

AGENDA
 IRVINE RANCH WATER DISTRICT
 WATER RESOURCES POLICY AND COMMUNICATIONS
 COMMITTEE MEETING
 THURSDAY, APRIL 6, 2023

This meeting will be held in-person at the District’s headquarters located at 15600 Sand Canyon Avenue, Irvine, California. The meeting will also be broadcasted via Webex for those wanting to observe the meeting virtually.

To observe this meeting virtually, please join online using the link and information below:

Via Webex: <https://irwd.webex.com/irwd/j.php?MTID=m38cffb00e0bc8da091e54180f9faf05b>
 Meeting Number (Access Code): 2492 267 4959
 Meeting Password: BntcPgF74K3

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

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

CALL TO ORDER 1:30 p.m.

ATTENDANCE Committee Chair: Steve LaMar _____
 Member: John Withers _____

<u>ALSO PRESENT</u>	Paul Cook	_____	Paul Weghorst	_____
	Wendy Chambers	_____	Cheryl Clary	_____
	Fiona Sanchez	_____	Jim Colston	_____
	Christine Compton	_____	Kellie Welch	_____
	Mark Tettermer	_____	Amy McNulty	_____
	John Fabris	_____	Michael Van Dyke	_____
	_____	_____	_____	_____
	_____	_____	_____	_____

PUBLIC COMMENT NOTICE

If you wish to address the Committee on any item, please submit a request to speak via the “chat” feature available when joining the meeting virtually. Remarks are limited to three minutes per speaker on each subject. Public comments are limited to three minutes per speaker on each subject. You may also submit a public comment in advance of the meeting by emailing comments@irwd.com before 5:00 p.m. on April 5, 2023.

COMMUNICATIONS

1. Notes: Weghorst
2. Public Comments
3. Determine the need to discuss and/or take action on item(s) introduced that came to the attention of the District subsequent to the agenda being posted; and determine which items may be approved without discussion.

INFORMATION

4. CONSERVATION FRAMEWORK UPDATE – SANCHEZ

Recommendation: Receive and file.

ACTION

5. 2023 LEGISLATIVE AND REGULATORY UPDATE – COMPTON

Recommendation: The Board adopt support AB 246 (Papan), AB 727 (Weber), AB 735 (Berman), AB 1290 (Luz Rivas), AB 1594 (E. Garcia, D-Coachella), SB 414 (Allen), and SB 659 (Ashby); a “seek amendments” position on AB 1573 (Friedman); an “oppose unless amended” position on AB 754 (Papan), AB 755 (Papan), AB 838 (Connolly), and AB 1337 (Wicks); and an “oppose” position on AB 1072 (Wicks), SB 48 (Becker), SB 57 (Gonzalez), and SB 778 (Ochoa Bogh).


6. NEWPORT BAY WATERSHED COOPERATIVE AGREEMENT – COLSTON

Recommendation: That the Board authorize the General Manager to execute the Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed (No. MA-080-23010376).

OTHER BUSINESS

7. Directors’ Comments
8. 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 Committee in connection with a matter subject to discussion or consideration at an open meeting of the Committee 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 Committee 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 Committee 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.

April 6, 2023
Prepared by: F. Sanchez
Submitted by: P. Weghorst
Approved by: Paul A. Cook 

WATER RESOURCES POLICY AND COMMUNICATIONS COMMITTEE

CONSERVATION FRAMEWORK UPDATE

SUMMARY:

The “Conservation as a Way of Life” legislation enacted in 2018 requires each urban water supplier to comply with and report on an agency-specific water budget target known as the Water Use Objective. At the Committee meeting, staff will review the Draft Staff Framework for the Making Conservation a California Way of Life Regulation (Proposed Framework), prepared for the State Water Resources Control Board. Staff will summarize potential impacts to IRWD and compare the Proposed Framework with recommendations from the Department of Water Resources (DWR).

BACKGROUND:

In 2018, the California Legislature enacted two bills, SB 606 and AB 1668, to establish a new foundation for increasing water conservation. The bills, known as the “Conservation as a Way of Life” legislation, include requirements for the development of individual water supplier water budgets, known as the Water Use Objective. The Water Use Objective includes a residential indoor standard, residential and non-residential outdoor standards, water loss standards, variances, and a bonus incentive for potable reuse. The legislation also requires the establishment of standard customer classifications and performance measures for commercial, industrial and institutional (CII) customers.

The residential indoor standards were established through the enabling legislation. In 2022, the indoor standards were modified downward through new legislation, SB 1157 (Hertzberg). The resulting residential indoor standards are 55 gallons per capita per day (gpcd) until 2025, 47 gpcd from 2025 to 2030 and 42 gpcd from 2030 thereafter. The water loss standard, although part of the overall Water Use Objective, was developed through separate legislation and adopted by the State Board in 2022. DWR was tasked with developing recommendations for the remaining standards and requirements through a stakeholder process. DWR’s recommendations were finalized in September 2022. The State Board will consider DWR’s recommendations and is expected to adopt a final Conservation Framework in early 2024.

Draft Framework Proposed by State Board Staff:

On March 15, 2023, State Board staff released the Proposed Framework, which is provided as Exhibit “A”. This exhibit summarizes key aspects of the State Board staff’s proposal, which partially follows the recommendations that DWR provided to the State Board in September 2022. Significant deviations from DWR’s final recommendations are summarized below.

Reduction in Outdoor Standards:

DWR recommended evapotranspiration factors (ET factors) for outdoor landscapes of 0.80, dropping to 0.65 in 2030. The Proposed Framework recommends landscape efficiency factors (LEF), which are essentially the same as ET factors, of 0.80 until 2030, 0.63 from 2030 to 2035 and 0.55 from 2035 onwards. Additionally, the Proposed Framework would remove DWR's recommended inclusion of 20% additional area to account for landscapes that may not have been irrigated in 2018, referred to as "Irrigable Not Irrigated".

Recycled Water:

State Board staff's Proposed Framework deviates significantly from DWR's recommendations with respect to the use of recycled water. The Proposed Framework would:

- Remove the 1.0 LEF Special Landscape Factor for non-functional turf areas irrigated with recycled water. Instead, these areas would receive the same outdoor standard LEFs as landscapes irrigated with potable water.
- Modify the approach for the calculation of the potable reuse bonus incentive that was negotiated and agreed upon with non-governmental organizations through the DWR stakeholder process. The Proposed Framework would require the use of annual recharge volumes in the calculation rather than five-year averages, which were intended to account for year-to-year fluctuations.
- Not include a variance to the indoor standard which would help mitigate impacts to recycled water and wastewater systems, facilities, infrastructure, and permit compliance.

CII Performance Measures and Classifications:

The Proposed Framework differs from the final DWR recommendations in its approach to CII Performance Measures and Classifications as follows:

- The Proposed Framework fails to clearly state that water budget-based rates for all CII customers can satisfy requirements for performance measures and in-lieu technologies. DWR's water budget-based alternative is more effective than broadly offering programs to certain customer classifications, sectors, or top water users.
- The Proposed Framework recommends use of EPA's EnergyStar tool for purposes of classifying non-residential customers instead of DWR's recommended approach of using recommended CII classifications that were negotiated through an extensive stakeholder process. DWR's stakeholder process evaluated the EnergyStar tool proposed in the Proposed Framework and determined it was not suitable for water centric use.

Variances:

In addition to the variances that are recommended by DWR, State Board staff's Proposed Framework includes two new provisions:

- A provision for urban tree health; and
- A provision for public pools, spas and other water features, starting in 2030.

Water Savings Baseline and Estimates:

The DWR recommendations and the Proposed Framework use different water savings baselines and estimates as described below:

- Instead of using a baseline consistent with the three-year average from 2017 to 2019 that was used by DWR in development of its recommendations, the Proposed Framework uses a 2022 baseline, which was during the height of California's drought emergency.
- State Board staff's water savings analysis is based on an inaccurate assumption that some water suppliers, such as IRWD, will already be able meet their Water Use Objective and therefore will not achieve additional savings. IRWD would continue its long-term commitment to water efficiency and, like other water suppliers, expects to continue to achieve water use savings. These savings are not included in the State Board staff's total estimated savings.
- A State Board staff presentation from the March 22, 2023, pre-rule making workshop on the Proposed Framework includes an analysis of water savings between 2000 and 2020. During that time, water use on a gpcd basis reduced about 3% on average per year. Even prior to the drought conditions in 2013, gpcd was decreasing at a rate of 2.7% per year. Most of this was due to voluntary conservation. These water use efficiency efforts go beyond the passive savings included in the savings estimates and were not considered in the State Board staff's analysis.

Conclusions:

The Proposed Framework would result in establishing water efficiency standards that would be infeasible for many water suppliers to comply with as stand-alone standards. IRWD will only be able to comply with the overall Water Use Objective due to IRWD's extensive use of recycled water and the potable reuse bonus incentive. This is true, even after consideration of IRWD's significant historic and on-going investments into water efficiency.

At the March 22, 2023, pre-rule making workshop, staff provided verbal comments on the Proposed Framework. On March 30, staff submitted written comments on the State Board staff proposal. IRWD's comment letter is provided as Exhibit "B". At the Committee meeting, staff will review in more detail the Proposed Framework, modifications from the DWR recommendations and the potential impacts to IRWD.

Next Steps:

The State Board intends to initiate its formal rule-making process in May 2023, and anticipates considering adoption of the regulation in the late winter 2023 to early spring 2024 period. Following the required comment period and review by the Office of Administrative Law, the State Board expects the regulation would become effective in Summer 2024. Staff will continue to engage with State Board staff and board members as well as various associations throughout the process.

FISCAL IMPACTS:

None.

ENVIRONMENTAL COMPLIANCE:

The subject of this item is not a project as defined in the California Environmental Quality Act as authorized under the California Code of Regulations, Title 14, Chapter 3, and Section 15378.

RECOMMENDATION:

Receive and file.

LIST OF EXHIBITS:

Exhibit “A” – State Board Staff Draft Framework for the Making Conservation a California Way of Life Regulation

Exhibit “B” – IRWD Comment letter to the State Board Staff Draft Framework for the Making Conservation a California Way of Life Regulation

Draft Staff Framework for the Making Conservation a California Way of Life Regulation (Proposed Regulatory Framework)

California is experiencing large swings between drought and flood, and due to climate change these swings are becoming more severe. The recent storms and flooding seen statewide are proof of this shift and emphasize the importance of staying prepared. So do the back-to-back droughts of the last decade: hotter and drier periods are increasing in frequency and severity, reducing snowpack, drying soils, and making our water supplies more vulnerable.

To replace and replenish the water that thirstier soils, vegetation, and the atmosphere will consume under hotter and drier conditions, Governor Newsom in August 2022 released “California’s Water Supply Strategy” with actions to recycle, de-salt and conserve more water and expand water storage capacity. Making conservation a way of life is a critical part of that Strategy.

Assembly Bill (AB) 1668 and Senate Bill (SB) 606 (together, the 2018 conservation legislation) established a new foundation for long-term improvements in water conservation and drought-planning to adapt to climate change. The 2018 conservation legislation amended existing law to provide expanded and new authorities and requirements to enable permanent changes actions for those purposes, improving the state’s water future for generations to come.

In carrying out the Water Supply Strategy and the 2018 conservation legislation, the draft Making Conservation a California Way of Life regulation proposes a new way of managing urban water use. The new framework would establish unique goals for each urban retail water supplier and provide communities with the flexibility to implement locally appropriate solutions.

This document summarizes key aspects of the State Water Board staff’s proposed regulatory framework to make conservation a California way of life. Input received on this proposed regulatory framework will be used to inform any necessary revisions to the staff proposal prior to initiating the formal rulemaking process. Additional information about the regulatory process is available on the State Water Board’s webpage: [Rulemaking to Make Conservation a California Way of Life | California State Water Resources Control Board](#).

Other than as specifically discussed, the State Water Board’s staff proposal follows the [formal recommendations provided by the Department of Water Resources \(Department\) on September 22, 2022](#). Statute directed the Department to, in coordination with the Board, conduct necessary studies and investigations and to recommend the following: standards for outdoor residential use; standards for the outdoor irrigation of Commercial, Institutional, and Industrial (CII) landscape areas with dedicated irrigation

meters or other means of calculating outdoor irrigation use; CII performance measures; variances for unique uses that can have a material effect on water use; and guidelines and methodologies that identify how each urban retail water supplier (supplier) will calculate its urban water use objective.

Proposed Regulatory framework to Make Water Conservation a California Way of Life

The 2018 conservation legislation directs the State Water Board to adopt standards for the efficient use water, variances, and performance measures for CII water use. The proposed regulatory framework would require suppliers to comply with urban water use objectives, calculated using the methods and standards adopted by the Board; implement the adopted CII performance measures; and submit annual progress reports.

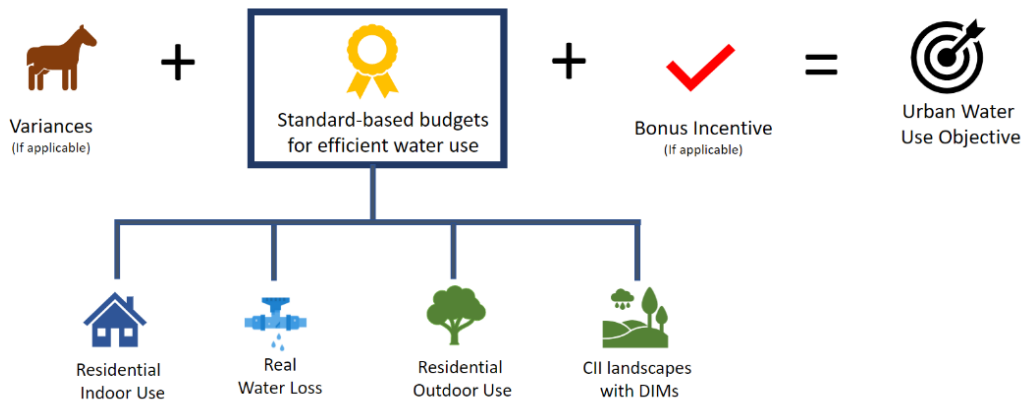
Urban Water Use Objective

A supplier's urban water use objective is a retrospective estimate of aggregate, efficient water use for the previous year, based on adopted water use efficiency standards and local service area characteristics for that year. As shown in Figure 1, a supplier's water use objective equals the sum of standard-based budgets for:

- Residential indoor use
- Residential outdoor use
- CII landscapes with dedicated irrigation meters (DIMs), which are submeters that supply water for only outdoor irrigation
- Real water losses

When applicable, the urban water use objectives will also include variances for unique uses that can have a material effect on an urban retail water supplier's urban water use objective (including, for example, water use associated with livestock), and a bonus incentive for potable recycled water use. Apart from the system-specific water loss standards, which were established by regulation pursuant to separate statutory authority, *the proposed regulation would not require suppliers to comply with any individual standard*; suppliers would be required to meet their *overall objective*.

Figure 1: How a supplier calculates its urban water use objective



Residential Indoor Use

The proposed regulation does not set every component needed to calculate a supplier’s urban water use objective. The bonus incentive cap, for example, was established by the 2018 conservation legislation (Wat. Code, § 10609.2.). That legislation also set the standard for efficient residential indoor use (Wat. Code, § 10609.4.), which was then lowered in 2022 based on joint recommendations from DWR and the State Water Board (SB 1157). As shown in Table 1, the residential indoor standard lowers over time.

Table 1: Residential indoor standard as defined in Water Code Section 10609.4

	Residential Indoor Standard (GPCD)
Through December 31, 2024	55
From January 1, 2025, through December 31, 2029	47
January 1, 2030, onwards	42

The residential indoor standard, along with unique service area data, would be used to calculate an efficient residential indoor use budget. Specifically, the efficient residential indoor use budget would be calculated by multiplying the standard by the supplier’s service area population, and by the number of days in the year (Figure 2).

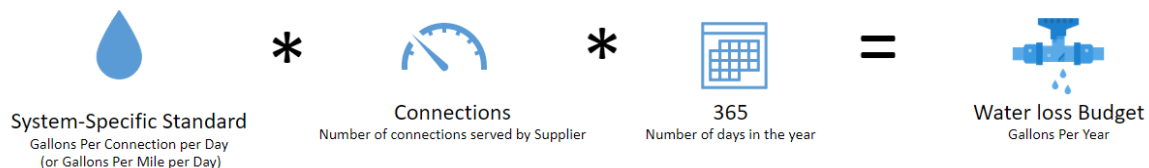
Figure 2: How a supplier would calculate its Residential Indoor Budget



Real Water Losses

In 2022, a separate State Water Board regulation established system-specific standards for water losses (Cal. Code Regs., tit. 23, §§ 980-986). A supplier will calculate its annual water loss budget by multiplying its [system-specific standard](#) by the number of days in the year, and, depending on the units associated with the standard, by either the number of total service connections or the length of the distribution system, in miles (Figure 3). Suppliers that own and operate multiple systems will calculate an annual water loss budget by summing the estimated efficient water loss budgets associated with each system.

Figure 3: How a supplier would calculate its Water Loss Budget



Residential Outdoor Use and CII Landscapes with DIMs

Using Landscape Efficiency Factors (LEF), the proposed regulation would set the standard for residential outdoor water use and the standard for CII landscapes with DIMs. The LEF is a factor used to indicate the amount of water a supplier may need to deliver to maintain healthy and efficient landscapes across the supplier's service area. A higher LEF value would correspond to higher water-using, less efficiently irrigated landscapes; a lower LEF value would correspond to lower water-using, more efficiently irrigated landscapes. Under the State Water Board staff proposal, the long-term standard (2035 and onwards) for residential outdoor water use would be an LEF of 55%; for CII landscapes with DIMs, the long-term standard would be an LEF of 45%. Table 2 summarizes the residential outdoor standard and the standard for CII landscapes with DIMs under the proposed regulation.

Table 2: Outdoor standards under the proposed regulation

	Landscape Efficiency Factor
Through September 30, 2030	
Residential outdoor	80%
CII DIM landscapes	80%
From October 1, 2030, to September 30, 2035	
Residential outdoor	63%
CII DIM landscapes	63%
October 1, 2035, onwards	
Residential outdoor	55%
CII DIM landscapes	45%

The standards for outdoor use — along with suppliers’ unique service area data — would be used to calculate efficient outdoor use budgets. For example, a supplier’s efficient residential outdoor water use budget would be calculated by multiplying the standard by the square footage of residential irrigable irrigated landscape area, by net evapotranspiration, and by a conversion factor of 0.62 (Figure 4). The square footage of residential irrigable irrigated landscape area, reference evapotranspiration, and effective precipitation values will be provided by DWR, unless a supplier has produced alternative data that are, in terms of quality and accuracy, demonstrably equal or superior to what has been provided by DWR.

Figure 4: How a supplier would calculate its Residential Outdoor Budget



- Net evapotranspiration (Net ET_o) is equal to reference evapotranspiration (ET_o) minus effective precipitation (EP).
- Reference evapotranspiration (ET_o) is a standard measurement of environmental parameters that affect the water use of plants. ET_o is expressed in inches per year and is an estimate of the evapotranspiration of a

- large field of four- to seven-inch tall, cool-season grass that is well watered. It varies from year-to-year and throughout the state¹.
- Effective precipitation (EP) is the portion of total precipitation that becomes available for plant growth. It too varies from year-to-year and throughout the state².

“Irrigable Irrigated” and “Irrigable Not Irrigated” Areas

Two critical inputs under the regulatory framework are the standards themselves and the irrigation status of the landscapes that the standards would be applied to. In making its recommendations per the 2018 conservation legislation, DWR analyzed residential outdoor water use in California, estimating residential landscape area for every supplier in California and categorizing residential landscapes based on irrigation status. As a result, DWR categorized residential landscapes as follows:

- *Irrigable Irrigated (II)* landscape areas include healthy vegetation, somewhat unhealthy vegetation (e.g., brown lawns), and non-vegetative features, such as the rows between irrigated trees and features on or between vegetated areas (e.g., mulch, rocks, gravel, or weed blocking fabric; patches of bare earth; cars, trampolines, or other movable objects).
- *Irrigable Not Irrigated (INI)* landscape area includes very unhealthy vegetation (e.g., brown or leafless plants) and areas that are not currently being irrigated, but were irrigated in the past or may be irrigated in the future.
- *Not Irrigated (NI)* areas refer to residential landscapes that are not being irrigated and are unlikely to be in the foreseeable future (e.g., undeveloped or less developed areas; or hardscapes that cannot grow plants or hold water).

In its recommendations to the State Water Board, DWR proposed that the residential outdoor standard be applied to all *Irrigable Irrigated* areas and 20 percent of *Irrigable Not Irrigated* area in a supplier’s service area. DWR refers to the 20 percent of INI as an “INI buffer.” Under the proposed regulation, a supplier would calculate their residential outdoor water use budget by applying the standard to Irrigable Irrigated area, plus up to 20 percent of the INI buffer, if the supplier demonstrates those INI areas have come

¹ For example, in Sacramento, in 2019 and 2020, ET_o was 55.1 inches per year and 58.5 inches per year, respectively; in, San Francisco in 2019 and 2020 it was 40.1 inches per year and 40.9 inches per year, respectively.

² For example, in Sacramento, in 2019 and 2020, EP was 6.7 and 2.1 inches, respectively; in, San Francisco in 2019 and 2020 it was 7.6 and 2.2 inches, respectively. Consistent with DWR’s recommendation, effective precipitation would be modeled effective precipitation using Cal-SIMETAW, a daily soil-water balance model, and capped at 25% of total precipitation.

under irrigation. This differs from the Department's recommendation that the INI buffer be automatically included.

Process for Incorporating the Standard for CII Landscapes with Dedicated Irrigation Meters

Under the proposed regulation, suppliers will make annual progress in measuring the irrigated area of CII landscapes with Dedicated Irrigation Meters (DIMs), with all subject landscapes being measured by 2028. For landscapes they have not measured, Suppliers will continue to report "landscape irrigation" water associated with CII landscapes with DIMs to the State Water Board via the already-required electronic Annual Report (eAR). Starting in 2028, suppliers would use the standard to calculate efficient water use budgets for CII landscapes with DIMs.

Special Landscape Areas

The Department of Water Resources' Model Water Efficient Landscape Ordinance (MWELo) defines Special Landscape Areas (SLAs) as areas that are dedicated to edible plants, serve a recreational function, are irrigated with recycled water, or are water features that use recycled water. MWELo assigns SLAs an efficiency factor of 100%.

Under the proposed regulation, all residential landscapes and all CII landscapes with DIMs would be subject to the outdoor standards or, if considered an SLA, be granted a LEF of 100%.

- Residential SLAs include areas irrigated with recycled water.
- SLAs for CII landscapes with DIMs would be the same as defined under MWELo, with the following additional landscape types classified as SLAs: bioengineered slopes; ponds for recreation or for sustaining wildlife; public swimming pools; existing plant collections, botanical gardens, and arboretums; and cemeteries built before 2015.

For both residential areas and CII landscapes with DIMs, areas planted with non-functional turf would not be considered SLAs.

Provisions and Variances

The proposed regulation would establish variances for unique uses of water, along with the process suppliers would follow to request variances. In addition to the variances recommended by DWR, the State Water Board staff proposal includes two provisions:

- A provision for urban tree health.
- A provision for pools, spas and other water features, starting in 2030.

For the following variances, the State Water Board staff proposal would use methods different from those recommended by DWR:

- For water use for horses and other livestock, the State Water Board staff proposal references existing code (e.g., Cal. Code Regs., tit. 23, § 697).
- For water used in response to a state or local emergency, the State Water Board staff proposal references not just Government Code section 8558 subdivision (b), but also subdivision (c); it also excludes “drought” from the list of emergency events eligible for the variance.
- For water used to irrigate residential agricultural landscapes, the State Water Board staff proposal caps the LEF at 100%; it also directs DWR and Suppliers to reference 1) crop coefficients developed by the Food and Agriculture Organization or the University of California Cooperative Extension and 2) the irrigation efficiencies developed by the University of California Agricultural and Natural Resources’ CropManage tool.

Process for including additional Irrigable Irrigated area, Special Landscape Areas, and Variances

The proposed regulation would establish a process suppliers would follow to annually request approval to include additional II area beyond that calculated by DWR, SLAs, and variances. The supplier would be required to provide information quantifying and substantiating each request (e.g., demonstrating that the amount of water requested was delivered by the supplier for the requested use) and a description of efforts to prioritize water for existing trees.

Bonus Incentive

The State Water Board staff’s proposed accounting method for the bonus incentive would incorporate potable reuse water loss and surface water augmentation or groundwater recharge, as appropriate. The bonus incentive would be calculated using annual data.

Performance Measures

Under the proposed regulation, suppliers would be required to carry out several CII performance measures. Performance measures are actions to be taken by urban retail water suppliers that would result in increased water use efficiency by CII water users.

Performance measures do not include process³ water. Under the proposed regulation, there are three CII performance measures:

1. Suppliers would be required to install DIMs on or employ in-lieu technologies for the landscapes of CII customers that a) do not have a DIM and b) the supplier estimates using 500 million gallons of water or more annually.
2. Suppliers would be required to classify their CII customers according to the broad classification categories used by the [U.S. Environmental Protection Agency's ENERGYSTAR Portfolio Manager](#) tool.
3. Suppliers would be required to offer best management practices (BMPs) to their CII customers that meet specific criteria.
 - a. For customers that own or manage a building that is considered a "disclosable building" under the California Energy Commission's "Benchmarking" regulation (Cal. Code Regs., tit. 20, § 1681, subd. (d)), the supplier would be required provide annual water use data in a format compatible with ENERGYSTAR's Portfolio Manager tool.
 - b. For customers that the supplier has determined to be in the top 20 percent of water use, excluding process water, relative to other customers within their specific CII classification category (e.g., lodging), the supplier would design and implement a conservation program that includes at least one BMP (e.g., educational bill inserts) from five discrete BMP categories (e.g., Outreach, Education, and Technical Assistance). The proposed regulation specifies the BMPs categories and the specific BMPs within each category.
 - c. For customers the supplier has determined to be in the top 2.5 percent of water use, excluding process water, relative to all its CII customers, the supplier would design and implement a conservation program that includes at least two BMPs from each of the BMP categories.

³ "Process water" means water used by industrial water users for producing a product or product content or water used for research and development. Process water includes, but is not limited to, continuous manufacturing processes, and water used for testing, cleaning, and maintaining equipment. Water used to cool machinery or buildings used in the manufacturing process or necessary to maintain product quality or chemical characteristics for product manufacturing or control rooms, data centers, laboratories, clean rooms, and other industrial facility units that are integral to the manufacturing or research and development process is process water. Water used in the manufacturing process that is necessary for complying with local, state, and federal health and safety laws, and is not incidental water, is process water. Process water does not mean incidental water uses.

Impact of Proposed Regulation on Urban Water Use

The State Water Board has prepared a separate document, a Standard Regulatory Impact Analysis (SRIA), that describes in detail the assumptions used to estimate overall economic and fiscal costs and benefits of the proposed regulation, a primary component of which was the water savings that would be associated with the proposed regulatory framework. Water savings were calculated by comparing, for each supplier, a future baseline to what water use would be under the proposed regulation. Data were only available to evaluate the impact of the residential indoor standard (already established in statute) and the proposed residential outdoor standard. Because we could not account for variances with existing available data, the analysis may overestimate prospective water savings associated with meeting urban water use objectives.

Absent the proposed regulation, average statewide total urban water use is forecasted to decline from an average of 130 gallons per capita per day (GPCD) today to 117 GPCD in 2035. Without accounting for variances, the proposed regulation could significantly increase urban water use efficiency, bringing average total statewide water use to 107 GPCD in 2035.

