what reduced reliance on the Delta means, and he said he would approve this item with the understanding that reduced reliance on the Delta would not require any actions in this plan. This was confirmed by staff.

President Reinhart asked the Secretary whether there have been any written communications. Secretary Bonkowski said that there were none.

President Reinhart inquired whether there is anyone present who wished to address the Board concerning an addendum to the 2015 Urban Water Management Plan. There were none.

President Reinhart asked whether there are any comments or questions from members of the Board of Directors. There were none.

On MOTION by LaMar, seconded by McLaughlin, and unanimously carried, THE HEARING WAS CLOSED AND THE FOLLOWING RESOLUTION WAS ADOPTED BY TITLE:

RESOLUTION NO. 2021 – 10

RESOLUTION OF THE BOARD OF DIRECTORS
OF IRVINE RANCH WATER DISTRICT ADOPTING
AN ADDENDUM TO ITS 2015 URBAN WATER
MANAGEMENT PLAN

IRWD's 2020 WATER SHORTAGE CONTINGENCY PLAN

General Manager Cook said that staff had prepared an update of IRWD's Water Shortage Contingency Plan (WSCP) to address changes in legislative requirements and to reflect updates to IRWD's projected water supplies.

President Reinhart declared this to be the time and place for a hearing on the report relative to the IRWD's 2020 Water Shortage Contingency Plan and declared the hearing open. He asked the Secretary how the hearing was noticed.

Secretary Bonkowski said that the report was filed with her on June 3, 2021 and notice of the filing of the report and the time and place of this hearing was published in the Orange County Register on June 6, 2021, and June 13, 2021. She said additionally that a notice of the hearing was also posted at the District office on June 2, 2021.

On MOTION by Swan, seconded by McLaughlin and unanimously carried, THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY WAS RECEIVED AND FILED.

President Reinhart asked Legal Counsel to describe the nature of the proceedings. Legal Counsel Collins said that IRWD prepared the IRWD 2020 Water Shortage Plan pursuant to the requirements of Water Code § 10632 and incorporates new legislative requirements, and the public hearing provides members of the public and other interested entities with the opportunity to be heard in connection with proposed Plan.

President Reinhart asked the Secretary whether there have been any written communications. Secretary Bonkowski said that there were none.

President Reinhart inquired whether there is anyone present who wished to address the Board concerning the IRWD 2020 Water Shortage Plan. There were none.

President Reinhart asked whether there are any comments or questions from members of the Board of Directors. There were none.

On MOTION by Swan, seconded by LaMar, and unanimously carried, THE HEARING WAS CLOSED AND THE FOLLOWING RESOLUTION WAS ADOPTED BY TITLE:

RESOLUTION NO. 2021 –11

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT RESCINDING
RESOLUTION 2018-13 AND ADOPTING IRWD'S 2020
WATER SHORTAGE CONTINGENCY PLAN

IRWD'S 2020 URBAN WATER MANAGEMENT PLAN

General Manager Cook reported that a draft of IRWD's 2020 Urban Water Management Plan (UWMP) has been prepared in accordance with the Urban Water Management Planning Act of 1983 (Act), as amended.

President Reinhart declared this to be the time and place for a hearing on the report relative to an addendum to the IRWD's 2020 Urban Water Management Plan and declared the hearing open. He asked the Secretary how the hearing was noticed.

Secretary Bonkowski said that the report was filed with her on June 3, 2021 and notice of the filing of the report and the time and place of this hearing was published in the Orange County Register on June 6, 2021, and June 13, 2021. She said that a notice of the hearing was also posted in the District office on June 2, 2021.

On MOTION by Swan, seconded by McLaughlin and unanimously carried, THE AFFIDAVIT OF POSTING AND THE PROOF OF PUBLICATION PRESENTED BY THE SECRETARY WAS RECEIVED AND FILED.

President Reinhart asked Legal Counsel to describe the nature of the proceedings. Legal Counsel Collins said that IRWD prepared the IRWD 2020 Urban Water Manager Plan and pursuant to Water Code § 10621, it provides an opportunity for all persons interested to be heard concerning any matter set forth in the UWMP.

President Reinhart asked the Secretary whether there have been any written communications. Secretary Bonkowski said that there were none.

President Reinhart inquired whether there is anyone present who wished to address the Board concerning the IRWD 2020 Water Shortage Plan. There were none.

President Reinhart asked whether there are any comments or questions from members of the Board of Directors. There were none.

On MOTION by Swan, seconded by LaMar, and unanimously carried, THE HEARING WAS CLOSED AND THE FOLLOWING RESOLUTION WAS ADOPTED BY TITLE:

RESOLUTION NO. 2021 –12

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT
RESCINDING RESOLUTION NO. 2016-9 AND ADOPTING
IRWD's 2020 URBAN WATER MANAGEMENT PLAN

CONSENT CALENDAR

On MOTION by Withers, seconded by LaMar and unanimously carried, CONSENT CALENDAR ITEMS 7 THROUGH 13 WERE APPROVED AS FOLLOWS:

7. BOARD MEETING MINUTES

Recommendation: That the minutes of the June 14, 2021 and June 21, 2021 Regular Board meetings be approved as presented.

8. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Steven LaMar, Karen McLaughlin, Douglas Reinhart, Peer Swan, and John Withers, as described.

CONSENT CALENDAR (CONTINUED)

9. TREASURY REPORTS

Recommendation: That the Board receive and file the Treasurer's Investment Summary Report, the Summary of Fixed and Variable Rate Debt, and Disclosure Report of Reimbursements to Board Members and staff, approve the May 2021 Summary Of Payroll ACH payments in the total amount of \$2,131,527, and approve the May 2021 Accounts Payable Disbursement Summary of Warrants 417885 through 418629 through, Workers' Compensation Distributions, wire transfers, payroll withholding distributions and voided checks in the total amount of \$14,170,854.

10. IRVINE LAKE ACCESS AND USE LICENSE EXTENSION

Recommendation: That the Board authorize the General Manager to execute a Second Amendment to the license agreement between IRWD, the County of Orange and Serrano Water District to extend the term of the fishing concession at Irvine Lake for a period of up to one year.

11. MEMORANDUM OF UNDERSTANDING WITH THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (AFL-CIO LOCAL #47) SUPERVISOR UNIT EMPLOYEES – JULY 1, 2021, THROUGH JUNE 30, 2023

Recommendation: That the Board authorize the General Manager to execute a Memorandum of Understanding with the International Brotherhood of Electrical Workers Local #47 Supervisor Unit Employees, effective July 1, 2021, through June 30, 2023, subject to non-substantive changes.

12. MEMORANDUM OF UNDERSTANDING WITH THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (AFL-CIO LOCAL #47) GENERAL UNIT EMPLOYEES – JULY 1, 2021, THROUGH JUNE 30, 2023

Recommendation: That the Board authorize the General Manager to execute a Memorandum of Understanding with the International Brotherhood of Electrical Workers Local #47 General Unit Employees, effective July 1, 2021, through June 30, 2023, subject to non-substantive changes.

13. IRWD SALARY GRADE SCHEDULE CHANGES FOR GENERAL UNIT AND NON-EXEMPT SUPERVISOR UNIT EMPLOYEES FOR FISCAL YEAR 2021-22

Recommendation: That the Board adopt the following resolution by title superseding Resolution No. 2021-9 and adopting a revised Schedule of Positions and Salary Rate Ranges for the General Unit, Non-exempt Supervisor Unit, and for Managers, Exempt Supervisors, Confidential and Exempt Employees.

CONSENT CALENDAR (CONTINUED)

RESOLUTION NO. 2021 –13

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT, SUPERSEDING
RESOLUTION NO. 2021-9 AND ADOPTING A REVISED
SCHEDULE OF POSITIONS AND SALARY RATE
RANGES

ACTION CALENDAR

PARTICIPATION IN VOLUNTARY FALLOWING PROGRAM

Executive Director of Water Policy Weghorst reported that in 2016 and 2017, IRWD purchased approximately 3,100 acres of farmland within Palo Verde Irrigation District (PVID). Mr. Weghorst said that PVID provides approximately 450,000 acre-feet (AF) of water per year to 91,400 acres of productive farmland on a first priority basis. Of the nearly 3,100 acres of land owned by IRWD, 2,845 acres are irrigable water toll acres, all of which are enrolled in the Metropolitan/PVID Fallowing Program. He said that under the Fallowing Program terms, IRWD is required to fallow a minimum of 242 acres up to a maximum of 969 acres.

Mr. Weghorst said that because of current dry conditions, Lake Mead is projected to fall to record-low levels in the next few years, which could trigger shortages to the states of Arizona, Nevada, and California under the Colorado River Drought Contingency Plan (DCP). In an effort to avoid a shortage condition, Metropolitan has been in discussions with U.S. Bureau of Reclamation, Central Arizona Water Conservation District, and Southern Nevada Water Authority regarding a plan to conserve and forbear Colorado River supplies through additional land fallowing over the next three years. The conserved water would be stored in Lake Mead to potentially delay the timing and magnitude of DCP contributions or shortages. Metropolitan has indicated that it expects to fallow at the minimum level (25%) within PVID to meet its own needs through 2024. The plan proposed by these agencies is to jointly fund additional fallowing beyond Metropolitan's needs through Metropolitan's PVID and Bard fallowing programs. For PVID, this involves an increase of up to 16,900 acres of fallowed lands through 2024. As proposed, the combined fallowing is expected to result in the storage of up to 246,600 AF of water in Lake Mead over the next three years.

Mr. Weghorst said that IRWD's fallowing commitment under a 75% call would be 727 acres. He said that staff estimates the expected fallowing calls under this program would be effective in August 2021 through July 2023.

Director Swan said that that this item was reviewed by the Supply Reliability Programs Committee on June 17, 2021. On MOTION by Swan, seconded by Reinhart, THE BOARD AUTHORIZED THE GENERAL MANAGER TO EXECUTE AN AGREEMENT WITH METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA TO VOLUNTARILY FALLOW ADDITIONAL LANDS WITHIN PALO VERDE IRRIGATION DISTRICT UNDER THE EXISTING METROPOLITAN/PVID FALLOWING PROGRAM TERMS AND CONDITIONS.

OTHER BUSINESS

GENERAL MANAGER'S REPORT

General Manager Cook reported that there was one new case of an employee with COVID-19. He said that staff recently updated the IRWD Business Continuation Plan which conforms with Cal-OSHA's new regulations related to COVID protection including masking requirements. He said that the current plan is to have all employees back in the office by September 7, 2021.

Mr. Cook provided the Board an update on the chlorine shortage across the western states and noted that water and wastewater agencies have priority on procuring sources.

Mr. Cook updated the Board on the Irvine Lake Pipeline conversion and noted that an additional \$1 million in grant funding will be received. A total of \$8.7 million has been received to date.

COMMUNITY OUTREACH

Mr. Cook said that Consultant Newell had to leave tonight's meeting early but relayed that he is continuing to work with staff relative to the July 8 shutdown in the canyon area for a four-hour period.

DIRECTORS' COMMENTS

Director LaMar reported on his attendance at a Chapman University Economic Forecast update, a Southern California Water Coalition Legislative Task Force virtual meeting, an OCWD PFAS treatment study meeting, an ACWA Region 1 event, and a Southern California Dialogue meeting.

Director McLaughlin reported on her attendance at a Southern California Water Coalition Legislative Task Force meeting, an OCWD PFAS treatment study meeting, an ACWA Region 1 event, and an Open House event for the City of Irvine's Mayor Farrah Khan.

Director Swan reported on his attendance at a WACO meeting, a Newport Bay Watershed Executive Committee meeting, an OCWA lunch meeting, a Newport Beach Governor's event, a Southern California Dialogue meeting, and a South County Chambers meeting.

Director Withers reported that he attended regular meetings along with many OC San meetings.

Director Reinhart reported on his attendance at an OCWD Board meeting, a MWDOC Board meeting, a meeting regarding Irvine Lake, and a SOCWA Board meeting.

CLOSED SESSION

Legal Counsel Collins said that the following Closed Sessions would be held:

- a.) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1): *IRWD v. OCWD, et al.*, Case No. 30-2016-00858584-CU-WM-CJC.

- b.) CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Pursuant to Government Code Section 54956.8

Property: 15550 Sand Canyon Avenue, Irvine, CA 92618

Agency Negotiator: Paul Cook, General Manager & Rob Jacobson, Treasurer

Negotiating Parties: Bandai Namco Holdings USA (Lessee)

Under Negotiation: Lease Price and Terms of Payment

- c.) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1): *Kessner, et al. v. City of Santa Clara, IRWD, et al.*, Santa Clara County Superior Court Case No. 20CV364054

OPEN SESSION

At 8:02 p.m. the meeting was reconvened with Directors Swan, LaMar, Withers, McLaughlin, and Reinhart present. Legal Counsel Collins said that there was no action to report.

ADJOURNMENT

There being no further business, President Reinhart adjourned the meeting.

APPROVED and SIGNED this 12th day of July 2021.

President, IRVINE RANCH WATER DISTRICT

Secretary IRVINE RANCH WATER DISTRICT

APPROVED AS TO FORM:

Claire Hervey Collins, General Counsel
Hanson Bridgett LLP

July 12, 2021
Prepared and
submitted by: K. Swan
Approved by: Paul A. Cook 

CONSENT CALENDAR

RATIFY/APPROVE BOARD OF DIRECTORS'
ATTENDANCE AT MEETINGS AND EVENTS

SUMMARY:

Pursuant to Resolution 2006-29 adopted on August 28, 2006, the following events and meetings require approval by the Board of Directors:

Steven LaMar

June 8 SCE PSPS Advisory Committee Meeting via teleconference
July 23 Southern California Water Coalition Quarterly Luncheon: *Equity, Access, & Affordability, Ontario*

Douglas Reinhart

June 23 Irvine Lake Letter of Intent for Recreation via teleconference
June 29 IRWD / SOCWA Issues

Peer Swan

June 16 OCWA Webinar: The Use of Data to Manage Infrastructure
June 25 South Orange County Economic Coalition Web Broadcast: *Navigating the Waters in South Orange County*

John Withers

June 23 Irvine Lake Letter of Intent for Recreation via teleconference
July 23 Southern California Water Coalition Quarterly Luncheon: *Equity, Access, & Affordability, Ontario*

RECOMMENDATION:

THAT THE BOARD RATIFY/APPROVE THE MEETINGS AND EVENTS FOR STEVEN LAMAR, DOUGLAS REINHART, PEER SWAN, AND JOHN WITHERS AS DESCRIBED HEREIN.

LIST OF EXHIBITS:

None.

Note: This page is intentionally left blank.

July 12, 2021
Prepared and
submitted by: C. Compton
Approved by: Paul A. Cook *P.A.C.*

CONSENT CALENDAR

2021 LEGISLATIVE AND REGULATORY UPDATE

SUMMARY:

This report provides an update on the 2021-2022 legislative session, regulatory issues, and IRWD priorities. As legislation and regulations develop, staff will provide updates and recommendations to the Water Resources Policy and Communications Committee and the Board, as appropriate.

Staff recommends the Board receive and file this report.

BACKGROUND:

With the July 14 policy committee deadline looming, the California Legislature is looking forward to its summer recess. The Legislature will be on recess from July 16 to August 16. When the Legislature returns, the fiscal committees will have until August 27 to meet, and report bills to the floor. The last day for each house to pass bills this legislative year is September 10, which is the day the Interim Recess begins.

A copy of the 2021 Legislative Matrix is provided as Exhibit "A". Links to the bills discussed below are included within each discussion unless a separate exhibit is noted.

State Budget Update:

Fiscal Year 2021-2022 State Budget:

On June 14, the Legislature passed a \$267.1 billion budget, meeting the June 15 constitutional deadline to pass a state budget for Fiscal Year 2021-2022 (FY 21-22). The Budget Act of 2021, which was a placeholder budget, provided a spending framework for the upcoming fiscal year but did not provide the normal level of detail contained in state budgets. It was passed with the understanding that budget negotiations would continue, and additional budget bills would be passed after the June 15 deadline enacting a complete FY 21-22 budget.

Of interest to IRWD, the Budget Act of 2021 authorized \$3.475 billion for water and drought resiliency, which aligned with the amount the Governor proposed with the May Revise but did not include much detail on that funding.

On June 25, the Legislature and the Governor announced that a final FY 21-22 budget agreement had been reached although negotiations continue on several budget trailer bills related to the final agreement. The final budget was before July 1 although budget trailer bills related to the budget will continue to be adopted well into the summer.

The [final budget deal](#), which staff is still reviewing, includes:

- \$12 billion for homelessness programs;
- Increased rental assistance and an extension of the current eviction moratorium through September 30, 2021;
- \$8.1 billion in direct economic stimulus payments to Californians with an income of \$75,000 or less;
- \$1.5 billion for the Small Business COVID-19 Relief Grant Program providing small business and non-profits impacted by COVID-19 grants;
- An expansion of state-funded nutrition programs to those ineligible for CalFresh or the California Food Assistance Program solely due to immigration status; and
- An expansion of Medi-Cal to income eligible Californians 50 years of age or older regardless of immigration status.

Additionally, of interest to IRWD and the water community, the final budget includes:

- \$1 billion in CARES Act funding, provided to the State Water Resources Control Board (State Board), for water bill arrearages;
- \$1.385 billion in one-time funding for water and wastewater infrastructure of which \$650 million will be available for drinking water projects, \$650 million for wastewater projects, and \$85 million for groundwater cleanup and water recycling projects. (There is an understanding between the Legislature and the Governor that more funding will be forthcoming as negotiations on budget trailer bills are completed.);
- \$30 million in one-time funding for water rights data modernization;
- Approval of \$4.2 billion in reimbursement authority and 21 permanent positions to oversee cleanup of contaminants including PFAS; and
- \$763 million for Department of Water Resources (DWR) and local assistance emergency drought support and relief efforts.

On July 1, 2021, staff provided the Water Resources Policy and Communications Committee (WRP) with an oral update on the budget and the budget trailer bill proposed to enact the process for distributing the funding for water bill arrearages.

2021 State Legislative Update on Other Bills of Interest to IRWD:

As has been traditionally done in July after the House of Origin deadline, staff has provided an update on each bill the District has taken a position on or has actively monitored during this legislation session. A summary and a status report on each bill are provided below:

- *AB 59 (Gabriel, D-Woodland Hills) – Mitigation Fee Act:* AB 59 would delete the provision of the Government Code that creates a 120-day statute of limitations for challenging water and sewer connection fees, and capacity charges and, instead, treat connection fees and capacity charges in the same manner as development impact fees (DIF). AB 59 is now a two-year bill, which cannot be taken up until next January, and is currently in the Assembly Local Government Committee. IRWD currently has an “oppose” position on AB 59;
- *AB 377 (R. Rivas, D-Salinas) – Water Quality: Impaired Waters:* AB 377 would require the State Board to prioritize enforcement of all water quality standard violations that are causing or contributing to an exceedance of a water quality standard in a surface water. It would also require that the State Board report its actions to the Legislature. AB 377 is now a two-year bill and is currently in the Assembly Appropriations Committee. IRWD currently has an “oppose” position on AB 377;
- *AB 460 (Mayes, I-Rancho Mirage) – Residential Fire Sprinklers:* AB 460 would prohibit water-related fees for residential property from being affected by the installation of a residential fire sprinkler system. AB 460 is in the Assembly Local Government Committee and is a two-year bill. IRWD currently has a “watch” position on AB 460.
- *AB 602 (Grayson, D-Concord) – Development Fees: Impact Fee Nexus Study:* AB 602 modifies the requirements for nexus fee studies and proposes to require that a fee levied or imposed on a housing development be proportionate to the square footage of the proposed unit or units being developed, unless specified findings are made explaining why square footage is not an appropriate metric by which to calculate the fees. AB 602 was amended to exclude water and sewer rates or charges from the definition of “fee.” AB 602 is in the Senate Governance and Finance Committee. IRWD currently has a “watch” position on AB 602;
- *AB 678 (Grayson, D-Concord) – Housing Development Fee Cap:* AB 678 seeks to place a statutory cap on the fees charged on new housing developments. AB 678 is in the Assembly Local Government Committee and is a two-year bill. IRWD does not currently have a position on AB 678 because it does not include water or sewer connection fees;
- *AB 818 (Bloom, D-Santa Monica) – Disposable Wipes:* AB 818 would require non-flushable wipes to be labeled clearly as non-flushable. AB 818 is currently in the Senate Judiciary Committee. IRWD has a “support” position on AB 818;
- *AB 1271 (Ting, D-San Francisco) – Surplus Land:* AB 1271 proposes changes to the Surplus Lands Act (SLA). AB 1271 is a two-year bill and is in the Assembly Housing and Community Development Committee. IRWD currently has a “watch” position on AB 1271;

- *AB 1434 (Friedman, D-Glendale) – Urban Indoor Residential Water Use:* AB 1434 would change the standards for indoor residential water use from 55 gallons per capita daily (gpcd) until 2025, 52.5 gpcd until 2030, and 50 gpcd after 2030 to 48 gpcd until 2025, 44 gpcd until 2030, and 40 gpcd after 2030. AB 1434 is a two-year bill and is currently in the Assembly Appropriations Committee. IRWD has an “oppose” position on AB 1434;
- *AB 1500 (E. Garcia, D-Coachella) – Climate Resilience Bond Act:* AB 1500 proposes a \$7.08 billion bond for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, and workforce development. AB 1500 is in the Assembly Rules Committee. IRWD currently has a “support if amended” position on AB 1500;
- *ACR 17 (Voepel, R-Santee) – Special Districts Week:* ACR 17 proclaims the week of May 16, 2021, to May 22, 2021, to be Special Districts Week. ACR 17 is being engrossed and enrolled. IRWD has a “support” position on ACR 17;
- *SB 45 (Portantino, D-La Cañada Flintridge) – Climate Resilience Bond Act:* SB 45 proposes a \$5.595 billion bond for wildfire prevention, safe drinking water, drought preparation, and flood protection. SB 45 is on the Senate Inactive File. IRWD currently has a “support if amended” position on SB 45;
- *SB 55 (Stern, D-Calabasas) – Very High Fire Hazard Severity Zone: Development Prohibition:* SB 55 would have prohibited new residential, commercial, retail and industrial development within a very high fire severity zone or state responsibility area. IRWD took a “seek amendments” position on SB 55 seeking clarification that the bill would not apply to water and wastewater utility infrastructure and facilities. The bill was amended to only apply to new developments containing residential dwellings. These amendments addressed the District’s concerns and the District moved to a “watch” position on the bill. SB 55 is a two-year bill and currently in the Senate Governance and Finance Committee;
- *SB 222 (Dodd, D-Napa) – Water Rate Assistance Program:* SB 222 would establish a Water Rate Assistance Program administered by the Department of Community Services and Development to provide drinking water and wastewater bill assistance to low-income ratepayers and ratepayers experiencing economic hardship. SB 222 passed the Senate and is in the Assembly Utilities and Energy Committee. IRWD currently has an “oppose unless amended” position on SB 222;
- *SB 223 (Dodd, D-Napa) – Discontinuation of Residential Water Service:* SB 223 would modify the laws governing when and how a water provider may discontinue residential water service for nonpayment. SB 223 also would require a water system, if it determined it could offer an arrearage management plan, to forgive water bills of low-income residential customers with household income below 200 percent of the federal poverty line. SB 223 was held on the Senate Appropriations Committee Suspense File. IRWD currently has an “oppose unless amended” position on SB 223;

- *SB 323 (Caballero, D-Salinas) – Legal Action on Water and Sewer Service Rates:* SB 323 proposes to establish a 120-day statute of limitations for challenging water and sewer rates. SB 323 is on the Assembly floor. IRWD currently has a “support” position on SB 323;
- *SB 427 (Eggman, D-Stockton) – Water Theft:* SB 427 would authorize a local water agency to adopt an ordinance prohibiting water theft and make a violation of that ordinance subject to specific fines or penalties ranging from \$130 to \$3,000. SB 427 is on the Assembly floor. IRWD currently has a “support” position on SB 427; and
- *SB 552 (Hertzberg, D-Van Nuys) – Drought Planning:* SB 552 would require, among other things, small water systems, to develop and maintain an abridged Water Shortage Contingency Plan no later than December 31, 2022 and require DWR to take specified actions to support the implementation of the recommendations from the County Drought Advisory Group. SB 552 is in the Assembly Local Government Committee. IRWD currently has a “support” position on SB 552.

2021 State and Regional Regulatory Update:

Other 2021 State Regulations:

The following is a list of some of the state regulations and agency reports staff is monitoring, tracking or planning to engage in over the next three to 12 months. As the next drafts of the regulations or reports are released for public review and comment, staff will engage, as appropriate.

The pending regulations and reports actively being tracked include the:

- Executive Actions on COVID-19 and [Executive Order N-08-21](#);
- California Air Resources Board (CARB) [AB 32 Climate Change Scoping Plan Update](#);
- CARB [Advanced Clean Trucks Regulation](#);
- CARB In-use Off-road Diesel-Fueled Fleets Regulation Amendments;
- California Natural Resources Agency [2021 State Adaptation Strategy Update](#);
- California Water Commission’s [White Paper on the State’s Financing of Water Conveyance Projects](#);
- DWR and the State Board’s implementation of the “[Making Water Conservation a California Way of Life](#)” legislation;
- DWR and the State Board’s Indoor Water Use Study and Indoor Water Use Standard Recommendations;
- DWR’s Work Group on Commercial, Industrial, and Institutional (CII) performance measures;
- Implementation of Executive Order [N-82-2020](#) requiring 30 percent of the state’s land and coastal waters to be conserved by 2030;

- [Implementation of the Governor’s Water Resiliency Portfolio](#);
- State Board’s development of a “Cross Connection Policy Handbook;”
- State Board’s Direct Potable Reuse Regulations;
- State Board’s drought monitoring and emergency actions;
- State Board’s Electronic Annual Report;
- State Board’s [Safe and Affordable Funding for Equity and Resilience \(SAFER\) Drinking Water Program](#); and
- State Board’s [Water Loss Performance Standards Regulations](#).

2021 Federal Legislative Update:

IRWD’s federal advocacy efforts in 2021 continue to largely focus on seeking federal funding for the Kern Fan Groundwater Storage Project and advocating for an increased funding authorization for the federal Water Storage Program. Staff will update the Committee on these efforts and the ongoing efforts related to positioning the Kern Fan Groundwater Storage Project for federal funding, and other federal proposals of interest to the District.

FISCAL IMPACTS:

Not applicable.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Water Resources Policy and Communications Committee on July 1, 2021.

RECOMMENDATION:

RECEIVE AND FILE.

LIST OF EXHIBITS:

Exhibit “A” – IRWD Legislative Matrix

EXHIBIT "A"
IRWD 2021 LEGISLATIVE MATRIX
Updated 06/28/2021

Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>AB 1</u> Garcia (D)	Hazardous Waste		Creates the Board of Environmental Safety in the California Environmental Protection Agency. Provides requirements for the membership of the board and requires the board to conduct no less than 6 public meetings per year. Provides for the duties of the board, which would include, among others, reviewing specified policies, processes, and programs within the hazardous waste control laws.	06/09/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and JUDICIARY.
<u>AB 2</u> Fong (R)	Regulations: Legislative Review: Regulatory Reform		Requires the Office of Administrative Law to submit to each house of the Legislature for review a copy of each major regulation that it submits to the Secretary of State. Requires each state agency to review that agency's regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, to revise those identified regulations, and report to the Legislature and Governor.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 9</u> Wood (D)	Fire Safety: Wildfires: Fire Adapted Communities		Establishes in the Department of Conservation the Regional Forest and Fire Capacity Program to support regional leadership to build local and regional capacity and develop, prioritize, and implement strategies and projects that create fire adapted communities and landscapes by improving watershed health, forest health, community wildfire preparedness, and fire resilience.	06/09/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 11</u> Ward (D)	Climate Change: Regional Climate Change Authorities		Requires the Strategic Growth Council to establish regional climate change authorities to coordinate climate adaptation and mitigation activities in their regions and coordinate with other regional climate adaptation authorities, state agencies, and other relevant stakeholders. Authorizes the regional climate change authorities to engage in certain activities to address climate change. Requires the regional climate change authorities to annually submit to the council a report on their activities.	01/21/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;01/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 15</u> Chiu (D)	COVID-19 Relief: Tenancy Stabilization Act of 2021		Extends the definition of "COVID-19 rental debt" as unpaid rent or any other unpaid financial obligation of a tenant that came due between March 1, 2020, and December 31, 2021. Extends the repeal	01/11/2021 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.

IRWD 2021 LEGISLATIVE MATRIX
Updated 06/28/2021

Bill No. Author	Title	IRWD Position	Summary/Effects	Status
			date of the COVID-19 Tenant Relief Act of 2020 to January 1, 2026. Prohibits a landlord from taking certain actions with respect to a tenant's COVID-19 rental debt, including, among others, charging or attempting to collect late fees, or withholding a service or amenity.	
<u>AB 16</u> Chiu (D)	Tenancies: Tenant, Small Landlord, and Housing Act		Establishes the Tenant, Small Landlord, and Affordable Housing Provider Stabilization Program. Authorizes the Director of Housing and Community Development to direct an existing office or program within the Department of Housing and Community Development to implement the program. Establishes in the State Treasury the COVID-19 Tenant, Small Landlord, and Affordable Housing Provider Stabilization Fund, and, upon appropriation, distributes all moneys in the fund to carry out the purposes of the program.	01/12/2021 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;01/12/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 20</u> Lee (D)	Political Reform Act of 1974: Corporate-Free Elections		Enacts the Corporate-Free Elections Act. Prohibits a candidate for elective office from receiving a contribution from a business entity, and a business entity from making a contribution to a candidate for elective office.	04/29/2021 - In ASSEMBLY Committee on ELECTIONS: Heard, remains in Committee.
<u>AB 25</u> Kiley (R)	Worker Classification: Employees and Contractors		Generally repeals provisions relating to the "ABC" test to determine if workers are employees or independent contractors. The bill would instead require the determination of whether a person is an employee or an independent contractor to be based on the specific multifactor test set forth in the Borello decision, including whether the person to whom service is rendered has the right to control the manner and means of accomplishing the result desired.	01/11/2021 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.
<u>AB 29</u> Cooper (D)	State Bodies: Meetings		Requires that the notice of a meeting of a state body include all writings or materials provided for the noticed meeting to a member of the state body by the staff of a state agency, board, or commission, or another member of the state body that are in connection with a matter subject of discussion or consideration at the meeting.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

IRWD 2021 LEGISLATIVE MATRIX
Updated 06/28/2021

Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>AB 33</u> Ting (D)	Energy Storage Systems		Requires the Energy Commission, in administering the State Energy Conservation Assistance Account, to provide grants and loans to maximize energy use savings, expand installation of energy storage systems and expand the availability of transportation electrification infrastructure. Makes changes to terminology used in the Energy Conservation Assistance Act of 1979.	06/03/2021 - To SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>AB 49</u> Petrie-Norris (D)	California Debt Limit Allocation Committee		Abolishes the California Debt Limit Allocation Committee and transfer its powers, duties, and functions to the California Tax Credit Allocation Committee.	04/28/2021 - In ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW: Not heard.
<u>AB 50</u> Boerner Horvath (D)	Climate Adaptation Center and Regional Support Network		Establishes the Climate Adaptation Center and Regional Support Network in the Ocean Protection Council to provide local governments facing sea level rise challenges with information and scientific expertise necessary to proceed with sea level rise mitigation.	01/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 51</u> Quirk (D)	Regional Climate Adaptation Planning Groups		Requires the Strategic Growth Council, by July 1, 2022, to establish guidelines for the formation of regional climate adaptation planning groups. Requires the council, by July 1, 2023, and in consultation with certain state entities, to develop criteria for the development of regional climate adaptation plans.	01/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 52</u> Frazier (D)	California Global Warming Solutions Act of 2006		Requires the State Air Resources Board, in each scoping plan update prepared by the state board after January 1, 2022, to include, consistent with the Global Warming Solutions Act of 2006, recommendations for achieving the maximum technologically feasible and cost-effective reductions of emissions of greenhouse gases and black carbon from wildfires. Expresses the intent of the Legislature to appropriate an amount from the Greenhouse Gas Reduction Fund for wildfire mitigation and prevention.	01/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 55</u> Boerner Horvath (D)	Employment: Telecommuting		Declares the intent of the Legislature to enact future legislation to ensure certain rights and benefits for telecommuting employees.	12/07/2020 - INTRODUCED.

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<u>AB 59</u> Gabriel (D)	Mitigation Fee Act: Fees: Notice and Timeliness	OPPOSE	Relates to the Mitigation Fee Act. Increases, for fees and service charges and for fees for specified public facilities, the time for mailing the notice of the time and place of the meeting to at least 45 days before the meeting. Requires the local agency to make that information available to the public at least 30 days before the meeting.	01/11/2021 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 63</u> Petrie-Norris (D)	Marine Resources: Marine Managed Areas Improvement Act		Relates to the Marine Managed Areas Improvement Act, restoration activities. Authorizes the designating entity or managing agency to also permit restoration activities.	05/12/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 64</u> Quirk (D)	Electricity: Long-term Backup Electricity Supply		Requires the PUC, Energy Commission, and state board, in consultation with all balancing authorities, to additionally develop a strategy, by a specified date, that achieves (1) a target of 5 gigawatthours of operational long-term backup electricity, as specified, by a specified date, and (2) a target of at least an additional 5 gigawatthours of operational long-term backup electricity in each subsequent year through 2045.	03/23/2021 - In ASSEMBLY. Read second time and amended. Re- referred to Committee on UTILITIES AND ENERGY.
<u>AB 67</u> Petrie-Norris (D)	Sea Level Rise: Working Group: Economic Analysis		Requires a state agency to take into account the current and future impacts of sea level rise based on projections provided by the Ocean Protection Council when planning, designing, building, operating, maintaining, and investing in infrastructure located in the coastal zone or otherwise vulnerable to flooding from sea level rise or storm surges, or when otherwise approving the allocation of state funds for those purposes.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 69</u> Kiley (R)	State of Emergency: Termination After 60 Days		Requires a state of emergency to terminate 60 days after the Governor's proclamation of the state of emergency unless the Legislature extends it by a concurrent resolution. Prohibits a concurrent resolution from extending a state of emergency by more than 60 days.	01/11/2021 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.

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<u>AB 72</u> Petrie-Norris (D)	Environmental Protection: Coastal Adaptation Projects		Enacts the Coastal Adaptation Permitting Act of 2021. Requires the Natural Resources Agency to explore, and authorize it to implement, options within the agency's jurisdiction to establish a more coordinated and efficient regulatory review and permitting process for coastal adaptation projects.	06/09/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 84</u> Budget Cmt	Rehiring and Retention: Displaced Workers		Appropriates specified amount and make available through June 30, 2025, from the Labor and Workforce Development Fund to the Labor Commissioner for staffing resources to implement and enforce the provisions related to the rehiring and retention of workers displaced due to the Coronavirus pandemic.	05/18/2021 - Re-referred to SENATE Committee on BUDGET AND FISCAL REVIEW.
<u>AB 93</u> Garcia E (D)	Pandemic Response Practices		Requires the Legislative Analyst's Office to conduct a comprehensive review and analysis of issues related to the state's response to the COVID-19 pandemic, including, among others, whether local public health departments were sufficiently staffed and funded to handle specified pandemic-related responsibilities, and what specific measures of accountability the state applied to monitor and confirm that local public health departments were following state directives.	03/25/2021 - To ASSEMBLY Committee on HEALTH.;03/25/2021 - From ASSEMBLY Committee on HEALTH with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HEALTH.
<u>AB 95</u> Low (D)	Employees: Bereavement Leave		Enacts the Bereavement Leave Act of 2021. Requires an employer with 25 or more employees to grant a request made by any employee to take up to 10 business days of unpaid bereavement leave upon the death of a spouse, child, parent, sibling, grandparent, grandchild, or domestic partner, in accordance with certain procedures, and subject to certain exclusions. Requires an employer with fewer than 25 employees to grant up to 3 business days of leave.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS. Held in committee and made a Two- year bill.
<u>AB 96</u> O'Donnell (D)	Clean Truck, Bus, and Off-Road Vehicle and Technology		Extends the requirement that 20% of funding be made available to support early commercial deployment of existing zero- and near-zero-emission heavy-duty truck technology until December 31, 2026. The bill would further require at least 20% of that funding	04/08/2021 - In ASSEMBLY. Coauthors revised.

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			support early commercial deployment of existing near-zero-emission heavy-duty truck technology.	
AB 100 Holden (D)	Drinking Water: Pipes and Fittings: Lead Content		Prohibits a person from manufacturing, and offering for sale in the state, an endpoint device, as defined, that does not meet a certain lead leaching standard.	06/24/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;06/24/2021 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
AB 108 Cunningham (R)	Governor's Emergency Orders and Regulations: Approval		Permits an order or regulation, or an amendment or rescission thereof, issued pursuant to specified California Emergency Services Act (CESA) provisions 60 or more days after the proclamation, to take effect only if approved by a concurrent resolution of the Legislature.	01/11/2021 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.
AB 111 Boerner Horvath (D)	Transportation: Zero-emission Vehicles		Requires the Secretary of the Transportation Agency, in consultation with certain state entities, to implement a Safe and Clean Truck Infrastructure Program to support the construction and operation of zero-emission medium- and heavy-duty vehicle parking and electric vehicle charging and hydrogen refueling infrastructure on public and private properties, and to encourage the use of zero-emission vehicles.	03/22/2021 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/22/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
AB 119 Salas (D)	County Assessors: Direct Levies		Requires the county auditor, or other county officer designated by the county, to make publicly available on their internet website information about direct levies as defined, including the range of combined direct levies assessed on real property. Requires a website posting that identifies contact information for each direct levy assessed within their jurisdiction, to also include the range of fees assessed on individual parcels of real property subject to the special district's assessment.	01/26/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;01/26/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.

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<u>AB 123</u> Gonzalez (D)	Paid Family Leave: Weekly Benefit Amount		Revises the formula for determining benefits available pursuant to the family temporary disability insurance program, for periods of disability commencing after January 1, 2022, by redefining the weekly benefit amount to be equal to 90% of the wages paid to an individual for employment by employers during the quarter of the individual's disability base period in which these wages were highest, divided by 13, but not exceeding the maximum workers' compensation disability indemnity weekly benefit amount.	06/21/2021 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 125</u> Rivas R (D)	Equitable Economic Recovery, Healthy Food Access		Enacts the Equitable Economic Recovery, Healthy Food Access, Climate Resilient Farms, and Worker Protection Bond Act. Authorizes the issuance of bonds to finance programs related to 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, fishing facilities, and fairgrounds.	04/15/2021 - From ASSEMBLY Committee on AGRICULTURE: Do pass to Committee on NATURAL RESOURCES.
<u>AB 152</u> Budget Cmt	Elections		Authorizes a county that has previously conducted an all-mailed ballot election to conduct an all-mailed ballot election. Requires counties to conduct a voter education and outreach campaign.	06/24/2021 - In SENATE. Joint Rule 62(a) suspended.
<u>AB 221</u> Santiago (D)	Emergency Food Assistance		Requires the department, in consultation with a workgroup, to author a report to provide recommendations and solutions for a permanent food assistance program for low-income California residents experiencing food insecurity, to complete that report by a specified date and to submit a copy of that report to the Legislature.	06/24/2021 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 230</u> Voepel (R)	Employment: Flexible Work Schedules		Enacts the Workplace Flexibility Act of 2021. Permits an individual nonexempt employee to request an employee-selected flexible work schedule providing for workdays up to a certain number of hours per day within a 40-hour workweek, and would allow an employer to implement this schedule without the obligation to pay overtime	01/28/2021 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.

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			compensation for those additional hours in a workday, except as specified.	
<u>AB 237</u> Gray (D)	Public Employment: Unfair Practices: Health Protection		Creates the Public Employee Health Protection Act. Makes it an unfair practice for a covered employer to fail or refuse to maintain or pay for continued health care or other medical coverage for an enrolled employee or their enrolled dependents, for the duration of the enrolled employee's participation in an authorized strike, at the level and under the conditions that coverage would have been provided if the employee had continued to work in their position for the duration of the strike.	06/21/2021 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on JUDICIARY.
<u>AB 244</u> Rubio (D)	Affordable Housing Cost Study: Housing Plan Addendum		Requires the California Tax Credit Allocation Committee, the Department of Housing and Community Development, the California Housing Finance Agency, and the California Debt Limit Allocation Committee to conduct an affordable housing cost study that measures the factors that influence the cost of building affordable housing, breaks down total development costs for affordable housing, and enables the state to maximize resources allocated for affordable housing.	01/28/2021 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 252</u> Rivas R (D)	Department of Conservation: Incentive Program		Requires the Department of Conservation, in coordination with the Department of Food Agriculture, to establish and administer a program named the Multibenefit Land Repurposing Incentive Program for purposes of providing grants to groundwater sustainability agencies or counties, or other specified entities designated by groundwater sustainability agencies or counties, for the development or implementation of local programs supporting or facilitating multibenefit land repurposing at the basin scale.	06/21/2021 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;06/21/2021 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>AB 255</u> Muratsuchi (D)	COVID-19 Emergency Small Business Eviction Relief Act		Requires a landlord, who receives a statement by a commercial tenant supported by documentary evidence that the commercial tenant has experienced a decrease in average monthly gross revenue attributable to the Coronavirus pandemic, to conduct a good faith	06/03/2021 - In ASSEMBLY. Reconsideration granted.;06/03/2021 - In ASSEMBLY. To Inactive File.

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			negotiation to form a plan to allow the commercial tenant a reasonable opportunity to repay Coronavirus lease debt while minimizing the hardship to the landlord.	
<u>AB 267</u> Valladares (R)	California Environmental Quality Act: Exemption		Extends the exemption from CEQA prescribed fire, thinning, or fuel reduction projects undertaken on federal lands to reduce the risk of high-severity wildfire that have been reviewed under the federal National Environmental Policy Act of 1969 and the requirement on the Department of Forestry and Fire Protection to report to the relevant policy committees of the Legislature to specified date.	06/02/2021 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;06/02/2021 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>AB 284</u> Rivas R (D)	Global Warming Solutions Act of 2006: Climate Goal		Requires the State Air Resources Board, when updating the scoping plan and in collaboration with the Natural Resources Agency and other relevant state agencies and departments, to take specified actions by a certain date, including, among others, identifying a 2045 climate goal, with interim milestones, for the state's natural and working lands and identifying practices, policy and financial incentives, market needs, and potential reductions in barriers that would help achieve the 2045 climate goal.	06/09/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and NATURAL RESOURCES AND WATER.
<u>AB 297</u> Gallagher (R)	Fire Prevention		Appropriates certain amounts to the Department of Forestry and Fire Prevention and the California Conservation Corps, respectively, for fire prevention activities. Exempts from the requirements of the California Environmental Quality Act (CEQA) projects or activities related to forest health and fuel reduction that involve thinning overgrown brushes or trees 10 inches or less in diameter by mechanical thinning, pile burning, prescribed fire, and grazing.	04/21/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;04/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 304</u> Quirk (D)	Contaminated Sites: Waste Releases		Authorizes a responsible party to request the local officer to oversee a remedial investigation, as defined, or a remedial action, as defined, or both, only if the release of waste is not being overseen by the department or a regional water quality control board.	06/14/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS.

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<u>AB 315</u> Stone (D)	Voluntary Stream Restoration Property Owner Liability		Requires the state to indemnify and hold harmless a property owner who voluntarily allows their property to be used for such a project to restore fish and wildlife habitat from civil liability for property damage or personal injury resulting from the project if the project meets specified requirements.	06/09/2021 - To SENATE Committees on NATURAL RESOURCES AND WATER and JUDICIARY.
<u>AB 318</u> Levine (D)	Hazardous Waste: Exclusion: Cannabis Waste		Requires the Department of Toxic Substances Control, in consultation with the Department of Resources Recycling and Recovery and the Department of Food and Agriculture, to provide guidance to certified unified program agencies on how to characterize cannabis waste, as defined, under the hazardous waste control laws and regulations.	06/03/2021 - In ASSEMBLY. To Inactive File.
<u>AB 322</u> Salas (D)	Energy: Electric Program Investment Charge Program		Requires the Energy Commission to consider, in the investment planning process for the EPIC program, funding for eligible biomass conversion to energy projects. Requires the commission to consider the recommendations of the State Air Resources Board and the State Board of Forestry and Fire Protection, and to coordinate with the Natural Resources Agency, the Department of Resources Recycling and Recovery, and the Department of Food and Agriculture about the need for biomass conversion.	06/24/2021 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS with author's amendments.;06/24/2021 - In SENATE. Read second time and amended. Re-referred to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>AB 327</u> Kiley (R)	COVID-19 Vaccination: Prohibits Required Disclosure		Prohibits state agencies, local governments, and any other state governmental authority from adopting or enforcing any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine administered under an emergency use authorization.	04/15/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;04/15/2021 - Re-referred to ASSEMBLY Committees on HEALTH and PRIVACY AND CONSUMER PROTECTION.
<u>AB 336</u> Villapudua (D)	Enhanced Infrastructure Financing: Public Authority		Specifies that any member of the legislative body of a participating affected taxing entity who serves as a member of the public financing authority of an enhanced infrastructure financing district, as described, may also serve as a member of the governing body of	06/22/2021 - *****To GOVERNOR.

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			an agency or entity formed pursuant to an agreement for the joint exercise of power that the participating affected taxing entity has entered into in accordance with the Joint Exercise of Powers Act.	
<u>AB 339</u> Lee (D)	Local Government: Open and Public Meetings		Requires all open and public meetings of a city council or a county board of supervisors that governs a jurisdiction containing least 250,000 people to include an opportunity for members of the public to attend via a telephonic option or an internet-based service option.	06/25/2021 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;06/25/2021 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
<u>AB 343</u> Fong (R)	California Public Records Act Ombudsperson		Establishes, within the California State Auditor's Office, the California Public Records Act Ombudsperson. Requires the California State Auditor to appoint the Ombudsperson subject to certain requirements. Requires the Ombudsperson to receive and investigate requests for review, determine whether the denials of original requests complied with the California Public Records Act, and issue written opinions of its determination.	06/09/2021 - To SENATE Committees on JUDICIARY and GOVERNMENTAL ORGANIZATION.
<u>AB 345</u> Quirk-Silva (D)	Accessory Dwelling Units: Separate Conveyance		Requires each local agency to allow an accessory dwelling unit to be sold or conveyed separately from the primary residence to a qualified buyer if certain conditions are met.	06/16/2021 - From SENATE Committee on HOUSING with author's amendments.;06/16/2021 - In SENATE. Read second time and amended. Re-referred Committee on HOUSING.
<u>AB 346</u> Seyarto (R)	Privacy: Breach		Relates to the Information Practices Act which requires an agency, which includes a local agency, that owns or licenses computerized data that includes personal information to disclose expeditiously and without unreasonable delay a breach in the security of the data to a resident of California whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person. Makes this requirement applicable if the information is accessed by an unauthorized person.	04/08/2021 - In ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION: Not Heard.

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<u>AB 350</u> Villapudua (D)	Cannella Environmental Farming Act of 1995		Requires the Department of Food and Agriculture to establish and administer a 3-year grant program to fund technical assistance to support landowners located in a critically overdrafted basin, as defined, in reaching water use reduction goals established pursuant to the Sustainable Groundwater Management Act. Authorizes the department to use specified guidelines to administer this program.	06/16/2021 - To SENATE Committee on AGRICULTURE.
<u>AB 355</u> Cooper (D)	Demand-Side Energy Management Programs		Requires the Public Utilities Commission to monitor the incentive program to ensure that savings generated by the program are equitable and ethical.	03/18/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.;03/18/2021 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 361</u> Rivas R (D)	Open Meetings: Local Agencies: Teleconferences		Authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting for the purpose of declaring or ratifying a local emergency, during a declared state of emergency or local emergency, when state or local health officials have imposed or recommended measures to promote social distancing, and during a declared local emergency, provided certain requirements are met.	06/22/2021 - To SENATE Committees on GOVERNANCE AND FINANCE and JUDICIARY.
<u>AB 363</u> Medina (D)	Carl Moyer Air Quality Standards Attainment Program		Requires the state board to establish or update grant criteria and guidelines for covered vehicle and infrastructure projects as soon as practicable, but not later than July 1, 2017. The state board's program guidelines describe the minimum criteria and requirements for on-road heavy-duty vehicles and the types of projects that can be incentivized to provide surplus emissions reductions from on-road	06/09/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and TRANSPORTATION.

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			heavy-duty vehicles through contracts or through the On-Road Heavy-Duty Voucher Incentive Program (VIP).	
<u>AB 373</u> Seyarto (R)	State Emergency Plan: Update		Requires the California Office of Emergency Services to update the State Emergency Plan every three years.	03/03/2021 - From ASSEMBLY Committee on EMERGENCY MANAGEMENT with author's amendments.;03/03/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on EMERGENCY MANAGEMENT.
<u>AB 377</u> Rivas R (D)	Water Quality: Impaired Waters	OPPOSE	Requires the state board and regional boards to prioritize enforcement of all water quality standard violations that are causing or contributing to an exceedance of a water quality standard in a surface water of the state.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS. Held in committee and made a Two-year bill.
<u>AB 379</u> Gallagher (R)	Wildlife Conservation: Conservation Lands		Authorizes the Wildlife Conservation Board to grant funds to, and enter into agreements, loans, or contracts with, a California Native American tribe to the same extent as any public or private entity. Authorizes the board to authorize the department to also accept federal grants and other financial support from California Native American tribes, and to also lease degraded potential wildlife habitat real property and sell former wildlife habitat real property to California Native American tribes.	05/19/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 380</u> Seyarto (R)	Forestry: Priority Fuel Reduction Projects		Requires the Department of Forestry and Fire Protection, before December 31, 2022, and before December 31 of each year thereafter, to identify priority fuel reduction projects. Exempts the identified priority fuel reduction projects from certain legal requirements in a similar manner as provided in the proclamation of a state of emergency issued by the Governor on March 22, 2019.	02/12/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 386</u> Cooper (D)	Public Employees Retirement:		Exempts from disclosure under the California Public Records Act specified records regarding an internally managed private loan made	06/21/2021 - From SENATE Committee on LABOR, PUBLIC

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	Investments: Confidential		directly by the Public Employees' Retirement Fund. Provides that these records would include quarterly and annual financial statements of the borrower or its constituent owners, unless the information has already been publicly released by the keeper of the information. Prescribes specified exceptions to this exemption from disclosure.	EMPLOYMENT AND RETIREMENT: Do pass to Committee on JUDICIARY.
AB 404 Salas (D)	Workers' Compensation: Medical-Legal Expenses		Relates to Workers compensation. Requires that the medical-legal fee schedule be reviewed, and updated if necessary, to increase the conversion factor by the percentage increase in the most recent federal Medicare Economic Index.	06/21/2021 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
AB 418 Valladares (R)	Emergency Services: Grant Program		Establishes the Community Power Resiliency Program to be administered by the Office of Emergency Services, to support governments' efforts to improve resiliency in response to power outage events.	06/22/2021 - From SENATE Committee on GOVERNMENTAL ORGANIZATION: Do pass to Committee on APPROPRIATIONS.
AB 426 Bauer-Kahan (D)	Toxic Air Contaminants		Authorizes air pollution control districts and air quality management districts to adopt and implement regulations to require data regarding air pollution within the district's jurisdiction from indirect and areawide sources of air pollution, including mobile sources drawn by those sources, to enable the calculation of health risks from toxic air contaminants. Authorizes the districts to adopt and implement regulations to accomplish these objectives in carrying out their responsibilities.	03/17/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/17/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
AB 427 Bauer-Kahan (D)	Electricity: Resource Adequacy Requirements		Requires the Public Utilities Commission to establish a capacity valuation methodology for customer-sited energy storage resources and customer-sited hybrid resources, as defined, in consultation with the ISO and the State Energy Resources Conservation and Development Commission for the 2023 resource adequacy year.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.

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<u>AB 431</u> Patterson (R)	Forestry: Timber Harvesting Plans: Defensible Space		Extends to January 1, 2026, the State Board of Forestry and Fire Protection's authorization to exempt a person from the Forest Practice Act of 1973 engaging in the cutting or removal of trees on the person's property in compliance with specified defensible space requirements as provided.	05/12/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 436</u> Fong (R)	Wages: Records: Inspection and Copying		Relates to existing law which gives every current and former employee the right to inspect and receive a copy of the personnel records that the employer maintains relating to the employee's performance. Requires, if an employee or their representative requests to inspect or copy records relating to the itemized statement and also requests to inspect or receive a copy of personnel records, that the deadline to comply with both requests be governed by the response deadline provisions.	02/12/2021 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.
<u>AB 440</u> Bigelow (R)	Bear Lake Reservoir: Recreational Use		Deletes a condition that bodily contact is allowed for no more than 4 months each year, and would delete the above-referenced minimum frequency for the Lake Alpine Water Company to conduct the monitoring program.	06/25/2021 - Enrolled.
<u>AB 442</u> Mayes (R)	Surface Mining and Reclamation Act: Exemption		Exempts from the provisions of the Surface Mining and Reclamation Act of 1975 emergency excavations or grading conducted by the Metropolitan Water District of Southern California (MWD) for its own operations and infrastructure for specified purposes. Authorizes MWD to prepare a single master reclamation plan, as provided, for its earthmoving operations conducted on lands owned or leased by, or upon which easements or rights-of-way have been granted to, MWD for specified purposes.	06/09/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 444</u> Public Employment and	State and Local Employees: Pay Warrants: Designees		Relates to State and local employees. Prescribes a process by which an appointing power would issue a check directly to a designated person instead of delivering employee warrants to that person. Provides that upon sufficient proof of the designee's identity, the appointing power must endorse and deposit the warrant issued to a	06/25/2021 - Enrolled.

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Retirement Cmt			deceased employee back into the Treasury to the credit of the fund or appropriation upon which it was drawn, then issue a revolving fund check to the designated person.	
<u>AB 460</u> Mayes (R)	Fire Protection: Residential Fire Sprinklers	WATCH	Prohibits water-related fees imposed on the owner of residential property from being affected by the installation of a residential fire sprinkler system on that residential property, including those residential fire sprinkler systems mandated by a local jurisdiction or a fire protection district.	03/25/2021 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/25/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 464</u> Mullin (D)	Enhanced Infrastructure Financing Districts		Includes, in the list of facilities and projects the Enhanced Infrastructure Financing District may fund, the acquisition, construction, or repair of commercial structures by the small business, as defined, occupant of such structures, if certain conditions are met, and facilities in which nonprofit community organizations provide health, youth, homeless, and social services.	06/22/2021 - *****To GOVERNOR.
<u>AB 473</u> Chau (D)	California Public Records Act		Recodifies and reorganizes the provisions of the California Public Records Act. The bill would include provisions to govern the effect of recodification and states that the bill is intended to be entirely nonsubstantive in effect.	06/16/2021 - To SENATE Committee on JUDICIARY.
<u>AB 474</u> Chau (D)	California Public Records Act: Conforming Revisions		Enacts various conforming and technical changes related to another bill, AB 473, which recodifies and reorganizes the California Public Records Act.	06/21/2021 - From SENATE Committee on JUDICIARY with author's amendments.;06/21/2021 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>AB 480</u> Carrillo (D)	Hazardous Substances		Revises a reporting requirement to require, for regulated facilities, a handler, or an employee, authorized representative, agent, or designee of the handler, to report a release or threatened release of a	06/16/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and

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			hazardous material, hazardous waste, or hazardous substance to the UPA and the Office of Emergency Services immediately upon discovery of the release or threatened release.	JUDICIARY.;06/16/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;06/16/2021 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<u>AB 513</u> Bigelow (R)	Employment: Telecommuting Employees		Authorizes an employee working from home or a remote location not at the physical location of the employer to receive legally required notices and postings electronically and sign or acknowledge certain documents electronically.	03/17/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/17/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 517</u> Dahle M (R)	California State Safe Harbor Agreement Program Act		Relates to existing law which requires the Department of Fish and Wildlife to provide notice to the landowner at least 7 days before accessing the land or water for purposes of the California State Safe Harbor Agreement Program Act. Increases the notice period to the landowner to at least 7 business days.	04/08/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 522</u> Fong (R)	Forest Fire Prevention Exemption		Extends the operation of the Forest Fire Prevention Exemption indefinitely. Deletes the requirement that the tree harvesting area not exceed 300 acres and the requirement that temporary road construction or reconstruction be limited to no more than 2 miles of road per ownership in a planning watershed per any 5-year period.	02/18/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 530</u> Fong (R)	Labor Code Private Attorneys General Act of 2004		Requires the aggrieved employee to inform the employer which specific violations of the Labor Code are being brought under each subdivision of the Labor Code Private Attorneys General Act and to inform the employer if statutory right to cure provisions apply.	02/18/2021 - To ASSEMBLY Committees on LABOR AND EMPLOYMENT and JUDICIARY.

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<u>AB 554</u> Mathis (R)	Department of Fish and Wildlife		Establishes in the Department of Fish and Wildlife the Office of the Ombudsperson, administered through the ombudsperson, requires the Fish and Game Commission to appoint the Ombudsperson and would require the Office to operate independently of department staff and to report to the president of the commission, requires the office to undertake specified duties under the supervision of the president of the commission.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 564</u> Gonzalez (D)	Biodiversity Protection and Restoration Act		Establishes the Biodiversity Protection and Restoration Act and provides that it is the policy of the state that all state agencies, boards, and commissions shall utilize their authorities in furtherance of the biodiversity conservation purposes and goals of certain executive orders.	04/13/2021 - In ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW: Not heard.
<u>AB 566</u> Nguyen J (R)	Property Taxation: Revenue Allocations		Makes a nonsubstantive change to the requirement that the county auditor, in each fiscal year, allocate property tax revenues to local jurisdictions in accordance with specified formulas and procedures, and generally requires that each jurisdiction be allocated an amount equal to the total of the amount of revenue allocated to that jurisdiction in the prior fiscal year, subject to certain modifications.	02/11/2021 - INTRODUCED.
<u>AB 571</u> Mayes (R)	Planning and Zoning: Density Bonuses: Housing		Relates to density bonuses for affordable housing. Prohibits affordable housing impact fees, including inclusionary zoning fees and in-lieu fees, from being imposed on a housing development's affordable units.	06/17/2021 - From SENATE Committee on Housing: Do pass to Committee on GOVERNANCE AND FINANCE.
<u>AB 588</u> Garcia E (D)	Safe Drinking Water Act: Compliance		Requires the state board to identify actions necessary to assist specified water systems to achieve compliance within any compliance period established. Requires the state board to identify a compliance period or periods, when it adopts a primary drinking water standard, of not less than 30 days and not more than 3 years, and to consider specified criteria when identifying the compliance period.	03/30/2021 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/30/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee

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				on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 602</u> Grayson (D)	Development Fees: Impact Fee Nexus Study	WATCH	Requires a city, county, or special district that conducts an impact fee nexus study to follow specific standards and practices. Requires a city, county, or special district to post a written fee schedule or a link directly to the written fee schedule on its internet website. Requires a city or county to request the total amount of fees and exactions associated with a project upon the issuance of a certificate of occupancy, and to post this information on its internet website.	06/09/2021 - To SENATE Committees on GOVERNANCE AND FINANCE and HOUSING.
<u>AB 620</u> Mullin (D)	Unified Online Environmental Permit Application		Expresses the intent of the Legislature to enact subsequent legislation creating a unified online environmental permit application and process for state agencies that simplify the submittal and tracking of environmental permits for permit applicants and state agencies, and supports interagency coordination.	02/12/2021 - INTRODUCED.
<u>AB 622</u> Friedman (D)	Washing Machines: Microfiber Filtration		Requires, on or before January 1, 2024, that all washing machines sold as new in California contain a microfiber filtration system with a mesh size of 100 microns or smaller.	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.
<u>AB 642</u> Friedman (D)	Wildfires		Requires the Director of Forestry and Fire Protection to identify areas in the state as moderate and high fire hazard severity zones. Additionally requires the director classify areas into fire hazard severity zones based on additional factors including possible lightning caused ignition. Requires a local agency, within 30 days of receiving a transmittal from the director that identifies fire hazard severity zones, to make the information available for public comment.	06/17/2021 - In SENATE. Rescinds referral to Committee on HOUSING due to limitations concerning COVID-19 virus.
<u>AB 648</u> Fong (R)	CalRecycle Greenhouse Gas Reduction Fund: Forest		Continuously appropriates, beginning in the 2021-22 fiscal year and ending in the 2028-29 fiscal year, \$200,000,000 of the annual proceeds from the Greenhouse Gas Reduction Fund to the Department of Forestry and Fire Protection for healthy forest and fire prevention programs and projects that improve forest health and	02/25/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.

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			reduce greenhouse gas emissions caused by uncontrolled wildfires, and prescribed fire and other fuel reduction projects through proven forestry practices.	
<u>AB 649</u> Bennett (D)	Department of Resources Recycling and Recovery		Establishes the Office of Environmental Justice and Tribal Relations within the department. Prescribes the duties of the office, including, among others, ensuring that the department's programs effectively address the needs of disadvantaged communities, low-income communities, California Native American tribes, and farmworkers.	03/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/11/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/11/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 654</u> Reyes (D)	COVID-19: Exposure: Notification		Relates to exposure of workers to the risk of infection with COVID-19. Adds the delivery of renewable natural gas to the list of utilities that the division's prohibitions are not allowed to materially interrupt. Deletes a provision regarding entry or use for the sole purpose of eliminating the dangerous condition.	06/01/2021 - In ASSEMBLY. Urgency clause failed adoption.;06/01/2021 - In ASSEMBLY. Motion to reconsider.
<u>AB 678</u> Grayson (D)	Housing Development Projects: Fees And Exactions Cap		Prohibits a city or county from imposing a specified fee or exaction if the total dollar amount of the fees and exactions that a city or county would impose on a proposed housing development is greater than 12% of the city's or county's median home price unless approved by the Department of Housing and Community Development. Authorizes a city or county to seek approval from the department to impose a fee or an exaction that would result in the total dollar amount of fees and exactions.	03/25/2021 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.;03/25/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 688</u> Nazarian (D)	Property Tax: Reassessment		Makes nonsubstantive changes to existing property tax law which authorizes a county board of supervisors to adopt ordinances that	02/16/2021 - INTRODUCED.

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			allow assessees whose property was damaged or destroyed to apply for a reassessment of that property if certain conditions are met.	
<u>AB 692</u> Waldron (R)	Lake Wohlford Dam: Grant Funding: Liquidation		Make those funds that were appropriated to the Department of Water Resources by the Disaster Preparedness and Flood Prevention Bond Act of 2006 and allocated to the City of Escondido for use on the Lake Wohlford Dam project available for liquidation until a certain date, if the City of Escondido uses a skilled and trained workforce for the Lake Wohlford Dam project.	06/10/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 693</u> Chau (D)	Proposition 65: Enforcement		Requires, for all settlements generated by alleging a violation of or threatening to allege a violation of the Safe Drinking Water and Toxic Enforcement Act, the plaintiff or person acting in the public interest to submit those settlements to the court, and would additionally require the court, in order to approve the settlement, to find that neither the plaintiff nor the attorney representing the plaintiff has received any compensation from the alleged violator.	03/18/2021 - To ASSEMBLY Committees on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS and JUDICIARY.;03/18/2021 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 697</u> Chau (D)	Forest Resources: National Forest Lands		Reorganizes the law relating to the Good Neighbor Authority Fund. Requires the Secretary of the Natural Resources Agency, under an agreement between the state and the federal government, to establish a program for purposes of conducting ecological restoration and fire resiliency projects on national forest lands, with priority given to forest restoration and fuels reduction projects that are landscape scale.	06/17/2021 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;06/17/2021 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>AB 698</u>	Hazardous Waste: Small Quantity Generator		Replaces the terms conditionally exempt small quantity generator and CESQG with very small quantity generator and VSQG with reference to a different federal regulation that recasts those	06/24/2021 - In SENATE. From Consent Calendar. To third reading.

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Env Safety & Toxic Material Cmt			provisions regarding the amount of hazardous waste and which hazardous wastes are included in, or excluded from, that calculation.	
<u>AB 703</u> Rubio (D)	Open Meetings: Local Agencies: Teleconferences		Removes the requirements of the Ralph M. Brown Act particular to teleconferencing and allows for teleconferencing subject to existing provisions regarding the posting of notice of an agenda and the ability of the public to observe the meeting and provide public comment.	04/29/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;04/29/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 712</u> Calderon (D)	Local Agency Public Construction Act: Change Orders		Authorizes the County of Los Angeles to add a new change order cap of \$400,000 for contracts whose original cost exceeds \$25,000,000 and of \$750,000 for contracts whose original cost exceeds \$50,000,000, both of which would be adjusted annually to reflect the percentage change in the California Consumer Price Index. Imposes similar caps with regard to county highways, except that, on contracts up to \$250,000, it limits a change order to a net total addition of \$25,000.	06/24/2021 - In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence.
<u>AB 732</u> Quirk (D)	Toxic Substances Control: Account		Expresses the intent of the Legislature to also identify and remediate releases of hazardous substances throughout the state to protect human health and the environment and enable productive reuse of contaminated sites. Requires the Department of Toxic Substances Control to publish on its internet website, the list of hazardous substances release sites selected for, and subject to, a response action.	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Heard, remains in Committee.
<u>AB 736</u> Mathis (R)	Safe Drinking Water State Revolving Fund: Internet		Relates to the Safe Drinking Water State Revolving Fund Law, which requires the State Water Resources Control Board, at least once every 2 years, to post information on its internet website and send a link of the internet website to the Legislature regarding implementation of the law and expenditures from the fund. Requires the board to post that information and send that link at least annually instead of at least once every 2 years.	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.

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<u>AB 747</u> Mathis (R)	Water treatment Facility		Appropriates \$20,000,000 from the General Fund to the State Water Resources Control Board for the purpose of improving water treatment. Requires the board to grant a specified amount to a specified joint powers authority for a water treatment facility to be operated by the joint powers authority.	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.
<u>AB 753</u> Grayson (D)	Barry Keene Underground Storage Tank Cleanup Trust Fund		Authorizes eligible owners and operators of underground storage tanks containing petroleum to file claims with the state board for reimbursement from the fund of corrective action costs, as provided, incurred to address releases of petroleum from these tanks.	06/14/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;06/14/2021 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<u>AB 754</u> Mathis (R)	Sustainable Groundwater Management		Authorizes the Department of Water Resources to extend the deadline for a high- or medium-priority basin not subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated plans upon request of a local agency or groundwater sustainability agency in the basin for an extension of a specified period of time.	06/16/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 757</u> Davies (R)	Private Employment: COVID-19: Positive Test		Authorizes a private employer to request prescribed documentation of a positive Coronavirus test or diagnosis if an employee reports that the employee has been diagnosed or tested positive for Coronavirus and is unable to work and the employer determines that an employee may be subject to a 14-day exclusion from the workplace as required under certain law or regulations.	02/25/2021 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.
<u>AB 758</u> Nazarian (D)	Marks-Roos Local Bond Pooling Act: Electric Utilities		Expands the definition of a publicly owned utility for certain purposes to include a local publicly owned electric utility. Authorizes an authority to issue rate reduction bonds to finance or refinance utility projects for the provision of generation, transmission, or distribution of electrical service.	06/24/2021 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

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<u>AB 772</u> Ramos (D)	Workers' Compensation: Medical Treatment		Clarifies that an employer is not limited in its ability to insure against an act of domestic terrorism or to provide benefits in excess of those required by existing law following an act of terrorism. Clarifies that when an employer approves a request for medical treatment from a treatment provider, without modification, the employer has completed utilization review under the law.	03/25/2021 - To ASSEMBLY Committee on INSURANCE.;03/25/2021 - From ASSEMBLY Committee on INSURANCE with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.
<u>AB 794</u> Carrillo (D)	Air Pollution: Purchase of New Vehicles		Establishes specified labor and workforce standards that a fleet purchaser would be required to meet in order to be eligible to receive incentives for new vehicles under the incentive programs. States the intent of the Legislature to establish labor and workforce standards for clean vehicle incentive programs for manufacturers of motor vehicles to provide incentives for domestic job creation while rewarding high-quality jobs and extending economic opportunities to disadvantaged communities.	06/17/2021 - In SENATE. Rescinds referral to Committee on TRANSPORTATION due to limitations concerning COVID-19 virus.
<u>AB 800</u> Gabriel (D)	Safety Elements: Fire Hazard Severity Zones		Requires the director to also identify areas of the state as moderate and high fire hazard severity zones.	03/18/2021 - To ASSEMBLY Committees on NATURAL RESOURCES and LOCAL GOVERNMENT.;03/18/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 802</u> Bloom (D)	Microfiber Pollution		Requires the State Water Resources Control Board to identify the best available control technology for filtering microfibers from an industrial, institutional, or commercial laundry facility on or before an unspecified date, and requires the state board to consult with owners and operators of laundry facilities on the types of filtration	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.

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			systems currently in use and with universities, scientific organizations, and experts on plastic pollution in identifying the best available control technology.	
<u>AB 805</u> Maienschein (D)	Personal Protective Equipment: Distribution Reports		Requires, during a health-related state of emergency in California proclaimed by the President of the United States or by the Governor, the Medical Health Operational Area Coordinator to report specified information relating to the distribution of personal protective equipment to the Office of Emergency Services on a weekly basis. Requires, at all other times, the MHOAC to report that information on a monthly basis.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS. Held in committee and made a Two-year bill.
<u>AB 814</u> Levine (D)	Personal Information: Contact Tracing		Prohibits data collected, received, or prepared for purposes of contact tracing from being used, maintained, or disclosed for any purpose other than facilitating contact tracing efforts. Prohibits an officer, deputy, employee, or agent of a law enforcement agency from conducting contact tracing. Authorizes an employee of a law enforcement agency to conduct contract tracing of employees of the same law enforcement agency.	06/16/2021 - To SENATE Committee on JUDICIARY.
<u>AB 818</u> Bloom (D)	Solid Waste: Premoistened Nonwoven Disposable Wipes	SUPPORT	Requires, except as provided, certain premoistened nonwoven disposable wipes manufactured on or after July 1, 2022, to be labeled clearly and conspicuously with the phrase Do Not Flush and a related symbol. Prohibits a covered entity, as defined, from making a representation about the flushable attributes, benefits, performance, or efficacy of those premoistened nonwoven disposable wipes.	06/14/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on JUDICIARY.
<u>AB 819</u> Levine (D)	Environmental Quality Act: Notices and Documents		Requires the lead agency under CEQA to mail or email certain notices, and to post them on the lead agency's internet website.	06/24/2021 - In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY for concurrence.
<u>AB 845</u> Rodriguez (D)	Disability Retirement: COVID-19: Presumption		Creates a presumption, applicable to the retirement systems that PEPRA regulates and to specified members in those systems, that would be applied to disability retirements on the basis, in whole or in	06/22/2021 - In SENATE. Read second time. To third reading.

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			part, of a Coronavirus disease 2019-related illness. Requires that it be presumed the disability arose out of, or in the course of, the member's employment.	
<u>AB 846</u> Low (D)	Local Agency Public Construction Act		Changes the January 1, 2022, repeal date to January 1, 2027, thereby extending authorization for job order contracting for school districts and community college districts indefinitely. Requires an entity awarded a job order contract in excess of \$25,000 to provide an enforceable commitment to the school district or community college district that the entity and its subcontractors at every tier will use a skilled and trained workforce to perform all work on the job order contract.	06/16/2021 - From SENATE Committee on EDUCATION: Do pass to Committee on APPROPRIATIONS.
<u>AB 850</u> Gallagher (R)	City Property: Sale of Water Utility Property		Extends the authorization of the City of El Monte, the City of Montebello, and the City of Willows to sell its public utility for furnishing water service for the purpose of consolidating the system with another public water system, as specified.	06/10/2021 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>AB 854</u> Lee (D)	Residential Real Property: Withdrawal Of Accommodations		Prohibits an owner of accommodations from filing a notice with a public entity of an intent to withdraw accommodations or prosecuting an action to recover possession of accommodations, or threatening to do so, if not all the owners of the accommodations have been owners of record for a specified amount of time, or with respect to property that the owner acquired within a specified amount of time after providing notice of an intent to withdraw accommodations at a different property.	03/18/2021 - To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and JUDICIARY.;03/18/2021 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 867</u> Kiley (R)	Family Care Leave: Child Deceased in Childbirth		Expands eligibility for benefits under the paid family leave program by expanding bonding leave relating to a child's birth to include leave for a parent who was pregnant with a child, if the child dies unexpectedly during childbirth at 37 weeks or more of pregnancy.	02/25/2021 - To ASSEMBLY Committee on INSURANCE.

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<u>AB 870</u> Santiago (D)	Hazardous Materials: Liens		Requires the Department of Toxic Substances Control, upon a determination of the scope of a necessary response or corrective action, to provide to the responsible parties an estimate of the costs to complete the response or corrective action. Establishes that the estimated costs constitute a claim and a lien upon the real property owned by a responsible party that is subject to, or affected by, the response or corrective action.	02/25/2021 - To ASSEMBLY Committees on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS and JUDICIARY.
<u>AB 878</u> Dahle M (R)	Wildlife Resources: Natural Community Conservation Plan		Relates to Wildlife resources, natural community conservation plans and public review and comment. Expands the time for public review and comment on a proposed planning agreement from 21 calendar days to 21 business days.	04/08/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 885</u> Quirk (D)	Bagley-Keene Open Meeting Act: Teleconferencing		Requires a state body that elects to conduct a meeting or proceeding by teleconference to make the portion that is required to be open to the public both audibly and visually observable. Requires a state body that elects to conduct a meeting or proceeding by teleconference to post an agenda at the designated primary physical meeting location in the notice of the meeting where members of the public may physically attend the meeting and participate.	03/24/2021 - From ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;03/24/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on GOVERNMENTAL ORGANIZATION.
<u>AB 890</u> Cervantes (D)	Public Employee Retirement Systems: Investment		Requires the Board of Administration of the Public Employees' Retirement System and the Teachers' Retirement Board to provide reports to the Legislature on the status of achieving objectives and initiatives, to be defined by the boards, regarding participation of emerging managers or diverse managers responsible for asset management within each retirement system's portfolio of investments.	06/16/2021 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 893</u> Davies (R)	Emergency Regulations: Department of Public Health		Requires the Division of Occupational Safety and Health or the State Department of Public Health, within 14 calendar days of the release of a federal recommendation that conflicts with an emergency regulation related to Coronavirus 2019 issued by the division or the	02/25/2021 - To ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.

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			department, to review the conflicting emergency regulation and make a determination to either amend the regulation or submit a report to the Legislature on the decision not to amend the regulation, as specified.	
<u>AB 897</u> Mullin (D)	Office of Planning and Research: Regional Climate		Requires a regional climate network to develop a regional climate adaptation action plan, plan and to submit the plan to the office for review, comments, and approval.	06/17/2021 - In SENATE. Rescinds referral to Committee on GOVERNANCE AND FINANCE due to limitations concerning COVID-19 virus.
<u>AB 906</u> Carrillo (D)	Zero-Emission Trucks: Tax and Fee Exemptions		Exempts from sales and use taxes, on and after January 1, 2022, the gross receipts from the sale in this state of, and the storage, use, or other consumption in this state of, fuel for the operation of a zero-emission medium- or heavy-duty truck that is the subject of a lease entered into after July 1, 2022, with specified characteristics.	02/25/2021 - To ASSEMBLY Committees on REVENUE AND TAXATION and TRANSPORTATION.
<u>AB 908</u> Frazier (D)	Natural Resources Agency: Statewide Natural Resources		Requires the Natural Resources Agency, to the extent a specified appropriation is made, to prepare a comprehensive, statewide inventory of the natural resources of the state and establish treatment measures necessary to protect those resources, and to post its initial inventory on its internet website on or before January 1, 2023, with annual updates on or before January 1 of each year thereafter.	02/25/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 909</u> Frazier (D)	Wildfire Risk Assessment Map		Requires the Department of Forestry and Fire Protection, in consultation with the California Fire Science Consortium and the Department of Insurance to develop a fire risk assessment map for the state that quantifies the risks of wildfire for a parcel of land for a time span of 50 years. Requires the department to annually update the wildfire risk assessment map.	02/25/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 919</u> Grayson (D)	Construction Defects: Actions: Statute of Limitations		Shortens the timeframe in which specified actions against a nonprofit housing corporation, as defined, may be brought for underlying construction projects using a certified skilled and trained workforce.	04/13/2021 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;04/13/2021 - In ASSEMBLY. Read second time

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				and amended. Re-referred to Committee on JUDICIARY.
<u>AB 926</u> Mathis (R)	Fire Prevention: Local Assistance Grant Program		Expands the definition of fire prevention activities to include the removal of hazardous dead trees, creation of fuel breaks and community defensible spaces, and creation of ingress and egress corridors. Requires the department to prioritize projects that have a completed, or nearly completed, environmental review document, as provided. Authorizes the department to consider and evaluate the wildfire risk within the proposed project area.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 930</u> Levine (D)	Subsurface Installations: Attorney's Fees and Costs		Requires a court or arbitrator to award reasonable attorney's costs and fees, including expert witness fees, to an excavator if the court or arbitrator determines that the excavator is not liable for damages to a subsurface installation for reasons related to inaccurate field marking, as specified, or if the excavator makes an offer to settle the matter that is not accepted and the plaintiff fails to obtain a more favorable judgment or award.	06/24/2021 - From SENATE Committee on BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT with author's amendments.;06/24/2021 - In SENATE. Read second time and amended. Re-referred to Committee on BUSINESS, PROFESSIONS & ECONOMIC DEVELOPMENT.
<u>AB 943</u> Garcia E (D)	Global Warming Solutions Act: Greenhouse Gas Reduction		Requires state agencies administering competitive grant programs that allocate moneys from the Greenhouse Gas Reduction Fund to give specified communities preferential points during grant application scoring for programs intended to improve air quality, to include a specified application timeline, and to allow applicants from the Counties of Imperial and San Diego to include daytime population numbers in grant applications.	03/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/11/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/11/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 953</u> Kiley (R)	Environmental Quality: Department of Fish and Wildlife		Requires the Department of Fish and Wildlife 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 the California Environmental Quality Act.	04/12/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;04/12/2021 - Re-referred to ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

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<u>AB 954</u> Petrie-Norris (D)	City Of Laguna Woods: Fire Protection and Public Safety		Authorizes the City of Laguna Woods to lease to a public agency or joint powers authority, for purposes related to fire protection or public safety, the park property upon which improvements were made pursuant to specified grant agreements funded in accordance with the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002.	03/25/2021 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/25/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 956</u> Flora (R)	Wildfire Mitigation Plans: Fire Retardants		Expressly authorizes a wildfire mitigation plan to include the use of fire-retardant chemicals approved by the State Fire Marshal on a planned basis for wildfire mitigation and risk management.	03/04/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<u>AB 968</u> Frazier (D)	Wildfire Resilience: Community Certification		Requires the Natural Resources Agency to research, and provide a report to the Legislature with recommendations for, ways in which a community that undertakes science-supported wildfire resilience actions can be recognized with a peer-reviewed, community-level certification in order to acknowledge and motivate wildfire resilience activity, as provided.	03/18/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/18/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 969</u> Frazier (D)	Natural Resources Agency: Wildfire Technology Support:		Requires the Natural Resources Agency to provide a basic level of technological support to community organizations for wildfire risk reduction and resiliency, including technology for data, geospatial mapping, and data management, as well as software and limited technical support, and requires the Natural Resources Agency to structure this wildfire technology support in the same way that technology support is provided for similar services for wildfire-program building, outreach, and planning.	03/18/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/18/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

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<u>AB 972</u> Berman (D)	Elections: Deceptive Audio or Visual Media		Extends the repeal date of provisions relative to deceptive audio or visual media use in elections through a specified date.	03/04/2021 - To ASSEMBLY Committee on ELECTIONS.
<u>AB 975</u> Rivas (D)	Political Reform Act of 1974		Relates to the Political Reform Act of 1974. Allows a gift of admission to an invitation-only event to be returned, reimbursed, or donated within 30 days of the calendar quarter in which it was received, and would make other changes prescribing conditions for the donation, return, or reimbursement.	06/01/2021 - In ASSEMBLY. To Inactive File.
<u>AB 976</u> Rivas (D)	Resilient Economies and Community Health Pilot Program		Establishes the Resilient Economies and Community Health Pilot Program, which would be administered by the council from January 1, 2022, through December 31, 2026, as a grant pilot program for eligible community-based organizations to provide a comprehensive suite of coordinated incentives and services to disadvantaged communities at the resident household level to provide economic savings, reduce greenhouse gas emissions and air pollution, and improve resiliency to the impacts of climate control.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 979</u> Frazier (D)	Sacramento-San Joaquin Delta: Projects: Sea Level Rise		Requires any individual or entity that undertakes a project, as defined, within the Delta to complete a report analyzing the impact of sea level rise on the project.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 981</u> Frazier (D)	Forestry: California Fire Safe Council		Establishes the California Fire Safe Council in the Natural Resources Agency consisting of 11 members. Requires the council to identify programs administered by public agencies to address and minimize the risks of wildfire and to coordinate the implementation of those programs, to identify public and private programs that may be leveraged to facilitate structure-hardening and community resilience to minimize the impacts of wildfire to habitable structures.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 987</u> Low (D)	Public Utilities: Civil Penalties		Requires the Commission to require any penalty imposed on a public utility, person, or corporation for a violation of the act, or for a violation of any order, decision, decree, rule, direction, demand, or	03/25/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.;03/25/2021 - From

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			requirement of the commission, to be paid no later than 2 years from the date the penalty was imposed, as provided.	ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 992</u> Cooley (D)	Clean Truck, Bus, and Off-Road Vehicle and Equipment		Establishes the State Clean Truck, Bus, and Off-road Vehicle and Equipment Technology Program, which is administered by the State Air Resources Board, in conjunction with the State Energy Resources Conservation and Development Commission, to fund development, demonstration, precommercial pilot, and early commercial deployment of zero- and near-zero-emission truck, bus, and off-road vehicle and equipment technologies.	06/24/2021 - From SENATE Committee on TRANSPORTATION: Do pass to Committee on ENVIRONMENTAL QUALITY.
<u>AB 995</u> Gonzalez (D)	Paid Sick Days: Accrual and Use		Modifies the employers alternate sick leave accrual method to require that an employee have no less than 40 hours of accrued sick leave or paid time off by the 200th calendar day of employment or each calendar year, or in each 12-month period.	06/03/2021 - In ASSEMBLY. To Inactive File.
<u>AB 1001</u> Garcia (D)	Air Pollution and Mitigation Measures for Air and Water		Provides that industrial sources that were subject to the market-based compliance mechanism and that fail to implement best available retrofit control technology are not eligible to participate in the market-based compliance mechanism.	04/20/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;04/20/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1005</u> Muratsuchi (D)	Scientific Review Panel on Toxic Air Contaminants		Relates to existing law that creates and establishes a 9-member Scientific Review Panel on Toxic Air Contaminants to advise the State Air Resources Board and the Department of Pesticide Regulation in their evaluation of the health effects toxicity of toxic air contaminants and pesticides and prescribes the manner in which the members shall be appointed. Makes nonsubstantive changes to these provisions.	02/18/2021 - INTRODUCED.