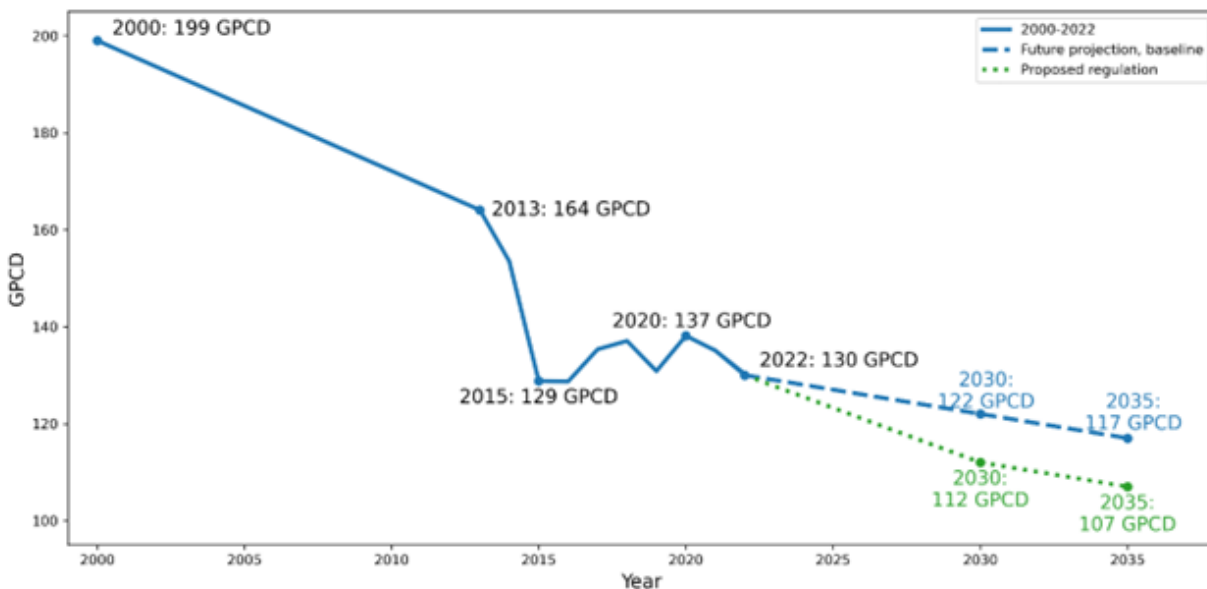
For context, urban water use trends in two affluent and industrialized nations – Australia and Denmark – provide useful examples. Total urban water use in Australia averaged 100 GPCD in 2020, with residential water use accounting for a little over half of total use in most metropolitan areas (Bureau of Meteorology 2020). In Denmark, total urban water use averaged 42 GPCD in 2021, with residential use accounting for a little over two-thirds of total use (DANVA 2022).

Table 3 and Figure 5 show the historic and future baseline as well as what average total GPCD would be under the proposed regulation (for 2030 and 2035). The table also shows the average annual change from 2020 and the GPCD savings associated with proposed regulation.

Table 3: Current and forecasted statewide urban water use, in gallons per capita daily

	Statewide Urban Water Use (GPCD)	Change per Year from 2020	Savings from Residential Sector (GPCD)	Savings from CII Sector (GPCD)
Historic level: 2020	137	-	-	-
Future reference level: 2030	122	- 1.1%	-	-
Proposed regulation: 2030	112	- 1.8%	7.5	2.5
Future reference level: 2035	117	- 1.0%	-	-
Proposed regulation: 2035	107	- 1.5%	8.2	1.8

Figure 5: Past and forecasted statewide urban water use, in gallons per capita daily, with and without the proposed regulation



In 2000, California’s urban water use averaged 199 GPCD, according to the 20×2020 Water Conservation Program report (DWR et al. 2013). With the passage of the Water Conservation Bill of 2009 (SBx7 7), the State sought to reduce per capita water use by 20 percent by 2020. Between 2000 and 2013, average statewide per capita water use decreased from 199 GPCD to 164 GPCD. Between 2013 and 2015, emergency conservation regulations and tremendous drought responses by local agencies and their customers resulted in average statewide water use dropping from 164 GPCD to 129 GPCD, a 21 percent savings in two years (State Water Board 2022). Since then, California has experienced some rebound, peaking at 137 GPCD in 2020 (the beginning

of the hot, dry conditions associated with the current drought) and again dropping by the end of 2022, averaging 130 GPCD (State Water Board 2022).

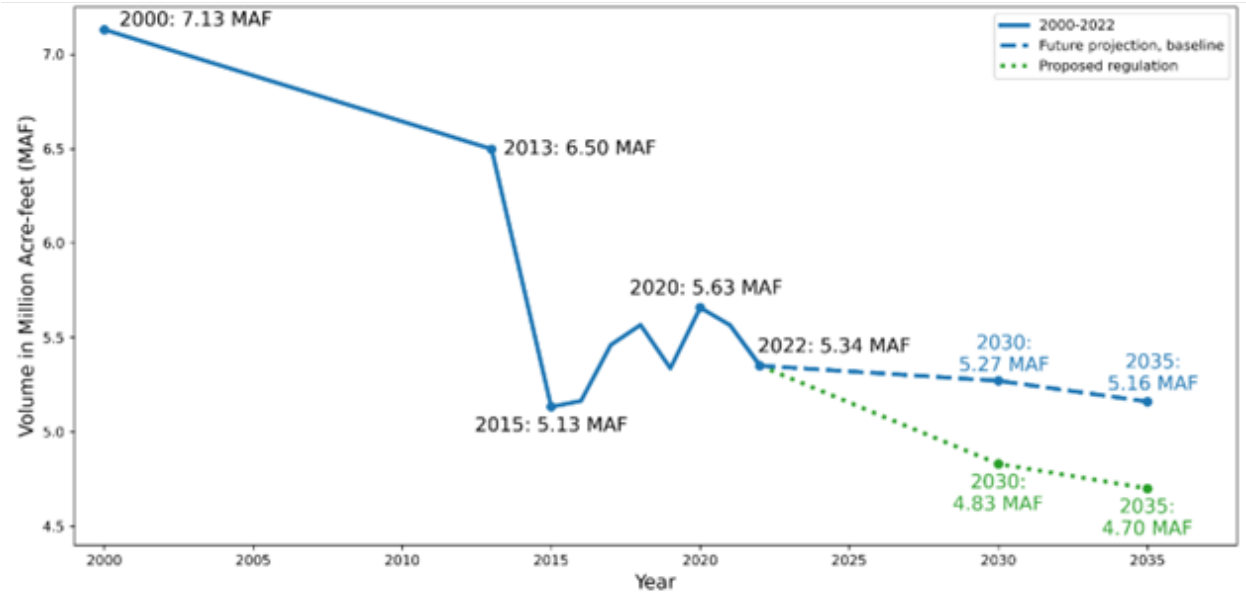
While urban water use has rebounded since the 2015 low, the long-term trend is clear: Californians are taking strides to conserve and use water more efficiently, indoors and outdoors. Between 2013 and 2022, per capita urban water use decreased by over 20 percent, savings equating to an average decline of 2.3 percent per year. By 2035, the proposed regulation could, without accounting for variances, result in average GPCD declining at a rate of 1.5 percent per year.

Per capita water use is a standard measure of efficiency. Also relevant, however, is the total volume of water consumed by the urban water sector. Volumetric trends are summarized below, with Table 4 and Figure 6 showing current and forecasted statewide total urban water use (in million acre-feet [MAF]) as well as projected water use under the proposed regulation. The table also shows the average annual change and the MAF savings associated with proposed regulation.

Table 4: Current and forecasted statewide urban water use

	Statewide Urban Water Use (MAF)	Change per year from 2020	Savings from residential sector (MAF)	Savings from CII sector (MAF)
Historic volume: 2020	5.63	-	-	-
Future reference level: 2030	5.27	- 0.6%	-	-
Proposed regulation: 2030	4.83	- 1.4%	0.33	0.11
Future reference level: 2035	5.16	- 0.6%	-	-
Proposed regulation: 2035	4.70	- 1.1%	0.38	0.08

Figure 6: Historic, current, and forecasted statewide urban water use, total water use, with and without the proposed regulation



The Board’s analysis of the economic and fiscal impact of the proposed regulation reflects the data of 385 water agencies, which are assumed to collectively serve a population of over 39 million Californians in 2035 (95 percent of the state’s projected 2035 population). In analyzing prospective compliance with urban water use objectives, it appears the proposed regulation would result in no or modest water savings for most urban retail water suppliers in California. Seventy-two percent of suppliers (274 suppliers), serving about half of the state’s population, would see some amount of savings in complying with their 2035 objective. Of these suppliers, about half would see savings of 10 percent or less. Based on the current analysis, which does not account for variances, about a third of suppliers, representing 14 percent of Californians served by suppliers, would see savings of 20 percent or more. Table 5 shows how the proposed regulation, might impact suppliers in 2035, considering compliance with objectives only.

Table 5: Suppliers and service population, by degree of savings attributable to proposed regulation, considering compliance with objectives only

Impact Category	Percent of Suppliers in Category	Percent of Service Population in Category
No savings	28%	48%
Savings of 10% or less	32%	24%
10% to 20% savings	19%	13%
20% to 30% savings	12%	10%
Savings of more than 30%	9%	4%

When considering compliance with the objectives and the obligation to carry out CII performance standards, the proposed regulation could result in almost all (379) agencies generating additional savings above the assumed 2035 reference level. For most suppliers, those savings would be relatively small and associated with carrying out the CII performance standards only; for example, 47 percent could see savings of five percent or less.

List of Abbreviations

BMP – Best management practices
CII – Commercial, Industrial, and Institutional
DIM – Dedicated irrigation meter
EP – Effective precipitation
ET_o – Reference evapotranspiration
GPCD – Gallons per capita per day
LEF – Landscape efficiency factor
MAF – Million acre feet

Works Cited

Bureau of Meteorology. (2022). “National performance report 2020–21: urban water utilities, part A.” Bureau of Meteorology Melbourne, Australia.

Danish Water and Wastewater Association (DANVA). (2022). “Water in Figures: 2022” Denmark.

Department of Water Resources, State Water Board, California Bay-Delta Authority, California Energy Commission, California Department of Public Health, CPUC, CARB. (2013). “20×2020 Water Conservation Program Final Report: Landscape Water Use.” CA Water Plan Update 2013, vol 4.

State Water Board (2022). Water Conservation and Production Reports, Archived Monthly Reports. Water Conservation Portal - Conservation Reporting; California State Water Resources Control Board:
https://www.waterboards.ca.gov/water_issues/programs/conservation_portal/conservation_reporting.html.

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VIA EMAIL: orpp-waterconservation@waterboards.ca.gov

March 30, 2023

James Nachbaur
Director
Office of Research, Planning and Performance
State Water Resources Control Board
1001 I Street, 24th Floor
Sacramento, CA 95814

Subject: Comment Letter – Board Workshop on Making Water Conservation a California Way of Life

Dear Mr. Nachbaur:

The Irvine Ranch Water District (IRWD) thanks you for the opportunity to comment on the Draft Staff Framework for the Making Conservation a California Way of Life (Proposed Framework) presented at the March 22, 2023, Board Workshop. As you are aware, IRWD has been a leader in implementing successful cost-effective water use efficiency programs for over 30 years. We have been actively engaged in the development of the Proposed Framework through the legislative process and through our participation in the stakeholder groups led by the Department of Water Resources (DWR).

IRWD Supports Scientifically and Data-Driven Water Efficiency Gains in California:

Simply put, conservation is a way of life and an ethic for IRWD. We have for decades led and continue to lead the nation and California in water use efficiency advancements and implementation. Even before we were the first water agency to implement a water budget-based rate structure over 30 years ago, we had invested in water efficiency, and we have continued to make substantial investments in this area. Since 2009 alone, we have invested over \$50 million in conservation achieving a 25 percent reduction in per capita water use beyond the substantial water efficiency that we had already achieved.

With all of our investment, experience, and continued achievements in water efficiency, we support the development of reasonable and yet aggressive water efficiency standards for the Urban Water Use Objective (UWUO); however, we believe that the data and assumptions included in the Proposed Framework have led to the development of recommendations that are misinformed, and that if adopted will establish inappropriate standards that require cost prohibitive and ineffective actions by water suppliers.

As a leader in water efficiency, IRWD urges the State Board to put California on a path to effective water efficiency standards that are supported by science and accurate data, are feasible to implement, and will move California to a more resilient future in the face of climate change.

Specific Comments on the Proposed Framework:

IRWD asks that the following concerns be addressed in the Proposed Framework before the initiation of the formal rulemaking process:

1. The Proposed Framework does not include individual cost-effective, technically feasible and implementable water efficiency standards;
2. The Proposed Framework fails to consider the “boots on the ground” perspective or propose standards founded in science, and holds water suppliers to an UWUO they cannot feasibly or technically meet;
3. The Proposed Framework does not detail or appropriately handle a range of recycled water issues related to water quality impacts due to the indoor standards, Special Landscape Areas (SLAs), and the Potable Reuse Incentive;
4. The Proposed Framework proposes changes to the commercial, industrial and institutional classifications and performance measures recommend by DWR without explaining why the proposed approach is better;
5. The Proposed Framework’s approach to variances is too complex and requires water supplier actions that may be overly burdensome in order to obtain a variance; and
6. The Proposed Framework’s water savings analysis and baseline are flawed.

Issue 1: **The Proposed Framework does not include individual cost-effective, technically feasible and implementable water efficiency standards.**

The intent of the 2018 Making Conservation a California Way of Life legislation was for California to have water efficiency standards for urban water use that would help the state achieve its long-term resiliency goals. A focus on this objective, as restated in the Proposed Framework, is appropriate.

Toward that end, the legislation’s intent was that each component included in the UWUO was to be set via the establishment of water efficiency standards that are considered normal and reasonable uses of water. While the objective’s standards certainly will push California toward greater water efficiency, they should be achievable and implementable and not simply aspirational.

We urge the State Board to remember that, fundamentally, a feasible, implementable water efficiency-based standard is not the same as pushing the limits of what may be technologically feasible.

Based on IRWD’s vast real-world experience, we believe that the proposed individual standards are extremely stringent, likely not achievable without significant unintended consequences, and go well beyond even aspirational standards recommended by DWR. For example, the proposed water efficiency outdoor standards are not based on the scientifically known water requirements of existing and future landscapes across California or achievable performance based on real-world performance data and irrigation-efficiency limitations. Instead, they are based on inaccurate data and design standards.

Furthermore, the District would like to urge the State Board to consider the legislative intent behind the Making Conservation a California Way of Life legislation. The overarching intent was to enhance water efficiency in California while providing water suppliers with flexibility to implement the mix of water efficiency programs most appropriate for their individual service areas. Because the standards included in the Proposed Framework are so stringent, the framework provides none of the intended flexibility promised to water suppliers that would enable them to implement the UWUO cost-effectively.

IRWD’s evaluation of the Proposed Framework reveals that even with our recognized long-time leadership, ongoing commitment and investments in implementing a full suite of effective and innovative water efficiency programs, we would not be able to feasibly or technically meet the individual water efficiency outdoor standards in the Proposed Framework. While IRWD could comply with the overall UWUO, it is only because of earlier investments into recycled water and investments as a producer in the Orange County Water District’s Groundwater Replenishment System, which provides a potable reuse bonus incentive to IRWD. The majority of water suppliers do not have the benefit of having made these early investments into water resiliency.

Unlike most regulations where water suppliers are in control of the actions and outcomes necessary to comply, the actions and outcomes of the Proposed Framework are dependent on many factors outside the water supplier’s control. These include existing housing stock and landscapes, changes in plant material and equipment performance over time, as well as customer behavior and response. Water suppliers can allocate resources to water efficiency programs, conduct marketing and outreach, set rates to encourage efficient use, conduct outreach to influence behavior and offer cost-effective financial incentives; yet, we cannot force our customers to take advantage of the programs and make the desired changes that the Proposed Framework would require for compliance. Thus, flexibility to get the savings is needed.

Issue 2: The State Board must consider the “boots on the ground” perspective, modify the standards so they are founded in science assuming data reliability will increase, and hold water suppliers to an UWUO they can feasibly or technically meet.

The Proposed Framework proposes to set the outdoor standards for existing landscapes at 0.8 LEF until 2030, 0.63 LEF from 2030-2035 and starting in 2035 at 0.55 for residential properties and at 0.45 for commercial properties with dedicated irrigation meters (DIMs). The outdoor standards for new development would be set at 0.55 for residential and 0.45 LEF for DIMs. The Proposed Framework assumes that offering turf replacement and other outdoor efficiency programs will allow suppliers (and our customers) to meet these proposed outdoor standards. It also assumes that new

landscapes designed with optimal irrigation, optimal irrigation scheduling and optimal maintenance can perform at that optimal design level over the long-term.

IRWD has over 30 years of real-world experience as a leader in outdoor efficiency. We have water budget-based rates designed to send strong price signals to discourage water waste. We have proactive staff outreach to customers that have high use. We have programs that range from education and outreach, landscape maintenance assistance, rebates and incentives for efficient landscape equipment and technology, landscape design assistance, and rebates for turf conversion (currently at \$5 per square foot).

To say IRWD has a plethora of water efficiency programs targeted at improving outdoor water use efficiency is almost an understatement. Yet, with all of these programs— many have been in place for over ten years—, an investment of over \$50 million since 2009, and two recent periods of severe drought, IRWD’s actual average landscape efficiency factor (LEF) is only at 0.71. An analysis of new development in IRWD’s service area shows that landscapes installed after 2015 and subject to the Model Water Efficiency Landscape Ordinance (MWELO) design standards of 0.55 for residential and 0.45 for non-residential actually perform at an LEF of 0.66. IRWD’s water budget definition of irrigated area is directly comparable to the definition used to calculate LEF in the Proposed Framework. The Proposed Framework, based on theoretical and empirical approaches, does not consider the realities of practical implementation at the water supplier level.

Furthermore, the public’s willingness to replace their turf has been slow. IRWD has had incentives ranging from \$2-\$5 for turf replacement. Since 2011, IRWD has replaced 35 acres of residential turf. The turf that would need to be replaced in the residential sector to meet a 0.63 LEF is 55 acres per year through 2030, at an estimated cost of \$168 million.

Our real-world experience is consistent with the numerous studies and data cited when DWR initially recommended a 2030 ET Factor of 0.71, with no further recommended reduction. DWR stated that “0.7 will be difficult to achieve and will require significant changes in plant palettes”. DWR further stated, “if the 25 percent adjustment for effective precipitation is considered, that it would be even more difficult to achieve.” Although there were no data cited to justify a lower factor, DWR ultimately recommended an ET factor of 0.65.

It is unclear why the Proposed Framework proposes to lower standards even further, other than to surmise that the Proposed Framework assumes that if water suppliers offer turf replacement and other outdoor efficiency programs they can meet the proposed outdoor standards. There are no data provided in either DWR’s recommendations or the Proposed Framework to demonstrate that a 0.55 LEF would be feasible in 2035. There are also no data provided to support the use of MWELO design standards of 0.55 and 0.45, respectively, as performance standards for new residential and commercial development. The proposed LEFs for outdoor residential and CII DIMs in the Proposed Framework do not support healthy landscapes, and from IRWD’s perspective, are **not founded in science, and are not feasible unless California wishes to almost entirely eliminate its existing landscapes.**

Based on all these investments, long-term and ongoing commitment, IRWD has analyzed the proposed standards, using accurate landscape measurement data for our service area, and concluded that IRWD would not be able to achieve the outdoor water standards as stand-alone measures. **We urge the State Board to reconsider the proposed outdoor water standards.**

There are multiple technical reasons why the outdoor standards in the Proposed Framework are infeasible, as discussed further below:

a. Landscape Area Measurements

DWR used 2018 aerial imagery and county parcel assessor land use classification data to estimate residential landscape areas for water suppliers. DWR provided the best available data within the timeframe it had and with the resources available to estimate residential landscape areas. Unfortunately, there are limitations to using assessor land use classifications, which frequently do not align with water supplier billing classifications and associated water use. For example, areas surrounding multi-family properties were identified as residential by DWR. They could be classified as commercial in utility billing systems, and therefore would not be included in estimates of residential water use. This means the DWR-calculated water efficiency for existing residential uses is skewed lower as their methodology increased the area being irrigated but did not include all of the water being used on those properties. This lower estimate of existing residential efficiency was then used to inform DWR's analysis and its recommended outdoor efficiency standards.

Additionally, and more significantly, many areas classified as residential by DWR could be irrigated with dedicated irrigation meters (DIMs). (This too would skew the calculated average water use.) **Water suppliers are required to measure DIMs within 5 years of the adoption of the regulation, and so we expect that landscape measurement data will be refined over time.** The total statewide landscape area will not change significantly, but it is likely that many areas classified by DWR as residential are in fact DIMs. As a result, DWR's analysis of existing water efficiency is not accurate and should not be presumed to serve as the basis for water savings, appropriate outdoor standards, and existing water uses.

IRWD has its own landscape measurement data, including DIMs, and was able to evaluate DWR's data sets with superior data. IRWD used aerial imagery and similar algorithms to those DWR used, but with the addition of field verification and correlation to utility billing. IRWD found substantive errors with the LAM data DWR provided.

The impacts are that residential LAMs are being overestimated and underestimated, which could have a significant impact on suppliers' outdoor water use standard and overall objective, further exacerbating feasibility concerns. This affects the outcomes of the theoretical and empirical approaches used by DWR and in the Proposed Framework since the estimates of existing outdoor water efficiency are inaccurate. This also affects the outputs of the State Board's model to evaluate potential compliance with the UWUO.

Improved data quality must be a priority of this regulation, as inaccurate data will further exacerbate feasibility concerns and sound decision making.

b. Implementation Timelines

The Proposed Framework would set an initial LEF of 0.8, which would be lowered to 0.63 by 2030 and further reduced to 0.55 for residential and 0.45 for DIMs by 2035. Seven years is inadequate to comply with the proposed 2030 standard, and there would be unintended impacts to healthy landscapes and disadvantaged communities or customers.

IRWD recommends extending the timeframe to meet the 0.63 LEF to 2035 and eliminating the 2035 proposed 0.55 and 0.45 standards. The additional time requested would enable water suppliers and the state to secure the funding needed for landscape retrofits, help ensure sufficient drought tolerant plants are stocked by nurseries, build partnerships and allow for necessary technology advancements that would support a responsible shift from a 0.8 to 0.63 LEF. This proposed change in date would still satisfy the SB X7-7 legislative requirement.

c. New and Existing Landscapes

The Proposed Framework should recognize that 80 percent of California’s housing stock was built prior to the establishment of MWELO in 1993. The Proposed Framework should also recognize that landscapes designed with optimal irrigation, optimal irrigation scheduling and optimal maintenance will not perform at optimal design levels over the long-term.

MWELO was never intended to be a performance standard, but by having a good design, it was understood that MWELO would help landscapes perform better in the long run. Having design standards helps ensure long-term performance is more efficient, but design and actual performance are not the same thing. For example, a new landscape may be perfectly designed and installed, but over time equipment clogs or degrades, plants grow and some are replaced. Customers may not correctly program or modify irrigation schedules. Long-term outdoor irrigation efficiency and performance should not be confused with optimal design standards.

Furthermore, the majority of existing residential landscapes were not conceived or built to perform to the design standards found in MWELO. Of the 20 percent of homes that have been built since MWELO has been in place, typically MWELO only applies to developer-installed landscaping, which is usually the front yard, and is often not applicable to backyards. DWR’s technical analysis used an approach that calculated an average statewide ET Factor for water suppliers, but “trimmed” all existing landscape data outside of the range of 0.1 to 1.0 ETF because “it is not consistent with MWELO principles.” Since 80 percent of homes in California predate MWELO, trimming data based on MWELO design standards excluded existing landscapes prevalent throughout California and is inconsistent with the legislative direction. DWR’s and the Proposed Framework’s approach assume all existing landscapes are consistent with MWELO design standards, resulting in artificially low estimates of existing outdoor water use efficiency, and associated proposed standards.

The enabling legislation recognized all of these facts by not requiring the use of the MWELO standards, but rather the use of MWELO *principles*.

We request that the Proposed Framework be modified to establish outdoor standards that are appropriate for both new and existing landscapes, consistent with the legislation. Water Code § 10609.9 states, “for purposes of Sections 10609.6 and 10609.8, ‘principles of the model water efficient landscape ordinance’ means those provisions of the model water efficient landscape ordinance applicable to the establishment or determination of the amount of water necessary to efficiently irrigate both new and existing landscapes.”

d. Irrigation Efficiency Assumption of 0.8 is Flawed

Throughout the DWR stakeholder process, IRWD provided data and outlined significant concerns to DWR regarding the underlying assumption of a 0.8 irrigation efficiency in developing its recommendations. Staff’s Proposed Framework includes this same incorrect assumption. An irrigation efficiency of 0.8 does not reflect the reality of irrigation efficiency in existing landscapes or how landscapes perform over time.

An irrigation efficiency of 0.8 is based on the use of low-flow irrigation, such as drip throughout the landscape. The majority of existing landscapes in California use overhead spray irrigation. There are opportunities to convert spray to drip, and to retrofit the spray heads with more efficient ones. With those improvements, well-managed existing landscapes can perform at irrigation efficiencies ranging from 0.55 to 0.65. This is based on accumulated data from water suppliers on actual irrigation systems and performance through the various landscape programs implemented over ten plus years, recently completed field studies by UC Davis (Evapotranspiration Adjustment Factor Study (Agreement #4600008156), and data developed by the Irrigation Association.

We believe that a range of irrigation efficiency between 0.55 to 0.65 more appropriately reflects efficient irrigation performance for existing landscapes that is measured in the field and is supported by irrigation manufacturer specifications and academic studies.

IRWD recommends that the outdoor standards in the Proposed Framework be modified to account for the irrigation efficiencies of well-maintained existing landscapes, as directed in the enabling legislation.

e. 20 Percent Irrigable, Not Irrigated Should be Automatically Included in Water Suppliers’ Landscape Areas

Irrigable, Not Irrigated (INI) is defined by DWR as planted areas and previously maintained vegetation that appears water stressed (brown or leafless plants). These are areas that likely were not irrigated at the precise moment the 2018 imagery was taken.

It is important to remember that the 2018 aerial imagery only tells the story of one day, and images from other periods could show different results. The 2018 imagery was taken on the heels of the drought, and it was understood that customers who had let areas go brown were likely to begin irrigating them again. For example, those areas could be irrigated again after the imagery was taken. This understanding of the drought’s impacts and this fundamental problem is why the 2018 legislation, and the current statute provided that “the standards shall apply to irrigable lands.”

DWR conducted a statistical analysis of outdoor water use, Irrigable Irrigated (II) area and INI area. The analysis found that the measured INI area was being irrigated at one-fifth, or 20 percent, of the II area. As a result, DWR correctly concluded that the calculation of annual outdoor water use budget should include 20 percent INI. Additionally, DWR’s recommendations for the outdoor standards were developed using the base assumption of including 20 percent INI. The 20 percent INI was included in DWR’s analysis of outdoor efficiency, potential savings estimates and outdoor standard recommendations.

If INI is excluded, as staff proposes, then the current level of outdoor applied water use and derived standards would need to be reanalyzed using only the LAM irrigated data.

The staff proposed alternative is for water suppliers to reassess INI on an annual basis, but this is impractical, costly and infeasible. It would require suppliers to obtain and analyze new aerial imagery on an annual basis and compare it with the aerial imagery used by DWR to evaluate changes in INI. The base INI aerial maps needed for the comparison were not provided by DWR to urban water suppliers. This requirement would impose significant data burdens and costs on water suppliers. Excluding the 20 percent INI would be inconsistent with the intent of the legislation, place data burdens on water suppliers, and create equity issues among water suppliers that lack resources.