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<u>AB 1013</u> Lackey (R)	State Mandates: Claims		Relates to State mandates of a new program or higher level of service on any local government, including school districts. Requires the state to provide a subvention of funds to reimburse the local government, unless an exception applies. Provides that statutory provisions that establish procedures for making that reimbursement include a requirement that no claim shall be made or paid unless it exceeds \$1,000. Changes the minimum claim amount to \$900.	03/04/2021 - To ASSEMBLY Committee on LOCAL GOVERNMENT.
<u>AB 1017</u> Quirk-Silva (D)	Public Restrooms: Right to Restrooms Act of 2021		Requires each state agency and local government, as defined, to complete an inventory of public restrooms owned and maintained by the state agency or local government, as provided, that are available to the general population, as specified.	06/16/2021 - To SENATE Committees on GOVERNANCE AND FINANCE and GOVERNMENTAL ORGANIZATION.
<u>AB 1023</u> Flora (R)	Contractors and Subcontractors: Records: Penalties		Makes a contractor or subcontractor who fails to furnish those records relating to its employees in the manner specified liable for a penalty to be deposited into the State Public Works Enforcement Fund. Prohibits the Labor Commissioner from levying penalties under these provisions until a certain time after the deadline for furnishing records and require that these penalties accrue to the actual contractor or subcontractor that failed to furnish those records.	06/16/2021 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1027</u> Seyarto (R)	Solid and Organic Waste		Expresses the intent of the Legislature to enact subsequent legislation to provide relief from those solid waste recycling, composting, and source reduction requirements and organic waste recycling requirements, for no more than one year, to cities and municipalities struggling due to the impacts of COVID-19.	02/18/2021 - INTRODUCED.
<u>AB 1028</u> Seyarto (R)	Telework Flexibility Act		Concerns the Telework Flexibility Act. Authorizes any nonexempt employee working from home who is not under the physical control of the employer to choose when to take any meal or rest period during the workday, if the employer has not already scheduled a meal or rest period within the requirements of the law. Requires an	03/04/2021 - To ASSEMBLY Committees on LABOR AND EMPLOYMENT and JUDICIARY.

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			employer to notify the employee of this right one time, when the employee begins working from home.	
<u>AB 1030</u> Chen (R)	Professional Land Surveyors' Act and Engineers Act		Relates to the Professional Land Surveyors' Act and Professional Engineers Act. Includes within the practices that subject a person to those acts, with regard to the practice of identifying the location, alignment, or elevation for any of the fixed works embraced within the practice of civil engineering, laying out the reference points or lines through the use of mathematical or physical measurements. Expands the practice of land surveying and civil engineering, as specified.	03/04/2021 - To ASSEMBLY Committee on BUSINESS AND PROFESSIONS.
<u>AB 1037</u> Grayson (D)	Infrastructure Construction: Digital Construction		Requires the Department of General Services to develop guidance, policies, and procedures for the integration and development of digital construction technologies for use on a civil infrastructure project, as defined, that is developed by specified state entities and has a state project cost of greater than a specified amount.	06/10/2021 - To SENATE Committee on GOVERNMENTAL ORGANIZATION.
<u>AB 1041</u> Wicks (D)	Leave Issues		Expands the population that an employee can take leave to care for to include any other individual related by blood or whose close association with the employee is a designated person.	06/21/2021 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 1058</u> Garcia (D)	Water Corporations: Bill Payment Options		Deletes water corporations from an authorization to offer credit card and debit card bill payment options, the associated cost recovery provisions, and the related statements of legislative intent, thereby limiting those provisions to electrical and gas corporations.	06/22/2021 - In SENATE. Read second time. To third reading.
<u>AB 1066</u> Bloom (D)	Freshwater Recreation Sites: Water Quality Monitoring		Requires the Water Quality Monitoring Council to direct a new or existing working group to study water recreation hazards at priority water-contact recreation sites, as specified.	06/24/2021 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;06/24/2021 - In SENATE. Read second time and

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				amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<u>AB 1074</u> Gonzalez (D)	Employment: Displaced Workers		Renames the Displaced Janitor Opportunity Act as the Displaced Janitor and Hotel Worker Opportunity Act and extends the provisions of the act to hotel workers.	06/16/2021 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1086</u> Aguiar-Curry (D)	Organic Waste: Implementation Strategy		Requires the Natural Resources Agency, in coordination with specified state agencies, and in consultation with stakeholders and relevant permitting agencies, to prepare and submit to the Legislature, by January 1, 2023, a report that provides an implementation strategy to achieve the states organic waste, and related climate change and air quality, mandates, goals, and targets.	06/16/2021 - Re-referred to SENATE Committees on ENVIRONMENTAL QUALITY and NATURAL RESOURCES AND WATER.
<u>AB 1092</u> Mayes (R)	Public Employees' Retirement: Health Benefits		Precludes a person who has retired under PERS and who obtains work with a subsequent employer from receiving any health benefits offered under PEMHCA if the person's subsequent employer offers health care coverage that provides reasonably comparable benefits. Prohibits, among other things, employees, annuitants, and family members who become eligible to enroll on or after a specified date in Part A and Part B of Medicare from being enrolled in a basic health benefit plan.	04/26/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;04/26/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1099</u> Rivas R (D)	Environmental Equity: Bond and Fund Expenditures		Requires the administration of proceeds from the sales of bonds issued under a bond act that is enacted by the Legislature and is approved by the voters on or after a specified date, pursuant to the State General Obligation Bond Law and that addresses environmental issues, and the administration of certain funds established on or after a specified date, that provide financial assistance to eligible entities to incorporate certain principles of environmental equity.	03/25/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/25/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/25/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1110</u> Rivas R (D)	Zero-Emission Vehicles; Clean Fleet Program		Establishes the Office of the California Clean Fleet Accelerator, administered by the GO-Biz.	06/09/2021 - To SENATE Committees on BUSINESS,

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				PROFESSIONS AND ECONOMIC DEVELOPMENT and GOVERNMENTAL ORGANIZATION.
<u>AB 1119</u> Wicks (D)	Employment Discrimination		Relates to the California Fair Employment and Housing Act (FEHA), which protects the right to seek, obtain, and hold employment without discrimination because of prescribed characteristics. Expands the protected characteristics to include family responsibilities, defined to mean the obligations of an employee to provide direct and ongoing care for a minor child or a care recipient. Defines additional terms for this purpose.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS. Held in committee and made a Two-year bill.
<u>AB 1122</u> Garcia (D)	Employment Discrimination		Provides that, under Fair Employment and Housing Act, it is not a violation of the rights of any individual who is not chosen for an employer to hire or promote a member of a protected group, if the employer determines that the individual hired or promoted is qualified for the job and the individual hired or promoted is a member of a protected group that is underrepresented in the type of job in question in the relevant general workforce.	03/11/2021 - To ASSEMBLY Committees on LABOR AND EMPLOYMENT and JUDICIARY.;03/11/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/11/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1141</u> Frazier (D)	Wildfires: Wildland Urban Interface Fire Research		Requires the Natural Resources Agency to develop and fund, upon an appropriation by the Legislature, a Wildland-Urban Interface Fire Research Center that addresses the wildland-urban interface fire problem and the need for wildfire prevention, detection, and mitigation planning, building, and response, and related economic, insurance, and modeling practices in the state.	03/18/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/18/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

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<u>AB 1142</u> Frazier (D)	Fire Prevention: Detection and Response		Requires the Department of Forestry and Fire Protection to develop and implement a program to predict and respond to wildfire ignition events and to provide for the sharing of information regarding wildfire events and coordination of activities among local, state, and federal agencies in response to wildfires.	03/04/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1161</u> Garcia E (D)	Electricity: Eligible Renewable Energy: State Agencies		Enacts the Clean Economy and Clean Jobs Stimulus Act of 2021 and would require the Department of Water Resources to procure newly developed eligible renewable energy resources or zero-carbon resources, and energy storage associated with those resources, in an amount that satisfies 100 percent electricity procured to serve all state agencies by specified date.	04/13/2021 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;04/13/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 1164</u> Flora (R)	Dams and Reservoirs: Exclusions		Specifies that the exclusion from being considered a dam for a barrier that is not across a stream channel, watercourse, or natural drainage area and that has the principal purpose of impounding water for agricultural use applies only to a barrier owned or operated by a private entity. Provides that the structure is no greater than 20 feet in height, as measured from the lowest adjacent native ground elevation to the maximum achievable water surface impounded by the structure.	06/03/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>AB 1175</u> Aguiar-Curry (D)	Division Of Occupational Safety and Health: Inspections		Revises advance warning provisions to prohibit any representative of the Division Of Occupational Safety and Health from giving advance notice of an inspection or investigation to an employer or other person unless authorized under OSHA. Authorizes the chief or their authorized representatives to permit advance notice of an inspection or investigation when advance notice is necessary to ensure availability of essential personnel or access to the site, equipment, or process, as prescribed by the director.	03/11/2021 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/11/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/11/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1179</u> Carrillo (D)	Employer Provided Benefit: Backup Childcare		Requires an employer to provide an employee who works in California for the same employer for 30 or more days within a year from the commencement of employment, with up to 60 hours of paid	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS.

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			backup childcare benefits, to be accrued and used as provided. Defines backup childcare as childcare provided by a qualified backup childcare provider to the employee's child when the employee's regular childcare provider cannot be utilized.	Held in committee and made a Two-year bill.
<u>AB 1180</u> Mathis (R)	Local Governments: Surplus Land: Tribes		Relates to existing law which defines exempt surplus land for which a local agency is not required to follow the requirements for disposal of surplus land, except as provided. Adds to the definition of exempt surplus land, land transferred by a local agency to a federally recognized California Indian tribe.	06/25/2021 - Enrolled.
<u>AB 1188</u> Wicks (D)	State Rental Assistance Program: Data		Requires the Department of Housing and Community Development to retain data from designated sources, including data on the state rental assistance program, information submitted by eligible grantees that received the federal funding, and data on rental registries operated by local governments, as specified.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 1195</u> Garcia (D)	Drinking Water		Prohibits a public water system from transferring or abandoning a water right held by the public water system except upon approval of the state board.	06/17/2021 - In SENATE. Rescinds referral to Committee on NATURAL RESOURCES due to limitations concerning COVID-19 virus.
<u>AB 1205</u> Frazier (D)	State Air Resources Board: Elections		Requires a certain composition of the Air Resources Board.	03/18/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/18/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/18/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1218</u> McCarty (D)	Motor Vehicle Greenhouse Gas Emissions Standards		Declares that, to help achieve the state's climate and air quality goals and mandates, it is the goal of the state that 100% of new passenger and light-duty trucks sales are zero-emission vehicles by 2035.	04/19/2021 - From ASSEMBLY Committee on

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			Requires, on and after January 1, 2023, total passenger vehicles and light-duty trucks sold by a manufacturer in the state in a calendar year to meet specified greenhouse gas emissions standards pursuant to a tiered plan.	TRANSPORTATION: Do pass to Committee on APPROPRIATIONS.
<u>AB 1232</u> McCarty (D)	Construction Documents		Relates to existing law that requires a contract for construction to contain specified information regarding the names, addresses, and places of business of various parties to the contract. Makes a nonsubstantive change to this provision.	02/19/2021 - INTRODUCED.
<u>AB 1239</u> Ting (D)	Electricity: Demand Response Resources and Programs		Requires the PUC, by a specified date, to open an investigation into the root causes of demand response market failures and why demand response has not reached its potential and make recommendations for policy changes aimed at ensuring those market failures are not repeated. Requires that the investigation include public participation and be concluded by September 30, 2022.	03/29/2021 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/29/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 1250</u> Calderon (D)	Water and Sewer System Corporations		Authorizes a water or sewer system corporation to file an application and obtain approval from the Public Utilities Commission through an order authorizing the water or sewer system corporation to consolidate with a public water system or state small water system. Requires the commission to approve or deny the application within a certain time.	06/16/2021 - To SENATE Committees on ENERGY, UTILITIES AND COMMUNICATIONS and ENVIRONMENTAL QUALITY.
<u>AB 1255</u> Bloom (D)	Fire Risk Reduction Guidance: Local Assistance Grants		Requires the Natural Resources Agency to develop a guidance document that describes goals, approaches, opportunities, and best practices in each region of the state for ecologically appropriate, habitat-specific fire risk reduction.	06/02/2021 - In ASSEMBLY. To Inactive File.
<u>AB 1256</u> Quirk (D)	Employment Discrimination: Cannabis Screening Test		Prohibits an employer from discriminating against a person in hiring, termination, or any term or condition of employment because a drug screening test has found the person to have nonpsychoactive cannabis metabolites in their urine, hair, or bodily fluids. Exempts from its provisions an employer that is required to conduct testing	04/12/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;04/12/2021 - In ASSEMBLY. Read second time and

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			for tetrahydrocannabinol by federal law or regulations, or that would lose a monetary or licensing-related benefit for failing to conduct testing for tetrahydrocannabinol.	amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1261</u> Burke (D)	State Air Resources Board: Greenhouse Gas Emissions		Requires the State Air Resources Board to establish specified processes to assist the state in achieving its greenhouse gas emissions reduction goals, including a process to identify any overlap among its incentive programs that share the same objectives and a process to define, collect, and evaluate data on the behavioral changes that result from each of its incentive programs.	06/09/2021 - To SENATE Committee on ENVIRONMENTAL QUALITY.
<u>AB 1271</u> Ting (D)	Surplus Land	WATCH	Adds to the definition of "exempt surplus land" a former military base or other planned residential or mixed-use development of certain parcels of a certain size, that are subject to a written plan, where at least one of the owners is a local agency and meets other specified criteria. Provides that these provisions do not preclude a local agency that purchases surplus land from a disposing agency from reconveying the surplus land to a developer for development of low and moderate income housing.	04/19/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 1291</u> Frazier (D)	State Bodies: Open Meetings		Requires a state body, when it limits time for public comment, to provide at least twice the allotted time to a member of the public who utilizes translating technology to address the state body.	06/25/2021 - Enrolled.
<u>AB 1295</u> Muratsuchi (D)	Residential Development Agreements: Fire Risk Areas		Prohibits the legislative body of a city or county from entering into a residential development agreement for property located in a very high fire risk area. Defines very high fire risk area for these purposes to mean a very high fire hazard severity zone designated by a local agency or a fire hazard severity zone classified by the director.	03/04/2021 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING and COMMUNITY DEVELOPMENT.
<u>AB 1296</u> Kamlager (D)	South Coast Air Quality Management District		Increases the number of members of the South Coast Air Quality Management District board to 15 members by adding 2 environmental justice appointees, one appointed by the Senate	03/04/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.

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			Committee on Rules and one appointed by the Speaker of the Assembly.	
<u>AB 1313</u> Bigelow (R)	COVID-19: Immunity from Civil Liability		Exempts a business from liability for an injury or illness to a person due to coronavirus based on a claim that the person contracted coronavirus while at that business, or due to the actions of that business, if the business has substantially complied with all applicable state and local health laws, regulations, and protocols.	03/04/2021 - To ASSEMBLY Committee on JUDICIARY.
<u>AB 1325</u> Burke (D)	Clean Community Microgrid Incentive Program		Requires the Public Utilities Commission (PUC) to develop and implement a Clean Community Microgrid Incentive Program by 2022 to fund community microgrids that support the critical needs of vulnerable communities that utilize distributed energy resources for the generation of electricity. Establishes the budget for the program in an unspecified amount to be dispersed in successive phases to local public agencies for community microgrid development.	03/04/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<u>AB 1332</u> Flora (R)	Local Government Ordinances		Relates to existing law that authorizes any local agency to enact any ordinance that adopts a code by reference if the referenced code is specified in the title of the ordinance. Makes nonsubstantive changes in the provision which prohibits the adoption by reference of any penalty clauses that may appear in any code that is adopted by reference.	02/19/2021 - INTRODUCED.
<u>AB 1354</u> Grayson (D)	Public Employees' Retirement		Makes nonsubstantive changes to provisions prohibiting a retired person from being employed by a public employer in the same public retirement system from which the retiree receives pension benefits without reinstatement from retirement into that system, subject to certain exceptions.	02/19/2021 - INTRODUCED.
<u>AB 1367</u> Low (D)	Political Reform Act: Committee and Campaign Funds		Imposes requirements on noncandidate committees that qualify as a committee under the act by receiving certain contributions. Authorizes a committee to redact the account number on a copy of a statement of organization filed with a local filing officer, and would	06/09/2021 - To SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.

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			require the Secretary of State to redact the account number on a statement of organization filed with the Secretary of State before making the statement available to the public.	
<u>AB 1376</u> Gray (D)	Water Quality: State Certification		Requires the State Water Resources Control board to make a water quality certification available on its website for a public comment and review period.	04/07/2021 - In ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Not heard.
<u>AB 1384</u> Gabriel (D)	Resiliency Through Adaptation, Economic Vitality		Requires the Strategic Growth Council to develop and coordinate a strategic resiliency framework that makes recommendations and identifies actions that are necessary to prepare the state for the most significant climate change impacts modeled for certain years. Requires agencies identified in the framework to coordinate with regional entities and engage vulnerable communities who have been impacted by climate change.	06/09/2021 - To SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.
<u>AB 1391</u> Chau (D)	Unlawfully Obtained Data		Makes it unlawful for a person to sell data, or sell access to data, that the person has obtained or accessed pursuant to the commission of a crime and would also make it unlawful for a person, who is not an authorized person, as defined, to purchase or use data from a source that the person knows or reasonably should know has obtained or accessed that data pursuant to the commission of a crime.	06/24/2021 - From SENATE Committee on PUBLIC SAFETY with author's amendments.;06/24/2021 - In SENATE. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.
<u>AB 1395</u> Muratsuchi (D)	Greenhouse Gases: Carbon Neutrality		Declares the policy of the state to achieve carbon neutrality as soon as possible, but no later than a specified date, and to achieve and maintain net negative greenhouse gas emissions thereafter.	06/16/2021 - To SENATE Committee on ENVIRONMENTAL QUALITY.
<u>AB 1399</u> Flora (R)	Diversion or Use of Water: Penalties		Makes nonsubstantive changes to provisions that state that the diversion or use of water other than as authorized by specified provisions of law is a trespass, subject to specified civil liability.	02/19/2021 - INTRODUCED.
<u>AB 1400</u> Kalra (D)	Guaranteed Health Care for All		Creates the Guaranteed Health Care for All Program, or CalCare, to provide comprehensive universal single-payer health care coverage and a health care cost control system for the benefit of all residents	02/19/2021 - INTRODUCED.

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			of the state. Provides that CalCare cover a wide range of medical benefits and other services and would incorporate the health care benefits and standards of other existing federal and state provisions. Creates the CalCare Board to govern CalCare, made up of 9 voting members.	
<u>AB 1403</u> Levine (D)	Emergency Services		Relates to emergency services. Includes a deenergization event, defined as a planned power outage, as specified, within those conditions constituting a state of emergency.	06/09/2021 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 1409</u> Levine (D)	Planning And Zoning: General Plan: Safety Element		Requires the safety element of a general plan for the physical development of a county or city to be reviewed and updated to identify evacuation locations.	06/17/2021 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on APPROPRIATIONS.
<u>AB 1411</u> Cunningham (R)	Agriculture: Greenhouse Gas Mitigation: Healthy Soils		Makes a nonsubstantive change to the Cannella Environmental Farming Act of 1995, which requires the Department of Food and Agriculture, in consultation with the Scientific Advisory Panel on Environmental Farming, to establish and oversee a Healthy Soils Program to seek to optimize climate benefits while supporting the economic viability of California agriculture by providing incentives to farmers whose management practices contribute to healthy soils.	02/19/2021 - INTRODUCED.
<u>AB 1428</u> Quirk (D)	Safe Drinking Water Act: Applicability		Removes the provision authorizing water districts that provide primarily agricultural services to certify that they are providing alternative water for residential or similar uses to achieve the equivalent level of public health protection provided by the applicable primary drinking water regulations.	06/25/2021 - Enrolled.
<u>AB 1431</u> Frazier (D)	Forestry: Forest Carbon Plan: State Goals		Establishes state goals for fuel treatment and vegetation management, as specified. Requires the Natural Resources Agency and the California Environmental Protection Agency to submit to the appropriate policy and budget committees of the Legislature a report on the progress made towards achieving those state goals.	06/09/2021 - To SENATE Committee on NATURAL RESOURCES AND WATER.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>AB 1434</u> Friedman (D)	Urban Water Use Objectives: Indoor Residential	OPPOSE	Establishes, beginning January 1, 2023, until January 1, 2025, the standard for indoor residential water use as 48 gallons per capita daily. Establishes, beginning January 1, 2025, the standard as 44 gallons per capita daily and, beginning January 1, 2030, 40 gallons per capita daily. Eliminates the requirement that the Department of Water Resources conduct necessary studies and investigations and recommend to the Legislature a standard for indoor residential water use.	05/19/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Not heard.
<u>AB 1442</u> Ting (D)	Accessory Dwelling Units		Makes nonsubstantive change to existing law which provides for the creation by local ordinance, or by ministerial approval if a local agency has not adopted an ordinance, of accessory dwelling units to allow single-family or multifamily dwelling residential use in accordance with specified standards and conditions.	02/19/2021 - INTRODUCED.
<u>AB 1453</u> Muratsuchi (D)	Environmental Justice: Just Transition Commission		Establishes the Just Transition Advisory Commission, consisting of specified members, in the Labor and Workforce Development Agency and would require the commission, through a public process, to develop and adopt, on or before January 1, 2024, the Just Transition Plan that contains recommendations to transition the state's economy to a climate-resilient and low-carbon economy.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 1458</u> Frazier (D)	Fish and Wildlife Protection and Conservation		Exempts from the prohibition against lake and streambed alterations vegetation management or fuels treatment projects undertaken, carried out, or approved by a state or local governmental agency necessary to prevent or mitigate the threat or intensity of a wildfire.	04/26/2021 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.
<u>AB 1490</u> Chau (D)	California Privacy Rights Act of 2020: Agency		Requires appointments to the board which governs the California Privacy Protection Agency to be made from among Californians with expertise in the areas of privacy, technology, and consumer rights.	06/01/2021 - In ASSEMBLY. To Inactive File.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>AB 1493</u> Rubio (D)	Tenancy: Victims of Domestic Violence, Sexual Assault		Makes nonsubstantive changes to existing law which prohibits a landlord from terminating or failing to renew a tenancy based upon an act against a tenant or a member of a tenant's household that constitute domestic violence, sexual assault, stalking, human trafficking, or elder or dependent adult abuse, if certain standards are met.	02/19/2021 - INTRODUCED.
<u>AB 1500</u> Garcia E (D)	Safe Drinking Water, Wildfire Prevention	SUPPORT IF AMENDED	Enacts the Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds pursuant to the State General Obligation Bond Law to finance projects for safe drinking water, wildfire prevention, drought preparation, flood protection, extreme heat mitigation, and workforce development programs.	05/20/2021 - In ASSEMBLY. Joint Rule 62(a) suspended.;05/20/2021 - From ASSEMBLY Committee on APPROPRIATIONS: Do pass to Committee on RULES.
<u>AB 1506</u> Kalra (D)	Prevailing Wage: Locality		Relates to the prevailing wage of workers employed on public works. Eliminates a distinction in the definition of locality in which public work is performed and instead defines the term in all cases as meaning the county in which the public work is done.	06/16/2021 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1519</u> Gallagher (R)	Forestry: Fuels Transportation Program: Biomass Energy		Requires the Natural Resources Agency to develop and implement a fuels transportation program that provides competitive grants or other financial incentives for projects in eligible communities to offset the costs of transporting fuels to a biomass energy facility.	03/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/11/2021 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/11/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1523</u> Gallagher (R)	Greenhouse Gases		Revises the California Global Warming Solutions Act of 2006 by designating the State Air Resources Board with the responsibility of regulating vehicular sources of emissions of greenhouse gases and	03/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.

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			each district with the responsibility of regulating all sources, other than vehicular sources, of emissions of greenhouse gases within its jurisdiction.	
<u>AB 1524</u> O'Donnell (D)	State Air Resources Board: Zero-emission Drayage Trucks		Requires the State Air Resources Board to extend the Project 800 initiative to provide continued financial incentives to support the ordering of zero-emission drayage trucks to serve State ports.	06/16/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and TRANSPORTATION.
<u>AB 1528</u> Santiago (D)	Wages: Final Payments		Makes nonsubstantive changes to these provisions related to regulation of the terms and conditions of employment and, specifically, the payment of wages.	02/19/2021 - INTRODUCED.
<u>AB 1567</u> Emergency Management Cmt	Emergency Services: Catastrophic Plans: Recovery		Requires the Office of Emergency Services and the governing bodies of political subdivisions, in developing recovery frameworks, to incorporate lessons learned from recent major disasters, including the coronavirus pandemic. Requires the frameworks to be consistent with guidance from the Federal Emergency Management Agency and to address, at a minimum, specified recovery support functions, including economic recovery, health and social services, and infrastructure systems.	05/20/2021 - In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
<u>AB 1570</u> Natural Resources Cmt	Public Resources: Omnibus Bill		Requires the Department of Forestry and Fire Protection to assist local governments in preventing future high-intensity wildland fires and instituting appropriate fuels management by making its wildland fire prevention and vegetation management expertise available to local governments. Deems food service packaging that is made of ceramic, porcelain, glass, or nonfoil metal, and is cleaned and reused by the food service facility, to be reusable for purposes of the Sustainable Packaging Act for the State.	06/03/2021 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;06/03/2021 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>AB 1581</u> Local Government Cmt	Local Government: Omnibus		Adds the determination of a sphere of influence to the types of proposed changes for which exclusive jurisdiction may or may not vest in a principal county.	06/22/2021 - *****To GOVERNOR.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>ACA 1</u> Aguiar-Curry (D)	Local Government Financing: Affordable Housing		Creates an additional exception to the 1% ad valorem tax rate limit on real property that would authorize a city, county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, if the proposition proposing the tax is approved by 55% of the voters of the city or county, and the proposition includes accountability requirements.	04/22/2021 - To ASSEMBLY Committees on LOCAL GOVERNMENT and APPROPRIATIONS.
<u>ACR 17</u> Voepel (R)	Special Districts Week	SUPPORT	Proclaims the week of May 16, 2021, to May 22, 2021, to be Special Districts Week.	06/25/2021 - Enrolled.
<u>ACR 33</u> Friedman (D)	Wildfire Mitigation		States the Legislature's commitment to improving wildfire outcomes in the State of California by investing in science-based wildfire mitigation strategies that will benefit the health of California forests and communities. States that the Legislature calls upon public and private stakeholders to work jointly to identify, discuss, and refine, as necessary, procedures concerning treatment of forested lands for the purpose of, among other things, wildfire risk mitigation.	03/11/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>SB 1</u> Atkins (D)	Coastal Resources: Sea Level Rise		Includes, as part of the procedures the commission is required to adopt, recommendations and guidelines for the identification, assessment, minimization, and mitigation of sea level rise within each local coastal program, as provided. Deletes the timeframe specified above by which the commission is required to adopt these procedures. Requires the commission to take into account the effects of sea level rise in coastal resource planning and management policies and activities, as provided.	06/24/2021 - In ASSEMBLY. Read second time and amended. Re- referred to Committee on APPROPRIATIONS.
<u>SB 12</u> McGuire (D)	Local Government Planning and Zoning: Wildfires		Requires the safety element, upon the next revision of the housing element or the hazard mitigation plan, on or after a certain date, whichever occurs first, to be reviewed and updated as necessary to include a comprehensive retrofit strategy to reduce the risk of property loss and damage during wildfires, and would require the	06/23/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on HOUSING.

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			planning agency to submit the adopted strategy to the Office of Planning and Research for inclusion into the clearinghouse for climate adaptation.	
<u>SB 13</u> Dodd (D)	Local Agency Services: Contracts: Napa, San Bernardino		Reestablishes a certain pilot program. Imposes a deadline for the Napa and San Bernardino commissions to report to the Legislature on the pilot program and requires the contents of that report to include certain information. Requires the Napa commission to include information on its decision to approve, deny, or approve with conditions any authorization for the City of St. Helena to provide new or extended services outside its jurisdictional boundary and sphere of influence.	06/28/2021 - In ASSEMBLY. Read second time and amended. To second reading.
<u>SB 27</u> Skinner (D)	Carbon Sequestration: State Goals: Natural Working Land		Requires the Natural Resources Agency in coordination with the California Environmental Protection Agency, the State Air Resources Board, the Department of Food and Agriculture, and other relevant state agencies, to establish the Natural and Working Lands Climate Smart Strategy that serves as a framework to increase adoption of natural and working lands-based carbon sequestration and that advances the state's climate goals. Requires the state board to establish specified carbon dioxide removal targets.	06/28/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>SB 36</u> Skinner (D)	Energy Efficiency		Makes nonsubstantive changes to existing law which authorizes the State Energy Resources Conservation and Development Commission to prescribe, by regulation, energy efficiency standards, including appliance efficiency standards.	01/28/2021 - To SENATE Committee on RULES.
<u>SB 37</u> Cortese (D)	Contaminated Site Cleanup and Safety Act		Enacts the Contaminated Site Cleanup and Safety Act and would recodify the above-described provisions with certain revisions.	06/16/2021 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on NATURAL RESOURCES.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>SB 45</u> Portantino (D)	Wildfire Prevention, Safe Drinking Water Bond Act	SUPPORT IF AMENDED	Enacts the Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2022, which, if approved by the voters, would authorize the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law to finance projects for a wildfire prevention, safe drinking water, drought preparation, and flood protection program.	06/01/2021 - In SENATE. From third reading. To Inactive File.
<u>SB 46</u> Stern (D)	American Rescue Plan Act Funds		Requires, to the extent authorized by federal law, a state agency that receives and disburses American Rescue Plan funds or other federal recovery funds to consider projects' potential impact on specified goals, including, among other things, restoring frontline communities and rapidly accelerating achievement of environmental justice and climate goals, including, but not limited to, climate, environmental, and biodiversity protection and stimulating growth.	03/18/2021 - Re-referred to SENATE Committees on GOVERNMENTAL ORGANIZATION and LABOR, PUB. EMPLOY. & RETIREMENT and ENVIRONMENTAL QUALITY.;03/18/2021 - In SENATE. Rescinds referral to Committee on ENVIRONMENTAL QUALITY due to limitations concerning COVID-19 virus.
<u>SB 51</u> Durazo (D)	Surplus Residential Property		Provides that certain surplus land disposal procedures apply if a local agency has issued a competitive request for proposals that seeks development proposals seeking development proposals for the property that includes a certain residential component.	05/27/2021 - In ASSEMBLY. Read third time and amended. To third reading.;05/27/2021 - In ASSEMBLY. Assembly Rule 77.2 suspended.;05/27/2021 - Re-referred to ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>SB 52</u> Dodd (D)	State of Emergency: Power Outages		Expands the definition of sudden and severe energy shortage to include a deenergization event, defined as a planned power outage, as specified, and would make a deenergization event one of those conditions constituting a state of emergency and a local emergency.	05/13/2021 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.
<u>SB 55</u> Stern (D)	Very High Fire Hazard Severity Zone: Development	WATCH	Prohibits the creation or approval of a new development, as defined, in a very high fire hazard severity zone or a state responsibility area unless there is substantial evidence that the local agency has adopted a comprehensive, necessary, and appropriate wildfire prevention and	04/15/2021 - In SENATE Committee on GOVERNANCE AND FINANCE: Heard, remains in Committee.

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			community hardening strategy to mitigate significant risks of loss, injury, or death, as specified.	
SB 63 Stern (D)	Fire Prevention: Vegetation Management: Education		Requires the Director of Forestry and Fire Protection to identify areas of the state as moderate and high fire hazard severity zones and requires a local agency to make this information available for public review and comment. Requires the director to establish a statewide program to allow qualified entities to support and augment the department in its defensible space and home hardening assessment and education efforts.	06/23/2021 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
SB 67 Becker (D)	Clean Energy: 24/7 Clean Energy Standard Program		Establishes a goal that a certain percentage of electrical load be supplied by eligible clean energy resources. Establishes the California 24/7 Clean Energy Standard Program to require that a certain percentage of retail load be supplied by eligible clean energy resources. Requires the Energy Commission to establish compliance periods that meet certain criteria. Requires establishment of clean energy procurement requirements.	04/26/2021 - In SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Not heard.
SB 68 Becker (D)	Building Electrification and Electric Vehicle Charging		Requires the Energy Commission to gather or develop, and publish on its internet website, guidance and best practices to help building owners, the construction industry, and local governments overcome barriers to electrification of buildings and installation of electric vehicle charging equipment. Awards those moneys for projects that will benefit electricity ratepayers and lead to technological advancements to reduce the costs of building electrification.	06/03/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
SB 72 Rubio (D)	Property Insurance: Wildfire Risk		Requires the Insurance Commissioner to transmit to the Secretary of the Natural Resources Agency a report that makes geographic recommendations for vegetation management projects based on the commissioner's analysis of specified information, including nonrenewal data on policies of residential property insurance, and to post that report on the Department of Insurance's internet website.	06/28/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

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<u>SB 76</u> Nielsen (R)	Excluded Employees: Binding Arbitration		Enacts the Excluded Employee Arbitration Act to permit an employee organization that represents an excluded employee who has filed certain grievances with the Department of Human Resources to request binding arbitration of the grievance if specified conditions are met. Requires the designation of a standing panel of arbitrators and, under specified circumstances, the provision of arbitrators from the California State Mediation and Conciliation Service within the Public Employment Relations Board.	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on JUDICIARY.
<u>SB 77</u> Nielsen (R)	Elections: Ballots		Makes a technical, nonsubstantive change to provisions of existing law providing that, on election day, a voter who does not vote the ballot the voter has received shall, before leaving the polling place, return it to the precinct board member having charge of the ballots, who shall immediately cancel it.	01/28/2021 - To SENATE Committee on RULES.
<u>SB 83</u> Allen (D)	California Infrastructure and Economic Development Bank		Requires the Ocean Protection council, in consultation with the conservancy, to develop the Sea Level Rise Revolving Loan Program for purposes of providing low-interest loans to local jurisdictions for the purchase of coastal properties in their jurisdictions identified as vulnerable coastal property, as provided.	06/23/2021 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass as amended to Committee on APPROPRIATIONS.
<u>SB 91</u> Budget and Fiscal Review Cmt	COVID-19 Relief: Tenancy: Federal Rental Assistance		Extends the imposition of additional damages, if a tenant has provided a declaration of COVID-19 financial distress, on a landlord who violates the prohibition from interrupting or terminating utility service furnished to a tenant with the intent to terminate the occupancy of the tenant. Relates to the evaluation of tenants using an alleged COVID-19 rental debt. Extends the prohibition from bringing an action for unlawful detainer based on a cause of action other than nonpayment of COVID-19 rent.	01/29/2021 - Signed by GOVERNOR.;01/29/2021 - Chaptered by Secretary of State. Chapter No. 2021-002
<u>SB 95</u> Skinner (D)	COVID-19: Supplemental Paid Sick Leave		Provides for COVID-19 supplemental paid sick leave for covered employees, as defined, who are unable to work or telework due to certain reasons related to COVID-19, including that the employee	03/19/2021 - Signed by GOVERNOR.;03/19/2021 - Chaptered by Secretary of State. Chapter No. 2021-0013

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			has been advised by a health care provider to self-quarantine due to concerns related to COVID-19.	
<u>SB 99</u> Dodd (D)	Community Energy Resilience Act of 2021		Requires the State Energy Resources Conservation and Development Commission to develop and implement a grant program for local governments to develop community energy resilience plans and expedite permit review of distributed energy resources.	05/28/2021 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<u>SB 109</u> Dodd (D)	Office of Emergency Technology Research and Development		Establishes the Office of Emergency Technology Research and Development within the Office of Emergency Services under the direct control of the Director of the Office of Emergency Services. Makes the office responsible for receiving, researching, developing, testing, evaluating and making recommendations to state and local agencies on proposals and tools to improve the state's ability to prepare and plan for emergencies, incident response, and command and control regarding potential emergencies and threats.	06/16/2021 - From ASSEMBLY Committee on EMERGENCY MANAGEMENT with author's amendments.;06/16/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on EMERGENCY MANAGEMENT.
<u>SB 209</u> Dahle (R)	State of Emergency: Termination After 45 Days:		Requires a state of emergency to terminate 45 days after the Governor's proclamation of the state of emergency unless the Legislature extends it by a concurrent resolution.	03/04/2021 - From SENATE Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;03/04/2021 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNMENTAL ORGANIZATION.
<u>SB 219</u> McGuire (D)	Property Tax: Delinquent Penalty Cost: Health Orders		Authorizes the auditor or the tax collector to cancel any penalty, costs, or other charges resulting from tax delinquency upon a finding that failure to make a timely payment is due to a documented hardship, as determined by the tax collector, arising from a shelter-in-place order, as defined, if the principal payment for the proper amount of tax due is paid no later than June 30 of the fiscal year in which the payment first became delinquent.	06/21/2021 - From ASSEMBLY Committee on REVENUE AND TAXATION: Do pass to Committee on APPROPRIATIONS.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>SB 222</u> Dodd (D)	Water Rate Assistance Program	OPPOSE UNLESS AMENDED	Establishes the Water Rate Assistance Fund in the State Treasury to help provide water affordability assistance, for both drinking water and wastewater services, to low-income ratepayers and ratepayers experiencing economic hardship in California.	06/17/2021 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;06/17/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>SB 223</u> Dodd (D)	Discontinuation of Residential Water Service	OPPOSE UNLESS AMENDED	Revises the conditions under which urban and community water systems and very small community water systems are prohibited from discontinuing residential service for nonpayment. Prohibits these systems from discontinuing residential service for nonpayment during a state or local emergency.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<u>SB 230</u> Portantino (D)	State Water Resources Control Board: Constituents		Requires the State Water Resources Control Board to establish, maintain, and direct an ongoing, dedicated program called the Constituents of Emerging Concern Program to assess the state of information and recommend areas for further study on, among other things, the occurrence of Constituents of Emerging Concern in drinking water sources and treated drinking water.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: To Suspense File.;05/20/2021 - In SENATE Committee on APPROPRIATIONS. Held in committee and made a Two-year bill.
<u>SB 239</u> Banking and Financial Institutions Cmt	Government Finance Surplus Investments		Requires bonds or interest bearing notes that are eligible for investment of surplus state funds to be on obligations that are issued by or fully guaranteed as to principal and interest by a federal agency of the United States or a United States government sponsored enterprise, as defined by specified federal law.	05/13/2021 - To ASSEMBLY Committee on BANKING AND FINANCE.
<u>SB 270</u> Durazo (D)	Public Employment: Labor Relations: Employee Data		Authorizes an exclusive representative to file a charge of an unfair labor practice with the Public Employment Relations Board, as specified, alleging a violation of the specified requirements only if specified conditions are met, including that the exclusive representative gives written notice of the alleged violation and that the public employer fails to cure the violation, as specified.	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on JUDICIARY.