IRWD recommends that the Proposed Framework automatically include the 20 percent INI for all water suppliers, which is consistent with the statute’s requirement that irrigable lands be included in the landscape area used to calculate the UWUO.

f. Additional Concerns with Outdoor Efficiency Standards

i. Residential Pools and Spas

The Proposed Framework does not provide any consideration of the outdoor water use requirements for pools and spas. Residential swimming pools are prevalent in California. These are not unique circumstances warranting variances, and therefore should be factored into the outdoor efficiency standards and overall objective. Swimming pools typically evaporate at a similar rate to cool-season turf, or a 1.0 factor. Heated spas evaporate more quickly. These areas cannot operate at the proposed LEFs, but their water use is combined with reported residential water use volumes. Without appropriate factors assigned to swimming pools, water suppliers will be even more challenged to meet the proposed outdoor standards. **The Proposed Framework should incorporate an LEF of 1.0 for pool and spa surface areas.**

ii. Effective Precipitation

The inclusion of Effective Precipitation in the outdoor standard is inconsistent with real-world irrigation practices (e.g., precipitation often falls during months when irrigation would not be utilized and percolate below the root zone of the plant, negating its beneficial effect on that plant’s watering needs). Including it has the effect of driving the stringent standards even further downward. Effective Precipitation is not required by MWELo (Title 23, Division 2.7, Section 494), and is

generally not included when landscapes are designed. **IRWD asks that effective precipitation be removed from the standard.**

Issue 3: The Proposed Framework does not detail or appropriately handle a range of recycled water issues related to water quality impacts due to the indoor standards, Special Landscape Areas (SLAs), and the Potable Reuse Incentive.

As a leader in water recycling, IRWD has invested in the development of state-of-the-art facilities to treat and transport recycled water supply, saving millions of acre-feet of potable water over the past 60 years. Our sewage collection system was designed based on anticipated flows for the planned development that we have experienced, and the codes that were in place at the time of development.

IRWD has planned extensively for the future, and that future includes recycled water. In fact, currently 53 percent of IRWD total water supply is comprised of recycled water— both potable and non-potable. We fully expect that recycled water— a drought-resilient supply— will continue to be most of our water supply; however, the Proposed Framework puts IRWD’s recycled water at risk due to water quality impacts.

a. Recycled Water Quality Impacts

If IRWD had to meet the 2030 indoor standard of 42 gallons per capita daily (GPCD), IRWD would experience negative impacts to recycled water production, infrastructure and permit compliance. We would consistently be unable to meet our permit’s water quality requirements. We would risk losing 25 percent of our supply, or we would need to invest in reverse osmosis with significant capital costs (planning level estimate of \$168 million). IRWD strongly supports Governor Newsom’s signing message for SB 1157 (2022, Hertzberg) regarding the indoor water use standard, which stated, “...nothing in this bill prohibits the Board from creating variances, including a variance to reflect local investments in recycled water and infrastructure. I encourage the Board to do this.”

We request that the Proposed Framework include in detail a variance to the indoor standard, consistent with Governor Newsom’s signing language on SB 1157, to offset negative impacts to recycled water systems, infrastructure and permit compliance.

b. SLA Designation and 1.0 LEF for All Recycled Water Irrigated Areas

IRWD supports DWR’s recommendation of a 1.0 LEF for all areas irrigated with recycled water— that all areas irrigated with recycled water regardless of the type of plants being supported (i.e. functional turf, non-functional turf, or other plant types) be considered SLAs— consistent with the principles of MWELo. Landscapes irrigated with recycled water have been designed and facilities constructed based on demands consistent with a 1.0 factor. IRWD has already made these investments in a drought-resilient supply, and replacing non-functional turf irrigated with recycled water is not an effective use of those resources. A reduction of recycled water demand in IRWD’s service area would result in increased ocean discharge (without new storage), and therefore increased costs and rate impacts to customers. **IRWD requests that this requirement be removed prior to the rulemaking.**

c. Potable Reuse Bonus Incentive

IRWD supports the DWR recommendation and methodology for calculating the potable reuse bonus incentive. This was previously negotiated and agreed upon through the stakeholder process by water suppliers and non-governmental organizations (NGO's). The agreed upon approach to use a five-year annual average is intended to account for potential fluctuations in groundwater recharge, so that UWUOs are not fluctuating from year to year. **IRWD recommends that the Proposed Framework utilize the previously agreed upon calculation approach.**

Issue 4: **The Proposed Framework proposes changes to the commercial, industrial and institutional (CII) performance measures recommended by DWR without explaining why the proposed approach is better;**

a. Performance Measures and In-Lieu Technologies

IRWD's water budgets are designed to discourage wasteful use and are set for each individual CII customer. The CII water budgets are tied to rates to promote the efficient use of water, and are designed to provide customers a significant economic incentive to use the proper amount of water required to serve indoor, landscape and commercial/industrial and institutional demands. A customized "budget" is set for each customer account based on a variety of factors such as irrigated area, daily weather characteristics, industrial or commercial business type and other more unique characteristics such as the presence of specialized industrial equipment. IRWD monitors accounts on a monthly basis for performance against the water budget. Underperforming accounts are targeted for outreach and offered a water efficiency survey. The survey identifies inefficient water use and opportunities for participation in IRWD's water efficiency programs. The strong price signal and potential to reduce bills motivates customers to address problems promptly. As a result, IRWD is able to more effectively target its CII programs and resources on how customers are meeting their individual monthly water budgets. This approach is more effective than broadly offering programs to certain customer classifications, sectors, or to top water users. IRWD's CII water budgets have been in place for over 30 years. **We request that the Proposed Framework clarify that water budget-based rates for all CII customers can satisfy requirements for performance measures and in-lieu technologies.**

b. CII Classifications

DWR's recommended CII classifications were negotiated by water agencies, NGO's and DWR through an extensive stakeholder process. Given the significant time and effort that will be needed to classify IRWD's significant non-residential sector, IRWD has already begun CII classifications using DWR's recommendations. Additionally, DWR's stakeholder process evaluated the EnergyStar tool in the Proposed Framework, and determined it was not suitable because it does not have water-centric categorizations. For example, major water using categories (laundry, vehicle wash, etc.) are not represented in the main categories. Additionally, the California Energy Commission reporting does

not align well with the requirements of the legislation, for example multi-family use is considered residential in the UWUO, but CII by Energy Star.

The Proposed Framework does not provide a clear rationale for use of the EnergyStar tool in place of DWR's recommended approach. **IRWD requests that the DWR recommended classifications, which are more water than energy centric, be utilized.**

Issue 5: **The Proposed Framework's approach to variances is too complex and requires water supplier actions that may be overly burdensome in order to obtain a variance.**

Variances were included in the legislation to address unique circumstances that could impact a water supplier's ability to comply with the overall UWUO. The Proposed Framework relies on potentially multiple, complex variances that in some cases would need to be submitted by almost all water suppliers on an annual basis. These include annual growth within the water supplier's service area, changes in irrigated and irrigable, not irrigated landscape and provisions for public pools. The Proposed Framework has eliminated the intended implementation flexibility for water suppliers.

Issue 6: **The Proposed Framework's water savings analysis and baseline are flawed.**

We appreciate the Board's discussion and request for further data and transparency around the appropriate baseline to rely on to determine total savings of the Proposed Framework. Like others, we have concerns with the 2022 baseline, as it was established at the height of California's drought emergency.

The Proposed Framework's water savings analysis focused on water savings between 2000 and 2020. During that time, GPCD decreased by about 3 percent on average per year. Even prior to the drought conditions in 2013, GPCD was decreasing at rate of 2.7 percent per year. Contrary to what the Proposed Framework's analysis assumes this year-over-year gain in water efficiency simply does not come from just passive savings. Additionally, the Proposed Framework's analysis assumed that there would be no rebound after 2022, despite the increase in demand seen after every drought as water consumers change their behaviors in the absence of emergency conditions.

Moreover, the water savings analysis included in the Proposed Framework is based on some water suppliers, such as IRWD, being able to meet their UWUO and, therefore, not being required to achieve additional savings. However, IRWD would not discontinue its long-term commitment to water efficiency, and we, like other water suppliers, expect to continue to achieve water use savings. These savings are not included in the State Water Board's total estimated savings.

We recommend that the State Board use a baseline consistent with the three-year average from 2017, 2018 and 2019 used by DWR its analysis and in development of the recommendations.

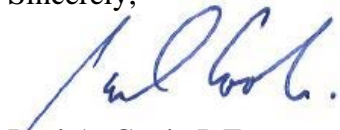
Conclusion:

The intent of the Making Conservation a California Way of Life legislation was for California to have reasonable, scientifically-based water efficiency standards which are implemented through the UWUO and performance measures for CII. The water efficiency standards and performance measures need to reflect considerations of feasibility and real-world performance, data requirements and the implementation cost. While not enforced individually, they should serve as stand-alone efficiency norms that incentivize investments in water use resiliency. We urge the State Board to modify the Proposed Framework and pending proposed regulations to reflect this approach.


Again, we appreciate the significant amount of time and effort that has gone into the Proposed Framework. We thank you in advance for considering our concerns and for addressing the issues we have raised. We look forward to continuing to work with you on develop the final Framework, water efficiency standards and CII best management practices.

Please do not hesitate to contact me at (949) 453-5590 if we can be of assistance to you or your staff.

Sincerely,

A handwritten signature in blue ink, appearing to read "Paul A. Cook".

Paul A. Cook, P.E.
General Manager

April 6, 2023
Prepared and
submitted by: C. Compton
Approved by: Paul A. Cook 

WATER RESOURCES POLICY AND COMMUNICATIONS COMMITTEE

2023 LEGISLATIVE AND REGULATORY UPDATE

SUMMARY:

This report provides an update on the 2023 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 consider the following actions / positions:

- *AB 246 (Papan, D-San Mateo) – Product Safety: PFAS in Menstrual Products: “SUPPORT”;*
- *AB 727 (Weber, D-La Mesa) – Product Safety: PFAS in Cleaning Products: “SUPPORT”;*
- *AB 735 (Berman, D-Palo Alto) – Workforce Development: Utility Careers: “SUPPORT”;*
- *AB 754 (Papan, D-San Mateo) – Water Management Planning: Automatic Conservation Plan: “OPPOSE”;*
- *AB 755 (Papan, D-San Mateo) – Public Entity Urban Water Supplier Cost-of-Service Analysis: “OPPOSE”;*
- *AB 838 (Connolly, D-San Rafael) – Water Bill and Infrastructure Information and Data: “OPPOSE”;*
- *AB 1072 (Wicks, D-Oakland) – Water Conservation and Efficiency: Low-Income Residential Customers: “OPPOSE UNLESS AMENDED”;*
- *AB 1290 (Luz Rivas, D-Arleta) – Product Safety: Substances in Plastic Packaging: “SUPPORT”;*
- *AB 1337 (Wicks, D-Oakland) – State Board Water Shortage Enforcement: “OPPOSE”;*
- *AB 1573 (Friedman, D-Burbank) – Water Conservation: Landscape Design and Nonfunctional Turf: “SEEK AMENDMENTS”;*
- *AB 1594 (E. Garcia, D-Coachella) – Medium- and Heavy-Duty Zero-Emission Vehicles: Public Agency Utilities: “SUPPORT”;*
- *SB 48 (Becker, D-San Mateo) – Water and Energy Savings Act: “OPPOSE UNLESS AMENDED”;*
- *SB 57 (Gonzalez, D-Long Beach) – Utilities: Disconnection of Residential Service: “OPPOSE UNLESS AMENDED”;*
- *SB 414 (Allen, D-Redondo Beach) – Drought-Tolerant Landscaping: Local Incentive Programs for Synthetic Grass and Artificial Turf: “SUPPORT”;*

- *SB 659 (Ashby, D-Sacramento) – California Water Supply Solutions Act of 2023: “SUPPORT”*; and
- *SB 778 (Ochoa Bogh, R-Redlands) – Excavations: Subsurface Installations: “OPPOSE UNLESS AMENDED”*.

BACKGROUND:

Over the past few weeks, spot bills and legislative intent bills that were introduced at the beginning of this legislative session have been amended as the bills’ authors seek to have their bills referred to and heard in the appropriate policy committee.

The Legislature left for Spring Recess on March 30 and return on April 10. When they return, the legislative policy committee deadline for to hear fiscal bills will be 11 days away on April 28, while May 5 is the policy committee deadline for non-fiscal bills. The last day for fiscal committees to hear and report to the floor any bills introduced in their house is May 19, and the house of origin deadline is June 2.

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

2023 State Legislative Update:

AB 754 (Papan, D-San Mateo) – Water Management Planning: Automatic Conservation Plan:

Under existing law, urban water suppliers are required to develop an Urban Water Management Plan (UWMP). The UWMP includes quantification of past, current, and projected water uses, identifies uses among water use sectors, detail the supplier’s existing and planned sources of water, and includes a Water Shortage Contingency Plan (WSCP). The WSCP is a plan that outlines the response actions an urban water supplier will take in the event of water shortage of 0-10 percent, 11-20 percent, 21-30 percent, 31-40 percent, 41-50 percent and greater than a 50 percent shortage.

AB 754, which is sponsored by the California Coastkeeper Alliance, would require an UWMP and an agricultural water management plan, if a reservoir is identified as an existing or planned source of water available to the supplier, to include a target water supply storage curve for the reservoir. The curve would need to be based on target carryover levels sufficient to satisfy water users and ecological stream flow needs for at least five years.

The bill would also require the development of an automatic conservation plan. An automatic conservation plan would be a set of actions that would automatically be implemented by the water supplier when the reservoir storage level falls below the target water supply storage curve. For urban water suppliers, the automatic conservation plan would include six standard water shortage levels corresponding to those shortages included in WSCP. When both an automatic conservation plan and a WSCP are in effect, AB 754 requires that the more restrictive of the two plans should be implemented.

Staff recommend that the Board adopt an “oppose” position on AB 754. Water supply resilience is achieved through diversification of supplies, and this bill’s targeting of an individual reservoir level ignores this fact. Furthermore, the bill requires an additional plan when the WSCP outlines the actions to be taken in the event of a water shortage, resulting in duplicative shortage planning.

AB 755 (Papan) –Public Entity Urban Water Supplier Cost-of-Service Analysis:

AB 755, which is also sponsored by the California Coastkeeper Alliance, would require water suppliers to include a determination of the incremental costs incurred due to the top 10 percent of single-family customers in all of its cost-of-service studies. It would also require that those studies include an analysis of which costs would be avoided if those customers met the long-term water efficiency standards developed under the “Making Conservation a California Way of Life” legislation.

The author’s office argues that when setting customer rates, a public water utility must account for costs that allow the utility to maintain and invest in a system that is capable of meeting the maximum possible demand, and that the maximum demand is often driven by the customers that use the most water. In this context, the author’s office asserts that affluent single-family residences are notorious for using excessive amounts of water for outdoor irrigation. Allegedly, the largest water users drive a water utility’s need for investments in larger supply, increased infrastructure and conservation measures, and that these investments can raise the rates for all customers. Implicit in the author’s expressed intent is that urban water suppliers are violating Proposition 218 by allowing some customers to subsidize others.

Proposition 218 prohibits water suppliers from setting rates so that certain customers subsidize the costs of other customers. Water suppliers, like IRWD, conduct extensive cost-of-service studies when setting rates to ensure that this is not the case. Large residential customers do pay for all of the costs associated with serving their property and to meet their water demands. These costs are not being paid by other customers.

Due to AB 755 placing additional cost-of-service analysis requirements on water supplies and, likely, requiring suppliers to include hypotheticals in their cost-of-service analysis, staff recommends the Board adopt an “oppose” position on AB 755.

AB 1072 (Wicks, D-Oakland) – Water Conservation and Efficiency: Low-Income Residential Customers:

AB 1072 would require urban water suppliers to offer technical assistance and financial incentives to low-income residential customers beginning January 1, 2025. The purpose of the assistance is to help low-income customers install efficient water conservation devices and climate resilient landscaping. Moreover, the bill requires a supplier to allocate a minimum of 40 percent of its conservation and efficiency funding to low-income households and disadvantaged communities within its service areas unless it can demonstrate to the State Board that no more than 10 percent of its households fall within those categories. If that is proven to the State

Board, the bill would permit the State Board to allow the water supplier to allocate 10 percent of the funding to low-income households.

The bill provides that the technical assistance and financial incentives may be paid for by ratepayer and non-ratepayer revenue, or by recouping the program's cost through a surcharge on program participants' bills provided the surcharge is no larger than actual bill savings generated by the program.

Additionally, the bill would make a water supplier ineligible for financial assistance if they do not comply with the assistance and funding requirements.

While the bill may be well intentioned, it would drastically impact how IRWD targets its water efficiency programs from an approach that focuses on water savings to one that focuses on a customer's level of income regardless of their level of efficiency. Staff recommends that the Board adopt an "oppose unless amended" position on the bill. The amendments sought by the District would include greater flexibility and a recognition that water efficiency funding should target the greatest water savings, if that is what makes sense for a water supplier.

AB 1594 (E. Garcia, D-Coachella) – Medium- and Heavy-Duty Zero-Emission Vehicles: Public Agency Utilities:

As discussed in the 2023 Regulatory Update below, the Proposed 15-Day Changes to the Proposed Advanced Clean Fleets regulation (ACF) were released on March 23, 2023. The 15-Day Changes left many of the issues raised by public water, wastewater and electric utilities unresolved.

AB 1594, which is co-sponsored by the California Municipal Utilities Association (CMUA) and the Southern California Public Power Authority, seeks to address these unresolved issues. AB 1594 would require any state regulation requires or otherwise compels a public water, wastewater or electric utility to procure medium- and heavy-duty zero-emission vehicles to ensure that those vehicles will allow the utility to maintain reliable water and electric services, respond to disasters in an emergency capacity, and provide mutual aid assistance statewide and nationwide.

The language in the bill aligns with a letter that ten members of the Legislature signed and transmitted to the CARB board chair on February 13, 2023.

Because AB 1594 seeks to resolve public utilities' ACF, staff recommends the Board adopt a "support" position on AB 1594.

SB 659 (Ashby, D-Sacramento) – California Water Supply Solutions Act of 2023:

SB 659 would establish the California Water Supply Solutions Act of 2023. The Act would require the Department of Water Resources (DWR), in consultation with the State Water resources Control Board (State Board) and regional boards, prepare and approve a groundwater recharge action plan by January 1, 2025, and include that plan in the next update to the

California Water Plan. The action plan would need to achieve an increase of 10 million acre-feet of annual groundwater recharge by December 31, 2035, and increase the state's groundwater supplies.

SB 659 is co-sponsored by Regional Water Authority and the California Association of Winegrape Growers. As this bill proposes to achieve an increase in groundwater recharge and build greater water resilience in California, staff recommends the Board adopt a “support” position on SB 659.

2023 Water Rights Legislation:

As reported last month, there are a many bills this session related to water rights. Staff will update the Committee on these bills and the discussion taking place regarding:

AB 460 (Bauer-Kahan, D-San Ramon) – State Water Resources Control Board: Interim Relief:

AB 460, which is authored by the Chair of the Water, Parks, and Wildlife Committee (WPW Committee), Assemblymember Rebecca Bauer-Kahan, would grant the State Board authority, on its own motion or upon the petition of an interested party, to issue interim relief orders against water diverters and users. Specifically, the State Board could issue an interim relief order to enforce Section 2 of Article X of the California Constitution; the public trust doctrine; adopted water quality objectives, principles and guidelines; requirements set forth in certain permits, licenses, certificates, and registrations; or Section 5937 of the Fish and Game Code. AB 460 will be heard by the WPW Committee on April 18;

AB 676 (Bennett, D-Oxnard) – Water: General State Policy:

AB 676 would define domestic water use to include, but not be limited to, sustenance of human beings and household conveniences; care of household livestock and animals; care of household gardens; and deliveries of water by community water systems, other public, municipal, and industrial water agencies, and water corporations regulated by the Public Utilities Commission.

The bill also includes two provisions that extend the public trust doctrine’s applicability. Those provisions are:

- “All water rights remain subject to the reasonable use doctrine, pursuant to Section 2 of Article X of the California Constitution, and the public trust doctrine, as provided in *National Audubon Society v. Superior Court* (1983) 33 Cal.3d 419 and subsequent California court decisions;” and
- “Pursuant to Section 85023, the longstanding constitutional principle of reasonable use and the public trust doctrine provide the foundation for state water management policy.”

AB 676 will be heard by the WPW Committee on May 2.

AB 1272 (Wood, D-Santa Rosa) – State Water Resources Control Board: Drought Planning:

AB 1272 would require the State Board to establish a program, in consultation with the Department of Fish and Wildlife, and to adopt principles and guidelines for diversion and use of water during times of drought or water shortages in coastal watersheds which drain to the Pacific Ocean, are located in Regional Water Quality Control Boards 1, 2 or 3, and are identified and are a priority for the recovery of native anadromous fish species. The bill would authorize the State Board to issue a cease-and-desist order when a diversion or use violated the adopted program, principles and guidelines. AB 1272 is current in the Assembly Appropriations Committee;

AB 1337 (Wicks, D-Oakland) – State Board Water Shortage Enforcement:

AB 1337 would expand the authority that the State Board has to adopt regulations or issue curtailment orders. Specifically, the bill would authorize the State Board to adopt regulations for any of the following purposes at any time:

- To prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water;
- To promote water recycling or water conservation;
- To protect public trust resources;
- To require curtailment of diversions when water is not available under the diverter's priority of right; or
- In furtherance of any of the purposes of this section, to require reporting of diversion or use or the preparation of monitoring reports.

The bill would also permit the State Board to implement regulations through orders curtailing water diversions.

Given the expansive authority AB 1337 would grant the State Board to develop new regulations, staff recommend the Board adopt an "oppose" position the bill. AB 1337 has been double referred to the WPW (where it will be heard on April 18) and the Judiciary Committee.

SB 389 (Allen, D-Redondo Beach) – State Water Resources Control Board: Determination of Water Right:

SB 389 would authorize the State Board to investigate the diversion and use of water to determine whether the diversion and use are based upon appropriation, riparian right, or another basis of right. In addition, it would permit the State Board to require a water right claimant, diverter or user to submit information proving their water right and use. SB 389 is currently in the Senate Natural Resources and Water Committee.

Legislation on Per- and Polyfluoroalkyl Substances (PFAS):

This session there have been six bills introduced that relate to PFAS. The six bills are:

- *AB 246 (Papan, D-San Mateo) – Product Safety: PFAS in Menstrual Products:* AB 246, beginning January 1, 2025, would ban menstrual products that intentionally contain added PFAS;
- *AB 727 (Weber, D-La Mesa) – Product Safety: PFAS in Cleaning Products:* AB 727, beginning January 1, 2025, would ban cleaning products that contain intentionally added PFAS or PFAS in the product or a product component above specified levels;
- *AB 1290 (Luz Rivas, D-Arleta) – Product Safety: Substances in Plastic Packaging:* AB 1290, beginning January 1, 2026, would ban plastic packaging, except packaging for specified medical products and drugs, that contains certain specified chemicals, pigments, or additives, including PFAS;
- *AB 1423 (Schiavo, D-Santa Clarita) – Product Safety: PFAS in Artificial Turf or Synthetic Substances:* AB 1423, beginning July 1, 2024, would require the product packaging or label for artificial turf or a synthetic surface that resembles grass to indicate whether the product contains intentionally added PFAS or PFAS at or above specified thresholds. This bill would require a manufacturer or installer to provide a notification to any party receiving a proposal to design, sell, or install an artificial turf field that contains PFAS, and beginning on January 1, 2025, prohibit schools from purchasing or installing artificial turf or a synthetic surface resembling grass if it contains PFAS;
- *AB 1660 (Ta, R-Westminster) – PFAS in Cosmetic Products:* AB 1660 would authorize CARB to exempt intentionally added PFAS from the ban on intentionally adding PFAS to cosmetic products if the intentionally added PFAS has characteristics that are beneficial for the environmental goals of the State and if it is not identified as persistent, bioaccumulative, and toxic to the environment; and
- *SB 414 (Allen, D-Redondo Beach) – Drought-Tolerant Landscaping: Local Incentive Programs for Synthetic Grass and Artificial Turf:* SB 414 would prohibit cities, counties and special districts from issuing a rebate, voucher, or other financial incentive for the use of synthetic grass or artificial turf that contains contaminants, including zinc, plastic, or PFAS.

Given the U.S. Environmental Protection Agency’s recently proposed Maximum Contaminant Levels (MCLs) for PFAS chemicals, which is discussed below, source control can assist water and wastewater agencies in reducing the amount of PFAS they will need to treat. Staff recommend the Board adopt a “support” position on AB 246, AB 727 (Weber), AB 1290 (Luz Rivas), and SB 414 (Allen).

Other 2023 State Legislation of Interest to IRWD:

There are several other bills of interest to the District, including:

- *AB 735 (Berman, D-Palo Alto) – Workforce Development: Utility Careers:* AB 735, which is sponsored by the CMUA, would establish the High Road Utility Careers (HRUC) program, administered by the California Workforce Development Board through partnerships with statewide water, wastewater, and energy utility associations. The purpose of the HRUC program would be to connect existing resources with

individuals interested in careers in the utility sector and ensure a continued reliable workforce for California utilities. A continued reliable workforce is a key objective for utilities. This bill will further that objective by focusing resources on supporting individuals who are interested in utility careers through workforce preparation, training, and education that will prepare them for a career in the utility sector. Staff recommends the Board adopt a “support” position on AB 735;

- [AB 838 \(Connolly, D-San Rafael\) – Water Bill and Infrastructure Information and Data:](#) AB 838, which is co-sponsored by the California Water Association and California Water Service, would require public water systems to provide information and data to the State Board related to the average water bill paid by customers and the system’s completed and planned infrastructure replacements. The sponsors of the bill have stated that the bill is aimed at getting the State Board information it may need to address affordability and system health, while reducing the amount of data the State Board requests of water system through the Electronic Annual Report. Unfortunately, the bill only expands the amount of data a water supplier will be required to provide the State Board without enhancing the State Board’s understanding of either the affordability of water within that suppliers service area or if the system is being appropriately maintained. For these reasons staff recommends the Board adopt an “oppose” position on AB 838;
- [AB 1572 \(Friedman, D-Glendale\) – Nonfunctional Turf:](#) AB 1572 would prohibit the irrigation of nonfunctional turf with potable water with by commercial, industrial, institutional, multifamily residential, and large landscape water users. Additionally, AB 1572 would authorize the State Board to adopt regulations related to the methods of compliance certification, and urban water supply reporting requirements, among other things. The bill also requires urban water suppliers to assist the State Board in audit compliance with this prohibition. Given the requirements that would likely be placed on urban water suppliers the District has “seek amendments” position on the bill;
- [AB 1573 \(Friedman, D-Burbank\) – Water Conservation: Landscape Design and Nonfunctional Turf:](#) AB 1573 would require changes to the Model Water Efficient Landscape Ordinance (MWELo). Specifically, it would change MWELo from a landscape design standard that must be met to a landscape design, planting and irrigation standard. Among other things, it would require that MWELo be updated to include provisions that require that at least 75 percent of the plants installed in new or renovated landscapes be local native plants. The remaining 25 percent would be permitted to be plants included Water Use Classification of Landscape Species published by the University of California Cooperative Extension and DWR in 2014 and its subsequent updates, if they had an average plant factor of 0.3. Staff has reviewed the bill and has identified workability concerns regarding a number of the changes proposed in order to move MWELo from a design standard to a full landscape regulation. Staff recommends that the Board adopt a “seek amendments” on the bill and authorize staff to seek changes to the bill that improve its long-term workability;
- [SB 48 \(Becker, D-San Mateo\) – Water and Energy Savings Act:](#) SB 48 would require, each water and electric utility to maintain records of water and electric usage data of all buildings to which they provide service for at least the most recent 12 months, and to provide aggregated water usage data to the owner of any building with no residential

utility accounts or with five or more accounts, comprised on either residential or nonresidential accounts. The bill also requires the Energy Commission (CEC), in consultation with the State Board, to adopt regulations requiring the reporting of this information to the CEC along with various benchmarking data points. Additionally, this bill would require the CEC and the State Board, in consultation with the California Air Resources Board (CARB), the California Public Utilities Commission (CPUC), and California Department of Housing and Community Development (HCD), to jointly develop a strategy for using the reported data to track and manage the energy and water usage and emissions of greenhouse gases from the covered buildings in order to achieve the state's goals, targets, and standards related to energy and water usage and emissions of greenhouse gases.

Existing law already requires urban retail water suppliers to comply with an Urban Water Use Objective and to implement performance measures for commercial, industrial and institutional customers. SB 48 would not improve the existing framework for advancing water efficiency in California, but would add a significant amount of reporting and data collection to the requirements placed upon urban retail water suppliers. Given the burden and limited impact on water savings, staff recommends the Board adopt an “oppose unless amended” position the bill. The amendment sought by the District would be to have “water” struck from the bill; and

- **SB 57 (Gonzalez, D-Long Beach) – Utilities: Disconnection of Residential Service:** SB 57 would require specified electric and gas utilities, as well as public water systems, to postpone the disconnection of a customer's residential service for nonpayment when the National Weather Service's local forecast predicts that the temperature within the utility's service area, over the next 24 hours, will be 32 degrees Fahrenheit or cooler or 95 degrees Fahrenheit or warmer. SB 57 would also require utilities to notify their residential ratepayers of the disconnection postponement and would require additional notices be posted or sent. These notices included posting the prohibition on its website, providing its residential ratepayers with a written notice of these requirements before the onset of the summer and winter seasons, including a notice of this requirement on each bill until 2025, and including the requirement on the first bill each new residential customer receives. SB 57 requires that all of these notices be provided in English and any other language spoken by 10 percent or more of the ratepayers in its service area. SB 57 would substantially change water shutoffs in California and unreasonably increase the number of notices a water provider must send its customers. Staff recommends that the Board adopt an “oppose unless amended” position on SB 57 and authorize staff to seek amendments to make the bill more workable for water agencies; and
- **SB 778 (Ochoa Bogh, R-Redlands) – Excavations: Subsurface Installations:** SB 778 revises the Dig Safe Act of 2016 (Act), and amends both operator and excavator responsibilities related to underground utilities and excavations. Most significantly, this bill would add non-pressurized sewer lines and storm drains to the definition of “subsurface installation.” This bill is essentially a reintroduction of SB 1345 (Ochoa Bogh) of 2022. As with SB 1345, staff recommends the Board adopt an “oppose unless amended” position on SB 778 and authorize staff to seek amendments to the bill to remove non-pressurized sewer lines from the definition of subsurface installation.

Staff will also discuss the following bills with the Committee:

- [AB 1216 \(Muratsuchi, D-Torrance\) – Wastewater Treatment Plants: Monitoring of Air Pollutants:](#) AB 1216 would overturn a South Coast AQMD abatement order for the Hyperion Water Reclamation Plant (Hyperion) and impose stricter monitoring and data reporting requirements on the City of Los Angeles;
- [AB 1637 \(Irwin, D-Thousand Oaks\) – Local Government Websites and Email Addresses:](#) AB 1637 would require local agencies to ensure that their website utilizes a “.gov” or a “.ca.gov” domain, and also ensure that each email address provided to their employees utilizes one of those two domain types;
- [SB 366 \(Caballero, D-Salinas\) – The California Water Plan Long-Term Supply Targets:](#) SB 366 is the legislative vehicle for CMUA’s “Water for All” proposal. As of the writing of this report, this bill is currently in the Senate Rules Committee and has not yet been referred to a policy committee. The District currently has a “support” position on SB 366; and
- [SB 747 \(Caballero, D-Salinas\) – Surplus Land Act: Economic Development:](#) SB 747, authored by Senator Anna Caballero (D-Salinas), proposes several changes to the Surplus Land Act (SLA), among which is to add a definition of “dispose” to the SLA. A local agency must comply with the SLA when it disposes of surplus land. As currently enacted, the SLA does not contain a definition of “dispose.” This lack of a definition has created a disagreement between the HCD and local agencies as to what the SLA applies to. HCD has issued guidelines that state that the SLA applies to both the sale and leasing of property. Local agencies have held that the SLA only applies to the sale of surplus property. SB 747 proposes to resolve this dispute by defining “dispose.” SB 747 would define “dispose” to mean the sales of surplus land or the lease of surplus land for a term longer than 35 years, including renewal options included in the terms of the initial lease. This definition is based on the California Revenue and Taxation Code which treats leases longer than 35 years as a transfer of property ownership for taxation purposes. Staff will update the Committee on the discussion taking place on SB 747 and the other surplus lands bills proposed this year. The District currently has a “support” position on SB 747.

2023 State Regulatory Update:

Governor Newsom’s Executive Order Easing Drought Emergency Provisions:

On March 24, 2023, Governor Newsom announced that he signed [Executive Order \(EO\) N-5-23](#). EO N-5-23 rolled back the drought emergency provisions that the Governor determined are no longer needed. Specifically, EO N-5-23:

- Ends the voluntary 15 percent water conservation target;
- Ends the requirement that local water agencies implement level 2 of their drought contingency plans;
- Maintains the ban on wasteful water uses;
- Preserves all current emergency orders focused on groundwater supply;

- Maintains orders focused on specific watersheds that have not benefited as much from recent rains, including the Klamath River and Colorado River basins, which both remain in drought; and
- Retains a state of emergency for all 58 counties to allow for drought response and recovery efforts to continue.

Other 2023 Regulations of Interest to IRWD:

In addition to the EO discussed above, the following is a list of some of the other 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 report are released for public review and comment, staff will engage, as appropriate. Staff will also provide an oral update to the Committee on any new developments related to these regulations and other regulations of interest to the District.

The pending regulations and reports actively being tracked include:

- Other executive and regulatory actions related to the drought;
- CARB's [Proposed Advanced Clean Fleets Regulation](#);
- [California Endangered Species Act Listing](#) for the Southern California Steelhead;
- California Natural Resources Agency (CNRA) [30 x 30 California Implementation](#);
- CNRA's [Water Resilience Portfolio Implementation and Resiliency 2.0](#) Implementation;
- DWR's [2023 California Water Plan Update](#);
- 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 Outdoor Water Use Recommendations](#); and
 - DWR's Work Group on CII performance measures;
- State Board's development of a "[Cross Connection Policy Handbook](#);"
- State Board's [Direct Potable Reuse Regulations](#);
- State Board's implementation of the Lead and Copper Rule;
- State Board's [Safe and Affordable Funding for Equity and Resilience \(SAFER\) Drinking Water Program](#);
- [State Board's development of a maximum contaminant levels for per- and polyfluoroalkyl substances \(PFAS\)](#);
- State Board's [Proposed Vapor Intrusion Assessment Amendment to Resolution 92-49](#);
- The Governor's Office of Planning and Research (OPR)'s [Integrated Climate Adaptation and Resiliency Program \(ICARP\) Grant Programs](#); and

- South Coast AQMD's [Cumulative Impacts from Air Toxics for CEQA Projects](#)

2023 Federal Legislative and Regulatory Update:

Proposed PFAS National Primary Drinking Water Regulation and MCLs:

On March 29, EPA announced a proposed National Primary Drinking Water Regulation to establish MCLs for six PFAS compounds. The proposed MCL is 4.0 ppt for both PFOA and PFOS individually, and 1.0 (unitless) for PFNA, PFHxS, PFBS and the so-called GenX Chemicals, HFPO-DA. This proposed rule would also require public water systems to monitor for these PFAS, notify the public of the levels of these PFAS, and reduce the levels of these PFAS in drinking water if they exceed the proposed standards.

The 4 ppt proposed MCL for PFOA and PFOS is the achievable detection level using Method 1633. The level for PFNA, PFHxS, PFBS and HFPO-DA is known as a hazard index, which is the sum of the hazard quotients across chemicals in the risk assessment of a mixture of chemicals. The deadline for written comments on the proposed rulemaking is May 30, 2023.

Kern Fan Groundwater Storage Project Outreach:

IRWD's federal advocacy efforts in 2023 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 provide an update on those efforts.

FISCAL IMPACTS:

Not applicable.

ENVIRONMENTAL COMPLIANCE:

Not applicable.

RECOMMENDATION:

The Board adopt support AB 246 (Papan), AB 727 (Weber), AB 735 (Berman), AB 1290 (Luz Rivas), AB 1594 (E. Garcia, D-Coachella), SB 414 (Allen), and SB 659 (Ashby); a "seek amendments" position on AB 1573 (Friedman); an "oppose unless amended" position on AB 754 (Papan), AB 755 (Papan), AB 838 (Connolly), and AB 1337 (Wicks); and an "oppose" position on AB 1072 (Wicks), SB 48 (Becker), SB 57 (Gonzalez), and SB 778 (Ochoa Bogh).

LIST OF EXHIBITS:

Exhibit "A" – IRWD Legislative Matrix

Exhibit “A”

**IRWD 2023 LEGISLATIVE
MATRIX Updated: March 31, 2023**

<u>AB 9</u> Muratsuchi (D)	California Global Warming Solutions Act of 2006		Requires the State Air Resources Board to ensure that statewide greenhouse gas emissions are reduced to at least 55% below the 1990 level by no later than December 31, 2030.	01/26/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 12</u> Haney (D)	Tenancy: Security Deposits		Prohibits a landlord from demanding or receiving security for a rental agreement for residential property in an amount or value in excess of an amount equal to one month's rent, regardless of whether the residential property is unfurnished or furnished, in addition to any rent for the first month paid on or before initial occupancy.	01/26/2023 - To ASSEMBLY Committee on JUDICIARY.
<u>AB 30</u> Ward (D)	Atmospheric Rivers: Research, Mitigation, and Climate	Support	Requires the Department of Water Resources to research, develop, and implement new observations, prediction models, novel forecasting methods, and tailored decision support systems to improve predictions of atmospheric rivers and their impacts on water supply, flooding, post-wildfire debris flows, and environmental conditions.	03/14/2023 - In ASSEMBLY. Coauthors revised.;03/14/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 34</u> Valencia (D)	Elections: County of Orange Citizens Redistricting		Establishes the Citizens Redistricting Commission in the County of Orange, which would be charged with adjusting the boundary lines of the districts of the Board of Supervisors of the County of Orange in accordance with specified criteria.	03/23/2023 - To ASSEMBLY Committees on ELECTIONS and LOCAL GOVERNMENT.;03/23/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 37</u> Bonta M (D)	Political Reform Act of 1974: Campaign Funds: Security		Authorizes a candidate or elected officer to use campaign funds to pay or reimburse the state for the reasonable costs of installing and monitoring a home or office electronic security system, and for the reasonable costs of providing personal security to a candidate, elected officer, or the immediate family and staff of a candidate or elected officer, if those costs are reasonably related to the candidate or elected officer's status as a candidate or elected officer.	03/29/2023 - From ASSEMBLY Committee on ELECTIONS: Do pass to Committee on APPROPRIATIONS.
<u>AB 43</u> Holden (D)	Greenhouse Gas Emissions: Building Materials		Requires the State Air Resources Board to establish an embodied carbon trading system and makes it applicable to building materials providers, developers, architectural and	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-

IRWD 2023 LEGISLATIVE MATRIX
Updated: March 31, 2023

Bill No. Author	Title	IRWD Position	Summary/Effects	Status
			engineering firms, and construction companies. Requires the State Board to integrate the embodied carbon trading system into the framework on or before specified date and to implement the system on and after specified date.	referred to Committee on APPROPRIATIONS.
AB 50 Wood (D)	Public Utilities: Timely Service		Requires a public utility to furnish and maintain timely service, instrumentalities, equipment, and facilities.	03/23/2023 - To ASSEMBLY Committee on UTILITIES AND ENERGY.;03/23/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
AB 57 Kalra (D)	California Pocket Forest Initiative		Establishes the California Pocket Forest Initiative in the Department of Forestry and Fire Protection and would authorize the department to coordinate implementation of the initiative in conjunction with the Urban Forestry Act of 1978. Upon an appropriation by the Legislature, the bill would authorize the department to provide grants to cities, counties, districts, nonprofit organizations, and public schools to establish pocket forests on public lands, as provided.	03/14/2023 - In ASSEMBLY. Coauthors revised.
AB 62 Mathis (R)	Statewide Water Storage: Expansion		Establishes a statewide goal to increase above and below-ground water storage capacity by a total of a specified number of acre-feet by specified year and a total of a specified number of acre-feet by specified year. Requires the State Water Resources Control Board, in consultation with the Department of Water Resources, to design and implement measures to increase statewide water storage to achieve the statewide goal.	02/27/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;02/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
AB 63 Cervantes (D)	Canvas Of the Vote: Reporting Results		Requires the elections official, beginning no later than the Thursday following the election until submission of a certified statement of the results, to post updated information regarding the election on their internet website at least three	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

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			times per week. Provides that the information must include certain specified information at a minimum.	
<u>AB 66</u> Mathis (R)	Natural Resources Agency: Water Storage Projects		Requires the department, board, conservancy, or commission of the Natural Resources Agency responsible for issuing a permit to post updates on its internet website for each permit application explaining how the permit approval process is progressing and the estimated time until the permit is approved.	03/29/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 70</u> Rodriguez (D)	Emergency Response: Trauma Kits		Applies the requirement to place at least 6 trauma kits on the premises to certain structures that are constructed prior to January 1, 2023, and subject to subsequent modifications, renovations, or tenant improvements.	03/21/2023 - From ASSEMBLY Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.
<u>AB 83</u> Lee (D)	Political Reform Act of 1974: Contributions		Expands the prohibition against foreign campaign contributions to include contributions, expenditures, or independent expenditures made by a foreign-influenced business entity, as defined, in connection with an election or ballot measure.	03/29/2023 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.
<u>AB 227</u> Sanchez (R)	State Employment: Social Media Platforms		Prohibits a person from installing an application for a social media platform on a state-owned or state-issued electronic device if specified conditions are met, including that the social media company that owns the application is domiciled in, has its principal place of business in, has its headquarters in, or is organized under the laws of, a country of concern.	02/17/2023 - To ASSEMBLY Committees on PRIVACY AND CONSUMER PROTECTION and PUBLIC AND EMPLOYMENT AND RETIREMENT.
<u>AB 234</u> Bauer-Kahan (D)	Microparticles		Enacts the Synthetic Polymer Microparticles in Cosmetic and Cleaning Products Prevention Act. Prohibits a synthetic polymer microparticle from being placed on the market in this state as a substance on its own or, where the synthetic polymer microparticles are present to confer a sought-after characteristic, in mixtures in a concentration equal to or greater than a specified percent by weight.	03/30/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 241</u> Reyes (D)	Air Quality Improvement Program: Funding		Relates to the Clean Transportation Program. Expands the purpose of the program to include developing and deploying innovative technologies that transform the State's fuel and vehicle types to help reduce criteria air pollutants and air	03/23/2023 - To ASSEMBLY Committees on TRANSPORTATION and NATURAL

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			toxics. Relates to the Air Quality Improvement Program. Provides that the purpose of the program is to fund projects relating to zero-emission fuel and vehicle technologies and that the primary purpose of the program is to fund projects to reduce criteria air pollutants.	RESOURCES.;03/23/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATI
<u>AB 246</u> Papan (D)	Product safety: Menstrual Products: PFAS		Prohibits any person from manufacturing, distributing, selling, or offering for sale in the state any menstrual products that contain regulated perfluoroalkyl and polyfluoroalkyl substances, and requires a manufacturer to use the least toxic alternative when removing regulated PFAS in menstrual products to comply with these provisions. Requires a manufacturer of a menstrual product to provide persons that offer the product for sale or distribution in the state with a certificate of compliance.	03/09/2023 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.;03/09/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred
<u>AB 249</u> Holden (D)	Water: Schoolsites: Lead Testing: Conservation		Requires a community water system that serves a schoolsite to test for lead in the potable water system outlets of the schoolsite before a specified date, except for potable water system outlets in buildings that were either constructed after a specified date, or modernized after a specified date, and all faucets and other end point devices used for providing potable water were replaced as part of the modernization.	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 262</u> Holden (D)	Children's Camps: Regulation		Requires the State Department of Social Services to establish and lead a stakeholder workgroup to inform department regulations for children's camps.	03/15/2023 - From ASSEMBLY Committee on HUMAN SERVICES with author's amendments.;03/15/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HUMAN SERVICES.
<u>AB 270</u> Lee (D)	Political Reform Act of 1974: Public Campaign Financing		Permits a public officer or candidate to expend or accept public moneys for the purpose of seeking elective office if the	03/23/2023 - To ASSEMBLY Committees on ELECTIONS and APPROPRIATIONS.;03/23/2023 -

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			state or a local governmental entity established a dedicated fund for this purpose, as specified.	From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 277</u> Rodriguez (D)	Extreme Weather Forecast and Threat Intelligence Center		Renames the Wildfire Forecast and Threat Intelligence Integration Center as the Wildfire and Extreme Weather Forecast and Threat Intelligence Integration Center. Requires the DWR, along with Cal OES and CAL-FIRE, to lead the center. Expands the center's mission to include analyzing atmospheric river data and other threat indicators that could lead to catastrophic floods and to reduce the severity of flood incidents that could endanger the safety of persons, property, and the environment.	03/28/2023 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.
<u>AB 281</u> Grayson (D)	Planning and Zoning: Housing: Postentitlement Phase		Requires a special district that receives an application for a postentitlement phase permit to provide written notice to the applicant or local agency of additional information that may be required to begin to review the application for service or approval or next steps in the review process. Requires the special district to provide this notice within a specified number of business days, depending on the number of units in the housing development.	03/22/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 287</u> Garcia E (D)	California Global Warming Solutions Act of 2006		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 provide for a specified application timeline, and to allow applicants from the Counties of Imperial and San Diego to include daytime population numbers in grant applications.	03/13/2023 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS.
<u>AB 292</u> Pellerin (D)	Primary Elections: Ballots		Requires the application by which the voter can request a vote by mail ballot of a party that has authorized such voters to vote in its primary election to contain a list of political	02/14/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;02/14/2023 - In

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			parties that have authorized a voter who has declined to disclose a political party preference to vote in that party's primary election, along with a box next to each party's name for the voter to mark to request a vote by mail ballot for that party.	ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 295</u> Fong (R)	Department of Transportation: Maintenance Projects		Authorizes the Department of Transportation to enter into agreements with local governmental entities, fire departments, fire protection districts, fire safe councils, and tribal entities to perform specified projects authorized by the department on roadways managed by the department, including activities related to roadside maintenance and the removal and clearing of material, as provided.	02/09/2023 - To ASSEMBLY Committee on TRANSPORTATION.
<u>AB 297</u> Fong (R)	Wildfires: Local Assistance Grant Program		Extends the Director of Forestry and Fire Protection's authority to authorize advance payments from a grant program award to January 1, 2034.	03/27/2023 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS.
<u>AB 300</u> Papan (D)	Notaries Public: Notification of Death		Requires a notary public to designate a personal representative, to file the designation with the county clerk and with the Secretary of State, and to include the name and contact information of the personal representative in their sequential journals.	03/15/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 305</u> Villapudua (D)	California Flood Protection Bond Act of 2024	Support If Amended	Enacts the California Flood Protection Bond Act of 2024 which, if approved by the voters, would authorize the issuance of bonds of a specified amount pursuant to the State General Obligation Bond Law for flood protection projects, as specified. Provides for the submission of these provisions to the voters at the November 5, 2024, statewide general election.	03/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/23/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 311</u> Santiago (D)	Food Assistance Program: Eligibility and Benefits		Removes a specified age limitation and makes any individual eligible for the program if the individual's immigration status is the sole basis for their ineligibility for CalFresh benefits.	02/02/2023 - To ASSEMBLY Committee on HUMAN SERVICES.

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<u>AB 324</u> Pacheco (D)	Gas Corporations: Renewable Gas Procurement		Requires the Public Utilities Commission, in consultation with the State Air Resources Board, to consider adopting specific biomethane procurement targets or goals for each gas corporation. Requires the commission to open a new proceeding, or a new phase of an existing proceeding, to consider establishing procurement goals for renewable hydrogen and consider requiring each gas corporation and core transport agent to annually procure a proportionate share of renewable hydrogen to meet those goals.	03/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 334</u> Rubio (D)	Public Contracts: Conflicts of Interest		Establishes that an independent contractor, who meets specified requirements, is not an officer for purposes of being subject to the prohibition on being financially interested in a contract.	02/09/2023 - To ASSEMBLY Committee on ELECTIONS.
<u>AB 338</u> Aguiar-Curry (D)	Public Works: Definition		Expands the definition of public works to include fuel reduction work done under contract and paid for in whole or in part out of public funds performed as part of a fire mitigation project. Limits specified provisions to work that falls within an apprenticeship occupation in the building and construction trades for which an apprenticeship program has been approved and to contracts in excess of \$100,000.	03/22/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 340</u> Fong (R)	California Environmental Quality Act: Noncompliance		Requires the alleged grounds for noncompliance with the California Environmental Quality Act (CEQA) presented to the public agency in writing be presented at least 10 days before the public hearing on the project before the issuance of the notice of determination. Prohibits the inclusion of written comments presented to the public agency after that time period in the record of proceedings and would prohibit those documents from serving as basis on which an action or proceeding may be brought.	03/27/2023 - In ASSEMBLY Committee on NATURAL RESOURCES: Not heard.
<u>AB 345</u> Wilson (D)	Habitat Restoration: Flood Control: Advance Payments		Authorizes the Department of Water Resources or the Central Valley Flood Protection Board to provide advance payments to local agencies for projects that restore habitat for threatened and endangered species under state or federal law or improve flood protection. Prohibits the amount of funds	03/28/2023 - In ASSEMBLY. Coauthors revised.;03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE:

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			advanced by the department or the board to the local agency at any one time from exceeding a certain percent of the entire amount authorized to be provided under the funding agreement.	Do pass to Committee on APPROPRIATIONS.
<u>AB 347</u> Ting (D)	Pollution Prevention and Hazardous Waste Source		Relates to the Pollution Prevention and Hazardous Waste Reduction and Management Review Act which requires the generator to correct deficiencies within 60 days from its receipt of a notice, except that, in response to a written request from the generator for an extension of that 60-day deadline for cause, the act authorizes the department or unified program agency to grant an extension of no more than an additional 60 days. Limits that extension authorization to no more than an additional 30 days.	03/30/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 356</u> Mathis (R)	California Environmental Quality Act: Aesthetic Impacts		Relates to the requirement that a lead agency prepare and certify the completion of an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment. Extends the timeframe in which a lead agency is not required to evaluate the aesthetic effects of a project and aesthetic effects if the project involves the refurbishment, conversion, repurposing, or replacement of an existing building that meets certain requirements.	03/13/2023 - In ASSEMBLY Committee on NATURAL RESOURCES: Not heard.
<u>AB 362</u> Lee (D)	Real Property Taxation: Land Value Taxation Study		Requires the California Department of Tax and Fee Administration to conduct or commission a study on the efficacy of a statewide land value taxation system as an alternative to the current appraisal methods utilized for real property taxation. The bill would require the study to be provided to the Legislature by a specified date.	03/27/2023 - In ASSEMBLY Committee on REVENUE AND TAXATION: Not heard.
<u>AB 363</u> Bauer-Kahan (D)	Pesticides: Neonicotinoids for Nonagricultural Use		Requires the Department of Pesticide Regulation, by specified date, to issue a determination, taking into account the latest science, with respect to a reevaluation of neonicotinoids on pollinating insects, aquatic ecosystems, and human health when used for the nonagricultural protection of outdoor ornamental plants, trees, and turf, and to adopt	03/29/2023 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

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			control measures for that use that are necessary to protect pollinating insects, aquatic ecosystems, and human health.	
<u>AB 388</u> Connolly (D)	Wildfire and Forest Resilience Action Plan		Requires the Director of Forestry and Fire Protection, in consultation with the Wildfire and Forest Resilience Task Force, to establish a roadmap for developing and deploying larger landscape level projects to contribute to the achievement of the goals outlined in the implementation strategy.	03/27/2023 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS.
<u>AB 396</u> Fong (R)	Dams		Makes nonsubstantive changes to existing law which regulates the construction and operation of dams and exempts certain structures for these purposes.	02/02/2023 - INTRODUCED.
<u>AB 397</u> Essayli (R)	California Global Warming Solutions Act of 2006		Requires the State Air Resources Board to include greenhouse gas emissions from wildlands and forest fires in the scoping plan for achieving reductions in greenhouse gas emissions.	03/13/2023 - In ASSEMBLY Committee on NATURAL RESOURCES: Failed passage.;03/13/2023 - In ASSEMBLY Committee on NATURAL RESOURCES: Reconsideration granted.
<u>AB 398</u> Pellerin (D)	Voting: Replacement Ballots		Relates to a replacement ballot upon request. Requires the voter making the request to provide the elections official with specified personal identifying information.	03/30/2023 - In ASSEMBLY. Read second time. To third reading.
<u>AB 400</u> Rubio (D)	Local Agency Design-Build Projects: Authorization		Removes the repeal date of provisions authorizing local agencies to use the design-build procurement process for specified types of projects, thereby making these provisions operative indefinitely.	02/09/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.
<u>AB 407</u> Chen (R)	Hazardous Waste: Used Oil		Relates to regulation of the disposal of hazardous waste. Excludes from regulation used oil that has not been treated by the generator of the used oil, when the generator claims the used oil is exempt from regulation, and the used oil meets specified criteria. Requires the used oil to either not be subject to regulation as either hazardous waste or used oil under federal law or that the used oil not be subject to regulation as a hazardous waste and meets certain testing criteria.	03/23/2023 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.

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AB 408 Wilson (D)	Climate Resilient Farms		Enacts the Climate-resilient Farms, Sustainable Healthy Food Access, and Farmworker Protection Bond Act of 2024, which, if approved by the voters, would authorize the issuance of bonds to finance programs related to, among other things, agricultural lands, food and fiber infrastructure, climate resilience, agricultural professionals, including farmers, ranchers, and farmworkers, workforce development and training, air quality, tribes, disadvantaged communities, nutrition, and food aid.	03/29/2023 - From ASSEMBLY Committee on AGRICULTURE: Do pass to Committee on NATURAL RESOURCES.;03/29/2023 - In ASSEMBLY. Coauthors revised.
AB 409 Weber A (D)	California Conservation Camp Program		Requires the Department of Forestry and Fire Protection to modify its training program for inmate firefighters serving as members of a hand crew through the California Conservation Camp program to provide participants the opportunity to earn a specified list of certifications related to firefighting, or the department's equivalents of those certifications, while incarcerated.	03/16/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
AB 422 Alanis (R)	Natural Resources Agency: Statewide Water Storage		Requires the Natural Resources Agency, on or before June 1, 2024, to post on its publicly available internet website information tracking the progress to increase statewide water storage, and to keep that information updated.	02/09/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
AB 426 Jackson (D)	Department of Housing and Community Development		Relates to law that establishes the California Statewide Housing Plan to serve as a State housing plan for all relevant purposes. Requires the plan to include a strategy for the State to keep pace with building housing units and affiliated infrastructure during an economic downturn.	03/29/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT: Do pass to Committee on APPROPRIATIONS.
AB 429 Bennett (D)	Groundwater Wells: Permits		Provides that, if a specified percent of domestic wells go dry in a critically overdrafted basin, a county, city, or any other water well permitting agency is prohibited from approving a permit for a new groundwater well or for an alteration to an existing well in a basin subject to the Sustainable Groundwater Management Act and classified as a critically overdrafted basin unless specified conditions are met.	03/28/2023 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.