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SB 273 Hertzberg (D)	Water Quality: Municipal Wastewater Agencies		Requires a municipal wastewater agency that enters into or amends one of these agreements after January 1, 2022, to file a copy of the agreement or amendment with the local agency formation commission in each county where any part of the municipal wastewater agency's territory is located, but would exempt those agreements and amendments from local agency formation commission approval except as required by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.	06/21/2021 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
SB 274 Wieckowski (D)	Local Government Meetings: Agenda and Documents		Requires a local agency with an internet website, or its designee, to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if the person requests that the items be delivered by email. Requires the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and to email a copy of all other documents constituting the agenda packet, if specified criteria or circumstances are met.	06/23/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS.
SB 278 Leyva (D)	PERS: Disallowed Compensation: Benefit Adjustments		Establishes new procedures under Public Employees' Retirement Law for cases in which Public Employees' Retirement System determines that the benefits of a member or annuitant are, or would be, based on disallowed compensation that conflicts with State Public Employees' Pension Reform Act of 2013 and other specified laws and thus impermissible under Public Employees' Retirement Law.	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
SB 282 Dahle (R)	State Water Resources Control Board		Makes a nonsubstantive change in provisions establishing the State Water Resources Control Board.	02/22/2021 - In SENATE. Article IV. Section 8(a) of the Constitution dispensed with.;02/22/2021 - In SENATE. Joint Rule 55 suspended.
SB 286 Min (D)	Elections: County Officers: Consolidation		Relates to existing Law that requires a candidate for a nonpartisan office who at a primary election receives votes on a majority of all the ballots cast for candidates for that office to be elected to that office. Exempts from that requirement candidates for county	02/22/2021 - In SENATE. Article IV. Section 8(a) of the Constitution dispensed with.;02/22/2021 - In SENATE. Joint Rule 55 suspended.

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			nonpartisan offices, including a county office in a charter county, but not including a charter city and county.	
<u>SB 294</u> Leyva (D)	Public Retirement: Leave of Absence: Service Credit		Removes the 12-year limitation for service credit earned on a compensated leave of absence for purposes of service with an employee organization. States that this leave is in addition to any leave to which public employees may be entitled by other laws or by a memorandum of understanding or collective bargaining agreement.	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
<u>SB 295</u> Dahle (R)	District Elections		Makes a technical, nonsubstantive change to provisions of existing law concerning the Uniform District Election Law and terms of elected members.	02/22/2021 - In SENATE. Article IV. Section 8(a) of the Constitution dispensed with.;02/22/2021 - In SENATE. Joint Rule 55 suspended.
<u>SB 297</u> Durazo (D)	Subsurface Installations: Penalties		Enacts the Wade Kilpatrick Gas Safety and Workforce Adequacy Act of 2021. Prescribes a civil penalty to be imposed on an operator or excavator, as described above, who knowingly and willfully violates provisions relating excavations and subsurface installations and subsequently damages a gas or hazardous liquid pipeline subsurface installation and the damage results in the escape of any flammable, toxic, or corrosive gas or liquid.	06/08/2021 - From ASSEMBLY Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.
<u>SB 305</u> Jones (R)	Political Reform Act of 1974: Electronic Filing		Imposes the online and electronic filing system with respect to specified committees, slate mailer organizations, lobbyists, and other persons. Eliminates the requirement that individual lobbyists, lobbying firms, lobbying coalitions, and lobbyist employers, as defined, file their registration statements, any amendments, or notices of termination, in physical form with the Secretary of State.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<u>SB 312</u> Nielsen (R)	Renewables Portfolio Standard Program		States that it is the policy of the state and the intent of the Legislature to promote biomass facilities and biomass funding.	03/18/2021 - Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>SB 318</u> Melendez (R)	Land Use: Development Fee or Charge: Auditor Standards		Requires that under the Mitigation Fee Act, an independent auditor be a certified public accountant, or a firm of certified public accountants, concerning an audit to determine whether a fee or charge is reasonable.	02/22/2021 - In SENATE. Article IV. Section 8(a) of the Constitution dispensed with.;02/22/2021 - In SENATE. Joint Rule 55 suspended.;02/22/2021 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 319</u> Melendez (R)	Land Use: Development Fees: Audit		Requires an audit, to determine whether a fee or charge levied by a local agency exceeds the amount reasonably necessary to cover the cost of any product, public facility, or service provided by the local agency, to include each consecutive year the local agency did not comply with the disclosure requirement.	06/28/2021 - In ASSEMBLY. Read second time. To third reading.
<u>SB 323</u> Caballero (D)	Local Government: Water or Sewer Service: Legal Actions	SUPPORT	Requires any judicial action or proceeding to attack, review, set aside, void, validate, or annul an ordinance, resolution, or motion adopting, modifying, or amending water or sewer service fees or charges adopted after a specified date to be commenced within a certain time of the date of final passage, adoption, or approval of the ordinance, resolution, or motion, except as provided.	06/24/2021 - In ASSEMBLY. Read second time. To third reading.
<u>SB 335</u> Cortese (D)	Workers' Compensation: Liability		Reduces the time periods after the date the claim form is filed with an employer in which the injury is presumed compensable and the presumption is rebuttable only by evidence discovered subsequent to the time period for certain injuries or illnesses, including hernia, heart trouble, pneumonia, or tuberculosis, among others, sustained in the course of employment of a specified member of law enforcement or a specified first responder.	06/10/2021 - To ASSEMBLY Committee on INSURANCE.
<u>SB 336</u> Ochoa Bogh (R)	Public Health: COVID- 19		Requires that before the State Department of Public Health or a local health official takes measures to prevent the spread of COVID-19, or takes measures to reopen the state, they publish the measures and the date that a change or closure would take effect on their internet website, unless there is an immediate danger or an imminent threat to the public requiring immediate action.	06/10/2021 - To ASSEMBLY Committee on HEALTH.

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<u>SB 342</u> Gonzalez (D)	South Coast Air Quality Management District		Adds members to the South Coast Air Quality Management District board, appointed by the Senate Committee on Rules and the Speaker of the Assembly. Requires the additional members to reside in and work directly with communities in the South Coast Air Basin that are disproportionately burdened by and vulnerable to high levels of pollution and issues of environmental justice. Authorizes the district board to create a Labor Advisory Panel to provide feedback.	06/03/2021 - In SENATE. From third reading. To Inactive File.
<u>SB 345</u> Becker (D)	Energy Programs and Projects: Nonenergy Benefits		Requires the commission to begin the process, by a specified date, to establish common definitions of nonenergy benefits and attempt to determine consistent values and methodologies for use in assigning priority access to authorized funds by distributed energy resource programs. Requires the commission to prioritize the use of authorized funding to support distributed energy resource programs and projects that provide the greatest nonenergy benefits, particularly for disadvantaged communities.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<u>SB 351</u> Caballero (D)	Water Innovation Act of 2021		Enacts the Water Innovation Act of 2021. Creates the Office of Water Innovation at the California Water Commission for the furtherance of new technologies and other innovative approaches in the water sector. Requires the office to take specified measures to advance innovation in the water sector.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<u>SB 369</u> Pan (D)	Flood Control: Yolo Bypass Cache Slough Partnership		Establishes the Yolo Bypass Cache Slough Partnership Multibenefit Program to support the development and implementation of projects within the Yolo Bypass and Cache Slough region. Defines Yolo Bypass Cache Slough Partnership to mean the multiagency partnership established pursuant to a memorandum of understanding signed in May 2016 by a total of 15 participating federal, state, and local agencies.	06/17/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.

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<u>SB 372</u> Leyva (D)	Medium- and Heavy-Duty Fleet Purchasing Program		Establishes the Medium- and Heavy-Duty Zero-Emission Vehicle Fleet Purchasing Assistance Program within the Air Quality Improvement Program to make financing tools and nonfinancial supports available to the operators of medium- and heavy-duty vehicle fleets to enable those operators to transition their fleets to zero-emission vehicles. Require the state board to designate the California Pollution Control Financing Authority as the agency responsible for administering the program.	06/21/2021 - From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on NATURAL RESOURCES.
<u>SB 396</u> Dahle (R)	Forestry: Internal Combustion Engines: Fire Toolbox		Requires a dedicated set of tools to be located within the operating area on or near any forest, brush, or grass-covered land and accessible in the event of a fire, which fire toolbox shall contain a sufficient number of fire extinguishers, axes, 2 McLeod fire tools, and shovels so that, when added to any other tools on the industrial operation, each employee at the operation can be equipped to fight fire.	05/20/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>SB 403</u> Gonzalez (D)	Drinking Water: Consolidation		Authorizes the State Water Resources Control Board to also order consolidation where a water system serving a disadvantaged community is an at-risk water system, as defined, or where a disadvantaged community is substantially reliant on at-risk domestic wells, as defined. Requires the state board, before ordering consolidation or extension of service, to consult with any groundwater sustainability agency, as defined, that provides groundwater supply to the affected area.	06/16/2021 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on LOCAL GOVERNMENT.
<u>SB 410</u> Leyva (D)	Department of Industrial Relations		Exempts any occupational safety and health standard and order from the standardized regulatory impact analysis requirement.	06/08/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on APPROPRIATIONS.
<u>SB 411</u> Cortese (D)	Public Employees' Retirement System		Eliminates the requirement that a person employed without reinstatement in a manner other than authorized by PERL be reinstated, instead providing that reinstatement is permissive. Makes conforming changes and makes specific reference to the duties of	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND

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			employees and employers regarding reinstatement after retirement in violation of PEPRA.	RETIREMENT: Do pass to Committee on APPROPRIATIONS.
<u>SB 412</u> Ochoa Bogh (R)	Environmental Quality Act: Emergency Definition		Expands the definition of emergency provided in the Environmental Quality Act to include a project jointly identified by a state or local agency and the Department of Forestry and Fire Protection or the State Board of Forestry and Fire Protection, with notice to the Department of Fish and Wildlife, as mitigating a high threat to life and safety by preventing, minimizing, or mitigating damage to life, health, property, natural resources, or essential public services, resulting from a catastrophic fire.	04/26/2021 - In SENATE Committee on ENVIRONMENTAL QUALITY: Not heard.
<u>SB 426</u> Rubio (D)	Municipal Separate Storm Sewer Systems		Requires the State Water Resources Control Board to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. Requires the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.	06/01/2021 - In SENATE. From Special Consent Calendar. To Inactive File.
<u>SB 427</u> Eggman (D)	Water Theft: Enhanced Penalties	SUPPORT	Authorizes the legislative body of a local agency, as defined, that provide water service to adopt an ordinance that prohibits water theft, as defined, subject to an administrative fine or penalty in excess of the limitations above, as specified.	06/14/2021 - In ASSEMBLY. Read second time. To third reading.
<u>SB 440</u> Dodd (D)	Earthquake and Wildfire Loss Mitigation		Requires the Wildfire Fund Administrator, the Office of Emergency Services, and the Office of Energy Infrastructure Safety to create the California Wildfire Residential Loss Mitigation Program as a joint powers authority. Requires that program to provide mitigation against wildfire risk, including a grant program to assist qualifying owners to retrofit their structures to protect against wildfire or to create a defensible space around their structures.	02/25/2021 - To SENATE Committees on INSURANCE and ENERGY, UTILITIES AND COMMUNICATIONS and GOVERNMENTAL ORGANIZATION.

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<u>SB 448</u> Melendez (R)	Emergency Services Act: Emergency Powers: Limitation		Enacts the Emergency Power Limitation Act. Requires an emergency order, as defined, to be narrowly tailored to serve a compelling public health or safety purpose and limited in duration, applicability, and scope. Authorizes any person to bring an action to invalidate or enjoin enforcement of an emergency order that is allegedly unlawful.	02/25/2021 - To SENATE Committees on GOVERNMENTAL ORGANIZATION and JUDICIARY.
<u>SB 449</u> Stern (D)	Climate-Related Financial Risk		Requires a bank, corporation, credit union, finance lender, insurer, investment advisor, real estate investment trust, and mortgage lender, as those terms are defined, to, before January 1, 2023, and annually thereafter, prepare a climate-related financial risk report, as defined, and to submit to the department, and make available to the public on its own internet website, a copy of that report.	05/20/2021 - In SENATE Committee on APPROPRIATIONS. Held in committee and made a Two-year bill.
<u>SB 456</u> Laird (D)	Fire Prevention: Wildfire and Forest Resilience		Requires the Forest Management Task Force, including the Natural Resources Agency and the Department of Forestry and Fire Protection, on a certain date, to develop a comprehensive implementation strategy to achieve the goals and key actions identified in the action plan. Requires the implementation strategy to address specified actions, including increasing the pace and scale of wildfire and forest resilience. Requires the task force to submit a report to the appropriate committees of the Legislature.	06/10/2021 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>SB 457</u> Portantino (D)	Public Employee Retirement Systems: Investments		Requires the boards of administration of the Public Employees Retirement System and the State Teachers Retirement System to provide employers that are school districts and cities that participate in the systems an option to elect an investment portfolio that does not contain investment vehicles that are issued or owned by the government of the Republic of Turkey.	05/28/2021 - To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 459</u> Allen (D)	Political Reform Act of 1974: Lobbying		Requires lobbyists, lobbying firms, and lobbyist employers to include information in the periodic reports that identifies each bill or administrative action subject to lobbying activity, and the respective position advocated for, during that period.	06/23/2021 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;06/23/2021 - In ASSEMBLY. Read second time

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				and amended. Re-referred to Committee on ELECTIONS.
<u>SB 463</u> Dahle (R)	Water: Landowner Right To Modify, Repair, Or Replace		Authorizes a landowner to, where a conduit is constructed across or buried beneath the lands of 2 or more landowners, modify, repair, or replace, as defined, the conduit on or beneath their land if the modification, repair, or replacement is made in a manner that does not impede the flow of the water to any other property receiving a benefit of the conduit or, otherwise injure any person using or interested in the conduit.	05/13/2021 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<u>SB 471</u> Hueso (D)	The Racial and Economic Equity Grant Program		Creates the Racial and Economic Equity Grant Program, administered by GO-Biz, for the purpose of providing grants to address disproportionate impacts borne from the COVID-19 pandemic, as defined, and the lack of critical physical and social infrastructure, resulting from chronic underinvestment, in key segments of the economy of this state.	04/21/2021 - From SENATE Committee on BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT with author's amendments.;04/21/2021 - In SENATE. Read second time and amended. Re-referred to Committee on BUSINESS, PROFESSIONS & ECONOMIC DEVELOPMENT.
<u>SB 479</u> Laird (D)	Local Government Renewable Energy Self-Generation		Expands the local government renewable energy self-generation program definition of benefiting account to include accounts meeting specified requirements located within the geographical boundaries of a California Native American tribe.	06/16/2021 - From ASSEMBLY Committee on UTILITIES AND ENERGY: Do pass to Committee on APPROPRIATIONS.
<u>SB 484</u> Archuleta (D)	Home Inspections: Sewer Lateral Repairs		Declares that specified provisions of home inspection do not affect the ability of a plumbing contractor who holds a specified license to perform repairs pursuant to the inspection of a sewer lateral pipe connecting a residence or business to a sewer system if the consumer is provided a specified disclosure before authorizing the home inspection.	06/22/2021 - From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS.
<u>SB 495</u> Dahle (R)	Global Warming Solutions Act:		Require the State Air Resources Board to include greenhouse gas emissions from wildlands and forest fires in the greenhouse gas emissions scoping plan. Authorizes the board to include the use of	04/29/2021 - In SENATE Committee on ENVIRONMENTAL QUALITY: Failed passage.

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	Greenhouse Gas Reduction		certain mechanisms. Appropriates a certain percentage of the Greenhouse Gas Reduction Fund to counties. Provides requirements for allocation of funds. Requires allocation plans to be posted on county websites. Requires an audit of each county.	
SB 496 Laird (D)	Water Development Projects: Pajaro River		Authorizes the State to provide certain funds to the Counties of Monterey and Santa Cruz, or to local agencies in those counties, for the project for flood control on the Pajaro River in such counties. Authorizes the state to provide up to a certain percentage of the specified nonfederal costs for these purposes. Makes legislative findings and declarations as to the necessity of a special statute for the Counties of Monterey and Santa Cruz.	06/10/2021 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
SB 501 Wieckowski (D)	Claims Against Public Entities		Requires a public entity review board to grant an application for leave to present a claim against a public entity if the person who sustained the alleged injury, damage, or loss was a minor or was physically or mentally incapacitated during any of the 6 months after the accrual of the cause of action, if the application is presented within 6 months of the person turning 18 years of age, or of the person no longer being physically or mentally incapacitated, or a year after the claim accrues.	06/22/2021 - From ASSEMBLY Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.
SB 505 Hertzberg (D)	Wages: Withholdings: Written Authorization		Requires a public employer, absent fraud, misrepresentation, or theft, to make a good faith effort to consult with an employee to obtain a written authorization to resolve a monetary obligation before utilizing third-party collection services or commencing a civil action. Requires the written authorization to include a mutual agreement between the public employer and employee and, to the extent possible, would prohibit that written authorization from placing an undue financial burden upon the employee.	06/17/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;06/17/2021 - Re-referred to ASSEMBLY Committee on RULES.
SB 506 Jones (R)	California Environmental Quality Act: Greenhouse Gas		Prohibits the Department of Forestry and Fire Protection from requiring applicants for a grant or other funds made available to the department from the Greenhouse Gas Reduction Fund to consider	02/25/2021 - To SENATE Committees on NATURAL

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			the greenhouse gas emissions impacts of vegetation management projects pursuant to the California Environmental Quality Act (CEQA) as a condition of applying for or receiving a grant or other funds from moneys made available to the department from the fund.	RESOURCES AND WATER and ENVIRONMENTAL QUALITY.
SB 520 Wilk (R)	Water Resources: Permit to Appropriate: Applications		Requires the State Water Resources Control Board, if the board has not rendered a final determination on an application for a permit to appropriate water within 30 years from the date the application was filed, to issue a new notice and provide an opportunity for protests before rendering a final determination, with specified exceptions.	06/17/2021 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.
SB 526 Min (D)	Community Water Systems: Lead User Service Lines		Requires community water system to remove or replace the full lead user service line, if the community water system disturbs, removes, or replaces a portion thereof. Applies specified enforcement provisions to a violation of the requirements of the bill, thereby creating a state-mandated local program by expanding the scope of crimes under the California Safe Drinking Water Act.	02/25/2021 - To SENATE Committee on ENVIRONMENTAL QUALITY.
SB 527 Melendez (R)	Greenhouse Gas Reduction Fund: High- Speed Rail		Eliminates the continuous appropriation of 25% of the annual proceeds of Greenhouse Gas Reduction Fund to the High-Speed Rail Authority on a specified date. Transfers 25% of the annual proceeds of the Greenhouse Gas Reduction Fund to the Salton Sea Restoration Fund.	02/25/2021 - To SENATE Committees on ENVIRONMENTAL QUALITY and TRANSPORTATION and NATURAL RESOURCES AND WATER.
SB 531 Wieckowski (D)	Consumer Debt		Requires a creditor or debt collector selling a delinquent debt, or assigning to a third party the right to collect payments on a delinquent debt, to provide a notice to the debtor within a certain number of days of the sale or assignment that contains the dollar amount of the outstanding debt and the name of the party who purchased or was assigned the delinquent debt.	06/21/2021 - From ASSEMBLY Committee on BANKING AND FINANCE with author's amendments.;06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on BANKING AND FINANCE.
SB 533 Stern (D)	Electrical Corporations: Wildfire Mitigation Plans		Requires that an electrical corporation's wildfire mitigation plan identify circuits that have frequently been deenergized to mitigate the risk of wildfire and the measures taken, or planned to be taken,	06/10/2021 - To ASSEMBLY Committees on UTILITIES AND ENERGY and JUDICIARY.

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			by the electrical corporation to reduce the need for future deenergization of those circuits, including replacing, hardening, or undergrounding any portion of the circuit or of upstream transmission or distribution lines, or the installation of microgrids. Convenes 2 or more public meetings.	
<u>SB 542</u> Limon (D)	Vehicle License Fees for Zero-emission Vehicles: Sales		Provides an exemption from certain taxes with respect to the sale in this state of, and the storage, use, or other consumption in this state of, a qualified motor vehicle. Defines qualified motor vehicle as a specified zero-emission truck. Provides that this exemption does not apply to specified state sales and use taxes from which the proceeds are deposited into the Local Revenue Fund, the Local Revenue Fund 2011, or the Local Public Safety Fund.	06/01/2021 - In SENATE. From third reading. To Inactive File.
<u>SB 551</u> Stern (D)	California Electric Vehicle Authority		Establishes the California Electric Vehicle Authority within the Governors office. Requires the authority to coordinate activities among state agencies to advance electric vehicle and zero-emission charging infrastructure deployment as well as ensure related equity, workforce development, economic development, and other needs are addressed, as specified.	06/03/2021 - To ASSEMBLY Committees on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW and TRANSPORTATION.
<u>SB 552</u> Hertzberg (D)	Drought Planning: Small Water Suppliers: Water Systems	SUPPORT	Requires small water suppliers, as defined, and nontransient noncommunity water systems that are schools, no later than a specified date, to develop and maintain an abridged Water Shortage Contingency Plan that includes specified drought-planning elements. Requires a county to update its well permit application to include a checkbox or another input method to determine if the reason for the well permit application is due to a dry well.	06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>SB 559</u> Hurtado (D)	Department of Water Resources: Water Conveyance Systems		Establishes the Canal Conveyance Capacity Restoration Fund in the State Treasury to be administered by the Department of Water Resources.	06/14/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;06/14/2021 - In ASSEMBLY. Read second time and

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				amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>SB 582</u> Stern (D)	Climate Emergency Mitigation, Safe Restoration		Requires the Air Resources Board to ensure that statewide greenhouse gas emissions are reduced to at least a certain percentage and up to a certain percentage below the 1990 level by a specified year. Adopts a state policy to lead a global effort to restore oceanic and atmospheric concentrations of greenhouse gas emissions to preindustrial levels as soon as possible, and to restore community health and reverse the impacts from the damage and injustice climate change is causing.	06/03/2021 - In SENATE. From third reading. To Inactive File.
<u>SB 592</u> Dahle (R)	Catastrophic Wildfires		Requires the Director of Fish and Wildlife to establish a working group, composed of the director or the director's representative, the Director of Forestry and Fire Protection or their representative, and a county government representative from each county impacted by any catastrophic wildfire being studied by the workgroup.	05/20/2021 - In SENATE Committee on APPROPRIATIONS: Held in committee.
<u>SB 594</u> Glazer (D)	Elections: Local Redistricting		Clarifies that adopting district boundaries for certain purposes means the passage of an ordinance or resolution specifying those boundaries. Authorizes, expressly, a county board of supervisors to adopt supervisorial district boundaries by ordinance or resolution. Clarifies that a superior court's order adopting district boundaries is immediately effective and has the same force and effect as an enacted ordinance or resolution of the legislative body.	06/17/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;06/17/2021 - Re-referred to ASSEMBLY Committee on RULES.
<u>SB 600</u> Borgeas (R)	Administrative Procedure Act		Makes a nonsubstantive change to provisions relative to the Administrative Procedure Act.	03/03/2021 - To SENATE Committee on RULES.
<u>SB 606</u> Gonzalez (D)	Workplace Safety Violations: Employer Retaliation		Creates a rebuttable presumption that a violation committed by an employer that has multiple worksites is enterprise-wide in certain circumstances. Authorizes the Division of Occupational Safety and Health to issue a citation if the employer fails to rebut such presumption. Requires each employee exposed to the violation to be	06/22/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on JUDICIARY.

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			considered a separate violation for the issuance of fines and penalties. Establishes that an employer's actions are presumed retaliatory in certain situations.	
<u>SB 618</u> Borgeas (R)	Fire prevention Activities: Local Assistance Grant		Makes nonsubstantive changes to the definition of fire prevention activities.	03/03/2021 - To SENATE Committee on RULES.
<u>SB 626</u> Dodd (D)	Department of Water Resources: Procurement Methods		Authorizes the Department of Water Resources to utilize the Construction Manager/General Contractor Procurement method, as specified, for no more than 7 projects for elements of State Water Facilities, as defined. Requires specified information provided to the Department of Water Resources to be certified under penalty of perjury, thus imposing a state-mandated local program by expanding the scope of an existing crime.	06/21/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>SB 634</u> Labor, Public Employment & Retirement Cmt	Public Employees' Retirement		Prohibits a member of the State Teachers' Retirement System (STRS) from purchasing service credit for any school year if the purchase would result in more than one year of service for that school year. Requires the member to submit the election to retain coverage to the employer and would delete the requirement that a copy of the form be submitted to STRS.	06/23/2021 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT: Do pass to Committee on APPROPRIATIONS.
<u>SB 649</u> Cortese (D)	Local Governments: Affordable Housing: Local Tenant		Establishes a state policy supporting local tenant preferences for lower income households, as defined, that are subject to displacement risk, and, further, permits local governments and developers in receipt of local or state funds, federal or state tax credits, or an allocation of tax-exempt private activity bonds designated for affordable rental housing to restrict occupancy by creating a local housing preference for lower income households subject to displacement risk.	06/17/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;06/17/2021 - Re-referred to ASSEMBLY Committee on RULES.
<u>SB 656</u> Eggman (D)	Stockton-East Water District: Water Rates		Defines groundwater assessment for purposes of the Water Conservation District Law of 1931 establishing the Stockton-East Water District to mean groundwater assessment or charge. Specifies	06/01/2021 - In SENATE. From third reading. To Inactive File.

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			the rates the district was authorized to impose in the 2020 calendar year under existing law, and would prohibit the rates for stream-delivered water and for domestic and agricultural groundwater assessments or charges for the 2022 calendar year and thereafter from exceeding the 2020 rates.	
<u>SB 657</u> Ochoa Bogh (R)	Employment: Electronic Documents		Provides that, in any instance in which an employer is required to physically post information, an employer may also distribute that information to employees by email with the document or documents attached.	06/23/2021 - In ASSEMBLY. Read second time. To Consent Calendar.
<u>SB 660</u> Newman (D)	Initiative, Referendum, and Recall Petitions		Prohibits person from paying money or providing any other thing of value based on the number of signatures obtained on a state or local initiative, referendum, or recall petition.	06/23/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>SB 669</u> Borgeas (R)	California Renewables Portfolio Standard Program		Makes a nonsubstantive revision to a definition applicable to existing law, wherein the Public Utilities Commission has regulatory authority over public utilities, including electrical corporations, while local publicly owned electric utilities are under the direction of their governing boards.	03/03/2021 - To SENATE Committee on RULES.
<u>SB 674</u> Durazo (D)	Public Contracts: Workforce Development		Requires the Labor and Workforce Development Agency to develop a program, known as the State Jobs Plan Program, to meet specified objectives, including, as a component of applications for covered public contracts, creation of a form that states the minimum numbers of proposed jobs that are projected to be retained and created if the applicant wins the covered public contract, and proposed wages, benefits, and investment in training.	06/22/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on TRANSPORTATION.
<u>SB 676</u> Bates (R)	Forcible Entry, Forcible Detainer, or Unlawful Detainer		Relates to an action for forcible entry, forcible detainer, or unlawful detainer. Authorizes a defendant to file a motion to strike on or before the day fixed for the defendants appearance. Authorizes a party to file a motion for summary adjudication in the same manner as a motion for summary judgment.	04/06/2021 - In SENATE Committee on JUDICIARY: Not heard.

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<u>SB 683</u> Ochoa Bogh (R)	Water Quality: Regional Storm Sewer System Permits		Requires, to the extent permitted by federal law, a regional board that issues a municipal separate storm sewer system permit pursuant to the NPDES permit program to a region rather than to an individual discharger to include specified elements in the permit and to meet and collaborate with the permittees before or during the permit writing process.	04/26/2021 - In SENATE Committee on ENVIRONMENTAL QUALITY: Not heard.
<u>SB 695</u> Ochoa Bogh (R)	Mitigation Fee Act: Housing Developments		Prohibits a local agency from imposing a housing impact requirement adopted by the local agency on a housing development project unless specified requirements are satisfied by the local agency. prohibit a housing impact requirement from exceeding the amount necessary to maintain the existing level of service identified in a nexus study for the type of capital facility for which the housing impact requirement is imposed.	03/18/2021 - Re-referred to SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 696</u> Allen (D)	Enhanced Infrastructure Financing Districts		Requires that if any participating affected taxing entity is a city that has an elective mayor, that one of the members representing the legislative body of that participating entity on the public financing authority be the mayor.	03/18/2021 - Re-referred to SENATE Committees on GOVERNANCE AND FINANCE and JUDICIARY.
<u>SB 698</u> Grove (R)	Water Rights		Makes nonsubstantive changes to existing law that declares the right to water is limited to that water that is reasonably required for the beneficial use to be served, and does not extend to the waste or unreasonable use, unreasonable method of use, or unreasonable method of diversion of water.	03/03/2021 - To SENATE Committee on RULES.
<u>SB 719</u> Min (D)	Exempt Surplus Land: Eligible Military Base Land		Deems certain land comprising of the Tustin Marine Corps Air Station to be exempt surplus land if specified requirements are met. Requires at least a certain percent of the residential units that are permitted after a certain date to be restricted to persons and families of low or moderate income, and at least a certain percent of those units to be restricted to lower income households. Requires a local	06/10/2021 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.

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			agency that disposes of exempt surplus land under these provisions to comply with certain requirements.	
<u>SB 727</u> Leyva (D)	Labor-related Liabilities: Direct Contractor		Relates for contracts entered into on or after January 1, 2022, require the notice to include the project name and name of the employer and provide that any liquidated damages awarded by the Labor Commissioner or the court shall be payable to the aggrieved employee.	06/22/2021 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on JUDICIARY.
<u>SB 733</u> Hueso (D)	Energy Storage: Pumped Storage Hydroelectric Facilities		Requires the chair of the Energy Resources Conservation and Development Commission to appear annually before the appropriate policy committees of the Legislature to report on activities of the commission, as specified.	06/21/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;06/21/2021 - Re-referred to ASSEMBLY Committee on RULES.
<u>SB 734</u> Hueso (D)	Redevelopment Agencies: Passthrough Agreements		Authorizes a successor agency and one or more taxing agencies to enter into an agreement to modify the interest owed by a former redevelopment agency under a passthrough agreement that was entered into before a specified date or owed under any successive amendment of that passthrough agreement, and which is owed as interest on passthrough payments agreed to be deferred by the taxing entity under the passthrough agreement, subject to specified terms and conditions.	06/23/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on HOUSING.
<u>SB 746</u> Skinner (D)	Consumer Privacy Act of 2018: Personal Information		Grants a consumer the right to request that a business disclose to the consumer whether or not the business uses personal information collected about the consumer for a political purpose. Requires a business that collects and uses such information to disclose specified information upon receipt of a request from the consumer. Requires a business with gross revenue exceeding a certain amount that does not engage in such activities to submit a certain statement to the State Privacy Protection Agency.	06/01/2021 - In SENATE. From third reading. To Inactive File.
<u>SB 751</u> Gonzalez (D)	Environmental Justice		States the intent of the Legislature to enact subsequent legislation to promote environmental justice by ensuring that disadvantaged	03/03/2021 - To SENATE Committee on RULES.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
			communities, often low-income communities of color, do not continue to be overburdened with unfair shares of pollution.	
<u>SB 752</u> Allen (D)	Elections: Disclosure of Contributors		Requires an initiative, referendum, or recall petition to instruct voters to sign the petition only after viewing certain disclosures regarding the top contributors to the initiative, referendum, or recall, as specified.	06/23/2021 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;06/23/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>SB 776</u> Gonzalez (D)	Safe Drinking Water and Water Quality		Expands the application of the Safe Drinking Water Act to small state water systems. Authorizes the State Water Resources Control Board to adopt certain regulations as emergency regulations under the Administrative Procedure Act and would require the state board to hold a hearing before adopting those emergency regulations. Exempts from the Administrative Procedure Act specified orders by the state board relating to drinking water.	06/10/2021 - To ASSEMBLY Committees on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS and JUDICIARY.
<u>SB 780</u> Cortese (D)	Local Finance: Public Investment Authorities		Authorizes the legislative body of a city or county to divide the district into multiple project areas, and require the resolution to form the district to state any project area proposed within the district. Authorizes the legislative bodies to appoint an alternate member to the community revitalization and investment authority who may serve and vote in place of a member who is absent or disqualifies themselves from participating in a meeting of the authority.	06/21/2021 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>SB 794</u> Glazer (D)	Elections: Secretary of State		Requires the Secretary of State to summon the candidates subject to the tie vote to the Secretary of States office.	06/17/2021 - In ASSEMBLY. Suspend Assembly Rule 96.;06/17/2021 - Re-referred to ASSEMBLY Committee on RULES.
<u>SB 807</u> Wieckowski (D)	Civil Rights: Department Of Fair Employment and Housing		Tolls the deadline for the Department of Fair Employment and Housing to file a civil action pursuant to the Fair Employment and Housing Act while a mandatory or voluntary dispute resolution is pending.	06/23/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>SB 813</u> Governance and Finance Cmt	Controller: Local Government Financial Reports		Relates to a person who has made an offer to purchase an interest in an undivided-interest subdivision. Exempts the proposed sale or lease of those lots or other interests from certain provisions.	06/21/2021 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;06/21/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>SB 821</u> Nat Resour & Water Cmt	Sacramento-San Joaquin Delta: Delta Independent Science		Requires the Delta Stewardship Council to contract for the services of the members of the board, as specified. Exempts these contracts from specified provisions of law governing public contracting. Requires the council to establish procedures for contracting for the services that are subject to these contracts.	06/08/2021 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;06/08/2021 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>SCA 1</u> Hertzberg (D)	Elections: Referenda		Requires that the ballot for a referendum measure provide that a Yes vote is in favor of the referendum and rejects the statute or part of the statute subject to the referendum, and a No vote is against the referendum and approves the statute or part of the statute subject to the referendum, thus requiring a majority vote in favor of the referendum to reject the statute or part of the statute subject to the referendum.	04/07/2021 - To SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SCR 5</u> Melendez (R)	State of emergency: COVID-19: Termination		Declares that the state of emergency proclaimed by the Governor on a specified date, is at an end, thereby terminating the emergency powers granted to the Governor as a result of that proclamation.	02/10/2021 - Re-referred to SENATE Committee on GOVERNMENTAL ORGANIZATION.
<u>HR 535</u> Garamendi (D)	Coronavirus Relief Fund Special Districts		Amends the Social Security Act, includes special districts in the coronavirus relief fund, directs the Secretary to include special districts as an eligible issuer under the Municipal Liquidity Facility.	01/28/2021 - INTRODUCED.;01/28/2021 - To HOUSE Committee on OVERSIGHT AND REFORM.;01/28/2021 - To HOUSE

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
				Committee on FINANCIAL SERVICES.
<u>HR 616</u> Tlaib (D)	Water Shutoffs Prohibition		Prohibits water shutoffs during the Coronavirus disease 2019 emergency period, provides drinking and waste water assistance to households.	01/28/2021 - INTRODUCED.;01/28/2021 - To HOUSE Committee on ENERGY AND COMMERCE.;01/28/2021 - To HOUSE Committee on EDUCATION AND LABOR.
<u>HR 737</u> Valadao (R)	California Operational Flexibility and Drought Relief		Extends the authorities under the Water Infrastructure Improvements for the Nation Act of 2016 providing operational flexibility, drought relief, and other benefits to the State of California.	02/02/2021 - INTRODUCED.;02/02/2021 - To HOUSE Committee on NATURAL RESOURCES.
<u>HR 1015</u> Napolitano (D)	Water Recycling and Reuse Project Grants	SUPPORT	Establishes a grant program for the funding of water recycling and reuse projects.	02/11/2021 - INTRODUCED.;02/11/2021 - To HOUSE Committee on NATURAL RESOURCES.
<u>HR 1352</u> Lawrence (D)	Trust Fund for Water and Sewer Infrastructure		Establishes a trust fund to provide for adequate funding for water and sewer infrastructure.	04/05/2021 - In HOUSE Committee on AGRICULTURE: Referred to Subcommittee on CONSERVATION AND FORESTRY.
<u>HR 1848</u> Pallone (D)	National Infrastructure		Rebuilds and modernizes the Nation's infrastructure to expand access to broadband and Next Generation 9-1-1, rehabilitate drinking water infrastructure, modernize the electric grid and energy supply infrastructure, redevelop brownfields, strengthen health care infrastructure, create jobs, and protect public health and the environment.	03/11/2021 - To HOUSE Committee on ENERGY AND COMMERCE.;03/11/2021 - To HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE.;03/11/2021 - To HOUSE Committee on NATURAL RESOURCES.;03/11/2021 - To HOUSE Committee on SCIENCE, SPACE, AND TECHNOLOGY.;03/11/2021 - To HOUSE Committee on EDUCATION AND

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
				LABOR.;03/11/2021 - To HOUSE Committee on WAYS AND MEANS.;03/11/2021 - To HOUSE Committee on AGRICULTURE.;03/11/2021 - To HOUSE Committee on OVERSIGHT AND REFORM.
<u>HR 1915</u> DeFazio (D)	Federal Water Pollution Control Act		Amends the Federal Water Pollution Control Act to reauthorize certain water pollution control programs.	06/22/2021 - From HOUSE Committee on TRANSPORTATION AND INFRASTRUCTURE: Reported as amended.;06/22/2021 - In HOUSE. Placed on HOUSE Union Calendar.
<u>HR 2238</u> Lowenthal A (D)	Single Use Plastic Production Reduction		Amends the Solid Waste Disposal Act to reduce the production and use of certain single-use plastic products and packaging, to improve the responsibility of producers in the design, collection, reuse, recycling, and disposal of their consumer products and packaging, to prevent pollution from consumer products and packaging from entering into animal and human food chains and waterways.	03/29/2021 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT.
<u>HR 2467</u> Dingell D (D)	Hazardous Substances		Requires the Administrator of the Environmental Protection Agency to designate per- and polyfluoroalkyl substances as hazardous substances under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980.	06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE: Consideration and mark-up session held.;06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE: Ordered to be reported.
<u>HR 2468</u> Garamendi (D)	Federal Infrastructure Aid Program Materials		Ensures that certain materials used in carrying out federal infrastructure aid programs are made in the United States.	06/07/2021 - In HOUSE Committee on AGRICULTURE: Referred to Subcommittee on COMMODITY EXCHANGES, ENERGY, AND CREDIT.
<u>HR 3291</u> Tonko (D)	Water System Assistance		Amends the Safe Drinking Water Act to provide assistance for states, territories, areas affected by natural disasters, and water	06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE:

IRWD 2021 LEGISLATIVE MATRIX
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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
			systems and schools affected by PFAS or lead, and to require the Environmental Protection Agency to promulgate national primary drinking water regulations for PFAS, microcystin toxin, and 1,4-dioxane.	Consideration and mark-up session held.;06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE: Ordered to be reported as amended.
<u>HR 3292</u> Dingell D (D)	Residential Emergency Relief Program		Requires the Administrator of the Environmental Protection Agency to carry out a residential emergency relief program to provide payment assistance for households to retain water service.	05/18/2021 - INTRODUCED.;05/18/2021 - To HOUSE Committee on ENERGY AND COMMERCE.
<u>HR 3293</u> Blunt Rochester (D)	Drinking Water and Wastewater Service Assistance		Amends the Safe Drinking Water Act and the Federal Water Pollution Control Act to establish programs to assist low-income households in maintaining access to drinking water and wastewater services.	06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE: Consideration and mark-up session held.;06/23/2021 - In HOUSE Committee on ENERGY AND COMMERCE: Ordered to be reported as amended.
<u>HR 3404</u> Huffman (D)	Drought Preparedness	SUPPORT IF AMENDED/SEEK AMENDMENTS	Provides drought preparedness and improved water supply reliability to the nation.	05/21/2021 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT.
<u>HR 3622</u> Pappas (D)	Water Quality Criteria		Requires the Administrator of the Environmental Protection Agency to develop effluent limitations guidelines and standards and water quality criteria for PFAS under the Federal Water Pollution Control Act, provides Federal grants to publicly owned treatment works to implement such guidelines and standards.	06/01/2021 - In HOUSE Committee on TRANSPORTATION & INFRASTRUCTURE: Referred to Subcommittee on WATER RESOURCES AND ENVIRONMENT.
<u>S 91</u> Sinema (D)	Coronavirus Relief Fund Special Districts		Amends the Social Security Act, includes special districts in the Coronavirus relief fund, directs the Secretary to include special districts as an eligible issuer under the Municipal Liquidity Facility.	01/28/2021 - INTRODUCED.;01/28/2021 - In SENATE. Read second time.;01/28/2021 - To SENATE Committee on FINANCE.

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Bill No. Author	Title	IRWD Position	Summary/Effects	Status
<u>S 914</u> Duckworth (D)	Safe Drinking Water Act		Amends the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts.	04/29/2021 - In SENATE. Amendment SA 1471 proposed by Senator Rubio to Amendment SA 1460.;04/29/2021 - In SENATE. Amendment SA 1461 proposed by Senator Shaheen to Amendment SA 1460.;04/29/2021 - In SENATE. Amendment SA 1469 proposed by Senator Kennedy to Amendment SA 1460.;04/29/2021 - In SENATE. Amendment SA 1472 proposed by Senator Lee to Amendment SA 1460.;04/29/2021 - In SENATE. SA 1461 agreed to on SENATE floor.;04/29/2021 - In SENATE. SA 1469 agreed to on SENATE floor.;04/29/2021 - In SENATE. Passed SENATE. *****To HOUSE.
<u>S 1907</u> Gillibrand (D)	Water Quality Criteria		Requires the Administrator of the Environmental Protection Agency to develop effluent limitations guidelines and standards and water quality criteria for PFAS under the Federal Water Pollution Control Act, to provide Federal grants to publicly owned treatment works to implement such guidelines and standards.	05/27/2021 - INTRODUCED.;05/27/2021 - In SENATE. Read second time.;05/27/2021 - To SENATE Committee on ENVIRONMENT AND PUBLIC WORKS.

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July 12, 2021
Prepared and
submitted by: C. Compton
Approved by: Paul A. Cook *PAC*

CONSENT CALENDAR

VARIANCE TO AGREEMENTS WITH
KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD AND EVERETT DOREY

SUMMARY:

IRWD has adopted a team approach to the procurement of legal services. The approach divides legal service responsibility for regular issues and matters across multiple law firms. In order to implement IRWD's approach, the Board authorized the General Manager to enter into several agreements for legal services. Two of the firms with which the District has contracted are Kronick, Moskovitz, Tiedemann & Girard (Kronick) and Everett Dorey. Kronick currently provides special counsel legal services to the District related to rates, charges, and fees. Everett Dorey provides special counsel legal services with regard to torts claims and litigation. The firms' service, representation, and counsel have both been of good quality.

Effective June 1, 2020, the General Manager entered into a 19-month Professional Services Agreement with Kronick for legal services related to rates, charges and fees with a current not-to-exceed amount of \$400,000. Currently, Kronick is representing IRWD in litigation related to the District's rates, charges and fees. That representation is expected to continue throughout the current fiscal year, if not longer. As a result, staff recommends the Board authorize the General Manager to execute an additional variance to the Professional Services Agreement with Kronick related to rates, charges and fees increasing the not-to-exceed amount by \$750,000 and extending the term to June 30, 2022.

On June 18, 2018, the General Manager signed a letter of engagement with Everett Dorey for legal services related to *Gleason v. County of Orange*, et. al.— a tort case. The trial date has been set in the case for May 6, 2022. Given the trial date and work needed to prepare for the trial over the next year, and other torts-related matters the District may elect to use Everett Dorey for, staff recommends the Board authorize the General Manager to executive an additional variance(s) to the letter of engagement with Everett Dorey increasing the not-to-exceed amount by \$150,000.

BACKGROUND:

The District has adopted a team approach that divides legal service responsibility for regular issues and matters among several law firms. The approach utilizes an outside general counsel who provides legal services related to municipal law, transactional and non-complex issues, and other routine general counsel matters. The general counsel also provides coordination among the District's various legal counsel. Additionally, the approach utilizes several law firms to provide legal services related to complex issues, complex litigation, rates, and legal matters related to water resources and policy issues. Staff provides legal services management and legal service continuity along with other duties.

To implement the District's adopted approach to general legal services, the District entered into an agreement with the selected general counsel and agreements with other firms for special counsel services. Two of the special counsel service firms were Kronick and Everett Dorey.

Services Provided by and Proposed Variance with Kronick:

Kronick currently provides legal services to the District related to rates, charges and fees, and water resources under professional services agreements. The services, representation, and counsel provided by the firm have been of a good quality.

Effective June 1, 2020, the General Manager entered into a 19-month Professional Services Variance with Kronick for legal services related to rates, charges, and fees with a not-to-exceed amount of \$200,000. Given the litigation related to rates, charges, and fees that the District has faced this last year, the General Manager signed a variance to the contract increasing the not-to-exceed amount by \$200,000 bringing the total not-to-exceed for the contract to \$400,000.

Given the current status of the litigation related to rates, charges and fees, staff recommends the Board authorize the General Manager to execute an additional variance to the Professional Services Agreement with Kronick related to rates, charges and fees increasing the not-to-exceed amount by \$750,000 and extending the term to June 30, 2022.

Services Provided by and Proposed Variance with Everett Dorey:

Everett Dorey currently provides legal services to the District related to *Gleason v. County of Orange*, et. al.— a tort case— under a letter of engagement, which was signed on June 18, 2018. The trial date has been set in the case for May 6, 2022. The services, representation, and counsel provided by the firm have been of a good quality. Due to variances to the letter of engagement, the current not-to-exceed value of the letter of engagement is \$225,000.

Given the trial date and work needed to prepare for trial over the next year, and other torts related matters the District may elect to use Everett Dorey for, staff recommends the Board authorize the General Manager to executive an additional variance(s) to the letter of engagement with Everett Dorey increasing the not-to-exceed amount by \$150,000.

FISCAL IMPACTS:

Legal services will be charged against the Fiscal Year Operating Budget, as appropriate. Legal services related to capital projects will be billed to the capital budgets, as appropriate.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was not reviewed by a Committee.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE THE GENERAL MANAGER TO EXECUTE A VARIANCE TO IRWD'S PROFESSIONAL SERVICES AGREEMENT WITH KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD RELATED TO RATES, CHARGES AND FEES INCREASING THE NOT-TO-EXCEED VALUE OF THE CONTRACT BY \$750,000 AND EXTENDING THE TERM THROUGH JUNE 30, 2022, AND AUTHORIZE THE GENERAL MANAGER TO EXECUTE A VARIANCE TO THE LETTER OF ENGAGEMENT WITH EVERETT DOREY FOR LEGAL SERVICES RELATED TO TORT MATTERS AND LITIGATION INCREASING THE NOT-TO-EXCEED VALUE OF THE CONTRACT BY \$150,000.

LIST OF EXHIBITS:

None.

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July 12, 2021
Prepared by: J. Muncy
Submitted by: R. Jacobson / C. Clary
Approved by: Paul A. Cook 

CONSENT CALENDAR

FY 2021-22 OPERATING BUDGET VENDOR EXPENDITURE COMMITMENTS GREATER THAN \$200,000

SUMMARY:

Each year, based on the Board-approved operating budget, staff initiates or renews commitments with vendors for certain products and services included in the approved budget. Staff has provided a list of those vendors with expected commitments totaling \$200,000 or greater in Fiscal Year (FY) 2021-22 for the Committee's review. The list of vendor commitments excludes contracts or agreements approved by separate Board action. Consistent with provisions included in IRWD's Policy Regarding Authorization of Expenditures, staff recommends the Board approve the attached list of vendor expenditure commitments greater than \$200,000 for FY 2021-22.

BACKGROUND:

On a biennial basis, the Board approves the fiscal year operating budget for the District for the upcoming two-year period. Included in the operating budget are expenditures for line items such as chemicals, fuel, hauling of biosolids, and other products and services which require vendor commitments greater than \$200,000. These expenditures often utilize cooperative agreements for best pricing when available or have been previously competitively bid and, in some cases, are for specialized products (e.g., certain chemicals) provided by a single supplier.

These commitments are structured as open purchase orders and typically consist of multiple individual transactions during the fiscal year with the cumulative total of the purchase order exceeding \$200,000. The approval structure allows staff to order goods and services on a regular and efficient basis during the fiscal year. These commitments are made based on a not-to-exceed amount and can be cancelled at any time.

A list of the planned vendor commitments exceeding \$200,000 for FY 2021-22 is provided as Exhibit "A". The list includes vendor names, descriptions of the products or service being provided, the basis for pricing (e.g., cooperative agreement, single source, etc.), and estimated annual expense. Excluded from this list are contracts in excess of \$200,000, which have been approved by separate Board action and are within their approved contract period, as well as recurring utility bills.

The cumulative planned expenditure amount for the listed vendors for FY 2021-22 is \$3,960,000, representing approximately 2.20% of total planned expenditures in the approved operating budget. Consistent with provisions included in the District's Policy Regarding Authorization of Expenditures, staff recommends the Board approve the list of vendor commitments greater than \$200,000 for FY 2021-22.

FISCAL IMPACTS:

Total planned expenditures for FY 2021-22 for vendor commitments greater than \$200,000 (excluding contracts/agreements approved by separate Board action) are \$3,960,000, representing approximately 2.20% of total planned expenditures in the approved FY 2021-22 operating budget.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on July 6, 2021.

RECOMMENDATION:

THAT THE BOARD APPROVE THE LIST OF VENDOR COMMITMENTS GREATER THAN \$200,000 BASED ON APPROVED FY 2021-22 OPERATING BUDGET EXPENDITURES.

LIST OF EXHIBITS:

Exhibit "A" – FY 2021-22 Operating Budget Vendor Commitments Greater than \$200,000

Exhibit A

FY 2021/22 Operating Budget - Vendor Commitments Greater than \$200,000

Supplier	Service	Requester	Type	PO Amount
BioMagic Inc.	FY 21/22 Open PO for odor control chemical deliveries as part of the odor control program to various locations determined by IRWD.	H. Solis	Single Source	\$ 300,000
Culligan of Santa Ana	FY 21/22 Open PO for Resin Exchange Services at BWTP	K. Reideler	Single Source	\$ 250,000
Hill Brothers Chemical	FY 21/22 Open PO for the delivery of odor control product (Oxy-Can) at various sites in the District.	H. Solis	Single Source	\$ 275,000
Merrimac Petroleum, Inc.	FY 21/22 Open PO for gasoline and diesel motor fuel.	J. Sciabica	Cooperative Agreement (County of Orange)	\$ 575,000
Traffic Control Vendor(s) TBD	FY 21/22 Open PO to provide IRWD traffic control services for Departments 420, 425 & 430.	B. Clinton O. Escobar M. Cano	Competitive Bid	\$ 450,000
Traffic Control Vendor(s) TBD	FY 21/22 Open PO to provide routine and early morning traffic control services for the Collections Dept.	H. Solis	Competitive Bid	\$ 300,000
Olin Corporation	FY 21/22 Open PO to supply MWRP with Sodium Hypochlorite 12.5% for Effluent Disinfection, MBR and Odor Scrubber as required.	J. Perez	Cooperative Agreement (SOCWA)	\$ 650,000
Polydyne Inc.	FY 21/22 Open PO to supply LAW RP with bulk 12.5% sodium hypochlorite deliveries.	A. Nieto	Cooperative Agreement (SOCWA)	\$ 580,000
Synagro-WWT Inc.	FY 21/22 Open PO to provide Class A Pellets/ Class B biosolids hauling for MWRP Biosolids	J. Perez	Cooperative Agreement (SOCWA)	\$ 250,000
Zebron Contracting	FY 21/22 Open PO Manhole Rehabilitation of Collections System Structures at Various Locations.	H. Solis	Competitive Bid	\$ 330,000
TOTALS				\$ 3,960,000

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July 12, 2021
Prepared by: E. Lin
Submitted by: C. Clary
Approved by: Paul A. Cook 

CONSENT CALENDAR

LUMP SUM PAYMENT OPTION FOR EMPLOYER CONTRIBUTIONS FOR FY 2021-22 TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

SUMMARY:

Staff recommends the Board approve a lump sum payment option for employer contributions to the California Public Employees' Retirement System (CalPERS) by making a one-time contribution of \$6,811,095 to CalPERS for the District's Fiscal Year (FY) 2021-22. This recommendation is consistent with the "pre-funding approach" developed by the Board during the operating budget process and with prior years.

BACKGROUND:

The total minimum required employer contribution is the sum of the CalPERS Plan's Employer Normal Cost Rate (expressed as a percentage of payroll) plus the employer Unfunded Accrued Liability (UAL) contribution amount (billed monthly in dollars). Beginning in FY 2009-10, IRWD elected to utilize the lump sum payment option for the total minimum required employer contribution as the District benefits from not incurring interest expense at the assumed actuarial interest rate, which is currently 7.00%.

Beginning four years ago, CalPERS changed its rules so that only the UAL portion of the employer contribution can be prepaid in full no later than July 31 of each year. The normal cost contributions, estimated to be \$3.7 million, will be made as part of the bi-weekly payroll reporting process. CalPERS indicates that IRWD's UAL lump sum payment will be \$6,811,095 as provided in Exhibit "A". The total UAL cost of choosing the monthly payments option is approximately \$7,045,451, so the lump sum payment option saves IRWD approximately \$234,356 this fiscal year.

FISCAL IMPACTS:

The District's approved operating budget for FY 2021-22 includes normal and UAL employer contributions of \$10.7 million. The payments are consistent with the impacts identified in setting rates for FY 2021-22.

ENVIRONMENTAL COMPLIANCE:

This item is not a project as defined in the California Environmental Quality Act Code of Regulations, Title 14, Chapter 3, Section 15378.

Consent Calendar: Lump Sum Payment Option for Employer Contributions for FY 2021-22 to the California Public Employees' Retirement System

July 12, 2021

Page 2

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on July 6, 2021.

RECOMMENDATION:

THAT THE BOARD APPROVE THE LUMP SUM PAYMENT FOR EMPLOYER CONTRIBUTIONS TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS) BY MAKING A ONE-TIME CONTRIBUTION OF \$6,811,095 FOR IRWD'S FY 2021-22 EMPLOYER UNFUNDED ACCRUED LIABILITY (UAL) CONTRIBUTION.

LIST OF EXHIBITS:

Exhibit "A" – Letter from CalPERS Regarding Lump Sum Prepayment Amount

Required Contributions

	Fiscal Year
Required Employer Contribution	2021-22
Employer Normal Cost Rate	9.27%
<i>Plus, Either</i>	
1) Monthly Employer Dollar UAL Payment	\$587,121
<i>Or</i>	
2) Annual UAL Prepayment Option*	\$6,811,095
Required PEPRAs Member Contribution Rate	6.50%
<p><i>The total minimum required employer contribution is the sum of the Plan's Employer Normal Cost Rate (expressed as a percentage of payroll) and the Employer Unfunded Accrued Liability (UAL) Contribution Amount (billed monthly in dollars).</i></p> <p><i>* Only the UAL portion of the employer contribution can be prepaid (which must be received in full no later than July 31). Any prepayment totaling over \$5 million requires a 72-hour notice email to FCSD_public_agency_wires@calpers.ca.gov. Plan Normal Cost contributions will be made as part of the payroll reporting process. If there is contractual cost sharing or other change, this amount will change.</i></p> <p><i>In accordance with Sections 20537 and 20572 of the Public Employees' Retirement Law, if a contracting agency fails to remit the required contributions when due, interest and penalties may apply.</i></p> <p><i>For additional detail regarding the determination of the required contribution for PEPRAs members, see "PEPRAs Member Contribution Rates" in the "Liabilities and Contributions" section. Required member contributions for Classic members can be found in Appendix B.</i></p>	

	Fiscal Year 2020-21	Fiscal Year 2021-22
Normal Cost Contribution as a Percentage of Payroll		
Total Normal Cost	16.857%	16.60%
Employee Contribution ¹	7.429%	7.33%
Employer Normal Cost ²	9.428%	9.27%
Projected Annual Payroll for Contribution Year	\$35,640,482	\$39,473,694
Estimated Employer Contributions Based On Projected Payroll		
Total Normal Cost	\$6,007,915	\$6,552,633
Employee Contribution ¹	2,647,731	2,893,422
Employer Normal Cost²	3,360,184	3,659,211
Unfunded Liability Contribution	6,091,347	7,045,451
% of Projected Payroll (illustrative only)	17.091%	17.85%
Estimated Total Employer Contribution	\$9,451,531	\$10,704,662
% of Projected Payroll (illustrative only)	26.519%	27.12%

¹ For classic members, this is the percentage specified in the Public Employees' Retirement Law, net of any reduction from the use of a modified formula or other factors. For PEPRAs members, the member contribution rate is based on 50 percent of the normal cost. A development of PEPRAs member contribution rates can be found in the "Liabilities and Contributions" section. Employee cost sharing is not shown in this report.

² The Employer Normal Cost is a blended rate for all benefit groups in the plan. For a breakout of normal cost by benefit group, see "Normal Cost by Benefit Group" in the "Liabilities and Contributions" section.

Actuarial Assumptions

In 2017, CalPERS completed its most recent asset liability management study incorporating actuarial assumptions and strategic asset allocation. In December 2017, the CalPERS Board of Administration adopted relatively modest changes to the asset allocation that reduced the expected volatility of returns. The adopted asset allocation was expected to have a long-term blended return that continued to support a discount rate assumption of 7.00 percent. The Board also approved several changes to the demographic assumptions that more closely aligned with actual experience.

On December 21, 2016, the CalPERS Board of Administration lowered the discount rate from 7.50 percent to 7.00 percent using a three-year phase-in beginning with the June 30, 2016 actuarial valuations. The minimum employer contributions for fiscal year 2021-22 determined in this valuation were calculated using a discount rate of 7.00 percent. The decision to reduce the discount rate was primarily based on reduced capital market assumptions provided by external investment consultants and CalPERS investment staff. The specific decision adopted by the Board reflected recommendations from CalPERS staff and additional input from employer and employee stakeholder groups. Based on the investment allocation adopted by the Board and capital market assumptions, the reduced discount rate schedule provides a more realistic assumption for the long-term investment return of the fund.

Notwithstanding the Board's decision to phase into a 7.0 percent discount rate, subsequent analysis of the expected investment return of CalPERS assets or changes to the investment allocation may result in a change to this discount rate schedule.

For more details and additional rationale for the selection of the actuarial assumptions, please refer to the CalPERS Experience Study and Review of Actuarial Assumptions report from December 2017 that can be found on the CalPERS website under: "Forms and Publications". Click on "View All" and search for Experience Study.

All actuarial assumptions (except the discount rates used for the hypothetical termination liability) represent an estimate of future experience rather than observations of the estimates inherent in market data.

Economic Assumptions

Discount Rate

The prescribed discount rate assumption, adopted by the Board on December 21, 2016, is 7.00 percent compounded annually (net of investment and administrative expenses) as of June 30, 2019.

Termination Liability Discount Rate

The current discount rate assumption used for termination valuations is a weighted average of the 10-year and 30-year U.S. Treasury yields where the weights are based on matching asset and liability durations as of the termination date.

The hypothetical termination liabilities in this report are calculated using an observed range of market interest rates. This range is based on the lowest and highest 20-year Treasury bond observed during an approximate 19-month period from 12 months before the valuation date to 7 months after. The 20-year Treasury bond has a similar duration to most plan liabilities and serves as a good proxy for the termination discount rate. The 20-year Treasury yield was 2.31 percent on June 30, 2019.



BENEFITS AND EMPLOYMENT TAX

HEALTH INSURANCE AND EMPLOYER CONTRIBUTIONS FY 2021-22

	FY 2020-21	FY 2021-22	Change
Insurance and Benefits			
Health Ins Actives	\$ 6,478	\$ 7,096	\$ 618
Paid Time Off *	5,099	5,185	86
Dental Premiums	488	511	23
Wrkrs Comp Premiums	763	750	(13)
Wrkrs Comp Paid Claims	772	772	-
Life Ins Actives	174	180	6
LT Disability Premiums	155	174	19
Medical Premiums - Retirees	177	425	248
Vision Benefit Premiums	85	98	13
RHCAP Payments - OPEB	575	351	(224)
Life Ins Retirees	13	13	-
Other	186	185	(1)
	<u>\$ 14,965</u>	<u>\$ 15,740</u>	<u>\$ 775</u>
Employment Tax and PERS			
PERS Employer Portion	\$ 8,319	\$ 10,690	\$ 2,371
PERS In Excess Of ARC	1,445	2,024	579
401A Employer Match Portion	973	1,006	33
401A Employer Direct Portion	387	402	15
Medicare Tax	553	572	19
St Unemployment Tax	50	50	-
	<u>\$ 11,727</u>	<u>\$ 14,744</u>	<u>\$ 3,017</u>
Total Insurance, Benefits, and Taxes	<u>\$ 26,692</u>	<u>\$ 30,484</u>	<u>\$ 3,792</u>

* Paid time off restated from labor to employee benefits in FY 2020-21

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July 12, 2021
Prepared by: D. Cotton
Submitted by: C. Clary
Approved by: Paul A. Cook 

CONSENT CALENDAR

UTILITY BILL PRINTING, MAILING, AND ELECTRONIC BILL PRESENTMENT SERVICES CONTRACT EXTENSION

SUMMARY:

IRWD's contract for utility bill printing, mailing, and electronic bill presentment services with InfoSend, Inc. was originally awarded on August 17, 2017 based on the evaluation of six proposals from qualified candidates. The original contract was for three years with automatic 24-month renewal extensions unless terminated. Staff recommends the Board ratify a two-year contract extension for utility bill printing, mailing, and electronic bill presentment services with InfoSend in the amount of approximately \$1,246,000 (\$623,000 per year based on the current number of bills, printed notifications, correspondence and postage rates) from August 17, 2020 through August 17, 2022.

BACKGROUND:

The District's contract for utility bill printing, mailing, and electronic bill presentment services with InfoSend, originally awarded in August 2017, expired on August 15, 2020. In April 2020, staff conducted a thorough evaluation of the services provided by InfoSend. Based on positive customer feedback, exceptional performance over the past three years, enhanced technology and cybersecurity options, and extensive Paymentus integration requirements, staff recommends a two-year contract extension. InfoSend has provided customers with on-time bill delivery and flexible bill delivery options. Its flexible and customizable bill messaging options has allowed IRWD to communicate the "*We'll Help You Through This*" campaign during COVID-19. Extending the InfoSend contract will maintain continuity and customer support as the transition to Paymentus, the District's electronic bill presentment and payment solution, continues to stabilize.

Responsibilities of the District's bill print provider include the ability to send customers a secure link to access the payment processor portal and usage history, send a PDF image of the monthly electronic bill (eBill), United States Postal Service (USPS) bill presentment, pre-printed newsletters, ad-hoc messaging on bills and envelopes, and in IRWD's newsletter. Estimated costs to print bills, correspondence and notifications are approximately \$220,000 per year. Estimated costs for pass-through postage costs to mail bills, correspondence and notifications are approximately \$403,000 per year (based on current and future USPS postage rates).

FISCAL IMPACTS:

Funds for utility bill printing, mailing, and electronic bill presentment services for FY 2020-21 and FY 2021-22 are included in the approved Operating Budgets.

Consent Calendar: Utility Bill Printing, Mailing, and Electronic Bill Presentment Services
Contract Extension
July 12, 2021
Page 2

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on July 6, 2021.

RECOMMENDATION:

THAT THE BOARD RATIFY APPROVAL OF THE TWO-YEAR CONTRACT EXTENSION EFFECTIVE AUGUST 15, 2020 THROUGH AUGUST 15, 2022 WITH INFOSEND INC. FOR UTILITY BILL PRINTING, MAILING, AND ELECTRONIC BILL PRESENTMENT SERVICES IN THE AMOUNT OF \$1,246,000.

LIST OF EXHIBITS:

Exhibit "A" – InfoSend, Inc. Service Agreement



InfoSend Service Agreement

This Agreement entered into as of **August 15, 2017** in Anaheim, California, by and between **InfoSend, Inc.** having its main office at 4240 E. La Palma Ave, Anaheim, California 92807 and **Irvine Ranch Water District**, "Client" having its main office at: 15600 Sand Canyon Avenue, Irvine, CA 92618. InfoSend's primary phone number is (714) 993-2690.

Section 1. Term of Agreement

The "Initial Term" of this Agreement shall be a period of thirty-six (36) months. Subsequent twenty-four (24) month "Renewal Periods" Term shall automatically commence upon the expiration of any term (Initial Term or Renewal Period) unless either party shall:

- Execute a mutually agreeable Agreement Amendment prior to the expiration of the current term that documents a different mutually agreeable renewal period length.
- Give written notice of non-renewal at least 60 days prior to the end of the current term. The party giving non-renewal notice can indicate if it prefers for the contract to be terminated at the end of the current term or for it to continue on a month-to-month basis if mutually agreeable to the other party. This notice must be sent in writing via certified mail, FedEx, UPS, all with delivery signature requested to cancel the automatic renewal of the Agreement for Renewal Period should a mutually agreeable Agreement Amendment not be signed before the end of the current term.

This Agreement automatically terminates any prior contracts, terms or agreements previously executed between InfoSend and Client to cover the same services contained in this Agreement, unless specifically referenced herein.

Section 2. InfoSend Services

Subject to the terms and conditions of this Agreement, InfoSend will provide to Client, and Client will purchase from InfoSend, the services listed in Exhibit A ("Scope of Primary Services") to this Agreement for the pricing set forth in Exhibit B ("InfoSend Fees"). In the event Client requires other consulting, installation, development and/or customization services, InfoSend shall perform and Client shall purchase such services in accordance with the provisions of Exhibit C ("Professional Services") of this Agreement.

Section 3. Termination

This Agreement and any future amendments to the Agreement may be terminated for cause as follows:

- (a) If either party breaches any material term or condition of this Agreement, other than for Client's failure to pay and other than a failure to perform due to the causes described in Section 8, "Force Majeure," and fails either to substantially cure breach within thirty (30) days after receiving written notice specifying the breach, or, for those breaches which cannot reasonably be cured within thirty (30) days, to promptly commence curing such breach and thereafter proceed with all due diligence to substantially cure such breach, then the party not in breach may, by giving written notice to the breaching party, terminate this Agreement in its entirety, or as it pertains to a particular Product, Deliverable, Service or Professional Service, as of a date specified in such notice of termination. All of the obligations of the parties contained in this Agreement, except for Client's obligation to pay fees, shall be deemed to have been performed in an acceptable manner unless the party not in breach provides the breaching party with written notice as stated above within sixty (60) days of the event giving rise to the breach.
- (b) If Client fails to pay when due any payables owed hereunder within thirty (30) days of receiving written notice of such failure to pay thereof, InfoSend may, at InfoSend's option, terminate this Agreement in its entirety or only as it pertains to a particular Product, Deliverable, Service or Professional Service, by giving written notice to Client, as of a date specified in such termination notice.
- (c) In the event that either party hereto becomes or is declared insolvent or bankrupt, is the subject of any proceedings related to its liquidation, insolvency or for the appointment of a receiver or similar officer for it,

A handwritten signature in blue ink, appearing to be "Pa".

makes an assignment for the benefit of all or substantially all of its creditors, or enters into an agreement for the composition, extension or readjustment of all or substantially all of its obligations, then the other party hereto may, by giving written notice thereof to such party, terminate this Agreement as of the date specified in such notice of termination.

Upon termination of this Agreement or any portion hereof for any reason, all rights granted to Client under this Agreement with respect to terminated Products, Deliverables, Services and Professional Services, will cease and Client will promptly pay to InfoSend any and all charges due, including but not limited to payables that are due pursuant to this Agreement, the Discontinuance Fee set forth in Section 4 below and accrued finance charges; however, Client shall not be responsible for paying the Discontinuance Fee if this Agreement is terminated by InfoSend other than as a result of Client's breach of its obligations hereunder or is terminated by Client pursuant to Paragraph 3(a).

Section 4. Discontinuance Fee

The parties have mutually agreed upon the Fees for the Services to be provided hereunder based upon certain assumed volumes, and the Term of this Agreement. Because of the difficulty in ascertaining InfoSend's actual damages for Client's termination without cause or a termination of the Agreement due to a breach by Client prior to the expiration of the then-current Term, Client agrees that, prior to the effective date of such termination and in addition to all other payables then due and owing to InfoSend, Client will pay to InfoSend the following discontinuance fee:

The discontinuance fee is equal to two (2) months of the Client's average monthly billing for the previous 6 months of Service (excluding any postage charges and professional services fees that were invoiced in that time period).

Client shall not be required to pay the Discontinuance Fee if InfoSend terminates the Agreement pursuant to Section 3, Paragraph (a).

Section 5. Confidentiality of Information

All information and data relating to Client's business submitted by Client to InfoSend under this Agreement shall be treated as confidential by InfoSend and shall not, unless otherwise required by law, be disclosed to any third party by InfoSend without Client's written consent. InfoSend shall promptly notify Client should InfoSend be served with a summons, complaint, subpoena, notice of deposition, request for documents, interrogatories, requests for admission, or other discovery request or court order from any third party regarding this Agreement and/or the Services performed under this Agreement.

InfoSend takes great care in both data security and human resource security. InfoSend has a Human Resources policy that requires all new employees to pass a background check performed by an outside company. All new employees must pass a drug-screening test as well. These practices will remain in place for the duration of the Agreement.

Section 6. Limitation of Liability and Indemnification

InfoSend will not be responsible for actions or omissions resulting from receiving data and/or following instructions received from Client. No damages shall be assessed against InfoSend when any delay or breach on InfoSend's part is caused by failure of Client to perform Client's responsibilities or any other reason beyond the control of InfoSend.

InfoSend is a service provider, as such; Client acknowledges that data processing involves the risk of human and machine errors that InfoSend shall not be liable for any errors, omissions, delays or losses, except for damages or losses caused by the negligence or willful misconduct of InfoSend. InfoSend shall defend, hold harmless and indemnify Client from all claims, damages and losses, including reasonable attorney's fees, caused by the negligence or willful misconduct of InfoSend. In no event shall InfoSend be liable for indirect, special or consequential damages even if InfoSend has been advised of the possibility of such potential claim, loss or damage. The foregoing limitation of liability and exclusion of certain damages shall apply regardless of the success or effectiveness of other remedies. Notwithstanding anything to the contrary contained herein, InfoSend shall not be responsible for delays in receipt of Client information or processing Client information because of causes

beyond its reasonable control, including, without limitation, failures or limitations on the availability of third party telecommunications or other transmission facilities and Clients' failure to properly enter and/or transmit information.

Section 7. Invoicing and Payment ^{monthly pc}

InfoSend will issue ~~weekly~~ ^{30 pc} invoices. Invoice terms are NET 10. Should Client dispute any invoiced charges it must do so in a reasonable time frame. Disputes must be made within 3 months of the invoice date. Past due invoices are subject to a 1.5% per month finance charge.

Client acknowledges that past due invoices must be paid in a timely fashion to avoid service interruptions. The recurring nature of InfoSend's services result in a rapid rise in the Client's account balance if Client's accounts payable process is delayed. This is especially true if InfoSend is invoicing client for postage charges. It is therefore necessary for InfoSend to put service on hold if past due account balances are not paid in a timely manner. The Past Due Accounts Receivable notes and procedures are outlined below:

- InfoSend is at significant risk of financial loss if clients default on their past due debt. InfoSend's Accounts Receivable staff must therefore constantly monitor past due account balances and evaluate the risk of a client defaulting on debt if courtesy emails and finance charges do not reduce this risk. InfoSend reserves the right to reduce this risk by notifying Client's staff in writing that it must pay at least the portion of the account balance that is past due within five (5) days to avoid InfoSend's services being put on hold.
- Should a hold be instated it will immediately be removed once payment is received.
- Additionally, unpaid balances can result in cancellation of the agreement as per Section 3(b).

Section 8. Force Majeure

Neither party will be liable for any failure or delay in performing an obligation under this Agreement that is due to causes beyond its reasonable control, including, but not limited to, fire, explosion, epidemics, earthquake, lightning, failures or fluctuations in electrical power or telecommunications equipment, accidents, floods, acts of God, the elements, war, civil disturbances, acts of civil or military authorities or the public enemy, fuel or energy shortages, acts or omissions of any common carrier, strikes, labor disputes, regulatory restrictions, restraining orders or decrees of any court, changes in law or regulation or other acts of government authority, transportation stoppages or slowdowns or the inability to produce parts or materials. These causes will not excuse Client from paying accrued payables due to InfoSend through any available lawful means acceptable to InfoSend.

Section 9. Miscellaneous

The substantive laws of the state of California shall govern this Agreement. It constitutes the entire Agreement between the parties with respect to the subject matter hereof. No representations and agreements modifying or supplementing the terms of this Agreement will be valid unless in writing, signed by persons authorized to sign agreements on behalf of both parties. This Agreement is not intended to, and shall not be construed to, create or confer any right in or upon any person or entity not a party to it.

Irvine Ranch Water District

Name: Paul Cook
 Title: General manager
 Signature: 
 Date: August 17, 2017

InfoSend, Inc.

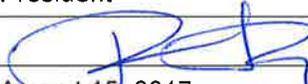
Name: Russ Rezai
 Title: President
 Signature: 
 Date: August 15, 2017

Exhibit A - Scope of InfoSend Primary Services

Client will select one or more of InfoSend's Primary Services from the list below by checking the box next to the Primary Service name. Any Primary Services not selected prior to the execution of this Agreement can be added at a later date via an Agreement Amendment. Optional Service Features can be turned on or off at any time without incurring a termination fee when turned off.

<input checked="" type="checkbox"/>	Data Processing, Printing and Mailing Service ("DPPM Service"): During the term of this Agreement, InfoSend will provide data processing, printing and mailing services. The Service consists of processing data, printing documents, mail preparation, applying postage (where applicable) and sending via the United States Postal Service. Document types include but are not limited to bills, postcards and letters.
<input checked="" type="checkbox"/>	InfoSend will provide eBusiness services (the "eBusiness Services"). During the term of this Agreement InfoSend can provide eBusiness Services. These services can include presenting bills online and/or accepting payment transaction information to facilitate ACH and/or credit card payments.

Section 1. Scope of DPPM Service:

Data Transfer and Processing

- Client to transmit data to InfoSend in an agreed upon format. Should Client make changes to data file format after initial setup is complete it agrees to pay for the professional services required to accommodate the new file format. See Exhibit C – Professional Services for information on initial setup and ongoing programming changes.
- A File Transfer Report will be emailed to the Client representatives who have opted-in to this email. A copy of this report is also available to download from the InfoSend website.
- Client will have access to an online Job Tracking application that shows the progress of each file as it is processed and becomes a batch of documents to be printed and mailed. Client can see both the original input file name and the InfoSend-assigned "Job Code".
- InfoSend will process the mailing addresses and perform the following functions:
 - Apply CASS-certified address validation
 - Comply with USPS requirements to obtain pre-sort automation rates
 - InfoSend will stay current with all USPS regulations required to mail presorted first class mail
- InfoSend will provide proofs of the final print-ready PDF files to Client to be reviewed and approved before printing begins (if requested).

Document Printing and Mailing

- Batches are printed by InfoSend using a high-speed production process onto the agreed upon forms.
- Printed documents are put through a quality control process and then released to the mailing department to be inserted into outgoing envelope. The return envelope and any applicable inserts are included as well.
- After a batch of mail is completed in InfoSend's system it will be marked as such in the online Job Tracker and a Process Confirmation Report will be emailed to the Client representatives who have opted-in to this email. A copy of this report is also available to download from the InfoSend website.

Exhibit B - InfoSend Fees

Section 1. Price Escalations to InfoSend Fees

InfoSend Fees can be adjusted once every twelve (12) months to account for increases in the cost of materials, labor, and other overhead costs. InfoSend reserves the right to increase InfoSend Fees on a yearly basis (starting with the first anniversary of the Agreement date). The Client will be notified, in writing, at least 30 days prior to such price increase. InfoSend fees will not be increased without the prior written consent of Client. An amendment to this Agreement will not be required if the Fees are changed, unless the terms or conditions of the Agreement have changed. Postage fees can change at any time per USPS regulations and do not require an Agreement amendment.

Section 2. DPPM Fees:

Client understands that print and mail production costs vary based on volume. The following InfoSend Fees are based on the estimated monthly volumes listed below. Should Client's actual continuous volume be less than 70% of the volume estimates Client has provided to InfoSend (listed below) then InfoSend reserves the right to invalidate the Fees listed in this Agreement. Should this rare situation arise then InfoSend will notify Client immediately and negotiate with Client in good faith to pass on any increased production costs to Client. If this circumstance arises and InfoSend invalidates the Fees listed in this Agreement, Client reserves the right to terminate this Agreement with no additional obligation or cost to InfoSend.

Sales tax is not included. Any applicable sales tax will be collected per government regulations.

Example Summary Service Fees for 2 Page Utility Bill – Custom Envelope Package

Summary of fee for a typical 2 page (2 physical sheets) bill including data processing, forms, printing, fold/insert, custom envelopes, Pipelines insert (physical and eInsert) mail preparation, delivery to USPS, account management, reports, and Web tools is **\$0.202** per bill package.

Item	Unit fee	Units	total
Processing	\$0.0145	2	\$0.029
Print 1 st page	\$0.025	1	\$0.025
Print 2 nd page	\$0.005	1	\$0.005
Forms	\$0.012	2	\$0.024
Bill page inserting	\$0.015	2	\$0.03
Archive	\$0.006	1	\$0.006
eInsert	\$0.002	1	\$0.002
Newsletter	\$0.047	1	\$0.047
Custom #10	\$0.018	1	\$0.018
Custom #9	\$0.016	1	<u>\$0.016</u>

\$0.202

Example Summary Service Fees for 2 Page Utility Bill – Standard Envelope Package

Summary of fee for a typical 2 page (2 physical sheets) bill including data processing, forms, printing, fold/insert, InfoSend standard envelopes, Pipelines insert (physical and eInsert) mail preparation, delivery to USPS, account management, reports, and Web tools is **\$0.194** per bill package.

Item	Unit fee	Units	total
Processing	\$0.0145	2	\$0.029
Print 1 st page	\$0.025	1	\$0.025
Print 2 nd page	\$0.005	1	\$0.005
Forms	\$0.012	2	\$0.024
Bill page inserting	\$0.015	2	\$0.03
Archive	\$0.006	1	\$0.006
eInsert	\$0.002	1	\$0.002
Newsletter	\$0.047	1	\$0.047

Custom #10	\$0.018	1	\$0.014
Custom #9	\$0.016	1	<u>\$0.012</u>
			\$0.194

5. Cost Proposal for Task 1 (Monthly Printing Services)

Display proposed cost per piece and pricing methodology on one page

Printing Services	Per Item	Options Below:
	<p>Bills, Correspondence & Notices Data Processing & Document Composition</p> <p>Price is per page produced, no cost for production of backer image, where applicable.</p>	\$0.0145
	<p>Bills, Correspondence & Notices Printing</p> <p>Approximately 64,000 mail pieces per month, the exact number of sheets produced is unknown but estimated to be 102,400 sheets per month. Price is per physical sheet of paper produced, no cost to print the backer image.</p>	<p>Per 1st Sheet \$0.025</p> <p>Per Additional Sheet \$0.005</p>
	<p>13 Months of Print Image Archive</p> <p>Per bill PDF. This is normally considered an optional service so the details (and additional retention options) are listed on the optional services page.</p>	\$0.006
	<p>Example Summary Printing Service Fees for 1 Page Utility Bill or other Notice (Excluding Materials & Postage)</p> <p>A utility bill or notice with 1 physical sheet of paper (with duplex printing) & 13 months of PDF archiving costs:</p> <p>\$0.0145 (processing) + \$0.025 (1st Page Printing) + \$0.006 (13 Month Archive)</p>	\$0.0455 for 1 Page Bill or Notice
	<p>Example Summary Printing Service Fees for 2 Page Utility Bill (Excluding Materials & Postage)</p> <p>A utility bill with 2 physical sheets of paper (with duplex printing) & 13 months of PDF archiving costs:</p> <p>\$0.0145 (processing) x 2 + \$0.025 (1st Page Printing) + \$0.005 (2nd Page Printing) + \$0.006 (13 Month Archive)</p>	\$0.065 for 2 Page Utility Bill

6. Cost Proposal for Task 2 (Monthly Mailing Services)

Display proposed costs per piece and pricing methodology on one page.