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<u>AB 437</u> Jackson (D)	State Government: Equity		Requires state agencies to ensure that their policies, allocation of resources, and systemic practices are equitable and defines various terms for this purpose.	03/20/2023 - From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW with author's amendments.;03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.
<u>AB 450</u> Carrillo (D)	Commercial Real Property		Relates to law that authorizes a public entity to, by enactment of a statute, charter or charter amendment, or ordinance, establish a requirement for notice relating to the termination of a lease of commercial real property due to the expiration of its term. Relates to prohibition of an enactment from applying to certain leases and rental agreements. Prohibits an enactment from applying to a lease, the term of which expires within a specified number of days after the effective date of the enactment.	03/23/2023 - To ASSEMBLY Committee on JUDICIARY.;03/23/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>AB 453</u> Cervantes (D)	District-Based Elections		Requires a public hearing concerning district-based elections that is consolidated with a meeting of the governing body of the political subdivision that includes other substantive agenda items, to begin at a fixed time regardless of its order on the agenda.	03/29/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 457</u> Patterson J (R)	Surplus Land Act: Exempt Surplus Land: Leases	Watch	Expands exempt surplus land to include a parcel that is identified in the local agency's circulation element or capital improvement program for future roadway development, no larger than a specified number of acres, zoned for retail commercial use, and leased for a purpose consistent with the underlying zoning, and abuts a State highway right-of-way.	03/29/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 460</u> Bauer-Kahan (D)	State Water Resources Control Board: Interim Relief		Relates to existing law which requires that the owner of any dam allow sufficient water at all times to pass through a fishway, or in the absence of a fishway, allow sufficient water to pass over, around, or through the dam, to keep in good condition any fish that may be planted or exist below the	03/30/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and

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			dam. Authorize the Water Resources Control Board to issue, on its own motion or upon the petition of an interested party, an interim relief order in appropriate circumstances to enforce these provisions.	amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>AB 468</u> Quirk-Silva (D)	State Building Standards		Specifies that a building be deemed a substandard building when a health officer determines that any of the specified conditions exist to the extent that it endangers the life, limb, health, property, safety, or welfare of the occupants of the building, nearby residents, or the public.	03/23/2023 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.;03/23/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee
<u>AB 469</u> Fong (R)	California Public Records Act Ombudsperson		Establishes, within the California State Auditors Office, the California Public Records Act Ombudsperson. Requires the ombudsperson to receive and investigate requests for review, as defined, determine whether the denials of original requests, as defined, complied with the California Public Records Act, and issue written opinions of its determination, as provided.	03/29/2023 - From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW: Do pass to Committee on JUDICIARY.;03/29/2023 - In ASSEMBLY. Coauthors revised.
<u>AB 480</u> Ting (D)	Surplus Land	Watch	Requires a local agency to take formal action in a regular public meeting to declare land as surplus and to declare land as either surplus land or exempt surplus land before an agency may take any action to dispose of it. Authorizes, in specified instances, an agency to administratively declare land as exempt surplus land if the declaration and findings are published and available for public comment at least a specified number of days before the declaration takes effect.	03/29/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass as amended to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 485</u> Davies (R)	Tenancy: Application Screening Fee		Provides that in no case shall the lease application screening fee charged by the landlord or their agent be greater than a specified amount. Relates to law that requires a landlord or their agent give a copy of a consumer credit report to an applicant who has paid an application screening fee and who is the subject of that report, if so requested by the applicant.	02/23/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;02/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY.

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			Requires that the consumer credit report be given to the applicant within a specified number of hours.	
<u>AB 489</u> Calderon (D)	Workers' Compensation: Disability Payments		Relates to existing law which, until January 1, 2024, allows an employer to commence a program under which disability indemnity payments are deposited in a prepaid card account for employees. Extends the authorization to deposit indemnity payments in a prepaid card account until January 1, 2025.	03/22/2023 - From ASSEMBLY Committee on INSURANCE: Do pass to Committee on APPROPRIATIONS.
<u>AB 500</u> Davies (R)	Rent Increases: Notices		Relates to law that requires a landlord of a residential dwelling to give notice at least a specified number of days before the effective date of the rent change based upon the percentage increase in the amount of rent charged to the tenant at any time during the specified number of months before the effective date of the increase. Authorizes a landlord of a residential dwelling to give notice by electronic mail.	02/27/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;02/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>AB 504</u> Reyes (D)	State and Local Public Employees: Labor Relations		Provides that it is not unlawful or a cause for discipline or other adverse action against a State or local public employee for that employee to refuse to enter property that is the site of a primary labor dispute, perform work for an employer involved in a primary labor dispute, or go through or work behind a primary picket line.	03/30/2023 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 508</u> Petrie-Norris (D)	Probation: Environmental Crimes		Authorizes a court, for entities with more than a specified number of employees, to impose a period of probation for a maximum period of a specified number of years in specified crimes relating to, among other things, fish and game, dumping in waterways, pesticides, oil dumping and spills, waste management, and animal cruelty.	03/14/2023 - From ASSEMBLY Committee on PUBLIC SAFETY: Do pass to Committee on APPROPRIATIONS.
<u>AB 509</u> Fong (R)	Personal Income Taxes: Gross Income: Exclusion: Student		Includes in the definition of educational assistance under the Personal Income Tax Law a payment made by an employer on or after January 1, 2024, and before January 1, 2034, paid	03/20/2023 - In ASSEMBLY Committee on REVENUE AND TAXATION: To Suspense File.

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			or incurred by the employer, whether paid to the employee or to a lender, of principal or interest on a qualified education loan, as defined, relating to interest on education loans, incurred by the employee for education of the employee.	
<u>AB 516</u> Ramos (D)	Mitigation Fee Act: Fees for Improvements: Timeline		Requires a local agency that requires a qualified applicant to deposit fees for improvements, as described, into an escrow account as a condition for receiving a conditional use permit or equivalent development permit to expend the fees within a reasonable time of the deposit. Requires any fees not expended within this period to be returned to the qualified applicant that originally deposited the fees.	02/17/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 518</u> Wicks (D)	Paid Family Leave		Expands eligibility for benefits under the paid family leave program to include individuals who take time off work to care for a seriously ill individual related by blood or whose association with the employee is the equivalent of a family relationship. Makes conforming changes to the definitions of the terms family care leave and family member.	02/17/2023 - To ASSEMBLY Committee on INSURANCE.
<u>AB 520</u> Santiago (D)	Employment: Public Entities		Provides that any public entity, defined as the state, a city, county, city and county, district, public authority, public agency, and any other political subdivision or public corporation in the state, is jointly and severally liable for any unpaid wages.	03/23/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/23/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 521</u> Bauer-Kahan (D)	Occupational Safety and Health Standards: Restrooms		Requires the Division of Occupational Safety and Health, before December 1, 2025, to submit to the Occupational Safety and Health Standards Board a rulemaking proposal to consider revising a regulation on jobsite restrooms to require at least one women's designated restroom for jobsites with 2 or more required water closets.	02/17/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.

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<u>AB 527</u> Calderon (D)	Urban Forestry: School Greening Projects: Grants		Requires funds appropriated or allocated to the Department of Forestry and Fire Protection for the bill's purposes to be administered to support school greening by providing grants to eligible local educational agencies, nonprofit organizations, cities, counties, and districts, including special districts, through a competitive grant process. The bill would require, on or before July 1, 2024, the department to develop the competitive grant process, including guidelines and selection criteria.	03/29/2023 - In ASSEMBLY Committee on APPROPRIATIONS: To Suspend File.
<u>AB 529</u> Gabriel (D)	Adaptive Reuse Projects		Adds the facilitation of the conversion or redevelopment of commercial properties into housing to the list of specified prohousing local policies. Requires the California Building Standards Commission, in consultation with Department of Housing and Community Development, to update, adopt, approve, codify, and publish building standards in the California Existing Building Code that revise and clarify fire, safety, health, structural, seismic, and environmental elements that apply to adaptive reuse projects.	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 530</u> Boerner Horvath (D)	Methane Emissions		Requires the State Air Resources Board to consult with stakeholders to gather and acquire the necessary information to estimate, using the best available and cost-effective scientific and technical methods, methane emissions from landfills in the state. Requires the state board to update relevant policies and programs to incorporate this information. Requires the state board to consider additional policies to encourage the use of natural gas produced in the state with the lowest life-cycle emissions.	03/09/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/09/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 541</u> Wood (D)	California Safe Drinking Water Act: Wildfire Aftermath		Directs the State Water Resources Control Board, on or after January 1, 2024, to require a public water system, water corporation, or water district that has experienced a major wildfire event within their service territory to test their water source for the presence of benzene immediately following that major wildfire event.	03/14/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.

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<u>AB 544</u> Bryan (D)	Voting: County Jails		Requires a county jail facility, for elections held on or after specified date to provide a polling location that permits any eligible incarcerated person to perform specified activities, including registering to vote and voting, returning a vote by mail ballot, voting a provisional ballot, and receiving a replacement ballot.	03/13/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/13/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 547</u> Alanis (R)	Distribution of Energy Resources		Makes nonsubstantive changes to existing law that requires the State Energy Resources Conservation and Development Commission to continuously carry out studies, research projects, data collection, and other activities required to assess the nature, extent, and distribution of energy resources to meet the needs of the state.	02/08/2023 - INTRODUCED.
<u>AB 548</u> Boerner Horvath (D)	State Housing Law: Inspection		Requires local enforcement agencies to develop policies and procedures for inspecting a building with multiple units if an inspector or code enforcement officer has determined that a unit is substandard or is in violation of the State Housing Law, and the inspector or code enforcement officer determines that the defects or violations have the potential to affect other units of the building.	02/17/2023 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 557</u> Hart (D)	Open Meetings: Local Agencies: Teleconferences	Support	Extends the abbreviated teleconferencing provisions when a declared state of emergency is in effect, or in other situations related to public health, indefinitely. The bill would also extend the period for a legislative body to make specified findings related to a continuing state of emergency and social distancing to not later than 45 days after the first teleconferenced meeting, and every 45 days thereafter, in order to continue to meet under the abbreviated teleconferencing procedures.	02/17/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.
<u>AB 560</u> Bennett (D)	Sustainable Groundwater Management Act		Relates to an entry of judgment in certain adjudication actions for a basin required to have a groundwater sustainability plan under the Sustainable Groundwater Management Act. Requires the court to refer the proposed judgment to the Water Resources Control Board for an advisory determination as to whether the proposed judgment will	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on JUDICIARY.

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			substantially impair the ability of a groundwater sustainability agency, the board, or the Department of Water Resources to achieve sustainable groundwater management.	
<u>AB 573</u> Garcia E (D)	Organic Waste: Meeting Recovered Organic Waste Product		Requires the Department of Resources Recycling and Recovery's regulations to allow a local jurisdiction, until specified date, in procuring recovered organic waste products to meet the target procurement requirements, to use State-derived recovered organic waste that the local jurisdiction sends for processing at a facility or operation outside of the State that meets certain conditions.	03/16/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 575</u> Papan (D)	Paid Family Leave		Expands the family temporary disability insurance program to provide benefits to workers who take time off work to bond with a minor child within one year of assuming responsibilities of a child in loco parentis. Deletes an eligibility restriction relating to another family member being ready, willing, and able and available for the same period of time. Deletes the authorization for an employer to require a worker to take vacation leave before receiving benefits. Makes conforming changes.	03/09/2023 - To ASSEMBLY Committee on INSURANCE.;03/09/2023 - From ASSEMBLY Committee on INSURANCE with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.
<u>AB 584</u> Hart (D)	California Coastal Act of 1976: Coastal Development		Relates to the California Coastal Act which requires the issuance of a coastal development permit if the proposed development is in conformity with the certified local coastal program. Provides that permit requirements may be waived under specified circumstances. Provides that this waiver provision does not authorize the permanent erection of structures valued at more than a specified amount. Increases the amount, adjusted annually for inflation pursuant to the consumer price index.	03/30/2023 - In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE.
<u>AB 585</u> Rivas R (D)	California Global Warming Solutions Act of 2006		Requests the California Council on Science and Technology, in its discretion, every two years, to perform a literature review, including source materials, to assess the infrastructure project types, scale, and pace necessary to achieve the	03/23/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/23/2023 - From ASSEMBLY Committee on

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			quantities of renewable energy, and the distribution and transmission networks necessary, to achieve the state's energy, climate change, and air quality goals, as specified.	NATURAL RESOURCES with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 587</u> Rivas R (D)	Public Works: Payroll Records		Requires any copy of records made available for inspection by, or furnished to, a multiemployer Taft-Hartley trust fund or joint labor-management committee be provided on forms provided by the Division of Labor Standards Enforcement or contain the same information as those forms. Specifies that copies of electronic certified payroll records do not satisfy payroll records requests made by Taft-Hartley trust funds and joint labor-management committees.	03/22/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 593</u> Haney (D)	Carbon Emission Reduction Strategy: Building Sector		Requires the State Energy Resources Conservation and Development Commission to identify an emission reduction strategy, with milestones, for the building sector to support achieving certain carbon emissions reduction goals. Requires the commission to implement the emission reduction strategy as a part of the Equitable Building Decarbonization Program and to take certain actions for purposes of implementing the strategy.	03/09/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/09/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 594</u> Maienschein (D)	Labor Code: Alternative Enforcement		Establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of employment.	03/16/2023 - To ASSEMBLY Committees on LABOR AND EMPLOYMENT and JUDICIARY.;03/16/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AN
<u>AB 606</u> Mathis (R)	Endangered Species Act: Accidental Take: Farms		Relates to the California Endangered Species Act which provides, until January 1, 2024, that the accidental take of a	03/28/2023 - In ASSEMBLY. Coauthors revised.;03/28/2023 -

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			candidate, threatened, or endangered species resulting from an act that occurs on a farm or a ranch in the course of otherwise lawful routine and ongoing agricultural activities is not prohibited by the act. Extends indefinitely the exception to the act and the related reporting requirements.	From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 609</u> Papan (D)	Office of Wildfire Technology Research and Development		Requires the Office of Wildfire Technology Research and Development to submit a report to the Legislature, on or before July 1, 2025, that assesses the feasibility of CAL FIRE and Cal OES, working with the National Interagency Aviation Committee and the International Airtanker Board, to conduct an evaluation of innovative new aerial firefighting technologies, and whether any new technologies exist that might meet CAL FIRE standards of water and retardant delivery systems.	03/13/2023 - From ASSEMBLY Committee on EMERGENCY MANAGEMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 626</u> Pellerin (D)	Voting: Returning Vote by Mail Ballots in Person		Authorizes a voter to vote their vote by mail ballot without the identification envelope if the voter returns the ballot in person at the polling place designated for the voter's home precinct or a vote center, if specified conditions are met. Requires a ballot cast in this manner to be processed and counted like a nonprovisional ballot cast in person at the polling place or vote center.	03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 627</u> Jackson (D)	Heavy-Duty Trucks: Grant Program: Requirements		Prohibits, on and after January 1, 2030, a person from operating a diesel-fueled heavy-duty truck on the city streets or county roads located in the Counties of Riverside or San Bernardino. Requires the Pollution Control Financing Authority to establish a program to provide grants to operators of diesel-fueled heavy-duty trucks to replace a diesel-fueled truck with a new truck using a specified power.	02/17/2023 - To ASSEMBLY Committees on TRANSPORTATION and BANKING AND FINANCE.
<u>AB 641</u> Fong (R)	Automobile Dismantlers: Catalytic Converters		Revises the definition of an automobile dismantler to include a person who keeps or maintains on property owned by the person, or under their possession or control, two or more used catalytic converters that have been cut from a motor vehicle using a sharp implement.	02/17/2023 - To ASSEMBLY Committee on TRANSPORTATION.

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<u>AB 655</u> Petrie-Norris (D)	Fish and Wildlife: Aquatic Invasive Species: Caulerpa		Prohibits a person from selling, possessing, importing, transporting, transferring, releasing alive in the State, or giving away without consideration all salt water algae of the genus <i>Caulerpa</i> , except that possession for bona fide scientific research.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 664</u> Lee (D)	California Safe Drinking Water Act: Domestic Wells		Requires any domestic well owner within the consolidation or extended service area that does not provide written consent to ensure that tenants of rental properties served solely by that domestic well have access to safe drinking water until consent is provided.	03/14/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 668</u> Quirk-Silva (D)	Political Campaigns: Signs		States the intent of the Legislature to enact legislation related to the posting of political signs.	02/13/2023 - INTRODUCED.
<u>AB 669</u> Dixon (R)	Administrative Regulations		Makes nonsubstantive changes to findings and declarations of the Legislature relating to administrative regulations.	02/13/2023 - INTRODUCED.
<u>AB 671</u> Ward (D)	CalHome Program: Accessory Dwelling Units		Requires the Department of Housing and Community Development to allow a community land trust that is a recipient of program funds to purchase residential real property in fee simple, to construct accessory dwelling units or junior accessory dwelling units on the property, and separately lease or convey each dwelling unit on the property to separate households.	03/29/2023 - In ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT: Not heard.
<u>AB 676</u> Bennett (D)	Water: General State Policy		Relates to various State water policies, including the policy that the use of water for domestic purposes is the highest use of water and that the next highest use is for irrigation. Provides specific examples of the use of water for domestic purposes, including, but not limited to, sustenance of human beings and household conveniences. Provides that all water rights remain subject to specified laws.	03/28/2023 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.
<u>AB 678</u> Alvarez (D)	Biomethane Procurement Targets or Goals		Requires the Public Utilities Commission to consider adopting specific biomethane procurement targets or goals for each gas corporation and core transport agent.	03/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

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<u>AB 682</u> Mathis (R)	State Water Resources Control Board: Online Search Tool		Requires the State Water Resources Control Board to update the state board's online search tool for funding applications to include a description of the additional information the state board needs from a water system to continue processing the water system's application and a description of the typical steps that must be completed before a funding agreement can be executed after receipt of a complete application, among other information.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 687</u> Hart (D)	California Cannabis Authority		Relates to the Control, Regulate and Tax Adult Use of Marijuana Act (AUMA), which requires the Department of Cannabis Control to establish a track and trace program for reporting the movement of cannabis and cannabis products throughout the distribution chain and requires the program to capture certain information. Requires the track and trace program, if the sale of cannabis is conducted by delivery, to capture the ZIP Code of the delivery address.	03/16/2023 - To ASSEMBLY Committee on BUSINESS AND PROFESSIONS.;03/16/2023 - From ASSEMBLY Committee on BUSINESS AND PROFESSIONS with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUSINESS AND PR
<u>AB 707</u> Patterson J (R)	Information Practices Act: Commercial Purposes		Revises the definition of commercial purpose under the Information Practices Act of specified year to instead mean any purpose that has financial gain as an objective.	02/23/2023 - To ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION.
<u>AB 726</u> Patterson J (R)	Information Practices Act: Definitions		Expands the term agency under the Information Practices Act of specified year to include any vendor or contractor of that agency.	02/23/2023 - To ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION.
<u>AB 730</u> Lowenthal (D)	Public Records Act: Public Agency Employees		Requires an agency to promptly provide a public agency employee with written notice of a request to disclose a record related to personnel, medical, or similar information of that employee. Requires the agency, before disclosing or making those records available, to provide not less than a specified number of days written notice to the employee of its intent to disclose or make the records available. Expands the definition of unusual circumstances.	03/09/2023 - To ASSEMBLY Committees on JUDICIARY and PUBLIC EMPLOYMENT AND RETIREMENT.;03/09/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIA

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<u>AB 735</u> Berman (D)	Workforce Development: Utility Careers		Establishes the High Road Utility Careers (HRUC) program, to be administered by the Workforce Development Board, to connect existing resources with individuals interested in careers in the utility sector and ensure a continued reliable workforce for California utilities. Requires the board to administer the program through partnerships with statewide water, wastewater, and energy utility associations and to coordinate the program with existing and future programs and initiatives administered by the board.	02/23/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.
<u>AB 739</u> Lackey (R)	Public Retirement Systems: Defined Benefit Plans		Revises the conditions for suspending contributions to a public retirement system defined benefit plan to increase the threshold percentage amount of plan funding to more than 130%.	02/23/2023 - To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 740</u> Gabriel (D)	Department of General Services: Drone Cybersecurity		Requires the Department of General Services, in consultation with the Chief of the Office of Information Security, to adopt rules and regulations, by a specified date, to ensure that each unmanned aircraft and unmanned aircraft system used by a government entity, as defined, in part, to include local governmental entities, for any purpose meets appropriate safeguards to ensure the confidentiality, integrity, and availability of any data collected, transmitted, or stored by that unmanned aircraft or system.	03/21/2023 - From ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION: Do pass to Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.
<u>AB 743</u> Petrie-Norris (D)	Remote Online Notaries Public		Authorizes a notary public or an applicant for appointment as a notary public to apply for registration with the Secretary of State to be a notary public authorized to perform online notarizations by submitting an application that meets certain requirements. Provides that any instrument affecting the title to real property that is acknowledged by online notarization and properly indexed or copied in the proper book of record imparts effective notice without the specified one year requirement.	03/07/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;03/07/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>AB 747</u> McCarty (D)	Business: Unlawful Employee Contracts and Requirements		Declares a contract or contract term that requires a debtor to pay for a debt if the debtor's employment or work relationship with a specific employer is terminated to be a contract	03/20/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's

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			restraining a person from engaging in a lawful profession, trade, or business and void as contrary to public policy, except as specified. Prohibits an employer from imposing any penalty, fee, or cost on an employee or independent contractor for terminating the employment relationship.	amendments.;03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 749</u> Irwin (D)	State Agencies: Information Security: Uniform Standards		Requires the chief of the Office of Information Security within the Department of Technology, no later than specified date, to develop uniform technology policies, standards, and procedures for use by all State agencies in Zero Trust architecture, including multifactor authentication, as defined, on all systems in the State Administrative Manual and Statewide Information Management Manual.	03/21/2023 - From ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION: Do pass to Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.
<u>AB 753</u> Papan (D)	State Water Pollution Cleanup and Abatement Account		Creates within the Waste Discharge Permit Fund the Waterway Recovery Account, and would annually transfer from the State Water Pollution Cleanup and Abatement Account, excluding administratively imposed civil liabilities that include a supplemental environmental project in connection with a monetary penalty, 50% of the annual proceeds to the Waterway Recovery Account.	03/29/2023 - In ASSEMBLY. Coauthors revised.
<u>AB 754</u> Papan (D)	Water Management Planning: Automatic Conservation Plan		Requires an urban water management plan, if a reservoir is identified as an existing or planned source of water available to the supplier, to include specified information related to water storage and conservation, including, among other things, a target water supply storage curve, calculated as provided, and an automatic conservation plan that would be implemented when the reservoir storage level falls below the target water supply storage curve.	03/09/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/09/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 759</u> Grayson (D)	Sanitary Districts		Authorizes funds to be expended in a manner prescribed by the governing board of a sanitary district.	03/30/2023 - In ASSEMBLY. Read second time and amended. To second reading.
<u>AB 764</u> Bryan (D)	Local Redistricting		Requires counties, county boards of education, cities, school districts, community college districts, and special districts, if	03/23/2023 - To ASSEMBLY Committees on ELECTIONS and

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			the governing body of these local governments is elected by districts, to comply with uniform requirements related to redistricting.	LOCAL GOVERNMENT.;03/23/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 770</u> Kalra (D)	Residential Care Facilities for the Elderly		Relates to the California Residential Care Facilities for the Elderly Act. Provides that existing law makes certain violations of the act a crime. Relates to residential care facilities for the elderly that are licensed by the State Department of Social Services and provide onsite services. Expands the number of facilities subject to the provisions of the act.	03/29/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/29/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 779</u> Wilson (D)	Groundwater: Adjudication		Requires the plaintiff and defendant involved in an adjudication of groundwater rights to forward all relevant pleading and briefing materials to the Department of Water Resources after a decision has been rendered by the court. Requires the department to post the documents on its internet website in the interest of transparency and accessibility, as specified.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on JUDICIARY.
<u>AB 783</u> Ting (D)	Business Licenses: Single-user Restrooms		Requires a city that licenses businesses within its jurisdiction to provide written notice to each applicant for a new or renewed business license of the requirement that all single-user toilet facilities in any business establishment, place of public accommodation, or government agency be identified as all-gender toilet facilities.	03/28/2023 - In ASSEMBLY. Coauthors revised.;03/28/2023 - From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS.
<u>AB 788</u> Petrie-Norris (D)	Fire Prevention: Grant Programs: Reporting		Requires the Wildfire and Forest Resilience Task Force, on or before July 1, 2024, and annually thereafter, to compile and post on its internet website specified information relating to	03/27/2023 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on APPROPRIATIONS.

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			specified state and federal grant programs relating to fire prevention, as provided.	
<u>AB 805</u> Arambula (D)	Drinking Water Consolidation: Sewer Service		Authorizes the State Water Resources Control Board to order consolidation of sewer service along with an order of consolidation of drinking water systems when both of the receiving and subsumed water systems provide sewer service and after the state board engages in certain activities, including, but not limited to, consulting with the relevant regional water board and the receiving water system and conducting outreach to ratepayers and residents served by the receiving and subsumed water systems.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 809</u> Bennett (D)	Salmonid population: California Monitoring Program Fund		Requires the Department of Fish and Wildlife to establish the California Monitoring Program to collect comprehensive data on anadromous salmonid populations, in coordination with relevant federal and state agencies, to inform salmon and steelhead recovery, conservation, and management activities. Establishes the California Monitoring Program Fund in the State Treasury to support the program. Specifies the types of moneys that may be deposited into the fund and makes related findings and declarations.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 817</u> Pacheco (D)	Open Meetings: Teleconferencing: Subsidiary Body		Relates to the Ralph Brown Act. Authorizes a subsidiary body to use alternative teleconferencing provisions similar to the emergency provisions indefinitely and without regard to a state of emergency.	03/16/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/16/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 821</u> Grayson (D)	Planning and Zoning: Development Project Application		Provides that, in the event that a city or county fails to amend an inconsistent zoning ordinance within the specified day after receiving written notice of the inconsistency, a proposed development project shall not be deemed inconsistent with that zoning ordinance and related zoning standard or criteria	02/23/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING AND COMMUNITY DEVELOPMENT.

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			and shall not be required to be rezoned, if there is substantial evidence that would allow a reasonable person to conclude that the proposed development project is consistent with objective general plan.	
<u>AB 824</u> Calderon (D)	Highway Greening: Statewide Strategic Plan		Enacts the Highway Greening Act, which would require the Department of Transportation to complete a statewide strategic plan to work to achieve at least a specified percent increase of green highways in urban areas, disadvantaged communities, and low-income communities by specified year. Requires the department to submit the plan to the Legislature and specified committees of the Legislature on or before specified date.	03/21/2023 - In ASSEMBLY. Coauthors revised.
<u>AB 828</u> Connolly (D)	Sustainable Groundwater Management: Managed Wetlands		Adds various defined terms for purposes of the Sustainable Groundwater Management Act, including the term managed wetland.	03/28/2023 - In ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Not heard.
<u>AB 830</u> Soria (D)	Lake and Streambed Alteration Agreements: Exemptions		Relates to various requirements for lake and streambed alteration agreements. Provides for exemptions, including exemptions for specified emergency work. Exempts from these provisions the temporary operation of existing infrastructure or temporary pumps being used to divert flood stage and monitor stage flows, as identified by the California Nevada River Forecast Center or the State Water Resources Control Board, to beneficial groundwater recharge necessary to protect downstream life and property.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/28/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>AB 835</u> Lee (D)	State Fire Marshal: Building Standards		Requires the State Fire Marshal to research, develop, and propose to the Building Standards Commission for its consideration standards for single-exit, single stairway multiunit residential buildings above the specified stories. Requires the building standards proposed by the State Fire Marshal to, at a minimum, meet the fire safety and accessibility standards for buildings of the same size.	03/02/2023 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.
<u>AB 836</u> Essayli (R)	Social Media Platform: First Amendment Forum		Declares that, notwithstanding any law, a social media platform, as defined, shall be considered a traditional First Amendment forum for those purposes, as specified. Requires	03/28/2023 - In ASSEMBLY Committee on JUDICIARY: Not heard.