Mailing Services	Per Item	Options Below:
	Bills, Correspondence & Notices Mailing Mailing services required for folding, inserting, presorting, mailing via USPS. Price is per sheet mailed.	\$0.015
	Multiple Page Mail Piece Surcharge – Handwork This surcharge is assessed per mail piece (not per page). This surcharge only applies to multiple page bills that have too many pages to be inserted into the #10 envelope.	\$0.20
	Postage (for all job types) You will be invoiced for the exact postage used.	Pass Through
	Electronic Address Updates – NCOALink or ACS Per reported update. This is only charged if there is a change of address filed by the customer for the address you provided.	\$0.20 per hit
	Example Summary Mailing Service Fees for 1 Page Utility Bill or Notice (Excluding Materials & Postage) A utility bill with 1 physical sheet of paper \$0.015 (Mailing) x 1	\$0.015 for 1 Page Bill or Notice
	Example Summary Mailing Service Fees for 2 Page Utility Bill (Excluding Materials & Postage) A utility bill with 2 physical sheets of paper \$0.015 (Mailing Service) x 2	\$0.03 for 2 Page Utility Bill
	Example Summary Mailing Service Fees for 20 Page “House Holded” Utility Bill (Excluding Materials & Postage) A utility bill with 20 physical sheets of paper \$0.015 (Mailing Service) x 20 + \$0.20 (Multiple Mail Piece Handwork Surcharge)	\$0.50 for 20 Page Utility Bill

7. Cost Proposal for Task 3 (Electronic Bill Presentment Services)

Display proposed costs per piece and pricing methodology on one page.

eBill Loading and Storage Fee

Fee to load eBill PDFs in the eBusiness system and store for 13 months. \$0.023 each



8. Cost Proposal for Task 4 (Electronic Payment Services)

Display proposed costs per piece and pricing methodology on one page.

Payment Initiation & PCI Compliance Fee \$0.055 Each

Per payment initiated to one of InfoSend's preferred payment partners. This is for all payment initiations for ACH, credit card, auto pay, same day or scheduled payments made through the system. Processing costs will be covered under separate contract directly with processor.

9. Cost Proposal for Task 5 (Optional Newsletter Printing)

Display proposed costs per piece pricing methodology on one page.

Pipelines Newsletter Marketing Insert –

8.5" x 11", printed 4/4 on matte stock \$0.047 Each



10. Cost Proposal for Task 6 (Optional Special Direct Mail Services)

Display proposed costs per piece pricing methodology on one page.

We're sorry but there is no possible way to price optional special direct mail jobs up front. Pricing is provided upon request.

Direct mail has a myriad of different options such as paper stock, size of printed piece, type of postage used, etc. It cannot be priced up front unless IRWD provides some specific examples of direct mail job specifications and volumes.



Exhibit J – Pricing Detail

Bid Sheets for Utility Bill Printing, Mailing, and Electronic Bill Presentment Services for a Three Year Contract with Two Optional One Year Renewals

Company Name InfoSend Inc.

Year 1 of 3	BID PRICE
See assumptions document for detailed breakdown of quantities used to calculate totals	
Task 1 Perform printing services required for bill, correspondence, notice printing includes custom envelopes & PDF archiving of the printed pages for 13 months	<u>\$94,556.16</u>
Task 2 Perform mailing services required for folding, inserting, presorting, mailing excludes postage	<u>\$18,432.00</u>
Task 3 Perform electronic bill presentment services	<u>\$15,180.00</u>
Lump Sum Total Bid for Tasks 1-3 Year 1 of 3	<u>\$128,168.16</u>
 Optional Task 4 – Perform electronic payment services	 <u>\$25,410.00</u>
Optional Task 5 – Perform printing of monthly newsletter	<u>\$30,456.00</u>
Optional Task 6 – Perform Special Direct Mail Services There is no possible way to price this without specifications	<u>Need specs</u>
Lump Sum Total Bid for Optional Tasks 4-6 Year 1 of 3	<u>\$55,866.00</u>

Year 2 of 3	BID PRICE
Task 1 Perform printing services required for bill, correspondence, notice printing	<u>\$94,556.16</u>
Task 2 Perform mailing services required for folding, inserting, presorting, mailing	<u>\$18,432.00</u>
Task 3 Perform electronic bill presentment services	<u>\$15,180.00</u>
Lump Sum Total Bid for Tasks 1-3 Year 1 of 3	<u>\$128,168.16</u>
 Optional Task 4 – Perform electronic payment services	 <u>\$25,410.00</u>
Optional Task 5 – Perform printing of monthly newsletter	<u>\$30,456.00</u>
Optional Task 6 – Perform Special Direct Mail Services	<u>Need specs</u>
Lump Sum Total Bid for Optional Tasks 4-6 Year 1 of 3	<u>\$55,866.00</u>

Year 3 of 3

BID PRICE

Task 1 Perform printing services required for bill, correspondence, notice printing	<u>\$94,556.16</u>
Task 2 Perform mailing services required for folding, inserting, presorting, mailing	<u>\$18,432.00</u>
Task 3 Perform electronic bill presentment services	<u>\$15,180.00</u>
Lump Sum Total Bid for Tasks 1-3 Year 1 of 3	<u>\$128,168.16</u>
Optional Task 4 – Perform electronic payment services	<u>\$25,410.00</u>
Optional Task 5 – Perform printing of monthly newsletter	<u>\$30,456.00</u>
Optional Task 6 – Perform Special Direct Mail Services	<u>Need specs</u>
Lump Sum Total Bid for Optional Tasks 4-6 Year 1 of 3	<u>\$55,866.00</u>
Lump Sum Total Bid for Combined Years 1 through 3 Tasks 1 -3	<u>\$384,504.48</u>
Lump Sum Total Bid for Combined Years 1 through 3 Optional Tasks 4 - 6	<u>\$167,598.00</u>

Bid Submitted by:

Company: InfoSend, Inc.
(Print)

Name: Russ Rezai
(Print)

Name: 
(Signature)

Title: President
(Print)

Date: 4/28/2017

Pricing: Data Processing, Print & Mail Service Set-up Fee

The setup fee is waived.

Pricing: Data Processing, Print & Mail Service & Material Fees

Please note that the below pricing is not contingent on IRWD using InfoSend's Electronic Bill Presentment and Payment service. Either service can be purchased independently of the other. While we would be ecstatic to win the contract for both services we are totally comfortable with providing one or the other and we can provide archived bill images to a third party if needed via a secure API.

InfoSend's Fees – Turnkey Data Processing, Print & Mail Service:			
The individual prices shown in the table below apply only to the turnkey Data Processing Print & Mail service for the following document types. Other types of document printing and or mailing can be quoted later, if needed.			
	Per Item	Options Below:	
Primary Services	Turnkey Data Processing Print & Mail service Price is per physical page. Includes processing of your unique data, CASS address validation, presorting, printing, and mail insertion. Finished mail pieces are delivered to the USPS within the same) business day . If samples (proofs) are requested then the mailing will be completed within one day of sample approval. File upload deadline for same-day mailing is 10:00AM local time at the production facility designated for your account. If samples are required then they must be approved by 12:00PM for the file to be mailed by the same day. Excludes materials, sales tax (where applicable), and postage. A postage deposit will be required prior to go live. For the quoted prices to apply InfoSend must have the right to combine data files sent by your organization with other files you have sent, when possible. Higher pricing applies if files must be printed separately. <i>Pricing assumes the use of materials options listed in the below section.</i>	Bills, Correspondence & Notices Data Processing & Document Composition Price is per page produced, no cost for production of backer image, where applicable.	\$0.0145
	Bills, Correspondence & Notices Printing Approximately 64,000 mail pieces per month, the exact number of sheets produced is unknown but estimated to be 102,400 sheets per month. Price is per physical sheet of paper produced, no cost to print the backer image.	Per 1 st Sheet \$0.025 Per Additional Sheet \$0.005	
	Bills, Correspondence & Notices Mailing Mailing services required for folding, inserting, presorting, mailing via USPS. Price is per sheet mailed.		\$0.015
	Multiple Page Mail Piece Surcharge – Handwork This surcharge is assessed per mail piece (not per page). This surcharge only applies to multiple page bills that have too many pages to be inserted into the #10 envelope.		\$0.20
	Postage (for all job types) You will be invoiced for the exact postage used.		Pass Through
	Electronic Address Updates – NCOALink or ACS Per reported update.		\$0.20
	Pipelines Newsletter Marketing Insert – 8.5 x 11, printed 4/4 on matte stock		\$0.047
	13 Months of Print Image Archive Per bill PDF. This is normally considered an optional service so the details (and additional retention options) are listed on the optional services page.		\$0.006
	Example Summary Service Fees for 2 Page Utility Bill (Excluding Materials & Postage) A utility bill with 2 physical sheets of paper (with duplex printing) & 13 months of PDF archiving costs: \$0.0145 (processing) x 2 + \$0.025 (1 st Page Printing) + \$0.005 (2 nd Page Printing) + \$0.015 (Mailing) x 2 + \$0.006 (13 Month Archive)		\$0.095

Material Component Fees – Data Processing Print & Mail Service

Material Component Fees – Data Processing Print & Mail Service		
Statement, Invoice, or Letter Paper Stock		
All Documents: white paper stock with or without perforation. Paper is 8.5x11" and 24lb. Price includes all inventory costs.	Per Sheet	\$0.012
InfoSend Standard Window Envelopes		
Standard Window Envelopes	Per Standard Envelope	Options Below:
These envelopes include security tint printed on the inside of the paper stock and clear film that prevent the contents of the envelope from being viewed.	#10 InfoSend Standard Double Window Outgoing Envelope	\$0.014
These envelopes include security tint printed on the inside of the paper stock and clear film that prevent the contents of the envelope from being viewed. These envelopes also use sustainably logged paper (SFI).	#9 InfoSend Standard Single Window Return Envelope	\$0.012
	Flat Single Window Envelope – only used for multiple page statements that do not fit in the #10 envelope.	\$0.08
Other Envelopes		
IRWD Custom #10 Envelope printed 1/0 – order quantity of 50,000	Per Envelope	\$0.018
Tustin Custom #10 Envelope printed 1/0 – order quantity of 50,000	Per Envelope	\$0.018
IRWD Custom #10 Envelope printed 1/0 Version 2 – order quantity of 500,000	Per Envelope	\$0.018
IRWD Custom #10 Envelope printed 2/0 (urgent) – order quantity of 50,000	Per Envelope	\$0.018
IRWD Custom #9 Envelope printed 1/0 - order quantity of 500,000	Per Envelope	\$0.016
IRWD Custom Flat Envelope, 9" x 12", printed 1/0 – order quantity of 25,000	Per Flat Envelope	\$0.11

Materials



Pricing: Turnkey Data Processing Print & Mail Service Optional Services

Optional Services

<p>Drop-Shipped Inserts & Inserting of InfoSend-Printed Inserts Clients can print and fold inserts and ship them to InfoSend to be mailed with the statements. If folding is required add \$0.01 to the fee. InfoSend-printed inserts are quoted upon request. No additional service cost to use selective inserting to selectively include inserts with certain bill types as long as at least 3,000 customers are targeted (set-up costs can apply in some situations for advanced selective inserting criteria). Cost includes all inventory costs.</p>	Per Insert	\$0.006
<p>Enhanced Transactional Image Quality The baseline print image quality for transactional documents such as statements and invoices is 600 x 600 DPI. Work produced from the Anaheim facility can be printed at an enhanced image quality at an additional cost. This option uses high definition pigment ink & variable drop sizes to achieve a perceived 1200 x 1200 DPI image quality.</p>	Per Sheet	\$0.01
<p>Print Image Archive Each bill is stored as a PDF and indexed in a database. Search by account number or other key fields. You are charged one up-front fee per document to process it, index it, and store it for a set number of months. The PDFs are accessed using a browser-based application that is accessed by logging in to the InfoSend website. Third party applications can also access the PDFs via a lightweight API with no cost increase to the unit fees. Setup fees may apply depending on your configuration needs. <i>This service includes outbound mail tracking at no additional cost. You can view USPS-provided mail tracking data from the same interface that you use to view PDFs of the printed bills. <i>Only available with mail sent using 1st Class Postage, and not available in some cases with postcard mailings.</i></i></p>	Per PDF (No Set-up Fee)	\$0.006 - For 13 Months of Retention \$0.010 - For 18 Months of Retention \$0.013 - For 24 Months of Retention
<p>Electronic Inserts PDF copies of your physical inserts can be included in the Print Image Archive at an additional cost. This will let your team see exactly which inserts were delivered with each mail piece. This will also allow you to include the inserts in the eBill PDFs that are presented and/or emailed to customers if you use an InfoSend eBusiness service that delivers eBills to your customers or if you use a third-party application that pulls the PDFs from InfoSend's Print Image Archive API to present to your customers.</p>	Per Insert (No Set-up Fee)	\$0.002
<p>FinalDoc Transfer</p> <p>Option 1: Each completed InfoSend batch is indexed and transferred to you via FTP or SFTP to store on your own network. InfoSend will transmit each batch as one PDF file, and can provide an optional companion XML index file that provides a breakdown of the PDF's contents. All individual documents from the batch will be included in the file.</p> <p>Option 2: InfoSend is able to transfer individual PDF files for each document in the batch (it is not possible to just receive a subset of the documents), provide a customer file-naming scheme, or provide a custom index file. Additional Professional Service Fees may be required depending on the customizations requested.</p>	Per Document	Option 1: \$0.007 Option 2: \$0.012
<p>Professional Services Per hour and performed only upon request. For customizations made to document processing program or document format after go-live. Work is only started after receiving your approval of a formal quote. Please note that when you send billing files in PDF format and control your own document design there are no professional services charges when you modify the document template on your end.</p>	Per Hour	\$150.00



Pricing: Electronic Bill Presentation (EBP) or Electronic Bill Presentation & Payment (EBPP)

Please note that the below pricing is not contingent on IRWD using InfoSend's Data Processing, Print and Mail service. Either service can be purchased independently of the other. While we would be ecstatic to win the contract for both services we are totally comfortable with providing one or the other.

InfoSend's Fees – Initial Set-up Costs			
Implementation, professional services, and optional fees.			
Professional Services Fees	Electronic Bill Presentation (EBP) or Electronic Bill Presentation & Payment (EBPP) Initial Set-up Cost: Waived		
	One-time implementation fee. The above pricing includes: <ul style="list-style-type: none"> ▪ Branding of the portal with customized logo and banner, configuration of email templates ▪ InfoSend standard reports. A custom payment-posting file costs an additional \$750. ▪ Payment integration to one of InfoSend's existing preferred payment partners. Integration to a new bank/payment processor is not included and raises costs significantly (when available). <p>Please note: Clients must sign off on requirements documents (Statement of Work, project plan, etc.) before programming and system configuration can begin. Quoted implementation timeline begins upon approval of the SOW. Client can be charged additional fees and/or have the project go-live date delayed if requirements are changed after they have been finalized and signed off.</p>		
	Professional Services Fee Per hour and performed upon request. For customizations made to your Online BillPay configuration after go-live. Work is only started after receiving approval of a formal quote.	Per Hour	\$150.00

InfoSend's Monthly Transaction Fees – EBP or EBPP			
This pricing is based on an estimated number of eBills that are created and sent out each month equal to 55,000 Documents Per Month.			
Monthly Fees	eBill Loading and Storage Fee Fee to load eBill PDFs in the eBusiness system and store for 13 months.	Per eBill	\$0.023
	Optional Electronic Inserts - eInserts PDF copies of your physical inserts can be included in eBills at an additional cost. This will allow you to include the inserts in the eBill PDFs that are presented to your customers via the Online BillPay portal or emailed to the customer if you are not a healthcare organization and elect to let your customers decide whether they want their eBill PDFs attached to the new bill notification email.	Per Insert	\$0.0025
	Payment Initiation & PCI Compliance Fee (only applies for EBPP with payments) Per payment initiated to one of InfoSend's preferred payment partners. This is for all payment initiations for ACH, credit card, auto pay, same day or scheduled payments made through the system. Processing costs will be covered under separate contract directly with processor.	Per Payment	\$0.055
	Monthly Support Fee Per month fee to support the Online BillPay service.	Per Month	WAIVED

Please see the below table to understand how InfoSend came up with the annual totals. This worksheet has been provided on the CD as well. When comparing annual totals for each vendor who submitted a bid you will need to check to see if the same assumptions were made on what to include in the annual totals. For example, InfoSend included 13 months of print image archiving in the printing total (Task 1) because this seemed like a core requirement to IRWD. But some vendors may have excluded it. We would be happy to later re-adjust the annual totals with specific IRWD-provided line items and quantities to use, if requested.

IRWD Assumptions Document				
Printing & Mailing Year 1				
	Quantity	Unit Price	Extended Monthly	Extended Annually
Bills, Correspondence & Notices Data Processing & Document Composition	102,400	\$ 0.0145	\$ 1,484.80	\$ 17,817.60
Bills, Correspondence & Notices Printing: First Pages	64,000	\$ 0.0250	\$ 1,600.00	\$ 19,200.00
Bills, Correspondence & Notices Printing: Additional Pages	38,400	\$ 0.0050	\$ 192.00	\$ 2,304.00
Bills, Correspondence & Notices Mailing	102,400	\$ 0.0150	\$ 1,536.00	\$ 18,432.00
13 Months of Print Image Archive	64,000	\$ 0.0050	\$ 384.00	\$ 4,608.00
Bills, Correspondence & Notices 8.5" x 11" Paper Stock	102,400	\$ 0.0120	\$ 1,228.80	\$ 14,745.60
IRWD Custom #10 Envelope	102,400	\$ 0.0180	\$ 1,843.20	\$ 22,118.40
IRWD Custom #9 Envelope (assuming 30% AutoPay suppression)	71,680	\$ 0.0160	\$ 1,146.88	\$ 13,762.56
			Printing Total (Task 1)	\$ 94,556.16
			Mailing Total (Task 2)	\$ 18,432.00
			Grand Total	\$ 112,988.16
Electronic Bill Presentment (Task 3) Year 1	55,000	\$ 0.0230	\$ 1,265.00	\$ 15,180.00
Electronic Bill Presentment (Task 4) Year 1 (assuming 70% of eBill customers make payment)	38,500	\$ 0.0550	\$ 2,117.50	\$ 25,410.00
Printing of Monthly Newsletter (Task 5)	54,000	\$ 0.0470	\$ 2,538.00	\$ 30,456.00

Pricing Notes

Change requests and bill redesigns are handled utilizing InfoSend's Client Application Change Management process (detailed in Exhibit I). Additional costs vary based on total scope, however the Professional Services rate is defined in the pricing detail. New bill designs are determined according to the client application and billing workflow needs. However, InfoSend does provide notice when new application or printing technology becomes available that could enhance client bill designs. **Please note that when clients export batches in PDF format for InfoSend to process the ongoing professional services costs are dramatically reduced as the vast majority of changes are handled on the client's end.**

InfoSend's pricing includes environmentally friendly SFI® (Sustainable Forestry Initiative) Certified paper envelopes for all clients that use standard envelopes, InfoSend's standard double window #10 and single window #9 envelopes are sustainably produced and are provided at no additional cost to clients. The Sustainable Forestry Initiative ensures materials are sourced from sustainably managed forests. Please visit www.sfiprogram.com for more information.

InfoSend does not impose fees to accept and implement upgrades to IRWD's customer information and billing system.

InfoSend does not impose charges for monthly updates or software upgrades to our portal or software.

Section 2.1. Custom Forms/Envelopes

If Client has selected the Printing and Mailing Service and at any time requests that InfoSend Fees include the cost of custom Client-specific materials (either in this Agreement or since its execution), then Client understands and accepts that these materials will be purchased in bulk to achieve the lowest possible per-unit cost. Client agrees to purchase any remaining supplies of requested custom materials (normally forms or envelopes) if Client stops using InfoSend's Service for any reason. Client agrees to purchase the remaining supply of custom forms/envelopes upon Client's request to change the custom forms/envelopes before the supply has been depleted.

Section 2.2. USPS Postage Rates

Postage rates are determined by the United States Postal Service. All postage rate changes are determined directly by USPS and are independent of any InfoSend service or materials fees. In no event shall any change in the postage rates affect the InfoSend service or materials fees. The Client will be invoiced the amount of excess for overweight and foreign mail.

Section 2.3. Postage Deposit

InfoSend purchases the postage needed to mail Client documents on the day of mailing. The postage charges are later invoiced to Client based on the Client's payment terms. InfoSend requires Client to submit a postage deposit prior to the first mailing to facilitate the payment terms. This amount will remain in deposit for the duration of the Agreement. Upon Agreement expiration or termination Client must pay in full any outstanding invoices from InfoSend for payables created under this Agreement; the postage deposit will be refunded within fifteen (15) days of the date that the last open invoice is paid.

The postage deposit is subject to an annual review and may be adjusted to account for changes to Client average mailing volume or changes to USPS postage rates. There will be no more than one adjustment requested per year, if at all.

The postage deposit amount is calculated by multiplying the estimated number mail pieces per month by the current 5-Digit pre-sorted first class postage rate. The postage deposit amount due for your account is:

54,000 mail pieces per month x \$0.376 = \$20,304.

Exhibit C – Professional Services

Section 1. Price Escalations to InfoSend Professional Services Fees

InfoSend Professional Services Fees can be adjusted once every twelve (12) months to account for increases to the cost of providing these services. InfoSend reserves the right to increase Professional Services Fees on a yearly basis, starting with the first anniversary of the Agreement date, if needed. The Client will be notified, in writing, at least 30 days prior to such price increase. InfoSend fees will not be increased without the prior written consent of Client. An amendment to this Agreement will not be required if the Professional Services Fees are changed with Client's prior written consent, unless the terms or conditions of the Agreement have changed.

Section 2. Definition of Professional Services

InfoSend Professional Services are the technical services that are required to perform the initial setup of the InfoSend Primary Services defined in Exhibit A and the technical services required to make changes to these Primary Services after the initial setup is complete. Once any Primary Service is live and operational Professional Services will not be required unless Client requests a change or makes changes to its data file format or business rules which necessitates a change to InfoSend's system configuration or programming. Examples of InfoSend Professional Services:

- Project requirements gathering and analysis hours
- Project management and/or consulting hours
- Software development and system configuration hours related to the processing of Client's data
- Software development and system configuration hours related to document design, web portal setup, business rule configuration, or any other applicable technical services
- Application testing and deployment hours

Section 3. Professional Services Fee and Process for Approval and Payment of Fee

The current Professional Services Fee is \$175.00 per hour.

Anytime a project will incur billable Professional Services hours Client will be informed before work begins. Professional services shall not be performed without Client's prior written consent. InfoSend and Client will execute a Statement of Work for project that Client wants InfoSend to undertake. The payment terms for the project depend on the size and scope of the project. The Statement of Work can include payment terms that are different than the terms listed in this Agreement for InfoSend Fees, otherwise these terms will apply and the project fees will be invoiced upon project completion. Small projects that incur less than five (5) hours of Professional Services can be initiated without a Statement of Work if Client accepts and executes a Programming Quote for this work.

All projects that will take more than five (5) hours of Professional Services work will require both parties execute a formal Statement of Work. Depending on the nature of the work required InfoSend will provide one of the following quotation methods:

- Fixed Quote – a fixed project cost will be set. InfoSend may elect to waive this cost in some circumstances. Client understands and accepts that it must accept the terms and conditions of the Statement of Work for the project and that changes made to the project requirements, data file structure, etc. after the Statement of Work and any amendments to it have been finalized will require Client to pay for these changes on a Time and Materials basis. Client will be notified immediately if this scenario happens and given an option to keep the original project specifications to keep the fixed quote in place.
- Time and Materials quote – should it not be possible to provide a fixed quote due to the nature of a Client's requested project then InfoSend will provide an estimated number of hours to complete the project and bill the hours on a Time and Materials basis. The Statement of Work will include the terms and conditions for these project types and Client will be invoiced weekly for the hours spent on the project.

Section 4. Initial Setup Cost: InfoSend Primary Services

The Initial Setup cost for the InfoSend Primary Services selected in Exhibit A are listed below. These costs have been provided using a Fixed Quote process, explained in Section 3 above. Client understands and agrees to these terms and to the project-specific terms and conditions that will be provided in the Statement of Work that will be created to capture Client's specific requirements and data types.

Data Processing and Document Creation Initial Setup Fee This applies to the following services, unless client provides pre-rendered PDF files: DPPM Service, Online BillPay (EBPP) Service	
Project Fixed Initial Setup Cost:	\$WAIVED
Project Summary: This project will be completed to process Client's input data files and create the output to be used for the print or online delivery channel.	
Project Details: A requirements gathering process will be initiated to build the Statement of Work required to begin programming and system configuration. During the requirements gathering process the InfoSend and the Client will discuss: <ul style="list-style-type: none">• Client's custom data (if applicable). When custom data is provided by the Client a "field mapping" or "field description" document is required before project implementation can begin. This document is an absolute requirement; programming cannot be based on assumptions and all fields must be defined before programming can begin.• Document design. Client must sign-off on a document design "mockup" before programming can begin. The mockup is a visual representation of how the document will look after Client's custom data is processed by InfoSend's system.	
Project Schedule: Project is estimated to take 8-12 weeks to complete. The Statement of Work will contain all client deliverables and responsibilities. Both parties agree to dedicate adequate resources to the project to complete it in the shortest amount of time possible. Should Client make changes to the data file after programming has begun it must pay Professional Services Fees, on a Time and Materials basis, to cover the programming changes required to accept the new data. Should the document design be changed after the final mockup is accepted and signed off on by the Client then Professional Services Fees will apply, on a Time and Materials basis, to cover the cost of making these changes. Changes to the Client data file, document design, or other key specifics collected and finalized during the requirements gathering process will impact the project completion date. Changes made after the Client has executed the Statement of Work and any follow up documents can cause delays to the project completion.	

July 12, 2021

Prepared by: T. Lynch / R. Mori

Submitted by: K. Burton

Approved by: Paul A. Cook *PAC*

ACTION CALENDAR

15 MG ZONE 1 RESERVOIR INTERIOR COATING AND IMPROVEMENTS BUDGET INCREASE AND CONSTRUCTION AWARD

SUMMARY:

The 15 Million Gallon (MG) Zone 1 Reservoir Interior Coating and Improvements project includes removal and replacement of the entire reservoir interior coating and portions of the exterior coating and replacement of the reservoir roof hatches, vent, in-reservoir cathodic protection system, and other miscellaneous accessories. The project also includes recoating the existing East Irvine Zone 1 to 3 booster pump station (BPS) and associated surge tank, which are located on the reservoir site. Staff recommends the Board:

- Authorize a budget increase for Project 05761 in the amount of \$1,271,500, from \$2,748,500 to \$4,020,000, and
- Authorize the General Manager to execute a construction contract with Pacific Hydrotech Corporation in the amount of \$3,340,190 for the 15 MG Zone 1 Reservoir Interior Coating and Improvements project.

BACKGROUND:

The existing 15 MG steel reservoir, which is located on Sand Canyon Avenue as shown in Exhibit "A", was originally constructed in 1982 and serves as the primary storage reservoir for the Zone 1 distribution system. The reservoir also serves as the forebay for the East Irvine Zone 1 to 3 BPS and the South County Zone 1 to 3 emergency BPS. This project includes removal and replacement of the entire reservoir interior coating and portions of the exterior coating and replacement of the reservoir roof hatches, vent, in-reservoir cathodic protection system, and other miscellaneous accessories. The project also includes recoating the existing East Irvine Zone 1 to 3 BPS and associated surge tank, which are located on the reservoir site.

To facilitate construction, the 15 MG reservoir needs to be removed from service for several months. In 2020, IRWD completed construction of a new 3.7 MG Zone 1 reservoir located adjacent to the existing 15 MG Zone 1 reservoir. With the 3.7 MG reservoir now available and in service, the 15 MG reservoir can be removed from service during construction of the improvements without impacting the distribution system.

Construction Award:

In June 2020, IRWD contracted with Cannon Corporation to provide engineering design services for the project. Cannon has since completed the design, and staff approved the construction plans in June 2021. Staff advertised the project for construction bids to a select list of 18 mechanical and reservoir contractors. The bid opening was held on June 30, 2021, with bids received from Pacific Hydrotech Corporation and Shimmick Construction Company.

Action Calendar: 15 MG Zone 1 Reservoir Interior Coating and Improvements Budget Increase and Construction Award

July 12, 2021

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Pacific Hydrotech Corporation is the apparent low bidder with a bid amount of \$3,340,190. The engineer's estimate, prepared by Cannon, is \$2,750,000. Although the apparent low bid is approximately 20% higher than the engineer's estimate, the two bids received are within 4% of each other. Staff believes that the construction cost was likely impacted by recent increases to materials and labor costs associated with COVID-19. Pacific Hydrotech Corporation's bid information is provided as Exhibit "B", and a summary of the two bids received is provided in the table below.

Bidder	Bid Amount
Pacific Hydrotech Corporation	\$3,340,190
Shimmick Construction Company	\$3,469,699
<i>Engineer's Estimate</i>	<i>\$2,750,000</i>

Staff reviewed Pacific Hydrotech Corporation's bid and has determined that it is responsive. Staff recommends the Board authorize the General Manager to execute a construction contract with Pacific Hydrotech Corporation in the amount of \$3,340,190.

FISCAL IMPACTS:

Project 05761 is included in the FY 2021-22 Capital Budget and will be funded by the potable replacement fund. A budget increase is required to fund the construction and engineering support services during construction as shown in the table below.

Project No.	Current Budget	Addition <Reduction>	Total Budget
05761	\$2,748,500	\$1,271,500	\$4,020,000

ENVIRONMENTAL COMPLIANCE:

This project is exempt from the California Environmental Quality Act (CEQA) as authorized under the California Code of Regulations, Title 14, Chapter 3, Section 15301 which provides exemption for minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. A Notice of Exemption for the project was filed with the County of Orange on November 9, 2020.

COMMITTEE STATUS:

Construction awards are not routinely taken to a Committee prior to submittal to the Board.

RECOMMENDATION:

THAT THE BOARD AUTHORIZE A BUDGET INCREASE FOR PROJECT 05761 IN THE AMOUNT OF \$1,271,500, FROM \$2,748,500 TO \$4,020,000, AND AUTHORIZE THE GENERAL MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH PACIFIC

Action Calendar: 15 MG Zone 1 Reservoir Interior Coating and Improvements Budget Increase
and Construction Award

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HYDROTECH CORPORATION IN THE AMOUNT OF \$3,340,190 FOR THE 15 MG
ZONE 1 RESERVOIR INTERIOR COATING AND IMPROVEMENTS, PROJECT 05761.

LIST OF EXHIBITS:

Exhibit "A" – Location Map

Exhibit "B" – Bid Results

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EXHIBIT "A"



3.7 MG Reservoir

15 MG Reservoir

Zone 1-3 Pump Station

South County Zone 1-3 Pump Station

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Bid Results

Bidder Details

Vendor Name Pacific Hydrotech Corp
 Address 314 E 3rd Street
 Perris, California 92507
 United States
 Respondee Jimmy Garibaldo
 Respondee Title Estimator
 Phone 951-943-8803
 Email jimmy@pachydro.com
 Vendor Type CADIR
 License # 518355
 CADIR 1000002987

Bid Detail

Bid Format Electronic
 Submitted 06/30/2021 2:52 PM (PDT)
 Delivery Method
 Bid Responsive
 Bid Status Submitted
 Confirmation # 259347

Respondee Comment

Buyer Comment

Attachments

File Title	File Name	File Type
15 MG Zone 1 Reservoir Bid.pdf	15 MG Zone 1 Reservoir Bid.pdf	Bid Form

Subcontractors

Showing 2 Subcontractors

Name & Address	Desc	License Num	CADIR	Amount	Type
Murphy Industrial Coatings, Inc. 2704 Gundry Ave Signal Hill, California 90755	Coatings	310594	1000005885	\$2,124,345.00	CADIR
Premier Tank Inc. 14625 Domart Ave Norwalk, California 90650	Steel Tank Work	715448	1000435037	\$198,542.00	CADIR

Line Items

Discount Terms No Discount

Item #	Item Code	Type	Item Description	UOM	QTY	Unit Price	Line Total	Response	Comment
BASE BID ITEMS							\$3,340,190.00		
1			Mobilization and Demobilization (Not to Exceed 4% of Contract Price)	LS	1	\$120,000.00	\$120,000.00	Yes	
2			Payment and Performance Bonds, and Insurance	LS	1	\$55,000.00	\$55,000.00	Yes	
3			Door Sheet Removal and Replacement	LS	1	\$42,000.00	\$42,000.00	Yes	
4			Roof Hatches	EA	4	\$8,200.00	\$32,800.00	Yes	
5			Roof Vent	LS	1	\$10,300.00	\$10,300.00	Yes	
6			Replace Injection Conduits	LS	1	\$12,000.00	\$12,000.00	Yes	
7			Relocate and Repair Pax Mixer Cable	LS	1	\$50,000.00	\$50,000.00	Yes	
8			Davit Cranes	LS	1	\$8,300.00	\$8,300.00	Yes	
9			Fall Protection Anchors	EA	4	\$760.00	\$3,040.00	Yes	
10			Interior Ladder	LS	1	\$13,500.00	\$13,500.00	Yes	
11			Sampling Station	LS	1	\$3,100.00	\$3,100.00	Yes	
12			Erosion Control Measures	LS	1	\$7,500.00	\$7,500.00	Yes	
13			Remove Level Indicator	LS	1	\$3,100.00	\$3,100.00	Yes	
14			Cathodic Protection Handholes and Caps	EA	65	\$210.00	\$13,650.00	Yes	
15			Cathodic Protection Anodes and Hangers	EA	20	\$1,200.00	\$24,000.00	Yes	
16			Hand Railings	LF	550	\$241.00	\$132,550.00	Yes	
17			Seal Interior Lap Seams	LF	7500	\$7.00	\$52,500.00	Yes	
18			Exterior Coating Spot Repairs - Removal and Replacement	SF	15000	\$15.00	\$225,000.00	Yes	
19			Interior Coating Walls and Floor (Below knuckle) Removal and Replacement	SF	96500	\$12.00	\$1,158,000.00	Yes	
20			Interior Coating Ceiling and Rafter (Above shell) Removal and Replacement	SF	70500	\$15.00	\$1,057,500.00	Yes	
21			Dehumidification Equipment	WK	16	\$8,800.00	\$140,800.00	Yes	
22			East Zone 1-3 Pump Station and Surge Tank Recoat	LS	1	\$49,200.00	\$49,200.00	Yes	
23			North Inlet/Outlet and Overflow - Spot Repair and Recoat	LS	1	\$5,100.00	\$5,100.00	Yes	
24			Chime Seal	LF	925	\$10.00	\$9,250.00	Yes	
25			Miscellaneous Steel Spot Repairs	LS	1	\$60,000.00	\$60,000.00	Yes	
26			Hydrostatic Testing and Disinfection	LS	1	\$50,000.00	\$50,000.00	Yes	
27			Record Drawings	LS	1	\$2,000.00	\$2,000.00	Yes	
ADDITIVE AND DEDUCTIVE BID ITEM							\$0.00		
28			ADDITION (+) OR DEDUCTION (-)	LS	1	\$0.00	\$0.00	Yes	

Line Item Subtotals

Section Title	Line Total
BASE BID ITEMS	\$3,340,190.00
ADDITIVE AND DEDUCTIVE BID ITEM	\$0.00
Grand Total	\$3,340,190.00

July 12, 2021
Prepared by: D. Pardee / C. Smithson
Submitted by: C. Clary
Approved by: Paul A. Cook 

ACTION CALENDAR

SETTING CONNECTION FEES AND PROPERTY TAXES FOR FISCAL YEARS 2021-22 AND 2022-23

SUMMARY:

IRWD typically adjusts connection fees annually, with the most recent adjustment occurring in July 2020. This year, staff is proposing to set the connection fees for two fiscal years, consistent with the two-year budget cycle. The changes to connection fees proposed for Fiscal Year (FY) 2021-22 are based on updates to IRWD's capital budget, updated developer projections, and adjustments to the Engineering News Record (ENR) construction cost index. Changes to the connection fees proposed for FY 2022-23 are based on estimated construction cost increases of 3% for all improvement districts (ID). Staff recommends the Board approve the changes to the existing connection fees and property tax rates, and adopt resolutions approving these revisions. Details by Improvement District are discussed below.

BACKGROUND:

A fundamental concept in the District's Long-Term Capital Funding Plan (LTFP) is that the costs of new capital facilities are shared equally between the connection fees paid by the developer and property taxes paid by property owners (a 50/50 split). IRWD uses a comprehensive financial model to incorporate capital costs, debt funding, future development, growth rates, inflation, and other variables to determine connection fees. The model reflects projected fund balances through FY 2052-53.

Connection fees were modeled along with a consolidated tax rate for both residential and commercial development. Staff updated the District's financial model for FY 2021-22 and FY 2022-23 connection fees and tax rate-setting to include the following:

- Updated capital improvement program;
- ENR estimated capital cost increase for FY 2021-22 (0.7%) and FY 2022-23 (3.0%);
- Fund balance adjustments through April 2021 with assumptions through fiscal year end;
- Updated assessed valuations; and
- Updated projections for development units.

Exhibit "A" provides a summary of the proposed connection fees and property tax rates by ID, and Exhibit "B" provides an analysis of changes within each ID. The resolutions in support of staff's recommendations are provided as Exhibits "C", "D", and "E". Exhibit "F" provides proposed changes to the IRWD Schedule of Rates and Charges included in the District's Rules and Regulations. Provided as Exhibit "G" is a PowerPoint presentation summarizing the changes.

IDs 112/212:

Three separate developments contribute to IDs 112/212: 1) the City of Irvine / Great Park, 2) the FivePoint Communities Great Park Neighborhoods, and 3) the County of Orange 100-acre parcel. Connection fees for these developments will be set separately.

City of Irvine / Great Park

The recycled water connection fee of \$28.85 million for the Great Park, per an agreement with the City of Irvine, was approved by the Board in June 2017. The City made the first recycled water connection fee payment of \$9.9 million in September 2017. The remainder will be paid as the parcels are put into service. The Great Park will pay 100% of the planned recycled capital expenditures.

FivePoint Communities – Great Park Neighborhoods

The Great Park Neighborhoods is the FivePoint Communities development within ID 112/212. For FY 2021-22, staff recommends increasing connection fees by 21.0% due to increases in capital improvement projects and changes in development projections from the County of Orange.

For FY 2022-23, staff recommends increasing connection fees by 3% based on estimated ENR. The split between the water connection fee and the sewer connection fee was changed to reflect changes in capital spending. The consolidated water and sewer connection fee will increase from \$5,155 per unit to \$6,238 per unit in FY 2021-22 and to \$6,426 per unit in FY 2022-23. Staff recommends reducing the current consolidated tax rate of \$0.6420 to \$0.4750 per \$100 of land assessed value to meet debt requirements and maintain the 50/50 split.

County of Orange 100-acre Parcel (ID 112/212a)

Staff recommends applying the same 21.0% increase for FY 2021-22 and 3% increase for FY 2022-23 to the connection fees, for the reasons discussed above, for the 100-acre development site owned by the County of Orange, which has no tax base. The consolidated water and sewer connection fee will increase from \$9,485 per unit to \$11,477 per unit in FY 2021-22 and to \$11,821 per unit in FY 2022-23. The property tax rate will remain at zero as long as the property is owned by the County.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
112/212 (Great Park Neighborhood)	\$5,155	\$6,238	\$6,426	\$0.0642	\$0.0475
112a/212a (County 100-acre Parcel)	\$9,485	\$11,477	\$11,821	\$0.0000	\$0.0000

IDs 113/213 – Former Tustin Marine Base:

For FY 2021-22 and FY 2022-23, staff recommends increasing connection fees by 0.7% and 3.0%, respectively, due to increases in ENR. This will increase the total water and sewer connection fee by \$62, from \$8,888 per unit to \$8,950 per unit, in FY 2021-22. The split between the water connection fee and the sewer connection fee was adjusted to reflect changes in capital spending. Connection fees will increase to \$9,219 per unit in FY 2022-23. Staff recommends continuing the current consolidated tax rate of \$0.0990 per \$100 of land assessed value to maintain the 50/50 split.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
113/213	\$8,888	\$8,950	\$9,219	\$0.0990	\$0.0990

IDs 185/285 – Lake Forest Opportunity Study Area, Excluding Portola:

For FY 2021-22 and FY 2022-23, staff recommends increasing connection fees by 0.7% and by 3.0%, respectively, due to increases in ENR. The consolidated water and sewer connection fee will increase by \$35 in FY 2021-22, increasing the water and sewer connection fee from \$5,014 per unit to \$5,049 per unit, and by an additional \$151 per unit to \$5,200 per unit in FY 2022-23. Staff recommends continuing the current consolidated tax rate of \$0.0218 per \$100 of land assessed value to meet debt requirements and maintain the 50/50 split.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
185/285 (Opportunity Study)	\$5,014	\$5,049	\$5,200	\$0.0218	\$0.0218

IDs 188/288 – Portola – Portion of Opportunity Study Area:

For FY 2021-22 and FY 2022-23, staff recommends increasing connection fees by 0.7% and by 3.0%, respectively, due to increases in ENR. The consolidated water and sewer connection fee will increase by \$31, from \$4,418 per residential unit to \$4,449 per residential unit, in FY 2021-22 and to \$4,582 per unit in FY 2022-23. Staff recommends maintaining the current consolidated tax rate of \$0.0394 per \$100 of land assessed value to meet debt requirements and maintain the 50/50 split.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
188/288 (Opportunity Study)	\$4,418	\$4,449	\$4,582	\$0.0394	\$0.0394

IDs 153/253 – Developing IDs:

IRWD and the Irvine Company established future usage and related revenue from the sale of native water from Irvine Lake. A portion of the revenue produced by native water sales is applied to connection fees for the developing IDs 153/253. The amended Irvine Lake agreement, executed in July 2019, ensures that the Irvine Company pays its fair share of capital infrastructure (without overpaying), recognizing that future sales of native water will reduce the amount of connection fees. The native water assumption includes 3,800 acre-feet (AF) per year at a rate of \$337 per AF in FY 2021-22 with the cost of water escalating annually at 3% thereafter. The agreement also provides for a reconciliation every five years between the assumed and the actual native water revenue. The final reconciliation will occur at the end of 20 years in 2038.