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			a social media platform located in the State to develop a policy or mechanism to address content or communications that constitute unprotected speech, including obscenity, incitement of imminent lawless action, and true threats, or that purport to state factual information that is demonstrably false.	
<u>AB 837</u> Alvarez (D)	Surplus Land: Exempt Surplus Land: SPA Plans		Adds to the definition of exempt surplus land acquired by a local agency for the development of a university and innovation district in accordance with a sectional plan area (SPA) plan adopted by the local agency prior to specified date, provided that the land is developed in a manner substantially consistent with the SPA plan.	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 838</u> Connolly (D)	State Water Affordability and Infrastructure Act		Requires, beginning on specified date, and thereafter at intervals determined by the State Water Resources Control Board, public water systems to provide specified information and data related to customer water bills and efforts to replace aging infrastructure to the State Board.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 841</u> Berman (D)	State Energy Resources Conservation and Development		Requires the State Energy Resources Conservation and Development Commission, on or before specified date, to submit to the Legislature an Industrial Heat Electrification Roadmap, which would, among other things, identify various subsectors of industrial emissions in the State and their locations and identify barriers to industrial electrification.	03/16/2023 - To ASSEMBLY Committees on UTILITIES AND ENERGY and NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on
<u>AB 844</u> Gipson (D)	Zero-Emission Trucks: Insurance		Requires the Department of Insurance to implement specific data collections on the availability and affordability of insurance for heavy-duty trucks and truck fleets. Requires the department to issue a bulletin on or before a specified date to initiate the first data collection, and requires admitted insurers to respond on or before a specified date. Requires the surveys and data calls to include specified information.	03/20/2023 - From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on INSURANCE.

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<u>AB 868</u> Wilson (D)	Political Reform Act: Political Advertisements		Enacts the Digital Advertisement Transparency and Accountability Act, or DATA Act. Requires a committee, after a specified day, and the Fair Political Practices Commission certifies a system for accepting and maintaining such reports, that pays for a digital advertisement to appear on an online platform to submit to the commission a copy of the digital advertisement and specified information.	03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 882</u> Davies (R)	Coastal Resources: State Coastal Conservancy		Permits the State Coastal Conservancy to authorize advance payments on a contract or grant awarded in accordance with the pilot program to explore possible improvements to the State's existing advance payment practices for State-funded assistance grants.	03/29/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>AB 885</u> Rivas (D)	Public Contracts: Nonprofit Organizations		Establishes the California Nonprofit Fairness in Contracting Act and would define, among other terms, covered contract to mean a contract for goods or services by a state or local agency using state funds, including a grant made by a state or local agency using state funds. Requires a state or local agency to, among other things, establish a preference for covered contracts that last longer than one year when awarding a covered contract to a nonprofit.	03/02/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.
<u>AB 886</u> Wicks (D)	California Journalism Preservation Act		Provides for the California Journalism Preservation Act, which would require, within an unspecified number of days of the close of each month, a covered platform to remit a journalism usage fee payment to each eligible digital journalism provider that submits to the covered platform a certain notice that is equal to an unspecified percent of the covered platform's advertising revenue generated during that month multiplied by the eligible digital journalism provider's allocation share for that month.	03/23/2023 - To ASSEMBLY Committees on PRIVACY AND CONSUMER PROTECTION and JUDICIARY.;03/23/2023 - From ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred t
<u>AB 894</u> Friedman (D)	Parking Requirements: Shared Parking		Requires a public agency to allow existing land uses with underutilized parking, as defined, to share the underutilized parking with the public, a private entity, a public agency, or other users. Requires a public agency to allow shared parking	03/02/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING

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			to be counted toward meeting automobile parking requirements for a new or existing development or use, including underutilized parking spaces, when the parking spaces meet specified conditions.	AND COMMUNITY DEVELOPMENT.
<u>AB 895</u> Chen (R)	Solid Waste: Management		Requires the State Air Resources Board to complete a comprehensive strategy to reduce emissions of short-lived climate pollutants in the state and to approve and begin implementing the strategy to achieve a reduction in the statewide emissions of methane by a specified percent below 2013 levels by specified year.	03/23/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/23/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 900</u> Bennett (D)	Aquifer Recharge: Grant Program: Permitting		Requires the Department of Water Resources to prepare and produce a report outlining best practices for aquifer recharge. Requires the report to include guidelines for a streamlined permitting process for aquifer recharge projects that implement the best practices outlined in the report. Requires the department to create a grant program to implement best practices in aquifer recharge, including a streamlined process for the issuance of a permit.	02/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<u>AB 914</u> Friedman (D)	California Environmental Quality Act: Exemptions		Exempts from the California Environmental Quality Act (CEQA) certain electrical infrastructure projects intended to provide capacity or enhance reliability to accommodate the increased electrical demand or forecasted electrical demand associated with transportation electrification, building electrification, distributed energy projects, including energy storage projects, or the interconnection of a renewable generation source.	03/09/2023 - To ASSEMBLY Committees on NATURAL RESOURCES and UTILITIES AND ENERGY.;03/09/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NAT
<u>AB 916</u> Davies (R)	Administrative Procedure Act: Office of Administrative		Makes a nonsubstantive change to a provision of the Administrative Procedure Act.	02/14/2023 - INTRODUCED.

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<u>AB 919</u> Kalra (D)	Residential Real Property: Sale of Rental Properties		Requires an owner of residential real property, defined to include a single-family residential property that is occupied by a tenant or a multifamily residential property to take various actions before offering the residential real property for sale to any purchaser, soliciting any offer to purchase the residential real property, or otherwise entering into a contract for sale of the residential real property.	02/23/2023 - To ASSEMBLY Committees on JUDICIARY and HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 920</u> Bryan (D)	Discrimination: Housing Status		Prohibits discrimination based upon housing status, as defined.	03/28/2023 - In ASSEMBLY. Coauthors revised.;03/28/2023 - From ASSEMBLY Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.
<u>AB 923</u> Bauer-Kahan (D)	Flood Plain Restoration Projects: Central Valley: Study		Requires the Department of Water Resources, in coordination with the Central Valley Flood Protection Board, to undertake a study to identify and assess barriers to the implementation of flood plain restoration projects that provide increased flood risk reduction and groundwater recharge benefits. Requires the department and the board to conduct broad stakeholder outreach to inform the study.	02/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<u>AB 930</u> Friedman (D)	Local government: Reinvestment in Infrastructure		Authorizes the legislative bodies of 2 or more local governments, defined to include a city, county, special district, or transit agency, to jointly form a Reinvestment in Infrastructure for a Sustainable and Equitable California district (RISE district) in accordance with specified procedures. Requires the Office of Planning and Research (OPR) to develop standards for the formation of RISE districts no later than November 30, 2025.	03/02/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY.
<u>AB 932</u> Ting (D)	Accessory Dwelling Units: Accessory Dwelling Unit		Relates to the Accessory Dwelling Unit Program. Requires the California Housing Finance Agency requires to convene a working group to develop recommendations for the program. Requires the working group to report its recommendations to the Legislature by specified date.	03/30/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee

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				on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 933</u> Aguiar-Curry (D)	Privileged Communications: Incident of Sexual Assault		Includes among those privileged communications protected from civil action a communication made by an individual, without malice, regarding an incident of sexual assault, harassment, or discrimination, as defined, and specifies the attorney's fees and damages available to a prevailing defendant in any defamation action brought against that defendant for making that communication.	03/23/2023 - In ASSEMBLY. Read second time. To third reading.
<u>AB 947</u> Gabriel (D)	California Consumer Privacy Act of 2018		Defines sensitive personal information for purposes of the California Consumer Privacy Act of 2018 to additionally include personal information that reveals a consumer's citizenship or immigration status.	03/06/2023 - From ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION with author's amendments.;03/06/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PRIVACY AND CONSUMER PROTECTION.
<u>AB 950</u> Maienschein (D)	Accessibility: Internet Websites		Specifies that statutory damages based upon the inaccessibility of internet website under these provisions shall only be recovered against an entity, as defined, if the internet website fails to provide equally effective communication or facilitate full and equal enjoyment of the entity's goods and services to the public.	03/02/2023 - To ASSEMBLY Committee on JUDICIARY.
<u>AB 956</u> Alvarez (D)	California State Auditor: Background Checks		Requires any services contract that is entered into, renewed, or amended on or after specified date by the State Auditor to contain a provision requiring the contractor and specified individuals to provide fingerprint images and associated information if they will have access to such records, documents, information, or items.	03/29/2023 - From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW: Do pass to Committee on APPROPRIATIONS.
<u>AB 961</u> Dixon (R)	State Mandates: Claims		Relates to state mandates, claims. Changes the minimum claim amount to a specified amount.	02/23/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.

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<u>AB 965</u> Carrillo J (D)	Local Government: Broadband Permit Applications		Requires a city, county, city and county, charter city, special district, or publicly owned utility, to undertake batch broadband permit processing upon receiving a specified number or more substantially similar broadband permit applications submitted at the same time, within a presumptively reasonable time.	03/20/2023 - In ASSEMBLY. Suspend Assembly Rule 96.;03/20/2023 - Re-referred to ASSEMBLY Committees on COMMUNICATIONS AND CONVEYANCE and LOCAL GOVERNMENT.
<u>AB 967</u> Flora (R)	California Safe Drinking Water Act: Definitions		Makes nonsubstantive changes to definitions to the California Safe Drinking Water Act.	02/14/2023 - INTRODUCED.
<u>AB 968</u> Grayson (D)	Single-Family Residential Property: Disclosures		Requires a seller of a single-family residential property who sells the property to a buyer within a certain number of months of purchasing that property to disclose to the buyer certain information. Requires the seller to provide a copy of any permit for any room additions, structural modifications, other alterations, or repairs to the buyer. Provides that if the seller contracted with a third party and was not provided with a copy of the permits, the seller shall provide the party's contact information.	03/30/2023 - In ASSEMBLY. Read second time. To third reading.
<u>AB 969</u> Pellerin (D)	Elections: Voting Systems		Prohibits a county board of supervisors from terminating an existing voting system contract without a transition plan and a replacement contract in place.	03/23/2023 - To ASSEMBLY Committee on ELECTIONS.;03/23/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 970</u> Rivas (D)	Insurance: Climate and Sustainability Insurance		Requires the Department of Insurance to establish and administer the Climate and Sustainability Insurance and Risk Reduction Program, to be funded upon appropriation, for the purpose of achieving specified goals, including developing proof of concepts that expand insurance options, especially in vulnerable and disadvantaged communities where climate risks are currently uninsured or underinsured.	03/22/2023 - From ASSEMBLY Committee on INSURANCE: Do pass to Committee on APPROPRIATIONS.

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<u>AB 975</u> Ta (R)	Public Nuisance Abatement: Homeless Encampments		Requires a court to award attorney's fees to a prevailing plaintiff in an action to require a governmental entity to abate a public nuisance arising from a homeless encampment.	02/23/2023 - To ASSEMBLY Committee on JUDICIARY.
<u>AB 976</u> Ting (D)	Accessory Dwelling Units: Owner-occupancy Requirements		Prohibits a local agency from imposing an owner-occupancy requirement on any accessory dwelling unit.	03/29/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT: Do pass to Committee on LOCAL GOVERNMENT.
<u>AB 983</u> Cervantes (D)	Surplus Land		Expands the category of exempt surplus land to include land that is designated in an adopted downtown revitalization plan not to exceed a specified number of square miles and includes residential, commercial, office, civic and hospitality uses.	03/16/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/16/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 985</u> Arambula (D)	San Joaquin Valley Unified Air Pollution Control		Provides for the establishment of the San Joaquin Valley Unified Air Pollution Control District vested with the authority to regulate air emissions from stationary sources located in the San Joaquin Valley Air Basin.	03/23/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/23/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 989</u> Flora (R)	Local Government: Ordinances		Relates to existing law which prohibits the adoption by reference of any penalty clauses that may appear in any code that is adopted by reference. Makes non-substantive changes to this provision prohibiting adoption by reference of any penalty clause.	02/15/2023 - INTRODUCED.
<u>AB 995</u> Ting (D)	Electricity: Resource Adequacy Requirements: Reporting		Requires the Public Utilities Commission to calculate and publish biannually, rather than annually, on its internet website, in a new report or as part of another report, the	02/23/2023 - To ASSEMBLY Committee on UTILITIES AND ENERGY.

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			percentage of each load-serving entity's local and system resource adequacy requirements from the previous calendar year that was met with capacity from eligible renewable energy resources, other zero-carbon resources, or energy storage resources.	
<u>AB 998</u> Connolly (D)	Biomass Energy Facilities: State Energy Commission		Requires the State Energy Resources Conservation and Development Commission to issue a report on the utility-scale biomass combustion facilities still in operation as of specified date. Requires the report to include various assessments of biomass combustion facilities still in operation as of specified date and options to maximize the environmental benefits of these facilities. Requires the report to specified information.	03/27/2023 - From ASSEMBLY Committee on NATURAL RESOURCES: Do pass to Committee on UTILITIES AND ENERGY.
<u>AB 1004</u> Ta (R)	Initiative, Referendum, and Recall Petitions: Signature		Establishes a process for a voter whose signature on a State, county, city, or district initiative, referendum, or recall petition is rejected by an elections official to submit a statement to verify the voter's signature.	03/20/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 1009</u> Flora (R)	Property Taxation		Makes nonsubstantive changes to existing law with respect to the collection of property taxes which provides that any county department, officer, or employee may refrain from collecting any tax, assessment, penalty or cost, license fees, or money owing to the county where the amount to be collected is at a specified amount.	02/15/2023 - INTRODUCED.
<u>AB 1012</u> Quirk-Silva (D)	State Air Resources Board: Mobile Source Regulations		Requires the State Air Resources Board, if it proposes a regulation that would require a mobile source to use a particular technology, to perform a lifecycle analysis that considers all of the environmental impacts of the required technology before the adoption of the regulation.	03/02/2023 - To ASSEMBLY Committee on TRANSPORTATION.
<u>AB 1024</u> Aguiar-Curry (D)	Water Rights: Small Irrigation Use		Requires the State Water Resources Control Board to give priority to adopting, on or before specified date, with specified exceptions, general conditions that permit a registrant to store water for small irrigation use during times	03/02/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/02/2023 - From ASSEMBLY Committee on

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			of high streamflow in exchange for the registrant reducing diversions during periods of low streamflow.	WATER, PARKS AND WILDLIFE with author's amendments.;03/02/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 1031</u> Rubio (D)	Employee Rest Periods		Relates to employees providing direct support to individuals with intellectual and developmental disabilities. Requires, if a nonexempt employee is affirmatively required to interrupt their rest period to respond to the needs of a consumer, that another rest period be authorized and permitted reasonably promptly after the circumstances that led to the interruption have passed.	03/23/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/23/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1041</u> Ramos (D)	Wildlife: White Sage: Taking and Possession		Relates to existing law under which it is unlawful to uproot, remove, harvest, or cut dudleya from land owned by the state or a local government or from property not their own without written permission from the landowner in their immediate possession, except as provided. Extends the same prohibitions to white sage and would subject a violation of those prohibitions to the same criminal penalties established for dudleya.	02/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<u>AB 1049</u> Flora (R)	Protected Species: Incidental Take: Determinations		Makes a nonsubstantive change to the provision concerning the taking of an endangered species or threatened species listed pursuant to the federal Endangered Species Act.	02/15/2023 - INTRODUCED.
<u>AB 1072</u> Wicks (D)	Water Conservation and Efficiency: Low-Income		Requires, on and after specified date, urban wholesale water suppliers and urban water suppliers, as defined, to offer technical assistance and financial incentives to low-income residential customers to install efficient water conservation devices and climate resilient landscaping.	03/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/23/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and

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				amended. Re-referred to Committee on WATER, PARKS
<u>AB 1075</u> Gallagher (R)	State of Emergency: Governor's Powers and Termination		Authorizes the Governor to exercise within the area designated all executive power vested in the state by the Constitution and laws of the state to effectuate the purposes of the California Emergency Services Act. Requires that a state of emergency automatically terminates 60 days after the Governor's proclamation unless the Legislature extends it by a concurrent resolution.	03/02/2023 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.
<u>AB 1100</u> Low (D)	Employment: Workweek		Establishes the 32-hour Workweek Pilot Program under the administration of the Department of Industrial Relations to provide grants to employers with 5 or more employees for the purposes of administering pilot programs that provide each employee the option to work a 32-hour workweek.	03/23/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/23/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1101</u> Flora (R)	Building Standards: Exterior Elevated Elements		Authorizes a structural pest control operator licensed by the Structural Pest Control Board with a minimum of a specified number of years of experience to perform the inspection to secure compliance with, or prevent a violation of, the State Housing Law, the building standards published in the California Building Standards Code, and specified other rules and regulations.	03/16/2023 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.;03/16/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee
<u>AB 1108</u> Calderon (D)	County Emergency Plans		Requires each county to review and update its emergency plan at least every 2 years.	03/02/2023 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.
<u>AB 1114</u> Haney (D)	Planning and Zoning: Housing Development Projects		Modifies the definition of postentitlement phase permit to also include all building permits and other permits issued under the California Building Standards Code or any	03/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING

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			applicable local building code for the construction, demolition, or alteration of buildings, whether discretionary or nondiscretionary.	AND COMMUNITY DEVELOPMENT.
<u>AB 1115</u> Papan (D)	Barry Keene Underground Storage Tank Cleanup Trust Fund		Postpones the repeal date of the Barry Keene Underground Storage Tank Cleanup Trust Fund Act of 1989 provisions to January 1, 2036.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 1121</u> Haney (D)	Public Works: Ineligibility List		Requires awarding authorities to submit to the Department of Industrial Relations electronic project registration database a list of ineligible contractors, as specified, pursuant to local debarment or suspension processes.	03/22/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 1132</u> Friedman (D)	Solar Energy Systems: Permit Fees		Extends a repeal date to January 1, 2034, on the operation of the requirements imposed on a city or county in connection with those solar energy systems.	03/29/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS.;03/29/2023 - In ASSEMBLY. Coauthors revised.
<u>AB 1152</u> Patterson J (R)	State Environmental Quality Act: Exemption		Exempts from the California Environmental Quality Act a project to construct or expand a recycled water pipeline for the purpose of mitigating drought conditions for which a state of emergency was proclaimed by the Governor if the project meets specified criteria.	03/02/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1155</u> Flora (R)	Wildfire Mitigation Plans: Vegetation Management		Relates to law that requires electrical corporations, local publicly owned electric utilities, and electrical cooperatives to prepare and update wildfire mitigation plans. Requires the standards for vegetation inspection in the plans for vegetation management to meet specific requirements related to visually assessing and inspecting trees.	03/16/2023 - To ASSEMBLY Committee on UTILITIES AND ENERGY.;03/16/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.

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<u>AB 1159</u> Aguiar-Curry (D)	State Global Warming Solutions Act: Lands		Prohibits projects and actions that receive state funding for the primary purpose of reducing greenhouse gas emissions from being eligible to generate credits under any market-based compliance mechanism.	03/02/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1170</u> Valencia (D)	Political Reform Act of 1974: Filing Requirements		Relates to the Political Reform Act, which requires elected officials, candidates for elective offices, and committees formed primarily to support or oppose a candidate for public office or a ballot measure to file periodic campaign statements and certain reports concerning campaign finances and related matters. Permits a filing officer to retain a report or statement filed in a paper format as a copy on microfilm or other space-saving materials or as an electronic copy without a two-year waiting period.	03/23/2023 - To ASSEMBLY Committee on ELECTIONS.;03/23/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 1176</u> Zbur (D)	General Plans: Local Electrification Planning Act		Provides that the Local Electrification Planning Act, which would require a city or county to either adopt a climate action electrification element as part of the general plan or otherwise amend the general plan to, among other things, identify strategies and enforceable commitments to meet California's greenhouse gas reduction goals requiring increased electrification of transportation and buildings.	03/23/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/23/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 1183</u> Holden (D)	Streamlined Housing Projects: Construction Permits		Relates to the Planning and Zoning Law, which authorizes a development proponent to submit an application for a multifamily housing development that is subject to a streamlined, ministerial approval process and not subject to a conditional use permit, under certain conditions. Provides that if a city or county approves a construction project through the expedited permitting, a sign of reasonable size and design shall be placed on the parcel in which the project is located that includes certain information.	03/14/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/14/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 1189</u> Gipson (D)	Pupil Instruction: Career Technical Education		Requires each school district maintaining any of grades 7 to 12, inclusive, to offer career technical education to all pupils in those grades.	03/23/2023 - To ASSEMBLY Committee on EDUCATION.;03/23/2023 - From

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				ASSEMBLY Committee on EDUCATION with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on EDUCATION.
AB 1195 Calderon (D)	Climate Change Preparedness and Resiliency		Establishes the Climate Change Preparedness, Resiliency, and Jobs for Communities Program, to be administered by the Strategic Growth Council, and requires the council to fund grants to develop and implement multibenefit, community-level, climate-beneficial projects to support community and landscape resiliency and workforce development.	03/29/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
AB 1196 Villapudua (D)	Water Quality and Infrastructure Improvement		Makes a nonsubstantive change to a provision of the Water Quality, Supply, and Infrastructure Improvement Act of 2014.	02/16/2023 - INTRODUCED.
AB 1204 Holden (D)	Contractors: Contracts: Restrictions		Prohibits a contractor from entering into a contract for the performance of work on the same jobsite with 2 or more subcontractors in the same license classification unless the subcontractor employs individuals who are classified to perform work in that license classification. Provides that a violation of this provision constitutes a cause for disciplinary action.	03/02/2023 - To ASSEMBLY Committee on BUSINESS AND PROFESSIONS.
AB 1205 Bauer-Kahan (D)	Water Rights: Sale, Transfer, or Lease		Declares that the sale, transfer, or lease of an interest in any water right for profit, on or below agricultural lands within the State by an investment fund, shall not be considered a reasonable or beneficial use of water.	03/23/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/23/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
AB 1211 Mathis (R)	Safe Drinking Water State Revolving Fund		Relates to existing law which requires the State Water Resources Control Board, at least once every 2 years, to post	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL

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			information on its internet website regarding implementation of the Safe Drinking Water State Revolving Fund Law and expenditures from the Safe Drinking Water State Revolving Fund. Requires the board to post the information at least annually.	SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
AB 1213 Ortega (D)	Workers' Compensation: Aggregate Disability Payments		Requires that if a denial of treatment requested by a treating physician is subsequently overturned by independent medical review or by the Workers' Compensation Appeals Board, any temporary disability paid or owing from the date of the denial until the treatment is authorized would not be included in the calculation of the aggregate disability payments.	03/02/2023 - To ASSEMBLY Committee on INSURANCE.
AB 1216 Muratsuchi (D)	Wastewater Treatment Plants		Requires, on or before specified date, the owner or operator of a wastewater treatment facility that is located within a specified number of feet of a residential area and meets other, specified criteria to develop, install, operate, and maintain a fence-line monitoring system in accordance with guidance developed by the appropriate air quality management district.	03/16/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
AB 1218 Lowenthal (D)	Development Projects: Demolition		Relates to the Housing Crisis Act which prohibits certain counties and cities from approving a housing development project that will require the demolition of one or more residential dwelling units, unless the project creates at least as many residential dwelling units as will be demolished. Expands prohibitions to prohibit a county or city from approving any development project that will require the demolition of occupied or vacant protected units, unless under specified conditions.	03/09/2023 - To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and LOCAL GOVERNMENT.;03/09/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-
AB 1235 Ortega (D)	Property Taxation: New Construction		Makes a nonsubstantive change to provisions of property tax law pertaining to new construction.	02/16/2023 - INTRODUCED.

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<u>AB 1236</u> Grayson (D)	Fire Protection: Residential Fire Sprinklers		States the intent of the Legislature to enact subsequent legislation that would identify a consistent and safe minimum size of residential fire sprinklers that would reduce costs for homeowners and property owners.	02/16/2023 - INTRODUCED.
<u>AB 1243</u> Essayli (R)	Property Taxation: Exemptions		Relates to the California Constitution which exempts from taxation, among other types of property, growing crops, property used for free public libraries and free museums, property used exclusively for public schools, community colleges, state colleges, and state universities, and property belonging to the state or a local government. Makes nonsubstantive changes to the statutory provisions implementing those exemptions.	02/16/2023 - INTRODUCED.
<u>AB 1244</u> Holden (D)	Private Security Services and Private Investigators		Requires a qualified manager under the Private Security Services Act to hold a current and valid qualified manager's certificate issued by the Director of Consumer Affairs, and would require the director to issue a qualified manager's certificate to a person who meets the requirements of the act, as applicable. Establishes requirements for renewing a qualified manager certificate.	03/02/2023 - To ASSEMBLY Committee on BUSINESS AND PROFESSIONS.
<u>AB 1246</u> Nguyen (D)	Public Employees' Retirement System Optional Settlement		Extends the ability of a retiree to change their designated beneficiary to include naming a new spouse following a retiree's divorce and subsequent remarriage. Allows a retiree's new spouse to receive the retiree's postdivorce retirement settlement benefits.	03/16/2023 - To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.;03/16/2023 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on
<u>AB 1248</u> Bryan (D)	Local Redistricting: Independent Commissions		Requires a county, general law city, charter city, school district, or community college district that contains over 300,000 residents to establish an independent redistricting	03/02/2023 - To ASSEMBLY Committees on ELECTIONS and LOCAL GOVERNMENT.

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			commission to adopt district boundaries after each federal decennial census.	
<u>AB 1267</u> Ting (D)	Zero-Emission Vehicle Incentive Programs		Requires the State Air Resources Board, upon appropriation by the Legislature, to ensure that beginning on specified date, an additional incentive, to be known as a superuser incentive, is awarded under a zero-emission vehicle incentive program that is administered or funded by the State Board to a gasoline superuser who otherwise qualifies for an incentive under the zero-emission vehicle incentive program.	03/27/2023 - From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on NATURAL RESOURCES.
<u>AB 1269</u> Schiavo (D)	Fire Insurance		States the intent of the Legislature to enact legislation to require fire insurance companies to send notifications to their insureds about how they can qualify for discounts on their fire insurance.	02/16/2023 - INTRODUCED.
<u>AB 1272</u> Wood (D)	State Water Resources Control Board: Drought Planning		Requires the State Water Board to establish a program, in consultation with the Department of Fish and Wildlife, to adopt principles and guidelines for diversion and use of water in coastal watersheds, as specified, during times of water shortage for drought preparedness and climate resiliency.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 1278</u> Rodriguez (D)	Workers Compensation: Medical Provider Networks		Allows an injured employee to authorize their primary treating physician to request an electronic copy of any notification that an injury is subject to a medical provider network or that an employee is required to transfer treatment to an MPN.	03/23/2023 - From ASSEMBLY Committee on INSURANCE with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.
<u>AB 1284</u> Ramos (D)	Tribal Ancestral Lands and Waters: Cogovernance		Provides that the Legislature encourages the Natural Resources Agency, and its departments, conservancies, and commissions, to enter into cogovernance and comanagement agreements with federally recognized tribes.	03/23/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/23/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.

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<u>AB 1290</u> Rivas (D)	Product Safety: Plastic Packaging: Substances		Prohibits, beginning on specified date, a person from manufacturing, selling, offering for sale, or distributing in the State opaque or pigmented polyethylene terephthalate bottles and plastic packaging that contains certain chemicals, pigments, or additives. Excludes from that prohibition packaging used for certain medical, drug, and federally regulated products. Authorizes the imposition of a civil penalty for a violation of that prohibition.	03/21/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/21/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1297</u> Quirk-Silva (D)	Public Restrooms		Makes each local government, as defined, to complete an inventory of public restrooms owned and maintained by the local government, either directly or by contract, that are available to the general population in its jurisdiction by July 1, 2024.	03/29/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT: Do pass to Committee on APPROPRIATIONS.
<u>AB 1306</u> Carrillo (D)	State Government: Immigration Enforcement		Prohibits the Department of Corrections and Rehabilitation from detaining on the basis of a hold request, providing an immigration authority with release date information, or responding to a notification request, transferring to an immigration authority, or facilitating or assisting with a transfer request any individual who is eligible for release pursuant to specified provisions, including, among others, youth offender, elderly, and medical parole releases.	03/16/2023 - To ASSEMBLY Committees on PUBLIC SAFETY and JUDICIARY.;03/16/2023 - From ASSEMBLY Committee on PUBLIC SAFETY with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.
<u>AB 1307</u> Wicks (D)	California Environmental Quality Act: Noise Impact		Specifies that noise generated by the unamplified voices of residents in a residential project is not a significant effect on the environment for residential projects for purposes of the California Environmental Quality Act.	03/16/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1317</u> Carrillo (D)	Unbundled Parking		Requires an owner of residential property to provide a tenant with an annual itemization of the market rate cost of parking for the parking spaces that are included in their lease.	03/13/2023 - From ASSEMBLY Committee on JUDICIARY with author's amendments.;03/13/2023 - In

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			Exempts residential properties with individual garages that are functionally a part of the property. Requires that the gross rental rate for a renewed lease or rental agreement commencing on or after certain date be reduced by the amount of the market rate cost of parking before imposing any increase in the rental rate.	ASSEMBLY. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>AB 1318</u> Rivas (D)	California Environmental Quality Act: Exemption		Expands the CEQA exemption by increasing the size of a residential project that would qualify for the exemption to include a project of not more than 5 acres in total area.	03/02/2023 - To ASSEMBLY Committees on NATURAL RESOURCES and LOCAL GOVERNMENT.
<u>AB 1322</u> Friedman (D)	Pesticides: Diphacinone		Relates to the regulation of the use of pesticides. Relates to law that prohibits the use of second generation anticoagulant rodenticides in the State until the Director of Pesticide Regulation certifies to the Secretary of State that, among other things, the Department, in consultation with the Department of Fish and Wildlife, has adopted any additional restrictions. Prohibits the use of diphacinone in a wildlife habitat area and in the State.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on WATER, PARKS & WILDLIFE.
<u>AB 1332</u> Carrillo J (D)	Accessory Dwelling Units: Permit Ready Plans		Requires each local agency to develop and offer a permit ready accessory dwelling unit plan that provides a floor plan for a detached accessory dwelling unit, as defined, that meets specified requirements.	03/30/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 1337</u> Wicks (D)	State Water Resources Control Board: Water Shortage		Authorizes the State Water Resources Control Board to adopt regulations for various water conservation purposes, including, but not limited to, to prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water, and to implement these regulations through orders curtailing the diversion or use of water under any claim of right.	03/02/2023 - To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and JUDICIARY.

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<u>AB 1348</u> Grayson (D)	State Government: Controller: Claims Audits		Requires the Controller to conduct, unless prohibited by the provisions of a State ballot proposition passed by the electorate, financial and compliance audits as the Controller's office deems as necessary for purposes of ensuring that any expenditures, regardless of the source or fund from which the warrants for claims are drawn, are expended in a manner consistent with the law and the voters' intent.	03/20/2023 - From ASSEMBLY Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW with author's amendments.;03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ACCOUNTABILITY AND ADMINISTRATIVE REVIEW.
<u>AB 1349</u> Irwin (D)	Zero-Emission Vehicle Charging Stations: Open Data		Requires the Energy Commission, on or before an unspecified date, to develop and make publicly accessible an open data portal with live data on zero-emission vehicle charging stations.	03/16/2023 - To ASSEMBLY Committees on TRANSPORTATION and UTILITIES AND ENERGY.;03/16/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORT
<u>AB 1355</u> Valencia (D)	Employment: Benefits: Electronic Notice and Documents		Authorizes the notice to an employee that they may be eligible for the federal and California earned income tax credit to be provided to the employee by email if the employee opts into receipt of electronic notification. Authorizes the employer to supply an individual when they become unemployed with electronic statements or materials relating to claims for benefits if the individual opts into receipt of electronic statements or materials.	03/09/2023 - To ASSEMBLY Committee on INSURANCE.
<u>AB 1356</u> Haney (D)	Relocations, Terminations, and Mass Layoffs		Makes a conforming change to the calculation of employer liability. Requires that an employee working with the employer through a labor contractor and affected by a mass layoff be compensated for the remainder of the contract or a specified number of days by the equivalent of the pay and benefits received by the employee during the last month of	03/30/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and

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			employment, or the employee's final rate of compensation, whichever is higher.	amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1364</u> Carrillo J (D)	Fish and Wildlife Protection and Conservation		Makes nonsubstantive changes pertaining to lake or streambed alterations.	02/17/2023 - INTRODUCED.
<u>AB 1365</u> Ortega (D)	Workforce Development: Grocery Industry		Requires the Labor and Workforce Development Agency to develop a labor-management training partnership to identify workforce training methods appropriate for the grocery industry.	03/09/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/09/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1374</u> Alvarez (D)	Greenhouse Gas Reduction Fund: Investment Plan		Relates to existing law which requires the investment plan to allocate a minimum of 25% of the available moneys in the Greenhouse Gas Reduction Fund to projects located within, and benefiting individuals living in, disadvantaged communities and an additional minimum of 5% to projects that benefit low-income households or to projects located within, and benefiting individuals living in, low-income communities located anywhere in the state. Increases those amounts from 25% to 50% and from 5% to 15%.	03/02/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1379</u> Papan (D)	Open Meetings: Local Agencies: Teleconferences		Relates to teleconferencing. Requires a legislative body electing to use teleconferencing to post agendas at a singular designated physical meeting location, as defined, rather than at all teleconference locations.	03/23/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.;03/23/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on LOCAL GOVERNMENT.
<u>AB 1401</u> Garcia E (D)	Low Carbon Fuel Standard Regulations		Requires the State Air Resources Board, in administering the Low Carbon Fuel Standard, to deem a Tier 2 pathway application certified under specified circumstances. Requires	03/13/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's

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			the State Board to authorize the sale, offer for sale, or supply of alternative diesel fuel for use in the State that contains up to a specified percent biodiesel by volume.	amendments.;03/13/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
<u>AB 1414</u> Kalra (D)	Civil Actions: Consumer Debt		Excludes consumer credit accounts from the definition of book account. Prohibits the use of common counts, as defined, to recover consumer debt.	03/16/2023 - To ASSEMBLY Committees on JUDICIARY and BANKING AND FINANCE.
<u>AB 1423</u> Schiavo (D)	Perfluoroalkyl and Polyfluoroalkyl Substances		Requires a manufacturer of a covered surface, defined as artificial turf or a synthetic surface that resembles grass, to indicate whether or not the covered surface contains added PFAS on the product packaging or label of the covered surface and to not advertise a covered surface containing regulated PFAS as otherwise, if it contains regulated PFAS.	03/16/2023 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.;03/16/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred
<u>AB 1425</u> Chen (R)	Health Care: Employers		Makes technical, nonsubstantive changes to existing law which requires employers to provide specified information to health care providers or health insurers regarding employees who were terminated on or after a certain date, and who were enrolled in an employer-offered health care service plan or health insurance policy on or after a certain date, as specified.	02/17/2023 - INTRODUCED.
<u>AB 1431</u> Zbur (D)	Housing: The California Housing Security Act		Establishes the California Housing Security Program to provide a housing subsidy to eligible persons to reduce housing insecurity and help Californians meet their basic housing needs.	03/23/2023 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.;03/23/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee

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<u>AB 1453</u> Dixon (R)	Coastal Resources: State Coastal Conservancy: Grants		Requires the State Coastal Conservancy, on or before a specified date, upon appropriation by the Legislature, to establish a 5-year program to provide grants for specified activities, including funding regular cleanups of beaches and the waterways that empty into them. Requires the conservancy, on or before a specified date, to develop a report reviewing the efficacy of this program and submit the report to the Legislature as well as make it available on the conservancy's internet website.	03/09/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1460</u> Bennett (D)	Local Government		Makes a nonsubstantive change to the provision naming the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.	02/17/2023 - INTRODUCED.
<u>AB 1463</u> Lowenthal (D)	Automated License Plate Recognition Systems: Retention		Requires an automated license plate recognition (ALPR) operator or ALPR end-user that is a public agency, excluding an airport authority, to include in certain information retention policies, procedures, and practices a requirement that ALPR information that does not match information on a hot list be purged in a specified number of days. Prohibits those ALPR operators and end-users from accessing an ALPR system that retains that unmatched ALPR information for more than a specified number of days.	03/27/2023 - From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on PRIVACY AND COMMUNICATIONS.
<u>AB 1465</u> Wicks (D)	Nonvehicular Air Pollution: Civil Penalties		Relates to the maximum civil penalties for a person who violates air pollution laws from nonvehicular sources. Triples specified civil penalties if the violation results from a discharge from a stationary source required by federal law to be included in an operating permit program established pursuant to specified provisions of the federal Clean Air Act, the stationary source is a refinery, and the discharge contains one or more toxic air contaminants, as identified by the State Air Resources Board.	03/16/2023 - To ASSEMBLY Committees on NATURAL RESOURCES and JUDICIARY.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOUR
<u>AB 1476</u> Alvarez (D)	Community Redevelopment Law of 2023		Provides that the Community Redevelopment Law of 2023 would authorize a city or county, or two or more cities acting jointly, to propose the formation of a community and	03/23/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and HOUSING

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			affordable housing reinvestment agency by adoption of a resolution of intention that meets specified requirements, including that the resolution of intention include a passthrough provision and an override passthrough provision.	AND COMMUNITY DEVELOPMENT.;03/23/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Commi
<u>AB 1484</u> Zbur (D)	Temporary Public Employees		Relates to the Meyers-Milias-Brown Act. Requires a public employer to, upon hire, provide each temporary employee with their job description, wage rates, and eligibility for benefits, anticipated length of employment, and procedures to apply for open, permanent positions. Requires complaints alleging a violation of its provisions to be processed as unfair practice charges under the act.	03/28/2023 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;03/28/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1488</u> Wallis (R)	Environmental Quality Act: Environmental Leadership		Extends the application of the Jobs and Economic Improvement Through Environmental Leadership Act to water storage projects, water conveyance projects, and groundwater recharge projects that provide public benefits and drought preparedness.	03/23/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1490</u> Lee (D)	Affordable Housing Development Projects: Adaptive Reuse		Defines adaptive reuse as the retrofitting and repurposing of an existing building to create new residential units. Requires a local government to provide an affordable housing project that is an adaptive reuse project and that guarantees that 100% of the units be made available for lower income households, a specified percent of which shall be made available to extremely low income households or very low income households.	03/09/2023 - To ASSEMBLY Committees on HOUSING AND COMMUNITY DEVELOPMENT and LOCAL GOVERNMENT.
<u>AB 1491</u> Grayson (D)	Environmental Quality Act: Master Impact Report		Makes nonsubstantive changes to the provision of law which requires a lead agency to prepare, or cause to be prepared, and certify the completion of an environmental impact report	02/17/2023 - INTRODUCED.

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			on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect.	
<u>AB 1493</u> Carrillo (D)	Civil Service: Career Development Apprenticeship		Requires the Department of Human Resources to administer and oversee the Career Development Apprenticeship Program, which would provide an alternative to the traditional civil service examination and appointment process. Requires the department to implement the program, including establishing eligibility criteria for participation, special job classifications or position tenure and status designations, alternative examination and appointment types, and appeal procedures.	03/23/2023 - To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.;03/23/2023 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on
<u>AB 1500</u> Irwin (D)	Property Taxation: Application of Base Year Value		Authorizes the owner of property substantially damaged or destroyed by a disaster to apply the base year value of that property to replacement property reconstructed on the same site of the damaged or destroyed property within a specified number of years after the disaster if the reconstructed property is comparable to the substantially damaged or destroyed property. Extends the time period if the property was substantially damaged or destroyed by the 2018 Woolsey Fire or by the 2018 Camp Fire.	03/22/2023 - From ASSEMBLY Committee on REVENUE AND TAXATION with author's amendments.;03/22/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on REVENUE AND TAXATION.
<u>AB 1504</u> McCarty (D)	Planning and Zoning: Electric Vehicle Charging Stations		Provides that electric vehicle charging station includes electric vehicle charging stations installed in the public right-of-way and electric vehicle charging stations installed with a battery storage system.	03/09/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.
<u>AB 1516</u> Kalra (D)	Labor and Workforce Development Agency: Working Group		Requires the Labor and Workforce Development Agency to convene a working group to study and evaluate topics related to the minimum wage in the State.	03/23/2023 - To ASSEMBLY Committee on LABOR AND EMPLOYMENT.;03/23/2023 - From ASSEMBLY Committee on LABOR AND EMPLOYMENT with author's amendments.;03/23/2023 - In

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				ASSEMBLY. Read second time and amended. Re-referred to Committee on LABOR AND EMPLOYMENT.
<u>AB 1519</u> Bains (D)	Vehicles: Catalytic Converters		Prohibits any person, except as exempted, from removing, altering, or obfuscating the vehicle identification number engraved, etched, or otherwise marked on a catalytic converter, or from knowingly possessing a catalytic converter that has been so altered. Provides that a violation of these provisions would be punishable as a misdemeanor.	03/20/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/20/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
<u>AB 1528</u> Gipson (D)	Housing Authorities: Property Taxation		Specifies that property held by a nonprofit public benefit corporation that is controlled by a housing authority, as described, is exempt from taxation.	03/23/2023 - To ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 1530</u> Ortega (D)	Public Employment: Communication with Representatives		Requires public employers to ensure recognized exclusive representatives have safe or trusted email sender access. Prohibits public employers from using technology to interfere with or prevent email communications between public employees and their recognized representatives.	03/27/2023 - From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.;03/27/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
<u>AB 1534</u> Irwin (D)	Methane Emissions: Municipal Solid Waste Landfills		Requires the State Air Resources Board, no later than a specified date, to evaluate and, if feasible and to the extent data is available, revise regulations to incorporate the use of methane remote sensing data.	03/09/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.
<u>AB 1535</u> Mathis (R)	The Energy, Environment, and Economy Council		Creates the Energy, Environment, and Economy Council with 16 members, as specified. Requires the council to engage with stakeholders, subject matter experts, and state and local	03/09/2023 - To ASSEMBLY Committees on NATURAL

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			agencies with jurisdiction relevant to environmental protection and economic vitality in order to determine the policies that can be implemented to meet the state's environmental goals, while avoiding harm to the state's economy and maintaining specified protections.	RESOURCES and UTILITIES AND ENERGY.
AB 1538 Muratsuchi (D)	Clean Energy Reliability Program		Establishes the Clean Energy Reliability Program, to be administered by the Public Utilities Commission, upon appropriation, to provide incentive payments to qualifying load-serving entities that use eligible resources, as defined, to exceed their clean energy capacity requirements or targets, within or at the end of a given compliance period, as those requirements and compliance periods are determined through a specified commission rulemaking or its successor.	03/30/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
AB 1545 Santiago (D)	Satellite Wagering Facilities: Employees		Relates to law that requires a satellite wagering facility or an organization formed to operate an audiovisual signal system for racing programs, or any of their subcontractors or entities under contract to perform functions in respect to these activities, to enter into a written contractual agreement with a bona fide labor organization for specified employees. Provides that this requirement does not apply to State employees or State supervisory, managerial, or confidential employees.	03/09/2023 - To ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION.;03/09/2023 - From ASSEMBLY Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on GOVERNMENTAL
AB 1546 Gabriel (D)	CA Consumer Privacy Act of 2018: Statute of Limitations		Requires an action by the Attorney General to enforce the California Consumer Privacy Act to be commenced within a specified number of years after the cause of action accrued.	03/09/2023 - To ASSEMBLY Committees on PRIVACY AND CONSUMER PROTECTION and JUDICIARY.
AB 1550 Bennett (D)	Green Hydrogen		Requires, on and after specified date, that all hydrogen produced and used in California for the generation of electricity or fueling of vehicles be green hydrogen.	03/09/2023 - To ASSEMBLY Committees on UTILITIES AND ENERGY and NATURAL RESOURCES.
AB 1554 Patterson J (R)	California Environmental Quality Act: Exemption		Exempts expressly from the California Environmental Quality Act (CEQA) a project reduction of fuels in areas	03/09/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.

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			within moderate, high, and very high fire hazard severity zones, as provided.	
<u>AB 1563</u> Bennett (D)	Groundwater Sustainability Agency: Extraction Permits		Requires a county to forward permit requests for the construction of new groundwater wells, the enlarging of existing groundwater wells, and the reactivation of abandoned groundwater wells to the groundwater sustainability agency before permit approval.	03/28/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE: Do pass to Committee on APPROPRIATIONS.
<u>AB 1567</u> Garcia E (D)	Safe Drinking Water Wildfire Prevention Drought	Support If Amended	Enacts the Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection, Extreme Heat Mitigation, and Workforce Development Bond Act of specified year, which, if approved by the voters, would authorize the issuance of bonds in the specified amount 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.	03/09/2023 - To ASSEMBLY Committees on WATER, PARKS AND WILDLIFE and NATURAL RESOURCES.
<u>AB 1572</u> Friedman (D)	Potable Water: Nonfunctional Turf	Seek Amendments	Makes legislative findings and declarations concerning water use, including that the use of potable water to irrigate nonfunctional turf is wasteful and incompatible with State policy relating to climate change, water conservation, and reduced reliance on the Sacramento-San Joaquin Delta ecosystem.	03/09/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.
<u>AB 1573</u> Friedman (D)	Water Conservation: Landscape Design: Model Ordinance		Relates to the Water Conservation in Landscaping Act, which provides for a model water efficient landscape ordinance that is adopted and updated at least every specified number of years by the Department of Water Resources. Requires the updated model ordinance to include provisions that require that plants included in a landscape design plan be selected based on their adaptability to climatic, geological, and topographical conditions of the project site.	03/23/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS AND WILDLIFE.
<u>AB 1580</u> Carrillo J (D)	Air Pollution: Electric Vehicle Infrastructure		Requires the State Energy Resources Conservation and Development Commission and the Department of Transportation, on or before specified date, to jointly develop a State Electric Vehicle Infrastructure Deployment Plan that	03/27/2023 - From ASSEMBLY Committee on TRANSPORTATION: Do pass to Committee on UTILITIES AND ENERGY.

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			is consistent with federal requirements and guidance provided by the federal National Electric Vehicle Infrastructure Formula Program.	
<u>AB 1581</u> Kalra (D)	Diversion or Obstruction of Rivers, Streams, or Lakes		Exempts certain individuals, public agencies, universities, zoological gardens, and scientific or educational institutions authorized to import, export, take, or possess any endangered species, threatened species, or candidate species for scientific, educational, or management purposes from the requirement to obtain an agreement with the Department of Fish and Wildlife.	03/16/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/16/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 1594</u> Garcia E (D)	Medium and Heavy-Duty Zero-Emission Vehicles: Public		Requires any State regulation that seeks to require, or otherwise compel, the procurement of medium and heavy-duty zero-emission vehicles by a public agency utility to ensure that those vehicles can support a public agency utility's ability to maintain reliable water and electric services, respond to disasters in an emergency capacity, and provide mutual aid assistance statewide and nationwide, among other requirements.	03/13/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/13/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
<u>AB 1595</u> Bryan (D)	Elections: Eligibility to Vote		Removes statutory references to the disqualification of electors while serving a state or federal prison term for the conviction of a felony. Makes other conforming changes.	03/30/2023 - To ASSEMBLY Committee on ELECTIONS.
<u>AB 1596</u> Alvarez (D)	Watershed Clean Beaches and Water Quality Act		Requires, in regard to the Watershed, Clean Beaches, and Water Quality Act, the State Water Resources Control Board, to the extent feasible, to identify and implement projects to improve beach access and address ocean water quality on public beaches that experience significant restrictions of use, as defined, due to bacteria levels that exceed public health standards, whether the source is from urban runoff or transboundary flows.	03/09/2023 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 1597</u> Alvarez (D)	Water Quality: California-Mexico Cross-Border Rivers		Makes a specified amount available from the General Fund, upon appropriation by the Legislature in the annual Budget	03/09/2023 - To ASSEMBLY Committees on ENVIRONMENTAL

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			Act or another statute, to the North American Development Bank (NADBank) for loans, grants, and direct expenditures to address water quality problems arising in the California-Mexico cross-border rivers. Requires the funding to be available for specified purposes, including water quality projects for the Tijuana River.	SAFETY AND TOXIC MATERIALS and JUDICIARY.
<u>AB 1609</u> Garcia E (D)	Air Pollution: Motor Vehicle Registration: Pollution		Relates to law that requires a registration fee to be paid to the Department of Motor Vehicles for the registration of each vehicle or trailer coach of a type subject to registration under the Vehicle Code. Imposes an additional annual charge on each motor vehicle registered in the State except those vehicles that are expressly exempted from the payment of registration fees, thereby imposing a tax. Provides that revenues from such fees shall be used for programs to reduce air pollution from motor vehicles.	03/16/2023 - To ASSEMBLY Committee on TRANSPORTATION.;03/16/2023 - From ASSEMBLY Committee on TRANSPORTATION with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on TRANSPORTATION.
<u>AB 1611</u> Lowenthal (D)	Fish and Game Code: Violations		Relates to law that generally makes any violation of the Fish and Game Code or any rule, regulation, or order made or adopted under the code a misdemeanor. Makes the violation of specified regulations and provisions of the code, primarily relating to commercial fishing, an infraction or a misdemeanor.	03/09/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/09/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/09/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 1613</u> Bains (D)	Sacramento-San Joaquin Delta: Salinity Intrusion		Enacts the Salinity Intrusion in the Delta Act. Requires, subject to an appropriation of funds by the Legislature, the Department of Water Resources, in consultation with the State Water Resources Control Board, the Department of Fish and Wildlife, the federal Bureau of Reclamation, and the United States Fish and Wildlife Service, to construct, operate, and maintain barriers at the identified strategic locations.	03/16/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/16/2023 - From ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and

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				amended. Re-referred to Committee on WATER, PARKS
<u>AB 1621</u> Calderon (D)	Public Water System: Operation		Makes nonsubstantive changes to the provision that prohibits any person from operating a public water system unless that person first submits an application to the State Water Resources Control Board and receives a permit.	02/12/2023 - INTRODUCED.
<u>AB 1623</u> Muratsuchi (D)	Electricity: Resource Adequacy Requirements		Requires the Public Utilities Commission to revise the net qualifying capacity and effective flexible capacity methodologies for energy storage resources.	03/23/2023 - To ASSEMBLY Committee on UTILITIES AND ENERGY.;03/23/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 1625</u> Hart (D)	Public Contracts: Payment		Makes nonsubstantive changes to the provision that sets forth the requirements for competitive bidding on various types of contracts awarded by local agencies.	02/12/2023 - INTRODUCED.
<u>AB 1627</u> Lee (D)	State Safe Drinking Water Act: Food Facility		Repeals the provision applying the Safe Drinking Water Act to a food facility that is regulated pursuant to the Retail Food Code only if the human consumption includes drinking of water.	03/28/2023 - From ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS: Do pass to Committee on APPROPRIATIONS.
<u>AB 1628</u> McKinnor (D)	Microfiber Filtration		Requires, on and after specified date, that all new washing machines offered for sale in the State for residential, commercial, or State use contain a microfiber filtration system, as defined, with a mesh size not greater than a specified number of micrometers.	03/29/2023 - In ASSEMBLY. Coauthors revised.
<u>AB 1631</u> Schiavo (D)	Water Resources: Permit to Appropriate: Application		States that if the State Water Resources Control Board has not rendered a final determination on an application for a permit to appropriate water for a beneficial use or uses that include mining use within 30 years from the date the application was filed, it would require the board to issue a	03/09/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.

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			new notice and provide an opportunity for protests before rendering a final determination, with specified exceptions.	
<u>AB 1635</u> Ward (D)	Pupil Instruction: Internship Based Learning		States the intent of the Legislature to enact legislation to create paid internship based learning opportunities for eligible pupils attending high school.	02/12/2023 - INTRODUCED.
<u>AB 1637</u> Irwin (D)	Local Government: Internet Websites and Email Addresses		Requires a local agency that maintains an internet website for use by the public to ensure that the internet website utilizes a .gov top-level domain or a .ca.gov second-level domain, and requires a local agency that maintains an internet website that is noncompliant with that requirement to redirect that internet website to a domain name that does utilize a .gov or .ca.gov domain.	03/16/2023 - To ASSEMBLY Committees on LOCAL GOVERNMENT and PRIVACY AND CONSUMER PROTECTION.;03/16/2023 - From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committ
<u>AB 1638</u> Fong M (D)	Local Government: Use of a Foreign Language		Requires, in the event of an emergency within the jurisdiction of a local public agency that serves a population within which a specified percent or more of the people primarily speak a language other than English, that the local public agency provide information related to the emergency in English and in the language spoken by the specified percent or more of the population that does not primarily speak English.	03/23/2023 - To ASSEMBLY Committee on EMERGENCY MANAGEMENT.;03/23/2023 - From ASSEMBLY Committee on EMERGENCY MANAGEMENT with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on EMERGENCY MANAGEMENT.
<u>AB 1639</u> Hoover (R)	Water Systems: Manufactured Housing Communities		States the intent of the Legislature to enact future legislation to require water corporations to purchase, own, and operate water systems currently owned and operated by manufactured housing communities, upon request of the owner, in order to assume responsibility for direct delivery of water to residents of those communities.	02/12/2023 - INTRODUCED.
<u>AB 1648</u> Bains (D)	Water: Colorado River Conservation		Prohibits the Metropolitan Water District of Southern California and the Department of Water and Power of the City of Los Angeles from achieving a reduction in, or	03/16/2023 - To ASSEMBLY Committee on WATER, PARKS AND WILDLIFE.;03/16/2023 - From

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			conservation of, Colorado River water consumption required by an agreement with specified entities through increased water deliveries or imports from other regions of California, including the San Joaquin Valley and the Sacramento-San Joaquin Delta.	ASSEMBLY Committee on WATER, PARKS AND WILDLIFE with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on WATER, PARKS
<u>AB 1660</u> Ta (R)	Cosmetic Products: Perfluoroalkyl & Polyfluoroalkyl		Authorizes the State Air Resources Board to exempt an intentionally added PFAS from the prohibition if the state board determines that the intentionally added PFAS has characteristics that are beneficial for the environmental goals of the State of California and is not identified as persistent, bioaccumulative, and toxic to the environment.	03/09/2023 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 1661</u> Bonta M (D)	Electrical and Gas Service: Accessory Dwelling Units		Relates to a requirement for every residential unit in an apartment house or similar multiunit residential structure, condominium, or mobilehome park to be individually metered for electrical and gas service. Exempts accessory dwelling units from this requirement if the owner of the property on which the accessory dwelling unit is located elects to have the accessory dwelling unit's electrical and gas services metered through existing or upgraded utility meters located on that property.	03/09/2023 - To ASSEMBLY Committee on UTILITIES AND ENERGY.
<u>AB 1664</u> Friedman (D)	Self-Generation Incentive Program: Block Grant		Requires the Public Utilities Commission, in administering the self-generation incentive program to increase the deployment of distributed generation resources and energy storage systems, to use funds that are appropriated by the Legislature for the purposes of providing incentives to eligible residential customers who install behind-the-meter energy storage systems or solar photovoltaic systems paired with energy storage systems. Requires the commission to establish a block grant.	03/15/2023 - From ASSEMBLY Committee on UTILITIES AND ENERGY with author's amendments.;03/15/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on UTILITIES AND ENERGY.
<u>AB 1678</u> Hart (D)	Election Campaigns: Libel and Slander		Makes a technical, nonsubstantive change to provisions concerning libel and slander during election campaigns.	02/17/2023 - INTRODUCED.