For FY 2021-22, staff recommends an 8% increase in the consolidated water and sewer connection fee due to increases in capital improvement projects. The split between the water connection fee and the sewer connection fee was changed to reflect changes in capital spending. For FY 2022-23. Staff recommends increasing connection fees by 3% based on estimated ENR. The consolidated water and sewer connection fee will increase from \$2,828 per residential unit to \$3,054 per residential unit in FY 2021-22 and to \$3,145 per unit in FY 2022-23. Staff recommends maintaining the current consolidated tax rate of \$0.0220 per \$100 of land assessed value to meet debt requirements and maintain the 50/50 split.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
153/253 (Undeveloped ID)	\$2,828	\$3,054	\$3,145	\$0.0220	\$0.0220

ID 256 – Orange Park Acres (OPA) Sewer:

For FY 2021-22 and FY 2022-23, staff recommends increasing connection fees by 0.7% and by 3.0% respectively due to increases in ENR. The connection fees will increase from \$6,290 to \$6,334 per residential unit in FY 2021-22 and to \$6,524 in FY 2022-23. There is no bonding authority for this ID so there are no property taxes.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
156/256 (Undeveloped ID)	\$6,290	\$6,334	\$6,524	NA	NA

All Other IDs:

For FY 2021-22 and FY 2022-23, staff recommends increasing connection fees by 0.7% and by 3.0%, respectively, due to increases in ENR. Staff recommends maintaining the current consolidated tax rate of \$0.280 per \$100 of land assessed value to meet debt requirements.

Improvement Districts	Connection Fees			Property Tax	
	Current	Proposed FY 2021-22	Proposed FY 2022-23	Current	Proposed FY 2021-22 to 23
125/225(Developed)	\$5,975	\$6,017	\$6,198	\$0.028	\$0.028
125/240(Developed)	\$6,818	\$6,866	\$7,072	\$0.028	\$0.028
111/222 (Developed, no G.O. Authority) ¹	\$9,914	\$9,984	\$10,283	NA	NA

¹ Identifies the consolidated connection fee for a density between 5.9 to 10.8 dwelling units (DU) per acre.

FISCAL IMPACTS:

Total connection fees discussed above are included in the FY 2021-22 and FY 2022-23 Non-operating budgets.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

COMMITTEE STATUS:

This item was reviewed by the Finance and Personnel Committee on July 6, 2021.

RECOMMENDATION:

THAT THE BOARD APPROVE REVISIONS TO CONNECTION FEES AND PROPERTY TAXES AS PRESENTED AND ADOPT RESOLUTIONS APPROVING THESE REVISIONS:

RESOLUTION NO. 2021 –

RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT, ORANGE COUNTY, CALIFORNIA ADOPTING CHANGES TO CONNECTION FEES AS SET FORTH IN THE SCHEDULE OF RATES AND CHARGES IN EXHIBIT “B” OF THE RULES AND REGULATIONS OF IRVINE RANCH WATER DISTRICT FOR WATER, SEWER, RECYCLED WATER, AND NATURAL TREATMENT SYSTEM SERVICE AND ADOPT THE FOLLOWING RESOLUTIONS BY TITLE:

RESOLUTION NO. 2021 –

RESOLUTION OF THE BOARD OF DIRECTORS OF IRVINE RANCH WATER DISTRICT, ORANGE COUNTY, CALIFORNIA ESTABLISHING *AD VALOREM* TAX REVENUES FOR FISCAL YEAR 2021-22

RESOLUTION NO. 2021 –

RESOLUTION OF THE BOARD OF DIRECTORS OF
THE IRVINE RANCH WATER DISTRICT AMENDING
ALLOCATION OF *AD VALOREM* PROPERTY
TAXES TO DEBT SERVICE, SUBJECT TO PLEDGE

LIST OF EXHIBITS:

- Exhibit “A” – Proposed Connection Fees and Property Tax Rates
- Exhibit “B” – Analysis of Changes within IDs
- Exhibit “C” – Resolution Adopting Changes to Rates and Charges
- Exhibit “D” – Resolution Adopting Ad Valorem Property Tax Rates
- Exhibit “E” – Resolution Amending Allocation of Ad Valorem Property Taxes to Debt Service
- Exhibit “F” – IRWD Rates and Charges
- Exhibit “G” – Draft PowerPoint Presentation

EXHIBIT "A"

**Proposed Connection Fees and Property Tax Rates
Fiscal Years 2021-22 and 2022-23**

CONNECTION FEES

Improvement District	Current FY 2020-21			Proposed FY 2021-22			Change ⁽¹⁾	
	Water	Sewer	Total	Water	Sewer	Total	\$	%
	111/222	\$3,551	\$6,363	\$9,914	\$3,576	\$6,408	\$9,984	\$70
112/212	\$1,428	\$3,727	\$5,155	\$1,888	\$4,350	\$6,238	\$1,083	21.0%
112a/212a No Tax Authority (100% Connection Fee)	\$2,628	\$6,857	\$9,485	\$3,180	\$8,297	\$11,477	\$1,992	21.0%
113/213	\$3,232	\$5,656	\$8,888	\$1,259	\$7,691	\$8,950	\$62	0.7%
125/240	\$2,873	\$3,945	\$6,818	\$2,893	\$3,973	\$6,866	\$48	0.7%
125/225	\$2,873	\$3,102	\$5,975	\$2,893	\$3,124	\$6,017	\$42	0.7%
153/253	\$1,308	\$1,520	\$2,828	\$1,110	\$1,944	\$3,054	\$226	8.0%
153/253 PA 30	\$3,943	\$4,115	\$8,058	\$4,258	\$4,444	\$8,702	\$644	8.0%
256 OPA		\$6,290	\$6,290		\$6,334	\$6,334	\$44	0.7%
185/285	\$1,800	\$3,214	\$5,014	\$1,813	\$3,236	\$5,049	\$35	0.7%
188/288	\$1,627	\$2,791	\$4,418	\$1,638	\$2,811	\$4,449	\$31	0.7%

Improvement District	Proposed FY 2021-22			Proposed FY 2022-23			Change ⁽²⁾	
	Water	Sewer	Total	Water	Sewer	Total	\$	%
	111/222	\$3,576	\$6,408	\$9,984	\$3,683	\$6,600	\$10,283	\$299
112/212	\$1,888	\$4,350	\$6,238	\$1,945	\$4,481	\$6,426	\$188	3.0%
112a/212a No Tax Authority (100% Connection Fee)	\$3,180	\$8,297	\$11,477	\$3,275	\$8,546	\$11,821	\$344	3.0%
113/213	\$1,259	\$7,691	\$8,950	\$1,297	\$7,922	\$9,219	\$269	3.0%
125/240	\$2,893	\$3,973	\$6,866	\$2,980	\$4,092	\$7,072	\$206	3.0%
125/225	\$2,893	\$3,124	\$6,017	\$2,980	\$3,218	\$6,198	\$181	3.0%
153/253	\$1,110	\$1,944	\$3,054	\$1,143	\$2,002	\$3,145	\$91	3.0%
153/253 PA 30	\$4,258	\$4,444	\$8,702	\$4,386	\$4,577	\$8,963	\$261	3.0%
256 OPA		\$6,334	\$6,334		\$6,524	\$6,524	\$190	3.0%
185/285	\$1,813	\$3,236	\$5,049	\$1,867	\$3,333	\$5,200	\$151	3.0%
188/288	\$1,638	\$2,811	\$4,449	\$1,687	\$2,895	\$4,582	\$133	3.0%

PROPERTY TAX RATES ⁽³⁾

Improvement District	Current			Proposed		
	Water	Sewer	Total	Water	Sewer	Total
112/212	\$0.0156	\$0.0486	\$0.0642	\$0.0110	\$0.0365	\$0.0475
113/213	\$0.0400	\$0.0590	\$0.0990	\$0.0400	\$0.0590	\$0.0990
125/225/240	\$0.0130	\$0.0150	\$0.0280	\$0.0130	\$0.0150	\$0.0280
153/253	\$0.0090	\$0.0130	\$0.0220	\$0.0090	\$0.0130	\$0.0220
185/285	\$0.0081	\$0.0137	\$0.0218	\$0.0081	\$0.0137	\$0.0218
188/288	\$0.0309	\$0.0085	\$0.0394	\$0.0309	\$0.0085	\$0.0394

⁽¹⁾ ENR for June 2020 through June 2021 is 0.7%.

⁽²⁾ Estimated ENR for June 2021 through June 2022 is 3.0%.

⁽³⁾ Based on \$100 of land assessed value.

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IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District:

111/222

To Date:

	Water	Sewer	Total
Fund Balance (4/30/2021)	\$ 4.6	\$ (28.7)	\$ (24.1)

Future Projection:

Revenue:

Interest Income on Balance	\$ 7.3	\$ (14.4)	\$ (7.1)
Other Revenues ⁽¹⁾	16.1	0.9	\$ 17.1
1% and Enhancement	112.4	142.6	\$ 255.0
Bond Sales	58.6	35.3	93.9
Connection Fees	3.6	6.5	10.1
GO Property Taxes ⁽²⁾	-	-	-
Total Revenue	\$ 198.1	\$ 170.9	\$ 368.9

Expenditures:

Capital	\$ (111.3)	\$ (90.2)	\$ (201.6)
Debt	(81.8)	(49.9)	(131.7)
Total Expenditures	\$ (193.1)	\$ (140.1)	\$ (333.2)

Fund Balance (FY 2052-53)

\$ 9.5	\$ 2.1	\$ 11.6
---------------	---------------	----------------

Change	
\$	%

	Year	Current	Proposed	\$	%
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Connection Fees:

	21-22	\$9,914	\$9,984	\$70	0.7%
	22-23	\$9,984	\$10,283	\$299	3.0%

GO Property Taxes ⁽²⁾:

	21-22	\$0.0000	\$0.0000	\$0.0000	0.0%
	22-23	\$0.0000	\$0.0000	\$0.0000	0.0%

(1) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

(2) This ID has no GO authority and therefore no property taxes

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District:

112/212

To Date:

	Water	Sewer	Total
Expenditures ⁽¹⁾	\$ (20.3)	\$ (71.5)	\$ (91.8)
Connection Fees	\$ 6.2	\$ 26.3	32.5
GO Property Taxes	3.8	10.5	14.3
Previous Bond Sales	8.1	26.0	34.1
Other ⁽²⁾	4.6	5.6	10.3
Fund Balance (4/30/2021)	\$ 2.4	\$ (3.1)	\$ (0.7)

Future Projection:

Revenue:

Interest Income on Balance	\$ 3.4	\$ 6.8	\$ 10.2
Other Revenues ⁽²⁾	(1.1)	3.1	2.0
1% and Enhancement	-	-	
Bond Sales	13.2	29.1	42.3
Connection Fees	15.4	35.0	50.4
GO Property Taxes	16.9	51.8	68.7
Total Revenue	\$ 47.8	\$ 125.7	\$ 173.5

Expenditures:

Capital	\$ (20.9)	\$ (42.3)	\$ (63.2)
Debt	(29.3)	(80.1)	(109.4)
Total Expenditures	\$ (50.2)	\$ (122.4)	\$ (172.6)
Fund Balance (FY 2052-53)	\$ 0.0	\$ 0.2	\$ 0.2

Connection Fees:

Previous	\$6.2	\$26.3	\$32.5
Future	15.4	35.0	50.4

		Year	Current	Proposed	Change				
			\$		\$	%			
Total Connection Fees	\$21.6	\$61.3	\$82.9	50%	21-22	\$5,155	\$6,238	\$1,083	21.0%
					22-23	\$6,238	\$6,426	\$188	3.0%

GO Property Taxes:

Previous	\$3.8	\$10.5	\$14.3
Underlay (ID 125/225)	0.0	0.0	0.0
Future	16.9	51.8	68.7

Total GO Property Taxes	\$20.7	\$62.2	\$82.9	50%	21-22	\$0.0642	\$0.0475	(\$0.0167)	-26.0%
					22-23	\$0.0475	\$0.0475	\$0.0000	0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District:

113/213

To Date:

	Water	Sewer	Total
Expenditures ⁽¹⁾	\$ (20.9)	\$ (36.4)	\$ (57.3)
Connection Fees	4.2	7.9	12.1
GO Property Taxes	2.3	3.3	5.6
Previous Bond Sales	16.3	28.6	44.9
Other ⁽²⁾	1.3	0.2	1.5
Fund Balance (4/31/2021)	\$ 3.1	\$ 3.6	\$ 6.7

Future Projection:

Revenue:

Interest Income on Balance	\$ 5.5	\$ 4.3	\$ 9.8
Other Revenues ⁽²⁾	1.7	1.2	2.9
1% and Enhancement	-	-	-
Bond Sales	9.2	14.6	23.8
Connection Fees	9.1	22.1	31.2
GO Property Taxes	18.3	19.5	37.8
Total Revenue	\$ 43.8	\$ 61.7	\$ 105.4

Expenditures:

Capital	\$ (11.2)	\$ (18.6)	\$ (29.8)
Debt	(31.5)	(48.9)	(80.4)
Total Expenditures	\$ (42.7)	\$ (67.5)	\$ (110.2)
Fund Balance (FY 2052-53)	\$ 4.2	\$ (2.2)	\$ 2.0

Connection Fees:

						Change				
	Year	Current	Proposed	\$	%					
Previous		\$4.2	\$7.9	\$12.1						
Future		9.1	22.1	31.2						
Total Connection Fees		\$13.3	\$30.1	\$43.3	50%	21-22	\$8,888	\$8,950	\$62	0.7%
						22-23	\$8,950	\$9,219	\$269	3.0%
GO Property Taxes:										
Previous		\$2.3	\$3.3	\$5.6						
Underlay (ID 125/225)		0.0	0.0	0.0						
Future		18.3	19.5	37.8						
Total GO Property Taxes		\$20.6	\$22.8	\$43.4	50%	21-22	\$0.0990	\$0.0990	\$0.0000	0.0%
						22-23	\$0.0990	\$0.0990	\$0.0000	0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District:

125/225

To Date:

Fund Balance (4/30/2021)

Water	Sewer	Total
\$ 154.8	\$ (28.6)	\$ 126.2

Future Projection:

Revenue:

Interest Income on Balance	\$ 55.9	\$ (18.4)	\$ 37.5
Other Revenues ⁽²⁾	24.8	12.0	\$ 36.7
1% and Enhancement	-	379.6	\$ 379.6
Bond Sales	69.3	156.5	225.8
Connection Fees	0.7	0.8	1.5
GO Property Taxes	208.2	276.7	484.9
Total Revenue	\$ 358.8	\$ 807.2	\$ 1,166.1

Expenditures:

Capital	\$(135.7)	\$(193.8)	\$ (329.5)
Debt	(348.3)	(609.4)	(957.7)
Total Expenditures	\$(483.9)	\$(803.2)	\$(1,287.1)
Fund Balance (FY 2052-53)	\$ 29.7	\$ (24.6)	\$ 5.2

Change

Connection Fees:

Year	Current	Proposed	\$	%
21-22	\$5,975	\$6,017	\$42	0.7%
22-23	\$6,017	\$6,198	\$181	3.0%

GO Property Taxes:

21-22	\$0.0280	\$0.0280	\$0.0000	0.0%
22-23	\$0.0280	\$0.0280	\$0.0000	0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District

153/253 (Undeveloped)

To Date:

	Water	Sewer	Total
Expenditures ⁽¹⁾	\$ (9.1)	\$ (43.0)	\$ (52.2)
Connection Fees	15.44	16.06	31.50
GO Property Taxes	2.62	3.14	5.77
Previous Bond Sales	7.60	11.90	19.50
Other ⁽²⁾	8.25	9.27	17.52
Fund Balance (4/30/2021)	\$ 24.8	\$ (2.6)	\$ 22.1
Underlay	\$ 6.2	\$ 4.1	\$10.3

Future Projection:

Revenue:

Interest Income on Balance	\$ 17.7	\$ 1.0	\$ 18.8
Other Revenues ⁽²⁾	19.7	80.6	100.2
1% and Enhancement	-	-	
Bond Sales	34.0	45.8	79.8
Connection Fees	5.2	8.9	14.1
GO Property Taxes	3.0	4.3	7.3
Total Revenue	\$ 79.6	\$ 140.6	\$ 220.2

Expenditures:

Capital	\$ (42.9)	\$ (57.1)	\$ (100.0)
Debt	(57.9)	(83.3)	(141.2)
Total Expenditures	\$ (100.8)	\$ (140.5)	\$ (241.3)

Fund Balance (FY 2052-53)

\$ 3.6	\$ (2.5)	\$ 1.1
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Change

Connection Fees:

Previous	\$15.4	\$16.1	\$31.5
Future	\$5.2	\$8.9	\$14.1

Total Connection Fees \$21 \$25 \$45.6 50%

	Year	Current	Proposed	\$	%
	21-22	\$2,828	\$3,054	\$226	8.0%
	22-23	\$3,054	\$3,145	\$91	3.0%

GO Property Taxes:

Previous	\$8.9	\$7.2	\$16.1
Underlay (ID 125/225)	\$10.7	\$12.3	\$23.0
Future	\$3.0	\$4.3	\$7.3

Total GO Property Taxes \$23 \$24 \$46.4 50%

	21-22	\$0.0220	\$0.0220	\$0.0000	0%
	22-23	\$0.0220	\$0.0220	\$0.0000	0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other Revenues include native water and golf course revenue for 153/253, buy-in costs, and estimated grant revenue.

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District: 185/285

<u>To Date:</u>	Water	Sewer	Total	
Expenditures ⁽¹⁾	\$ (2.1)	\$ (4.2)	\$ (6.3)	
Connection Fees	\$ 2.9	\$ 5.2	8.1	
GO Property Taxes	\$ 0.5	\$ 0.8	1.3	
Previous Bond Sales	\$ 1.5	\$ 1.8	3.3	
Other ⁽²⁾	\$ 0.4	\$ 2.8	3.3	
Fund Balance (4/30/2021)	\$ 3.2	\$ 6.4	\$ 9.7	
 <u>Future Projection:</u>				
Revenue:				
Interest Income on Balance	\$ (0.2)	\$ 5.4	\$ 5.2	
Other Revenues ⁽²⁾	0.2	2.4	2.7	
Bond Sales	0.3	0.4	0.8	
Connection Fees	0.7	1.2	1.9	
GO Property Taxes	1.7	2.8	4.5	
Total Revenue	\$ 2.7	\$ 12.3	\$ 15.0	
Expenditures:				
Capital	\$ (4.5)	\$ (7.1)	\$ (11.7)	
Debt	(3.1)	(3.9)	(7.0)	
Total Expenditures	\$ (7.6)	\$ (11.0)	\$ (18.7)	
Fund Balance (FY 2052-53)	\$ (1.7)	\$ 7.8	\$ 6.1	

<u>Connection Fees:</u>					Year	Current	Proposed	\$	%
Previous	\$2.9	\$5.2	\$8.1						
Future	\$0.7	\$1.2	\$1.9						
Total Connection Fees	\$4	\$6	\$10.0	50%	21-22	\$5,014	\$5,049	\$35	0.7%
					22-23	\$5,049	\$5,200	\$151	3.0%
 <u>GO Property Taxes:</u>									
Previous	\$0.5	\$0.8	\$1.3						
Underlay (ID 125/225)	\$1.8	\$2.1	\$3.9						
Future	\$1.7	\$2.8	\$4.5						
Total GO Property Taxes	\$4	\$6	\$9.8	50%	21-22	\$0.0218	\$0.0218	\$0.0000	0.0%
					22-23	\$0.0218	\$0.0218	\$0.0000	0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

IRVINE RANCH WATER DISTRICT
Analysis of Changes within IDs
(in millions)

Improvement District:

188/288

To Date:

	Water	Sewer	Total
Expenditures ⁽¹⁾	\$ (9.5)	\$ (8.3)	\$ (17.8)
Connection Fees	0.9	1.4	2.3
GO Property Taxes	2.4	0.3	2.6
Previous Bond Sales	4.6	0.4	5.0
Other ⁽²⁾	2.6	6.7	9.3
Fund Balance (4/30/2021)	\$ 0.9	\$ 0.5	\$ 1.4

Future Projection:

Revenue:

Interest Income on Balance	\$ 0.3	\$ 2.1	\$ 2.5
Other Revenues ⁽²⁾	0.2	-	0.2
1% and Enhancement	-	-	
Bond Sales	0.7	0.3	1.0
Connection Fees	0.8	1.4	2.3
GO Property Taxes	1.5	0.4	1.9
Total Revenue	\$ 3.5	\$ 4.3	\$ 7.8

Expenditures:

Capital	\$ (1.5)	\$ (0.7)	\$ (2.2)
Debt	(3.5)	(0.9)	(4.4)
Total Expenditures	\$ (5.0)	\$ (1.6)	\$ (6.5)
Fund Balance (FY 2052-53)	\$ (0.5)	\$ 3.2	\$ 2.7

Connection Fees:

Previous	\$0.9	\$1.4	\$2.3
Future	\$0.8	\$1.4	\$2.3

				Change	
				\$	%
Total Connection Fees	\$1.7	\$2.8	\$4.6	50%	
				21-22	\$4,418
				22-23	\$4,449
					\$31
					0.7%
					\$133
					3.0%
<u>GO Property Taxes:</u>					
Previous	\$2.4	\$0.3	\$2.6		
Future	\$1.5	\$0.5	\$1.9		
Total GO Property Taxes	\$3.8	\$0.8	\$4.6	50%	
				21-22	\$0.0394
				22-23	\$0.0394
					\$0.0000
					0.0%
					\$0.0000
					0.0%

(1) Expenditures includes both capital infrastructure and general plant expenditures.

(2) Other includes Grants, AMP, LRP, LPP, and any other revenue sources that were used to offset capital.

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EXHIBIT "C"

RESOLUTION NO. 2021-

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT
ADOPTING CHANGES TO CONNECTION FEES AS SET FORTH IN
THE SCHEDULE OF RATES AND CHARGES IN EXHIBIT "B" TO THE
RULES AND REGULATIONS OF IRVINE RANCH WATER DISTRICT
FOR WATER, SEWER, RECYCLED WATER, AND NATURAL
TREATMENT SYSTEM SERVICE
(EFFECTIVE AUGUST 1, 2021)

The Irvine Ranch Water District ("IRWD") is a California Water District organized and existing under the California Water District Law, and all of the lands within the boundaries of said District are located in the County of Orange, State of California.

California Water Code Sections 35423, 35470, and 35501 empower the District to establish, print and distribute equitable rules and regulations and prescribe and collect rates or other charges for water and sewer service, which includes connection fees for connection and service capacity.

The Board of Directors of IRWD, by adoption of Resolution No. 2021- approved and adopted amended "Rules and Regulations of Irvine Ranch Water District for Water, Sewer, Recycled Water, and Natural Treatment System Service effective December 16, 2019 ("Rules and Regulations").

Exhibit "B" of the Rules and Regulations sets forth rates and charges, which may be changed from time to time by adoption of changes to any of the rates and charges or establishing any new rates and charges.

Public Resources Code Section 21080(b) (8) provides that the establishment, modification, structuring, restructuring or approval of rates, tolls, fares, or other charges by public agencies are exempt from the requirements of the California Environmental Quality Act if certain findings are made specifying the basis for the claim of exemption.

Article XIII B of the Constitution of the State of California, limiting local agencies' appropriations of proceeds of taxes, excludes user charges or fees or regulatory fees from the definition of proceeds of taxes, as long as such fees and charges do not produce revenue exceeding the costs reasonably borne in providing the regulation, product or service, and further excludes appropriations for debt service and appropriations for qualified capital outlay projects from appropriations subject to limitation.

The Board of Directors of IRWD deems it advisable and finds that it would be in the best interest of the District to amend or establish connection fees, consistent with applicable constitutional and statutory requirements.

The proposed revisions to the connection fees, as set forth in Exhibit "A" to this resolution, do not modify or establish any property-related fees or charges subject to the notice and hearing procedures of Article XIID of the Constitution of the State of California.

The Board of Directors of IRWD therefore resolves as follows:

Section 1. It is hereby found and determined that the proposed changes to the Schedule of Rates and Charges are within the purposes set forth in Section 21080(b) of the Public Resources Code including but not by way of limitation, the purposes of (1) obtaining funds for capital projects necessary to maintain service within existing areas, and (2) meeting financial reserve needs, and therefore, that such changes are exempt from CEQA.

Section 2. It is hereby found and determined that relative to Article XIII B of the Constitution of the State of California, the charges or fees or regulatory fees established or increased hereby do not produce revenues exceeding the costs reasonably borne in providing the regulation, product or service and/or are used for debt service or qualified capital outlay projects and accordingly do not constitute proceeds of taxes, the appropriation of which is limited under Article XIII B, and that the documentation used in making such determinations has been on file in the office of IRWD for not less than 15 days prior to the date hereof, pursuant to Section 7910 of the Government Code of the State of California. It is hereby further found and determined that relative to the requirements of Sections 66013 and 66016 of the Government Code of the State of California, the availability of such documentation also satisfies the requirement to make publicly available the data indicating the estimated cost and revenue sources to provide the service for which the fee is imposed at least 10 days prior to the meeting at which this resolution is adopted, and that the connection fees established or increased hereby do not exceed the estimated reasonable cost of providing the service for which they are imposed.

Section 3. The new and/or revised connection fees as set forth in Exhibit “A” attached to this resolution and by this reference incorporated herein are hereby adopted, and the corresponding rate(s), fee(s) or charge(s), if any, as set forth in Rules and Regulations Exhibit “B” currently in effect, are hereby superseded. Staff is directed to incorporate the hereby adopted new and/or revised connection fee(s) into Exhibit “B” to the Rules and Regulations.

Section 4. That the provisions of this Resolution shall be effective August 1, 2021.

Section 5. That the Secretary is hereby ordered and directed to post a certified copy of this Resolution in a public place within the Irvine Ranch Water District.

ADOPTED, SIGNED and APPROVED on July 12, 2021.

President, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

Secretary, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

APPROVED AS TO FORM:

Hanson Bridgett LLP

By: _____

District Counsel

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EXHIBIT "D"

RESOLUTION NO. 2021-

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT
ESTABLISHING AD VALOREM TAX REVENUES FOR
FISCAL YEAR 2021-22

The Board of Directors of the Irvine Ranch Water District (IRWD) has duly considered the financial needs of IRWD and its Improvement District Nos. 112, 113, 125, 153, 185, 188, 212, 213, 225, 240, 253, 285, and 288, for the fiscal year 2021-22 and the funds available and established to become available for meeting said financial needs.

Pursuant to Water Code Section 37206, the Board of Directors annually shall furnish to the Board of Supervisors of Orange County and to the County Auditor, an estimate in writing of the amount of money needed to be raised by the District during the fiscal year for the payment of its proportion of the amount required for the purposes of the District.

Article XIII B of the Constitution of the State of California provides that the appropriations of local agencies will be limited each year to those of the previous year with specified adjustments permitted.

Section 9(a) of Article XIII B specifically excludes appropriations required to pay the cost of interest and redemption charges, including the funding of any reserve or sinking fund required in connection therewith, on indebtedness existing or legally authorized as of January 1, 1979, or on bonded indebtedness thereafter approved according to law by a vote of electors.

The ad valorem tax revenues established by IRWD are used entirely for debt service and are therefore exempt from the appropriations formula established by Article XIII B.

The ad valorem tax revenues received by IRWD pursuant to this Resolution will provide a portion of the funds needed to pay principal and interest with respect to the General Obligation Bonds referenced below, and this Board wishes to specify the sources of the remainder of the amounts needed therefor in the current year.

The Board of Directors of IRWD therefore resolves as follows:

Section 1. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 153 of IRWD for fiscal year 2021-22 is .00900 percent (.0000900) of full value.

Section 2. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 253 of IRWD for fiscal year 2021-22 is .01300 percent (.0001300) of full value.

Section 3. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 225 of IRWD for fiscal year 2021-22 is .01500 percent (.0001500) of full value.

Section 4. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 240 of IRWD for fiscal year 2021-22 is .01500 percent (.0001500) of full value.

Section 5. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 125 of IRWD for fiscal year 2021-22 is .01300 percent (.0001300) of full value.

Section 6. That the tax to be levied for servicing Improvement District No. 252's just proportion of liability determined pursuant to Resolution No. 2005-41, for the General Obligation Bonds of Improvement District No. 225 of IRWD for fiscal year 2021-22 is .00001 percent (.0000001) of full value.

Section 7. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 188 of IRWD for fiscal year 2021-22 is .03090 percent (.0003090) of full value

Section 8. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 288 of IRWD for fiscal year 2021-22 is 00850 percent (.0000850) of full value.

Section 9. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 113 of IRWD for fiscal year 2021-22 is .04000 percent (.0004000) of full value.

Section 10. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 213 of IRWD for fiscal year 2021-22 is .05900 percent (.000590) of full value.

Section 11. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 112 of IRWD for fiscal year 2021-22 is .01100 percent (.00011000) of full value.

Section 12. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 212 of IRWD for fiscal year 2021-22 is .03650 percent (.0003650) of full value.

Section 13. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 185 of IRWD for fiscal year 2021-22 is .00810 percent (.0000810) of full value.

Section 14. That the tax to be levied for servicing the General Obligation Bonds of Improvement District No. 285 of IRWD for fiscal year 2021-22 is .01370 percent (.0001370) of full value.

Section 15. The taxes levied pursuant to Sections 1 and 2 of this Resolution are for bonds approved before January 1, 1989. The taxes levied pursuant to Sections 7 through 14 are for bonds approved after January 1, 1989. The taxes levied pursuant to Sections 3 through 6 are for bonds approved before January 1, 1989 and bonds approved after January 1, 1989.

Section 16. That the Secretary and Treasurer of the District are hereby directed to furnish a certified copy of this resolution to the Auditor of the County of Orange.

Section 17. That the ad valorem tax revenues established by IRWD hereby for the fiscal year 2021-22 are in compliance with the provisions of Article XIII B of the constitution of the State of California.

Section 18. That principal and interest with respect to the General Obligation Bonds of IRWD shall be paid from (1) the ad valorem assessments received by IRWD pursuant to this Resolution; (2) any amounts held in bona fide debt service funds; (3) other monies, if any, required to be applied to the payment of debt service by the applicable indenture or resolution of issuance; (4) tax revenues applied pursuant to Resolution No. 2002-10 and to certain parity obligations as described in the Indenture of Trust, dated April 1, 2011, as amended and supplemented, relating to the Bonds of Irvine Ranch Water District, Refunding Series 2011A-1 (pledge of the 1% levy), as such application may be modified by resolution amending the allocation of tax revenues; and (5) to the extent additional amounts are necessary for such purpose, revenues which are received by IRWD within twelve months of being applied to the payment of debt service and which are legally available therefor, including income from the investment of such revenues where both the investment income and the revenues on which it is earned are received by IRWD within twelve months of being applied to the payment of debt service.

ADOPTED, SIGNED and APPROVED on July 12, 2021.

President, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

Secretary, IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

APPROVED AS TO FORM:
Hanson Bridgett LLP

By: _____
District Counsel

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EXHIBIT "E"

RESOLUTION NO. 2021

RESOLUTION OF THE BOARD OF DIRECTORS OF
IRVINE RANCH WATER DISTRICT
AMENDING ALLOCATION OF *AD VALOREM* PROPERTY
TAXES TO DEBT SERVICE, SUBJECT TO PLEDGE

The Board of Directors of the Irvine Ranch Water District ("IRWD") has adopted Resolution Nos. 1992-48 and 2002-10, relating to IRWD's appropriation and pledge of revenues from the general 1% *ad valorem* property tax.

Those resolutions authorized and directed the Treasurer to annually allocate the general 1% *ad valorem* property tax revenues received by IRWD among the debt service requirements of the issues of bonds specified in those resolutions ("Secured Bonds") in accordance with a formula set forth therein, with the 2002 pledge formula to be applied in lieu of the 1992 pledge formula to the extent provided in Resolution No. 2002-10.

No Secured Bonds that received a pledge of general 1% *ad valorem* property tax revenues under Resolution Nos. 1992-48 or 2002-10 currently remain outstanding, except for the Series 1993 bonds.

IRWD's revenues from the general 1% *ad valorem* property tax, to the extent not applied to pay principal and interest on the Secured Bonds, have been pledged by IRWD to certain parity obligations (the "Parity Obligations") identified by the Indenture of Trust, dated April 1, 2011, as amended and supplemented (the "2011 Indenture"), relating to the Bonds of Irvine Ranch Water District, Refunding Series 2011A-1.

On November 11, 2013, pursuant to Water Code Section 36454 *et seq.*, the Board of Directors adopted Resolution No. 2013-43, ordering the consolidation of Improvement District Nos. 102, 105, 106, 121, 130, 135, 140, 161, 182, 184 and 186, as modified by certain annexations and detachments ordered by the Board, into a single improvement district designated "Improvement District No. 125" and the consolidation of Improvement District Nos. 2(202), 206, 221, 230, 235, 250, 261, 282, 284 and 286, as modified by certain annexations and detachments ordered by the Board, into a single improvement district designated "Improvement District No. 225".

The consolidation is one of several actions taken by IRWD based upon its comprehensive evaluation and study of its long-term financial requirements, including: a detailed planning, engineering and financial assessment of the total costs of existing and future facilities in the water and wastewater systems; available bond authorization and other revenue sources to finance facilities to serve future development, system reliability necessary to meet upgraded regulatory requirements for both existing and future demands and replacement and refurbishment to the existing systems; debt service; simplification of the improvement district structure; and assurance of equitable and fair sharing of regional and local cost between existing and future users and among the areas that have comprised the various existing improvement districts and other geographic areas served by the system; and

Pursuant to Water Code Section 36454.1, the included amounts and/or included percentages of each series of the Secured Bonds or Parity Obligations that constituted the general obligation of one or more of Improvement District Nos. 105, 121, 130, 135, 140, 161, 182, 184

and 186 were assumed by and became the liability of Improvement District No. 125, and the included amounts and/or included percentages of the respective series of the Secured Bonds or Parity Obligations that constituted the general obligation of one or more of Improvement District Nos. 221, 230, 235, 250, 261, 282, 284 and 286 were assumed by and became the liability of Improvement District No. 225.

The Board deems it to be appropriate, in the interest of IRWD and consistent with the pledges contained in Resolution No. 2002-10 and the 2011 Indenture (collectively, the “Pledges”), to modify the allocation of the revenues from the general 1% *ad valorem* property tax received during the 2021-22 fiscal year (the “Fiscal Year”), subject to the availability of other revenues for debt service on Secured Bonds and Parity Obligations in such year.

The proposed modifications consist of substitution of an allocation of 1% *ad valorem* tax revenues among debt service obligations that is different from the allocation that would be calculated under the formulas specified in the Pledges; in addition, by separate resolution adopting the capital budget, this Board has allocated a portion of the 1% *ad valorem* tax revenues for the Fiscal Year to one or both of IRWD’s Replacement Fund or Enhancement Fund.

Article XIII B of the Constitution of the State of California provides that the appropriations of local agencies will be limited each year to those of the previous year, adjusted for changes in population, cost of living and transfers in sources of funding.

Section 9 of Article XIII B excludes from the appropriations subject to limitation appropriations for debt service and appropriations for all qualified capital outlay projects; a qualified capital outlay project is defined by statute as an appropriation for a fixed asset (including land and construction) with a useful life of 10 or more years and a value which equals or exceeds one hundred thousand dollars (\$100,000).

The Board of Directors of the Irvine Ranch Water District therefore resolves as follows:

Section 1. Subject in all respects to the Pledges, the Treasurer is hereby authorized and directed to implement a modified allocation of the pledged amounts (as defined in the Pledges) of the general 1% *ad valorem* property tax revenues for the Fiscal Year 2021-22 in the manner set forth as follows:

- (a) the amount to be allocated to the Replacement Fund shall be as specified in the resolution adopting the capital budget for the Fiscal Year;
- (b) the amount to be allocated to the Enhancement Fund shall be as specified in the resolution adopting the capital budget for the Fiscal Year;
- (c) the amount to be allocated to the sharing of regional and local cost by existing and future users of the areas known as 111 and 222 shall be as set forth in Attachment “A,” which is attached to this resolution and by this reference made a part hereof;
- (d) the allocation among the Improvement Districts’ debt service obligations shall be as set forth in Attachment “A,” subject to adjustments as may be necessary to reflect actual tax revenues received by IRWD;

(e) the amount allocated to each Improvement District or combination of Improvement Districts specified in Attachment “A” shall be further allocated by the Treasurer among the various outstanding bond issues based upon their debt service requirements and/or other criteria as he deems appropriate; and

(f) the amounts to be allocated pursuant to paragraphs (d) and (e) from the pledged amount of the general 1% *ad valorem* property tax revenues received by IRWD shall be held unallocated until such allocations are made, and each such amount shall be deposited into the appropriate debt service fund or account for the respective bond issue as and when determined by the Treasurer.

The applications described in this section shall be made only if and to the extent there is not a deficiency at the time of application in the amounts available to pay debt service for any Secured Bonds or Parity Obligations.

Section 2. Nothing contained in this resolution is intended to impair or modify in any way the pledge of the general 1% *ad valorem* property tax revenues as stated in the Pledges. Nothing contained in this resolution is intended to create any entitlement with respect to the use of general 1% *ad valorem* property tax revenues for any particular purpose, it being intended that such revenues are unrestricted except by such Pledges and are subject to application as determined in the discretion of the Board of Directors from time to time.

Section 3. It is hereby found and determined that relative to appropriations subject to limitation under Article XIII B of the Constitution of the State of California, the applications of revenues described in this resolution are for debt service, and accordingly do not constitute proceeds of taxes the appropriation of which is limited under Article XIII B, and that the documentation used in making such determinations has been on file in the office of IRWD for not less than 15 days prior to the date hereof, pursuant to Section 7910 of the Government Code of the State of California

Section 4. The President, Secretary, Treasurer and each other officer of IRWD, acting singly, be and hereby is authorized and directed to execute and deliver any and all documents or instruments and to do and perform any and all acts and things necessary or proper for carrying out the transactions contemplated by this resolution.

ADOPTED, SIGNED AND APPROVED on July 12, 2021.

President/Vice President
IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

Secretary/Assistant Secretary
IRVINE RANCH WATER DISTRICT
and of the Board of Directors thereof

APPROVED AS TO FORM:
Hanson Bridgett LLP

By _____
District Counsel

ATTACHMENT A

ID or Area (Water)	2002 Pledge Formula Allocation of 1% General Tax Revenue ^a	2021-22 Allocation of 1% General Tax Revenue	ID or Area (Sewer)	2002 Pledge Formula Allocation of 1% General Tax Revenue ^a	2021-22 Allocation of 1% General Tax Revenue
112	0	0	212	0	0
113	0	0	213	0	0
125 ^{b c}	17%	10%	225 ^{d e}	23%	25%
153	0	0	240	3%	6%
154	0	0	252	0	0
185	0	0	253	0	0
188	0	0	288	0	0
111	0	7%	222	0	20%

Fund	Allocation of 1% Revenue, Per 2020-21 Capital Budget Resolution
Replacement Fund	32%
Enhancement Fund	0

^a No Secured Bonds that received a pledge of 1% general tax levy revenues under Resolution No. 1992-48 remain outstanding. The pledge made by Resolution No. 2002-10 secured the outstanding Consolidated Series 1993 Bonds (consisting of the included percentages of Improvement District Nos. 105 (14.67%), 140 (15.20%), 240 (43.73%) and 250 (26.40%)

^b Improvement District No. 125 assumed the liability for the included amounts and/or included percentages of debt service for each series of the Secured Bonds or Parity Obligations that constituted the general obligation of one or more of the improvement districts consolidated as Improvement District No. 125: Nos. 105, 121, 130, 135, 140, 161, 182, 184 and 186.

^c After the formation of Improvement District No. 125, with respect to the Series 1993 Bonds, the aggregated included percentages of Improvement District Nos. 105 and 140 (36.87%) were assumed by Improvement District No. 125.

^d Improvement District No. 225 assumed the liability for the included amounts and/or included percentages of debt service for each series of the Secured Bonds or Parity Obligations that constituted the general obligation of one or more of the improvement districts consolidated as Improvement District No. 225: Nos. 2(202), 206, 221, 230, 235, 250, 261, 282, 284 and 286.

^e After the formation of Improvement District No. 225, with respect to the Series 1993 Bonds, the included percentage of Improvement District No. 250 (26.40%) was assumed by Improvement District No. 225.

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***IRVINE RANCH WATER DISTRICT
DEVELOPMENT SERVICES
RATE CHANGES
FY 2021-22***



Irvine Ranch
WATER DISTRICT

***Effective
August 1, 2021***

Section 3: Developer Services

Water Connection Fees

1. Residential

	<u>Improvement District</u>	<u>0-5.8 DUs/acre</u>	<u>5.9-10.8 DUs/acre</u>	<u>10.9-25.8 DUs/acre</u>	<u>25.9+ DUs/acre</u>
Connection Fees Per Dwelling Unit	111*	\$4,055	\$3,576	\$3,031	\$2,559
	112	\$1,888	\$1,888	\$1,888	\$1,888
	112a (tax exempt)	\$3,180	\$3,180	\$3,180	\$3,180
	113	\$1,259	\$1,259	\$1,259	\$1,259
Development shall be gross acres excluding private parks.	125	\$2,893	\$2,893	\$2,893	\$2,893
	153	\$1,110	\$1,110	\$1,110	\$1,110
	153 PA 30	\$4,258	\$4,258	\$4,258	\$4,258
	185	\$1,813	\$1,813	\$1,813	\$1,813
	188	\$1,638	\$1,638	\$1,638	\$1,638
	*All others				

2. Commercial, industrial, and public authority

	<u>Improvement District</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Public Authority</u>
Connection Fees Per Gross Acre	111*	\$22,501	\$34,271	\$22,501
	112	\$11,228	\$11,228	\$11,228
	112a (tax exempt)	\$20,660	\$20,660	\$20,660
	113	\$23,779	\$0	\$23,779
	125	\$14,349	\$20,369	\$14,349
	153	\$7,419	\$10,530	\$7,419
	PA 30	\$21,128	\$29,992	\$21,128
	185	\$8,470	\$8,470	\$8,470
	188	\$6,469	\$6,469	\$6,469
	*All others			

3. Parks and churches

	<u>Improvement District</u>	<u>Indoor Water Use</u>	<u>Outdoor⁽¹⁾ Water Use</u>
Connection Fees Per Fixture Unit	111*	\$70.47	\$247.99
	125	\$47.69	\$167.15
(1) Calculated per Uniform Code	153	\$24.69	\$86.53
	PA 30	\$70.27	\$246.29
	185	\$48.73	\$171.13
	188	\$32.32	\$113.71
	*All others		

4. Schools (public and private)

	<u>Improvement District</u>	<u>Indoor Primary &/or Intermediate</u>	<u>Secondary</u>	<u>Outdoor Primary Intermediate & Secondary</u>
Connection Fees Per 100 Students Based on Max Daily Attendance	111*	\$5,554	\$7,447	\$239
	125	\$3,750	\$5,036	\$168
	153	\$1,942	\$2,606	\$86
	PA 30	\$5,526	\$7,420	\$247
	185	\$3,674	\$5,154	\$166
	188	\$2,957	\$3,957	\$128
	*All others			

Other Water Connection Charges

1. High volume user – Non-Residential

This section shall apply to all commercial, industrial, and public authority applicants in addition to standard connection fees in all improvement districts.

Connection Fee Formula	Additional High Volume Water User Connection Fee =	
	$\frac{[\text{Est. Gallons per Day use} - (\text{no. acres} \times \text{use factor}^*)] \times \$1,267,324/\text{cfs}}{646,320 \text{ gal/day/cfs}}$	
*Non-Residential Water Use Factor	<u>Land Use Category</u>	<u>Water Use Factors (Gal/Acre x /Day)</u>
	Commercial	2,000.00
	Industrial	4,000.00
	UCI	Special Contract

Definitions

Commercial: Commercial development includes but is not limited to the following uses: Hotels, retail, and offices.

Industrial: Industrial development includes but is not limited to the following uses: Manufacturing, research and development, and distribution.

Methodology for calculating redevelopment connection fees

Redevelopment connection fees will be calculated using the following methodology, effective January 1, 2014:

- 1) Calculate water and sewer connection fee based on redevelopment plans utilizing current rates and charges;
- 2) Provide a credit based on the existing project (to be redeveloped) by calculating a connection fee using current rates and charges; and
- 3) The redevelopment connection fee calculation is the difference between the new development connection fee and the connection fee credit. No refunds will be given if the credit is greater than connection fee.

2. Service installations by District

Customers may request the District to install, relocate, or abandon domestic water and recycled water service lines up to 2-inch in size. To request an action listed above, the customer must submit a Quote Request for Service or Meter Modifications which can be obtained by contacting Development Services. District staff will prepare a cost estimate for the requestor. When payment is received, a work order will be issued to District staff to begin coordination and installation. Easements will be required for any facilities located outside of the public right of way. A connection fee will apply for any previously undeveloped parcel. Meter installation costs are shown in subsection 3.

The District reserves the right to decline a customer's request for service installations by District for any reason. In the event the District declines to perform service installations, the requester will need to submit design plans for review and approval through Development Services. For further information, see Development Services Procedural Guidelines and General Design Requirements document which can be found at www.irwd.com.

3. Meter installations by District

Customers may request the District to install or replace (downsize or upsize) domestic water or recycled water meters. To request an action listed above, the customer must submit a Quote Request for Service or Meter Modifications which can be obtained by contacting the District's Development Services. The District may require OCFA approval documents prior to the installation of certain meter sizes. District staff will prepare a cost estimate for the requestor. When payment is received, a work order will be issued to District staff to begin coordination and installation.

a. Meter Costs

<u>Meter size</u>	<u>Cost</u>	<u>Meter size</u>	<u>Cost</u>
5/8"	\$ 110.00	2" Disc	\$ 750.00
3/4"	170.00	2" Turbo	2,680.00
1"	240.00		
1 1/2"	580.00		

- b. The customer shall pay for the cost of additional parts and labor needed for the installation or replacement. For example, the cost to convert from 5/8" or 3/4" to a 1" meter is \$2,000. This price is in addition to the cost for a 1" meter.
- c. The customer will be responsible for any plumbing modifications downstream of the water meter.
- d. Meter cost includes strainer.

4. Upsizing and downsizing meter request requirements

- a. It is the customer's responsibility to ensure that any upsizing or downsizing of the meter will not have any adverse effects to the customer's system as it relates to water pressure, fire protection or ability to successfully serve the demand of the home or business. The District may require OCFA approval of any modifications and/or a signed Request & Authorization to Change Meter Size form.
- b. Any private-side (downstream of the water meter) modifications or repairs are the sole responsibility of the customer.
- c. If for any reason the customer chooses to change back to the original size meter, all installation costs would once again apply.

A quote request for service or meter modifications can be obtained at the District's Development Services counter.

5. Domestic water, recycled water, and Natural Treatment System (NTS) plan check and inspection fees

Plan check and inspection fees for water systems shall be calculated as 10% of the bondable cost for the off-site, public, potable or recycled water system or a fixed fee as described below. Plan check and inspection fees for Natural Treatment System (NTS) shall be calculated as 5% of the bondable cost or a minimum of \$30,000.00. Residential or Natural Treatment Systems plans require a non-refundable deposit of 5% of the estimated cost. Non-residential plans require a nonrefundable \$100 deposit. The deposit shall be submitted when submitting for first plan check. Any remaining fees shall be paid prior to final approval of the plans.

Installation of a 1" or 2" service	\$1,000.00
Removal of a 1" or 2" service	1,000.00
Installation of Fire DCBA or fire hydrants	1,000.00
Installation of recycled water hydrants or temporary construction connections	1,000.00

The overtime inspection rate is \$175.00/hr.

6. Interim water service charge – new development

Builders and developers will be charged \$43.15 per connection for water service directly related to the vertical construction process of homes. The charge applies only in a new tract and/or development for the period of time after in-tract pipelines, service mains and sewer pipelines have been connected to the District's water system. Once connections to the District pipelines are made and housing phases are released for occupancy, water used through the occupants metered house connection will be billed to the developer or resident as appropriate. Connection methods and appropriate use of water is at the sole discretion of the District. Examples of permitted uses may include construction of living structures, lot soft-scape, exterior of the home stucco/ plaster, drywall, interior stonework, interior finishing work and clean-up. Examples of unpermitted uses may include, but are not limited to, connections to sales/construction trailers, flat work, hardscaping, retaining and other walls, lot or pad soaking, streetscape, water trucks/ buffaloes or any connection practice that could pose a risk to public health resulting from a backflow condition. Unpermitted connections require a temporary construction meter. Failure to properly connect to the District's Distribution System will subject the builder/developer to non-compliance charges.

Unmetered water service is not permitted for custom lots. Developers for custom lots will be required to apply for a domestic water construction meter prior to starting construction.

Sewer Connection Fees

1. Residential

	Improvement District	0-5.8 DU\$/acre	5.9-10.8 DU\$/acre	10.9-25.8 DU\$/acre	25.9+ DU\$/acre
Connection Fees Per Dwelling Unit	1 (222) *	\$7,200	\$6,408	\$5,275	\$4,161
	212	\$4,350	\$4,350	\$4,350	\$4,350
	212a (tax exempt)	\$8,297	\$8,297	\$8,297	\$8,297
	213	\$7,691	\$7,691	\$7,691	\$7,691
Total acreage for any given development shall be gross acres excluding private parks.	240	\$3,973	\$3,973	\$3,973	\$3,973
	225	\$3,124	\$3,124	\$3,124	\$3,124
	253	\$1,944	\$1,944	\$1,944	\$1,944
Parks.	253 PA 30	\$4,444	\$4,444	\$4,444	\$4,444
	256	\$6,334	\$6,334	\$6,334	\$6,334
	285	\$3,236	\$3,236	\$3,236	\$3,236
	288	\$2,811	\$2,811	\$2,811	\$2,811
	OPA1 (Ridgeline)	\$6,492	\$6,492	\$6,492	\$6,492
	*All others				

2. Commercial, industrial, and public authority

	Improvement District	Commercial	Industrial	Public Authority
Connection Fees Per Gross Acre	1 (222) *	\$40,354	\$70,405	\$40,354
	212	\$26,920	\$26,920	\$26,920
	212a (tax exempt)	\$49,535	\$49,535	\$49,535
	213	\$33,935	\$33,935	\$33,935
	240	\$18,141	\$18,141	\$18,141
	225	\$15,274	\$18,069	\$15,274
	253	\$7,530	\$12,495	\$7,530
	253 PA 30	\$19,814	\$32,878	\$19,814
	285	\$6,467	\$6,467	\$6,467
	288	\$11,091	\$11,091	\$11,091
	*All others			

3. Parks and churches

	Improvement District	Fee
Connection Fees Per Fixture Unit	1 (222) *	\$446.47
	240	\$269.90
	225	\$239.40
	253	\$118.02
	253 PA 30	\$310.54
	288	\$73.60
	*All others	

4. Schools (public and private)

	Improvement District	Primary &/or Intermediate	Secondary
Connection Fees Per 100 Students Based on Max Daily Attendance	1 (222) *	\$21,156	\$28,212
	240	\$12,756	\$17,011
	225	\$11,248	\$14,997
	253	\$5,545	\$7,393
	253 PA 30	\$14,590	\$19,454
	288	\$3,543	\$4,721
	*All others		

Other Sewer Connection Charges

1. Sewer lateral installations by District

The District does not install sewer laterals.

2. Irvine Business Complex (IBC) – non-residential

-----Commercial/Industrial-----

	<u>Low Demand</u>	<u>Average Demand</u>	<u>High Demand</u>
Connection Fees Per 1,000 Square Feet	\$278	\$1,716	\$4,067

- a. Low Demand connections are the following categories of users: Nurseries, Warehouses, Parking Structures, RV Storage, Churches, Truck Terminals, RV Parks, Lumber/Construction Yards, and other discharge whose flow is similar in volume to these listed categories.
- b. Average Demand connections other than listed in Low or High Demand categories.
- c. High Demand connections are the following categories of users: Restaurants, Supermarkets, Car Washes, Coin Laundries, Amusement Parks, Shopping Centers with Restaurants, Food Processing Facilities, Textile Manufacturers, and other discharges whose flow is similar in volume to these listed categories.

3. High volume user – Non-Residential

This section shall apply to commercial, industrial, and public authority applicants in addition to standard connection fees in all improvement districts.

Connection Fee Formula Additional High Volume Sewer User Connection Fee =

* Sewer GPD = 90% of water GPD [Est. GPD use * – (no. acres x use factor**)] x \$18.42/Gal. of Sewer Flow

**Non-Residential Sewage Flow Generators (Use Factors)	<u>Land Use Category</u>	<u>Average Flows</u>
	Commercial	1,300.00
	Industrial	2,600.00
	UCI	Special Contract

Definitions Commercial: Commercial development includes but is not limited to the following uses: Hotels, retail, and offices.
Industrial: Industrial development includes but is not limited to the following uses: Manufacturing, research and development, and distribution.

Methodology for calculating redevelopment connection fees

Redevelopment connection fees will be calculated using the following methodology, effective January 1, 2014:

- 1) Calculate water and sewer connection fee based on redevelopment plans utilizing current rates and charges;
- 2) Provide a credit based on the existing project (to be redeveloped) by calculating a connection fee using current rates and charges; and
- 3) The redevelopment connection fee calculation is the difference between the new development connection fee and the connection fee credit. No refunds will be given if the credit is greater than connection fee.

4. Sanitary sewer plan check and inspection fees

The plan check and inspection fee for public sewer systems will be calculated as 10% of the bondable cost for the off-site public sewer system. Residential plans require a non-refundable deposit of 5% of the estimated cost. Non-residential plans require a non-refundable \$100 deposit. The deposit shall be submitted when submitting for first plan check. Any remaining fees shall be paid prior to final approval of the plans. The overtime inspection rate is \$175.00/hr.

District closed circuit television inspection charges

a. Initial TV inspection fee

A fee of \$0.85 per linear foot as measured from the center line of manholes will be charged for all 6-inch and larger sewer lines to be inspected by a closed circuit television camera. The District will furnish the special camera equipment and manpower to fulfill this inspection requirement. This fee is to be paid along with the other connection, meter, and inspection fees prior to the District signing developer's tract utility plans.

b. Reinspection

Fees will be assessed for reinspection by District TV Crew after corrective work is completed. Those portions of the pipeline system that have been corrected must be re-televised.

- 1) District fees for re-televising corrective work will be a flat set-up fee of two hundred fifty dollars (\$250.00) plus \$0.85 per linear foot of sewer line re-inspected measured centerline to centerline of manholes.
- 2) Payment for re-televising estimated inspection fees must be received by the Development and Inspection Services prior to scheduling the reinspection. Re-televising will not be done until the fees are paid.

c. Cancellation of District's TV inspection

If it is determined by either the Contractor or Developer that the job site will not be ready or accessible for the television inspection on the scheduled date, as notified, the Contractor shall notify the District Inspection Division of the necessary cancellation at least 24 hours in advance of the scheduled inspection to avoid being charged a cancellation fee.

- 1) If the District's television crew arrives at the job site and the work is not ready or accessible, the Contractor and owner will be billed for the cancellation fee of two hundred fifty dollars (\$250.00), payable to the District prior to the date of the rescheduled television inspection.
- 2) A rescheduled inspection is to be made through the District's project inspection division.

d. Optional developer TV inspection

If the Contractor or Owner desires to have a portion of, or the entire job, TV inspected for convenience, they will be charged a fee of one hundred fifty dollars (\$150.00) plus \$0.85 per linear foot of sewer line inspected measured centerline to centerline of manholes.

***IRVINE RANCH WATER DISTRICT
DEVELOPMENT SERVICES
RATE CHANGES
FY 2022-23***



Irvine Ranch
WATER DISTRICT

***Effective
August 1, 2022***

Section 3: Developer Services

Water Connection Fees

5. Residential

	Improvement District	0-5.8 DUs/acre	5.9-10.8 DUs/acre	10.9-25.8 DUs/acre	25.9+ DUs/acre
Connection Fees Per Dwelling Unit	111*	\$4,177	\$3,683	\$3,122	\$2,636
	112	\$1,945	\$1,945	\$1,945	\$1,945
	112a (tax exempt)	\$3,275	\$3,275	\$3,275	\$3,275
	113	\$1,297	\$1,297	\$1,297	\$1,297
Development shall be gross acres excluding private parks.	125	\$2,980	\$2,980	\$2,980	\$2,980
	153	\$1,143	\$1,143	\$1,143	\$1,143
	153 PA 30	\$4,386	\$4,386	\$4,386	\$4,386
	185	\$1,867	\$1,867	\$1,867	\$1,867
	188	\$1,687	\$1,687	\$1,687	\$1,687
	*All others				

6. Commercial, industrial, and public authority

	Improvement District	Commercial	Industrial	Public Authority
Connection Fees Per Gross Acre	111*	\$23,176	\$35,299	\$23,176
	112	\$11,565	\$11,565	\$11,565
	112a (tax exempt)	\$21,280	\$21,280	\$21,280
	113	\$24,492	\$24,492	\$24,492
	125	\$14,779	\$20,980	\$14,779
	153	\$7,642	\$10,846	\$7,642
	PA 30	\$21,762	\$30,892	\$21,762
	185	\$8,724	\$8,724	\$8,724
	188	\$6,663	\$6,663	\$6,663
	*All others			

7. Parks and churches

	Improvement District	Indoor Water Use	Outdoor ⁽¹⁾ Water Use
Connection Fees Per Fixture Unit	111*	\$72.58	\$255.43
	125	\$49.12	\$172.16
(1) Calculated per Uniform Code	153	\$25.43	\$89.13
	PA 30	\$72.38	\$253.68
	185	\$50.19	\$176.26
	188	\$33.29	\$117.12
	*All others		

8. Schools (public and private)

	Improvement District	Indoor Primary &/or Intermediate	Secondary	Outdoor Primary Intermediate & Secondary
Connection Fees Per 100 Students Based on Max Daily Attendance	111*	\$5,721	\$7,670	\$246
	125	\$3,863	\$5,187	\$173
	153	\$2,000	\$2,684	\$89
	PA 30	\$5,692	\$7,643	\$254
	185	\$3,784	\$5,309	\$171
	188	\$3,046	\$4,076	\$132
	*All others			

Other Water Connection Charges

7. High volume user – Non-Residential

This section shall apply to all commercial, industrial, and public authority applicants in addition to standard connection fees in all improvement districts.

Connection Fee Formula	Additional High Volume Water User Connection Fee =	
	$\frac{[\text{Est. Gallons per Day use} - (\text{no. acres} \times \text{use factor}^*)] \times \$1,305,344/\text{cfs}}{646,320 \text{ gal/day/cfs}}$	
*Non-Residential Water Use Factor	<u>Land Use Category</u>	<u>Water Use Factors (Gal/Acre x /Day)</u>
	Commercial	2,000.00
	Industrial	4,000.00
	UCI	Special Contract

Definitions

Commercial: Commercial development includes but is not limited to the following uses: Hotels, retail, and offices.

Industrial: Industrial development includes but is not limited to the following uses: Manufacturing, research and development, and distribution.

Methodology for calculating redevelopment connection fees

Redevelopment connection fees will be calculated using the following methodology, effective January 1, 2014:

- 4) Calculate water and sewer connection fee based on redevelopment plans utilizing current rates and charges;
- 5) Provide a credit based on the existing project (to be redeveloped) by calculating a connection fee using current rates and charges; and
- 6) The redevelopment connection fee calculation is the difference between the new development connection fee and the connection fee credit. No refunds will be given if the credit is greater than connection fee.

8. Service installations by District

Customers may request the District to install, relocate, or abandon domestic water and recycled water service lines up to 2-inch in size. To request an action listed above, the customer must submit a Quote Request for Service or Meter Modifications which can be obtained by contacting Development Services. District staff will prepare a cost estimate for the requestor. When payment is received, a work order will be issued to District staff to begin coordination and installation. Easements will be required for any facilities located outside of the public right of way. A connection fee will apply for any previously undeveloped parcel. Meter installation costs are shown in subsection 3.

The District reserves the right to decline a customer's request for service installations by District for any reason. In the event the District declines to perform service installations, the requester will need to submit design plans for review and approval through Development Services. For further information, see Development Services Procedural Guidelines and General Design Requirements document which can be found at www.irwd.com.

9. Meter installations by District

Customers may request the District to install or replace (downsize or upsize) domestic water or recycled water meters. To request an action listed above, the customer must submit a Quote Request for Service or Meter Modifications which can be obtained by contacting the District’s Development Services. The District may require OCFA approval documents prior to the installation of certain meter sizes. District staff will prepare a cost estimate for the requestor. When payment is received, a work order will be issued to District staff to begin coordination and installation.

a. Meter Costs

<u>Meter size</u>	<u>Cost</u>	<u>Meter size</u>	<u>Cost</u>
5/8"	\$ 110.00	2" Disc	\$ 750.00
3/4"	170.00	2" Turbo	2,680.00
1"	240.00		
1 1/2"	580.00		

- c. The customer shall pay for the cost of additional parts and labor needed for the installation or replacement. For example, the cost to convert from 5/8" or 3/4" to a 1" meter is \$2,000. This price is in addition to the cost for a 1" meter.
- e. The customer will be responsible for any plumbing modifications downstream of the water meter.
- f. Meter cost includes strainer.

10. Upsizing and downsizing meter request requirements

- d. It is the customer’s responsibility to ensure that any upsizing or downsizing of the meter will not have any adverse effects to the customer’s system as it relates to water pressure, fire protection or ability to successfully serve the demand of the home or business. The District may require OCFA approval of any modifications and/or a signed Request & Authorization to Change Meter Size form.
- e. Any private-side (downstream of the water meter) modifications or repairs are the sole responsibility of the customer.
- f. If for any reason the customer chooses to change back to the original size meter, all installation costs would once again apply.

A quote request for service or meter modifications can be obtained at the District’s Development Services counter.

11. Domestic water, recycled water, and Natural Treatment System (NTS) plan check and inspection fees

Plan check and inspection fees for water systems shall be calculated as 10% of the bondable cost for the off-site, public, potable or recycled water system or a fixed fee as described below. Plan check and inspection fees for Natural Treatment System (NTS) shall be calculated as 5% of the bondable cost or a minimum of \$30,000.00. Residential or Natural Treatment Systems plans require a non-refundable deposit of 5% of the estimated cost. Non-residential plans require a nonrefundable \$100 deposit. The deposit shall be submitted when submitting for first plan check. Any remaining fees shall be paid prior to final approval of the plans.

Installation of a 1" or 2 " service	\$1,000.00
Removal of a 1" or 2" service	1,000.00
Installation of Fire DCBA or fire hydrants	1,000.00
Installation of recycled water hydrants or temporary construction connections	1,000.00

The overtime inspection rate is \$175.00/hr.

12. Interim water service charge – new development

Builders and developers will be charged \$43.15 per connection for water service directly related to the vertical construction process of homes. The charge applies only in a new tract and/or development for the period of time after in-tract pipelines, service mains and sewer pipelines have been connected to the District's water system. Once connections to the District pipelines are made and housing phases are released for occupancy, water used through the occupants metered house connection will be billed to the developer or resident as appropriate. Connection methods and appropriate use of water is at the sole discretion of the District. Examples of permitted uses may include construction of living structures, lot soft-scape, exterior of the home stucco/ plaster, drywall, interior stonework, interior finishing work and clean-up. Examples of unpermitted uses may include, but are not limited to, connections to sales/construction trailers, flat work, hardscaping, retaining and other walls, lot or pad soaking, streetscape, water trucks/ buffaloes or any connection practice that could pose a risk to public health resulting from a backflow condition. Unpermitted connections require a temporary construction meter. Failure to properly connect to the District's Distribution System will subject the builder/developer to non-compliance charges.

Unmetered water service is not permitted for custom lots. Developers for custom lots will be required to apply for a domestic water construction meter prior to starting construction.

Sewer Connection Fees

5. Residential

	Improvement District	0-5.8 DU\$/acre	5.9-10.8 DU\$/acre	10.9-25.8 DU\$/acre	25.9+ DU\$/acre
Connection Fees Per Dwelling Unit	1 (222) *	\$7,416	\$6,600	\$5,433	\$4,286
	212	\$4,481	\$4,481	\$4,481	\$4,481
	212a (tax exempt)	\$8,546	\$8,546	\$8,546	\$8,546
	213	\$7,922	\$7,922	\$7,922	\$7,922
Total acreage for any given development shall be gross acres excluding private parks.	240	\$4,092	\$4,092	\$4,092	\$4,092
	225	\$3,218	\$3,218	\$3,218	\$3,218
	253	\$2,002	\$2,002	\$2,002	\$2,002
Parks.	253 PA 30	\$4,577	\$4,577	\$4,577	\$4,577
	256	\$6,524	\$6,524	\$6,524	\$6,524
	285	\$3,333	\$3,333	\$3,333	\$3,333
	288	\$2,895	\$2,895	\$2,895	\$2,895
	OPA1 (Ridgeline)	\$6,687	\$6,687	\$6,687	\$6,687
	*All others				

6. Commercial, industrial, and public authority

	Improvement District	Commercial	Industrial	Public Authority
Connection Fees Per Gross Acre	1 (222) *	\$41,565	\$72,517	\$41,565
	212	\$27,728	\$27,728	\$27,728
	212a (tax exempt)	\$51,021	\$51,021	\$51,021
	213	\$34,953	\$34,953	\$34,953
	240	\$18,685	\$18,685	\$18,685
	225	\$15,732	\$15,732	\$15,732
	253	\$7,756	\$12,870	\$7,756
	253 PA 30	\$20,408	\$33,864	\$20,408
	285	\$6,661	\$6,661	\$6,661
	288	\$11,424	\$11,424	\$11,424
	*All others			

7. Parks and churches

	Improvement District	Fee
Connection Fees Per Fixture Unit	1 (222) *	\$459.86
	240	\$278.00
	225	\$246.58
	253	\$121.56
	253 PA 30	\$319.86
	288	\$75.81
	*All others	

8. Schools (public and private)

	Improvement District	Primary &/or Intermediate	Secondary
Connection Fees Per 100 Students Based on Max Daily Attendance	1 (222) *	\$21,791	\$29,058
	240	\$13,139	\$17,521
	225	\$11,585	\$15,447
	253	\$5,711	\$7,615
	253 PA 30	\$15,028	\$20,038
	288	\$3,649	\$4,863
	*All others		

Other Sewer Connection Charges

5. Sewer lateral installations by District

The District does not install sewer laterals.

6. Irvine Business Complex (IBC) – non-residential

-----Commercial/Industrial-----

	<u>Low Demand</u>	<u>Average Demand</u>	<u>High Demand</u>
Connection Fees Per 1,000 Square Feet	\$286	\$1,767	\$4,189

- d. Low Demand connections are the following categories of users: Nurseries, Warehouses, Parking Structures, RV Storage, Churches, Truck Terminals, RV Parks, Lumber/Construction Yards, and other discharge whose flow is similar in volume to these listed categories.
- e. Average Demand connections other than listed in Low or High Demand categories.
- f. High Demand connections are the following categories of users: Restaurants, Supermarkets, Car Washes, Coin Laundries, Amusement Parks, Shopping Centers with Restaurants, Food Processing Facilities, Textile Manufacturers, and other discharges whose flow is similar in volume to these listed categories.

7. High volume user – Non-Residential

This section shall apply to commercial, industrial, and public authority applicants in addition to standard connection fees in all improvement districts.

Connection Fee Formula Additional High Volume Sewer User Connection Fee =

* Sewer GPD = 90% of water GPD [Est. GPD use * – (no. acres x use factor**)] x \$18.84/Gal. of Sewer Flow

**Non-Residential Sewage Flow Generators (Use Factors)	<u>Land Use Category</u>	<u>Average Flows</u>
	Commercial	1,300.00
	Industrial	2,600.00
	UCI	Special Contract

Definitions Commercial: Commercial development includes but is not limited to the following uses: Hotels, retail, and offices.
Industrial: Industrial development includes but is not limited to the following uses: Manufacturing, research and development, and distribution.

Methodology for calculating redevelopment connection fees

Redevelopment connection fees will be calculated using the following methodology, effective January 1, 2014:

- 4) Calculate water and sewer connection fee based on redevelopment plans utilizing current rates and charges;
- 5) Provide a credit based on the existing project (to be redeveloped) by calculating a connection fee using current rates and charges; and
- 6) The redevelopment connection fee calculation is the difference between the new development connection fee and the connection fee credit. No refunds will be given if the credit is greater than connection fee.

8. Sanitary sewer plan check and inspection fees

The plan check and inspection fee for public sewer systems will be calculated as 10% of the bondable cost for the off-site public sewer system. Residential plans require a non-refundable deposit of 5% of the estimated cost. Non-residential plans require a non-refundable \$100 deposit. The deposit shall be submitted when submitting for first plan check. Any remaining fees shall be paid prior to final approval of the plans. The overtime inspection rate is \$175.00/hr.

District closed circuit television inspection charges

e. Initial TV inspection fee

A fee of \$0.85 per linear foot as measured from the center line of manholes will be charged for all 6-inch and larger sewer lines to be inspected by a closed circuit television camera. The District will furnish the special camera equipment and manpower to fulfill this inspection requirement. This fee is to be paid along with the other connection, meter, and inspection fees prior to the District signing developer's tract utility plans.

f. Reinspection

Fees will be assessed for reinspection by District TV Crew after corrective work is completed. Those portions of the pipeline system that have been corrected must be re-televised.

- 3) District fees for re-televising corrective work will be a flat set-up fee of two hundred fifty dollars (\$250.00) plus \$0.85 per linear foot of sewer line re-inspected measured centerline to centerline of manholes.
- 4) Payment for re-televising estimated inspection fees must be received by the Development and Inspection Services prior to scheduling the reinspection. Re-televising will not be done until the fees are paid.

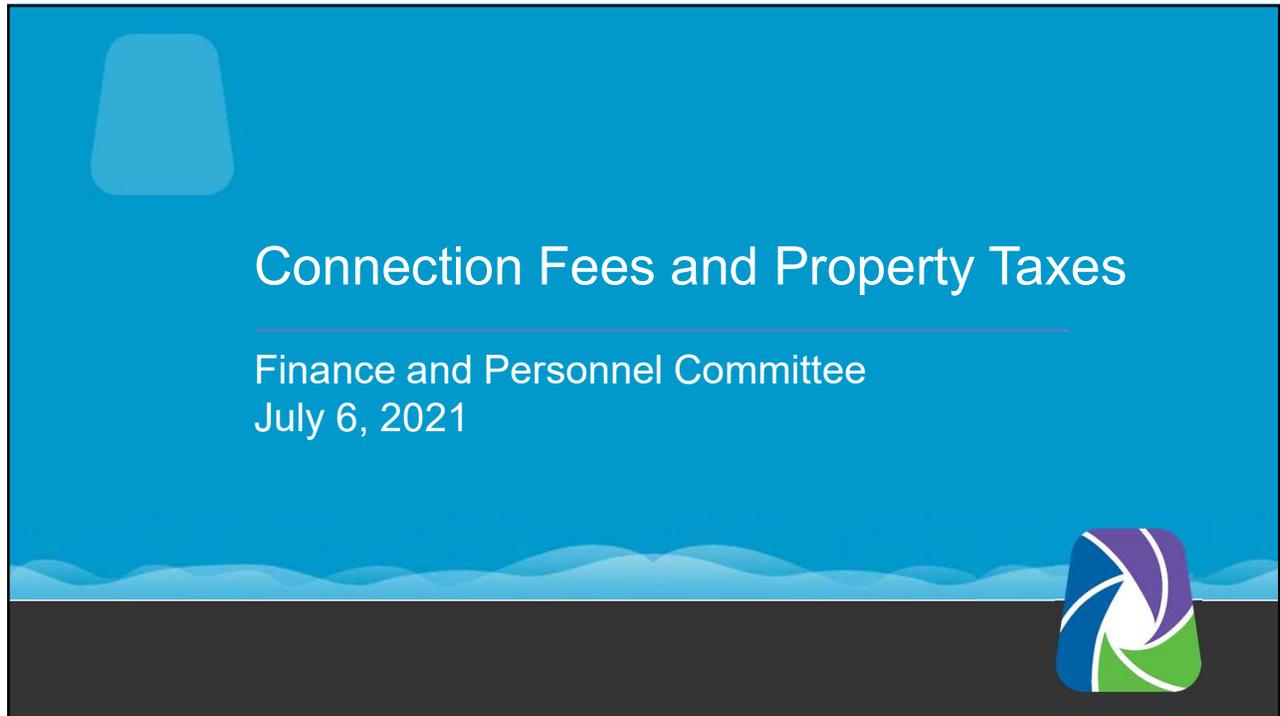
g. Cancellation of District's TV inspection

If it is determined by either the Contractor or Developer that the job site will not be ready or accessible for the television inspection on the scheduled date, as notified, the Contractor shall notify the District Inspection Division of the necessary cancellation at least 24 hours in advance of the scheduled inspection to avoid being charged a cancellation fee.

- 3) If the District's television crew arrives at the job site and the work is not ready or accessible, the Contractor and owner will be billed for the cancellation fee of two hundred fifty dollars (\$250.00), payable to the District prior to the date of the rescheduled television inspection.
- 4) A rescheduled inspection is to be made through the District's project inspection division.

h. Optional developer TV inspection

If the Contractor or Owner desires to have a portion of, or the entire job, TV inspected for convenience, they will be charged a fee of one hundred fifty dollars (\$150.00) plus \$0.85 per linear foot of sewer line inspected measured centerline to centerline of manholes.



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Connection Fees and Property Taxes

IRWD Approach to Setting Connection Fees & Property Taxes:

- Obtained and incorporated local developer input
- Recommend Board approval of connection fees and property tax rates for FY 2021-22 and FY 2022-23
- Staff will revisit connection fees and rates at mid-cycle and update the Committee on:
 - Capital updates
 - Development timing / progression
 - Other changes that could affect tax rates and fees

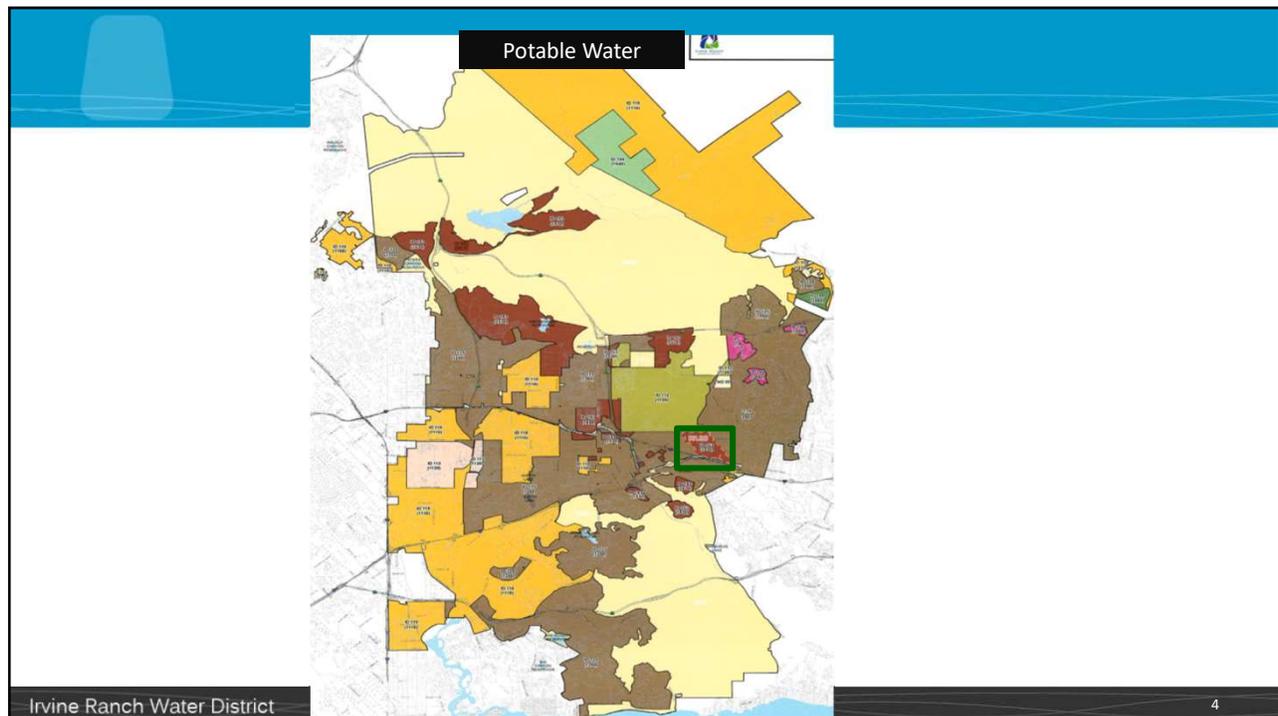
Irvine Ranch Water District 2

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Connection Fees and Property Taxes

- Updated critical components of the rate setting model:
 - Recommendation is most ID connection fees change with ENR (0.7%) in FY 21-22
 - Recommendation is connection fees for ID 112/212 increase 21% and ID 153/253 increase 8% in FY 21-22
 - Recommendation is all ID connection fees change with estimated ENR(3%) in FY 22-23
 - Recommendation is reduction in property tax rate for ID 112/212
- Key changes:
 - Capital:
 - 112/212 \$9.9 million increase
 - 153/253 \$16.3 million increase
 - Development projections:
 - 112/212 2,600 units reduced to 1,000 on County parcel
 - 153/253 Increased over 400 units in future projection

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Connection Fees and Property Taxes

Proposed 2-Year Connection Fees

Improvement District	FY 2020-21	FY 2021-22	%	FY 2022-23	%
111/222	\$9,914	\$9,984	0.7%	\$10,283	3.0%
112/212	\$5,155	\$6,238	21.0%	\$6,426	3.0%
113/213	\$8,888	\$8,950	0.7%	\$9,219	3.0%
125/225	\$5,975	\$6,017	0.7%	\$6,198	3.0%
153/253	\$2,828	\$3,054	8.0%	\$3,145	3.0%
185/285	\$5,014	\$5,049	0.7%	\$5,200	3.0%
188/288	\$4,418	\$4,449	0.7%	\$4,582	3.0%

Irvine Ranch Water District

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Proposed Two-Year Property Tax Rates

Improvement District	FY 2020-21	FY 2021-22	FY 2021-22
112/212	\$ 0.0642	\$ 0.0475	\$ 0.0475
113/213	\$ 0.0990	\$ 0.0990	\$ 0.0990
125/225/240	\$ 0.0280	\$ 0.0280	\$ 0.0280
153/253	\$ 0.0220	\$ 0.0220	\$ 0.0220
185/285	\$ 0.0218	\$ 0.0218	\$ 0.0218
188/288	\$ 0.0394	\$ 0.0394	\$ 0.0394

Irvine Ranch Water District

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Snapshot of Exhibit “B” – Analysis of Changes within ID’s

Improvement Districts 113/213				
(in millions)				
Connection Fees:				
Previous	\$4.2	\$7.9	\$12.1	
Future	9.1	22.1	31.2	
Total Connection Fees	\$13.3	\$30.1	\$43.3	50%
GO Property Taxes:				
Previous	\$2.3	\$3.3	\$5.6	
Underlay (ID 125/225)	0.0	0.0	0.0	
Future	18.3	19.5	37.8	
Total GO Property Taxes	\$20.6	\$22.8	\$43.4	50%

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Questions?



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