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<u>AB 1681</u> Bryan (D)	Environmental Justice		Provides that it is the intent of the Legislature to enact subsequent legislation relating to environmental justice.	02/17/2023 - INTRODUCED.
<u>AB 1687</u> Dahle M (R)	Greenhouse Gas Emissions: Fixed-Mount Generators		Requires a fixed-mount generator to be classified as a stationary source. Requires the State Air Resources Board to adopt regulations consistent with that requirement.	03/16/2023 - To ASSEMBLY Committee on NATURAL RESOURCES.;03/16/2023 - From ASSEMBLY Committee on NATURAL RESOURCES with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES.
<u>AB 1688</u> Sanchez (R)	Voter Registration: Cancellation: Deceased Persons		Relates to law that requires the Secretary of State to adopt regulations to facilitate the availability of death statistics from the State Department of Health Services for use by the Secretary of State and county elections officials to cancel affidavits of registration of deceased persons. Requires the Secretary of State to adopt regulations to facilitate the availability of death statistics from the federal Social Security Administration for the same purpose.	03/16/2023 - To ASSEMBLY Committee on ELECTIONS.;03/16/2023 - From ASSEMBLY Committee on ELECTIONS with author's amendments.;03/16/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on ELECTIONS.
<u>AB 1689</u> Grayson (D)	Greenhouse Gases: Built Environment: Decarbonization		Expresses the intent of the Legislature to enact subsequent legislation that would further support California's efforts to decarbonize the built environment.	02/17/2023 - INTRODUCED.
<u>AB 1690</u> Kalra (D)	Universal Health Care Coverage		States the intent of the Legislature to guarantee accessible, affordable, equitable, and high-quality health care for all Californians through a comprehensive universal single-payer health care program that benefits every resident of the state.	02/17/2023 - INTRODUCED.
<u>AB 1712</u> Irwin (D)	Personal Information: Data Breaches		Relates to the Information Practices Act which requires any agency that owns or licenses computerized data that includes personal information to disclose any breach of the security of the system following discovery or notification of the breach. Requires the security breach notification to include the internet websites of the major credit reporting agencies and	03/13/2023 - From ASSEMBLY Committee on PRIVACY AND CONSUMER PROTECTION with author's amendments.;03/13/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee

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			authorizes the security breach notification to include how to place a credit or security freeze.	on PRIVACY AND CONSUMER PROTECTION.
<u>AB 1716</u> Env Safety & Toxic Material Cmt	Hazardous Wastes and Materials		Revises the requirements for the exclusion of a recyclable material from classification by the Department of Toxic Substances Control as a waste. Establishes requirements concerning storage and labeling. Makes changes concerning a specified statewide information management system, the unified hazardous waste and hazardous materials management regulatory program, penalties for violations of that program, use of a regulated substance by a stationary source, and various other matters.	03/09/2023 - To ASSEMBLY Committee on ENVIRONMENTAL SAFETY AND TOXIC MATERIALS.
<u>AB 1721</u> Ta (R)	Crimes: False Depictions		Makes it a crime for a person to knowingly, and without the consent of the depicted individual, distribute to, exhibit to, or exchange with others, or offer to distribute to, exhibit to, or exchange with others audio or visual media that falsely depicts an individual engaging in sexual conduct that would appear to a reasonable observer to be an authentic record of the conduct.	03/23/2023 - To ASSEMBLY Committee on PUBLIC SAFETY.;03/23/2023 - From ASSEMBLY Committee on PUBLIC SAFETY with author's amendments.;03/23/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.
<u>AB 1734</u> Jones-Sawyer (D)	Surplus Land		Relates to law that requires each county and each city, on or before specified date of each year, to make a central inventory of all of its surplus land and all lands in excess of its foreseeable needs located within its jurisdiction. Requires each county or city to provide this information to the Department of Housing and Community Development no later than specified date of each year.	03/30/2023 - From ASSEMBLY Committee on HOUSING AND COMMUNITY DEVELOPMENT with author's amendments.;03/30/2023 - In ASSEMBLY. Read second time and amended. Re-referred to Committee on HOUSING AND COMMUNITY DEVELOPMENT.
<u>AB 1753</u> Local Government Cmt	Local Government: Reorganization		Prohibits the executive officer from accepting for filing an application for change or organization or reorganization and issuing a certificate of filing pursuant to specified provisions of existing law, and would provide that an application is not deemed accepted for filing if an agreement for the exchange	03/16/2023 - To ASSEMBLY Committee on LOCAL GOVERNMENT.

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			of property tax revenues has not been adopted pursuant to existing law.	
<u>AB 1762</u> Elections Cmt	Elections Omnibus Bill		Provides that for the purposes of the Elections Code, generally, and for the purposes of ballot designations, specifically, hyphenated words appearing in a reputable online dictionary are also considered as one word. Prohibits a candidate who was elected in an at-large election from using the designation of incumbent if they are a candidate in a district-based election.	03/16/2023 - To ASSEMBLY Committee on ELECTIONS.
<u>ACA 1</u> Aguiar-Curry (D)	Local Government Financing: Affordable Housing		Creates an additional exception to the 1% limit that would authorize a city, county, city and 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, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city or county.	12/05/2022 - INTRODUCED.
<u>ACA 2</u> Alanis (R)	Public Resources: Water and Wildfire Resiliency Act		Establishes the Water and Wildfire Resiliency Fund within the State Treasury, and would require the Treasurer to annually transfer an amount equal to 3% of all state revenues that may be appropriated as described from the General Fund to the Water and Wildfire Resiliency Fund. Requires the moneys in the fund to be appropriated by the Legislature and requires that 50% of the moneys in the fund be used for water projects, and that the other 50% of the moneys in the fund be used for forest maintenance.	12/05/2022 - INTRODUCED.
<u>ACR 36</u> Connolly (D)	Compost Awareness Week		Designates the week of a specified date, through a specified date, as Compost Awareness Week.	03/16/2023 - To ASSEMBLY Committee on RULES.
<u>SB 3</u> Dodd (D)	Discontinuation of Residential Water Service	Watch	Relates to the Water Shutoff Protection Act. Requires a community water system that serves fewer than a specified number of service connections to have a written policy on disconnection of residential service for nonpayment available in English, any language spoken by at least a specified	03/21/2023 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Do pass to Committee on APPROPRIATIONS.

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			percent of the people residing in its service area, and, upon request of a customer, the specified languages in the Civil Code.	
<u>SB 12</u> Stern (D)	Global Warming Solutions Act of 2006: Emissions Limit		Requires the State Air Resources Board to ensure that statewide greenhouse gas emissions are reduced to at least 55% below the 1990 level by no later than December 31, 2030.	03/15/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS.
<u>SB 23</u> Caballero (D)	Water Supply and Flood Risk Reduction Projects	Support	Requires a project proponent, if already required to submit a notification to the Department of Fish and Wildlife, to complete and submit environmental documentation to the department for the activity in the notification. Requires, if an applicant requests a preapplication consultation, the State Water Resources Control Board or regional boards to adhere to specified procedures in reviewing the application before issuing project certification.	03/30/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>SB 29</u> Glazer (D)	Political Reform Act of 1974: Education Program		Authorizes the Fair Political Practices Commission to establish and administer a political reform education program as an alternative to an administrative proceeding. Prohibits a filing officer from imposing the specified fee per day liability if the person who filed the late report or statement was unable to timely file due to serious illness or hospitalization or if the person completes the political reform education program.	03/21/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Do pass to Committee on APPROPRIATIONS.
<u>SB 34</u> Umberg (D)	Surplus Land Disposal: Violations: Orange County	Oppose Unless Amended	Requires the County of Orange, if notified by the Department of Housing and Community Development that its planned sale or lease of surplus land is in violation of existing law, to cure or correct the alleged violation within a specified number of days. Prohibits an Orange County jurisdiction that has not cured or corrected any alleged violation from disposing of the parcel until the department determines that it has complied with existing law or deems the alleged violation not to be a violation.	02/22/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;02/22/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
<u>SB 38</u> Laird (D)	Battery Energy Storage Facilities: Emergency Response		Requires each battery energy storage facility in the state to have an emergency response plan and an evacuation plan that covers the area of the battery energy storage facility.	03/29/2023 - Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.

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<u>SB 48</u> Becker (D)	Water and Energy Savings Act		Relates to law that requires each utility to maintain records of the energy usage data of all buildings to which they provide service for at least the most recent 12 complete calendar months, and to deliver or otherwise provide that aggregated energy usage data for each covered building to the owner. Expands requirements to include each utility that provides water service and its water usage data.	03/30/2023 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 57</u> Gonzalez (D)	Utilities: Disconnection of Residential Service		Requires an electrical corporation, local publicly owned electric utility, gas corporation, local publicly owned gas utility, water corporation, or local agency that owns a public water system to postpone the disconnection of a customer's residential service for nonpayment of a delinquent account when the temperature will be a specified temperature or cooler, or a specified temperature or warmer, within the utility's service area during the 24 hours after that service disconnection would occur.	03/22/2023 - Re-referred to SENATE Committees on ENERGY, UTILITIES AND COMMUNICATIONS and JUDICIARY.
<u>SB 66</u> Hurtado (D)	Water Quality, Supply, and Infrastructure Improvement		Requires the State Water Resources Control Board to administer the Drinking Water Capital Reserve Fund for the purpose of serving as matching funds for disadvantaged communities and requires the State Board to develop criteria to implement this provision. Requires the State Board to provide an analysis of the criteria to implement that provision to the Senate Committee on Natural Resources and Water and Assembly Committee on Water, Parks, and Wildlife on specified date.	03/29/2023 - Re-referred to SENATE Committee on ENVIRONMENTAL QUALITY.
<u>SB 68</u> McGuire (D)	Vehicles: Safety Regulations		Relates to the safe operation of certain vehicles, including buses, truck tractors, and trailers. Relates to maximum driving times within a work period. Authorizes the Department of the California Highway Patrol to, by regulation, allow a driver to exceed this limit during a declared state of emergency if transporting aircraft fuel used for refueling aircraft used in fire suppression or other emergency-related activities.	03/29/2023 - Re-referred to SENATE Committee on TRANSPORTATION.

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<u>SB 69</u> Cortese (D)	Environmental Quality Act: Proceedings: Limitations		Relates to the California Environmental Quality Act which requires a lead agency to prepare and certify the completion of an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment. Provides for a notice of a determination. Requires the county clerk to post the notice both in the office and on the internet website of the county clerk within a specified number of hours of receipt.	03/16/2023 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>SB 74</u> Dodd (D)	Entities: State-Owned or State-Issued Devices		Requires State entities to prohibit applications for social media platforms from being downloaded or installed on those entities' State-owned or State-issued devices if specified conditions are met, including that an entity of concern or a country of concern directly or indirectly owns, directly or indirectly controls, or holds a specified percent or more of the voting shares of the social media company that owns the application.	03/22/2023 - From SENATE Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;03/22/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNMENTAL ORGANIZATION.
<u>SB 79</u> Nguyen (R)	Coastal Resources: Preservation		Provides that it is the intent of the Legislature to enact subsequent legislation that would establish policy addressing coastal preservation.	01/25/2023 - To SENATE Committee on RULES.
<u>SB 83</u> Wiener (D)	Public Utilities: Electrical Distribution Grid		Requires an electrical corporation to interconnect a development project with the electrical corporation's electrical distribution grid within a specified number of weeks of receiving a notification from a development project applicant that a green tag has been received by the development project applicant.	03/30/2023 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 84</u> Gonzalez (D)	Clean Transportation Program: Air Quality Improvement		Expands the purpose of the Clean Transportation Program to include developing and deploying innovative technologies that transform the State's fuel and vehicle types to help reduce criteria air pollutants and air toxics. Provides that this bill no longer requires the State Energy Resources Conservation and Development Commission to provide certain project preferences.	03/22/2023 - Re-referred to SENATE Committees on TRANSPORTATION and ENVIRONMENTAL QUALITY.

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SB 224 Hurtado (D)	Agricultural Land: Foreign Ownership and Interests		Requires Office of Emergency Services to compile an annual report containing, among other information, the total amount of agricultural land that is under foreign ownership, how that land is currently being put to use, and any legislative, regulatory, or administrative policy recommendations in light of the information from the annual report.	03/20/2023 - From SENATE Committee on JUDICIARY with author's amendments.;03/20/2023 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
SB 229 Umberg (D)	Surplus Land: Disposal of Property: Violations	Oppose Unless Amended	Requires a local agency that has received a notification of violation from the Department of Housing and Community Development to hold an open and public session to review and consider the substance of the notice of violation. Requires the local agency's governing body to provide prescribed notice no later than a certain number of days before the public session. Prohibits the local agency's governing body from taking final action to ratify the proposed disposal until a public session is held as required.	02/23/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;02/23/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
SB 231 Hurtado (D)	Water Measurement		Requires State Water Resources Control Board, in collaboration with the Department of Water Resources, the California Bay-Delta Authority or its successor agency, and the State Department of Public Health, to prepare and submit an update to the report evaluating the feasibility, estimated costs, and potential means of financing a coordinated water measurement database to the Legislature by specified date.	03/29/2023 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.
SB 233 Skinner (D)	Electric Vehicles and Electric Vehicle Supply Equipment		Requires the Energy Resources Conservation and Development Commission, in consultation with the State Air Resources Board, to establish state goals to accelerate the use of vehicle-to-home, vehicle-to-building, and vehicle-to-grid, in order to support emergency backup, electrical grid reliability, electric vehicle grid integration, and any other key metrics identified by the Energy Commission.	03/29/2023 - Re-referred to SENATE Committees on ENERGY, UTILITIES AND COMMUNICATIONS and TRANSPORTATION.
SB 239 Dahle (R)	Environmental Quality Act: Housing Development Projects		Limits the standing to file and maintain an action or proceeding alleging that an environmental impact report was not prepared and certified in compliance with the California Environmental Quality Act to the Attorney General. Authorizes the court, upon its own motion or of a party, to	02/01/2023 - To SENATE Committees on ENVIRONMENTAL QUALITY and JUDICIARY.

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			conduct a hearing to determine if the Attorney General is bringing and maintaining an action or proceeding for nonenvironmental purposes, as defined.	
SB 240 Ochoa Bogh (R)	Surplus State Real Property		Authorizes a local agency or nonprofit affordable housing sponsor to be considered as a potential priority buyer of surplus State real property upon demonstration that the property is to be used by the agency or sponsor for transitional housing for formerly incarcerated individuals.	03/16/2023 - From SENATE Committee on GOVERNMENTAL ORGANIZATION with author's amendments.;03/16/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNMENTAL ORGANIZATION.
SB 245 Hurtado (D)	California Food Assistance Program: Eligibility		Requires the State Department of Social Services to establish a food assistance program, known as the California Food Assistance Program (CFAP), to provide assistance to a noncitizen of the United States if the person's immigration status meets the eligibility criteria of SNAP in effect on specified date, but the person is not eligible for SNAP benefits solely due to their immigration status.	03/20/2023 - From SENATE Committee on HUMAN SERVICES: Do pass to Committee on APPROPRIATIONS.
SB 248 Newman (D)	Political Reform Act of 1974: Disclosures		Requires, by a specified date, a candidate for elective office to file with the Secretary of State, no later than the final filing date of a declaration of candidacy, a form to disclose the candidate's prior education and work history, and history of military service, if any. Provides that the filing would contain a statement, signed under penalty of perjury, that the information contained in the form is accurate to the best of the candidate's knowledge.	03/21/2023 - In SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Not heard.
SB 251 Newman (D)	Political Reform Act of 1974: Elected Officers		Prohibits an elected officer from employment by any other elected officer with the same constituency, except if the elected officer first began their employment by the other elected officer with the same constituency on or before specified date.	03/08/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;03/08/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND

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				CONSTITUTIONAL AMENDMENTS.
<u>SB 252</u> Gonzalez (D)	Public Retirement Systems: Fossil Fuels: Divestment		Prohibits the boards of the Public Employees' Retirement System and the State Teachers' Retirement System from making new investments or renewing existing investments of public employee retirement funds in a fossil fuel company, as defined. The bill would require the boards to liquidate investments in a fossil fuel company on or before July 1, 2030.	02/09/2023 - To SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT and JUDICIARY.
<u>SB 265</u> Hurtado (D)	Cybersecurity Preparedness: Critical Infrastructure		Requires the Office of Emergency Services to direct Cal-CSIC to prepare, and Cal OES to submit to the Legislature on or before January 1, 2025, a strategic, multiyear outreach plan to assist critical infrastructure sectors, as defined, in their efforts to improve cybersecurity and an evaluation of options for providing grants or alternative forms of funding to, and potential voluntary actions that do not require funding and that assist, that sector in their efforts to improve cybersecurity preparedness.	03/14/2023 - From SENATE Committee on GOVERNMENTAL ORGANIZATION: Do pass to Committee on APPROPRIATIONS.
<u>SB 267</u> Eggman (D)	Credit history of Persons Receiving Rent Subsidy		Prohibits the use of a person's credit history as part of the application process for a rental housing accommodation without offering the applicant the option of providing alternative evidence of financial responsibility and ability to pay in instances in which there is a government rent subsidy. Requires the housing provider to consider that alternative evidence in lieu of the person's credit history in determining whether to offer the rental accommodation to the applicant.	03/28/2023 - From SENATE Committee on JUDICIARY: Do pass to Committee on APPROPRIATIONS.
<u>SB 279</u> Niello (R)	Administrative Regulations: Public Participation		Defines major regulation to mean the proposed adoption, amendment, or repeal of a regulation that will have an economic impact on California business enterprises and individuals in an amount exceeding a specified amount. Requires an agency to provide a minimum specified public comment period for purposes of determining whether the proposed adoption, amendment, or repeal of a regulation	03/29/2023 - Re-referred to SENATE Committee on GOVERNMENTAL ORGANIZATION.

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			would be a major regulation that requires a standardized regulatory impact analysis.	
<u>SB 297</u> Allen (D)	Elections: Initiatives and Referenda: Withdrawal		Requires a majority of the proponents to file a written notice with the Secretary of State to withdraw the statewide initiative or referendum measure after the petition has been filed with the appropriate elections official.	03/21/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Do pass to Committee on APPROPRIATIONS.
<u>SB 300</u> Seyarto (R)	Public Employees Retirement: Fiscal Impact: Information		Requires any bill, introduced on or after January 1, 2024, that is referred to the Senate Labor, Public Employment and Retirement Committee and relates to PERS to include a fiscal impact analysis from the Legislative Analysts Office that describes the fiscal impact of the bill on PERS and what the outcome of the bill would be if implemented.	02/22/2023 - To SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT and APPROPRIATIONS.
<u>SB 308</u> Becker (D)	Carbon Dioxide Removal Market Development Act		Requires the State Air Resources Board to prepare and approve a scoping plan for achieving the maximum technologically feasible and cost-effective reductions in greenhouse gas emissions and to update the scoping plan at least once every specified number of years.	03/22/2023 - Re-referred to SENATE Committee on ENVIRONMENTAL QUALITY.
<u>SB 315</u> Hurtado (D)	Groundwater Monitoring: Interagency Task Force		Provides for an interagency task force composed of representatives of specified State agencies to identify actions necessary to establish a groundwater basin monitoring program and to identify measures that would increase coordination among State and federal agencies that collect groundwater contamination information. Requires the State Water Resources Control Board to convene an advisory committee. Alters the membership of the advisory committee by changing the number of representatives of agriculture.	03/29/2023 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.
<u>SB 320</u> Skinner (D)	Property Taxation: Possessory Interests		Provides that there is no independent possession or use of land or improvements if the possession or use is for a tenancy, as defined, in a residential unit, as defined, in a publicly owned housing project, as defined, is part of a governmental assistance program, and directly fulfills the governmental, public purpose of providing the housing, as described in the governmental assistance program.	02/15/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.

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<u>SB 322</u> Becker (D)	Zero-Emission Vehicle Battery Manufacturing		Requires the State Energy Resources Conservation and Development Commission, or an entity it contracts with, to administer its Zero-Emission Vehicle Battery Manufacturing Block Grant Program, and imposes eligibility, application scoring, workforce, and reporting requirements on the program. Authorizes the commission, or an entity it contracts with, to adopt procedures and criteria to supplement these requirements.	03/29/2023 - Re-referred to SENATE Committees on ENERGY, UTILITIES AND COMMUNICATIONS and LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 328</u> Dodd (D)	Political Reform Act of 1974: Contribution Limits		Relates to the Political Reform Act of 1974 which prohibits a person, other than a small contributor committee or political party committee, from making to a candidate for elective State, county, or city office, and prohibits those candidates from accepting from a person, a contribution totaling more than a specified amount per election.	03/27/2023 - In SENATE. Read second time and amended. Re-referred to Committee on EDUCATION.
<u>SB 334</u> Cortese (D)	Public Employment Relations Board: Powers and Duties		Authorizes the Public Employment Relations Board to conduct employer-employee relations studies concerning the impact on public employees of net-zero carbon emissions initiatives, including collecting, analyzing, and making available related data.	02/15/2023 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 337</u> Min (D)	Environmental Protection: Biodiversity and Conservation		Provides that it is the goal of the State to conserve at least a specified percent of State lands and coastal waters by specified year and requires the Secretary of the Natural Resources Agency to post the report on the progress made in the prior calendar year toward achieving the goal on the agency's internet website.	03/15/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;03/15/2023 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>SB 361</u> Dodd (D)	Water Resources: Stream Gages		Requires the Department of Water Resources and the State Water Resources Control Board, upon appropriation, to reactivate, upgrade, and install new stream gages. Requires the department and the board to use the recommendations and data provided in the California Stream Gaging Prioritization Plan 2022 to complete specified actions by specified year.	03/29/2023 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.

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			Requires the department to report to the Legislature on progress made in completing specified actions.	
<u>SB 366</u> Caballero (D)	State Water Plan: Long-Term Supply Targets	Support	Relates to the State Water Plan. Requires the Department of Water Resources to establish a stakeholder advisory committee. Expands the membership of the committee to include tribes and environmental justice interests. Prohibits a member of the committee from serving longer than the development of a specified number of updates. Requires the committee to meet a minimum of a specified number of times annually.	03/29/2023 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.
<u>SB 375</u> Alvarado-Gil (D)	Employment: Employer Contributions: Withholdings		Requires an employer to claim, for the 2023 and 2024 calendar years, a COVID-19 regulatory compliance credit in a specified amount. Requires the credit to be claimed on the employers last quarterly return, as described, for the relevant calendar year. The bill would require any amount claimed by an employer to be credited against employee personal income tax withholding amounts required to be remitted to the department for the last quarter of the relevant calendar year.	02/22/2023 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 379</u> Umberg (D)	Political Reform Act of 1974: Ballot Measures		Makes nonsubstantive changes to the definition of measure for purposes of the Political Reform Act of 1974.	02/22/2023 - To SENATE Committee on RULES.
<u>SB 386</u> Newman (D)	Elections		Permits an elections official to use a random sampling method to determine the number of qualified voters who signed a county, city, or special district initiative or referendum petition, or a local recall petition, if the number of signatures on the petition exceeds a certain number. Provides that, with respect to an elections official using the random sampling method to verify signatures for certain petitions, the period in which the official must complete their determination of the number is extended.	03/13/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;03/13/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SB 389</u> Allen (D)	State Water Resources Control Board: Water Right		Authorizes the State Water Resources Control Board to investigate the diversion and use of water from a stream system to determine whether the diversion and use are based	02/22/2023 - To SENATE Committee on NATURAL RESOURCES AND WATER.

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			upon appropriation, riparian right, or other basis of right, as specified.	
<u>SB 393</u> Glazer (D)	Environmental Quality Act: Judicial Challenge		Prohibits an action or proceeding from being brought in the court to attack, review, set aside, void, or annul an act of a public agency for housing projects, included in a master environmental impact report or other plan or project already approved following the completion of an environmental review, on grounds of noncompliance with the requirements of the California Environmental Quality Act.	03/21/2023 - In SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
<u>SB 395</u> Wahab (D)	Notice Of Termination Or Rent Increase: Database		Requires a landlord to file with the Department of Housing and Community Development a copy of any notice of termination or notice of rent increase within ten days of serving the notice on the tenant, subject to specified requirements. Makes failure to file the notice an affirmative defense to a cause of action for unlawful detainer. Requires the department to create and maintain a publicly available, searchable database called the Statewide Rental Reporting Database.	03/29/2023 - Re-referred to SENATE Committees on JUDICIARY and HOUSING.
<u>SB 396</u> Wahab (D)	Local Government: Excavations: Notice		Requires, prior to commencing any local agency-led excavation projects, as defined, a city, county, or city and county to notify interested parties of the project on its internet website to encourage collaborative installations of important utilities and infrastructure, including, but not limited to, fiber optic cable, undergrounding utilities, or other important services.	02/22/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 399</u> Wahab (D)	Employer Communications: Intimidation		Prohibits an employer from requiring its employees to attend an employer-sponsored meeting or participate in any communications with the employer or its agents or representatives, the purpose of which is to communicate the employer's opinion about religious matters, political matters, or certain rights guaranteed by the United States Constitution and California Constitution, as defined.	02/22/2023 - To SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT and JUDICIARY.
<u>SB 403</u> Wahab (D)	Discrimination on the Basis of Caste		Provides that all persons within the jurisdiction of the state are entitled to the full and equal accommodations,	03/29/2023 - Re-referred to SENATE Committee on JUDICIARY.

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			advantages, facilities, privileges, or services in all business establishments of every kind whatsoever regardless of their caste. Includes caste as a protected characteristic in the policy statement relating to equal rights and opportunities in public schools. Prohibits discrimination based upon caste in any state or state agency program or activity that is funded by the state.	
SB 409 Newman (D)	Elections: Candidate's Statement		Relates to law that authorizes a candidate for State Senate or Assembly who accepts the voluntary expenditure limits to purchase the space to place a statement in the voter information portion of the county voter information guide. Requires a candidate who is submitting a statement for a voter information guide to physically write the statement without reference to any outside materials in a county elections office or a place designated by the Secretary of State.	03/13/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;03/13/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
SB 411 Portantino (D)	Open Meetings: Teleconferences: Appointed Membership		Authorizes a legislative body to use alternate teleconferencing provisions similar to the emergency provisions indefinitely and without regard to a state of emergency. Defines a legislative body for this purpose to mean a board, commission, or advisory body of a local agency, the membership of which board, commission, or advisory body is appointed and which board, commission, or advisory body is otherwise subject to the Ralph M. Brown Act.	02/22/2023 - To SENATE Committees on GOVERNANCE AND FINANCE and JUDICIARY.
SB 414 Allen (D)	Drought-tolerant Landscaping: Local Incentive Programs		Prohibits a city, including a charter city, county, city and county, or special district, from issuing a rebate, voucher, or other financial incentive for the use of synthetic grass or artificial turf that contains contaminants, including zinc, plastic, or perfluoroalkyl and polyfluoroalkyl substances.	03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
SB 415 Durazo (D)	Air Quality: Rules and Regulations: Impacts Assessment		Authorizes a local air district to contract with a third party to conduct the required assessment of socioeconomic impacts, or portion thereof, as provided. Requires a local air district to	02/22/2023 - To SENATE Committee on ENVIRONMENTAL QUALITY.

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			ensure that a prospective third-party contractor includes in its proposal for the assessment specified information, including, among other things, a conflicts statement and a proposed schedule and budget for the assessment.	
SB 422 Portantino (D)	California Environmental Quality Act		Requires specified public agencies, at the time of adoption of a rule or regulation requiring the reduction in emissions of greenhouse gases, criteria air pollutants, or toxic air contaminants, to perform an environmental analysis of the reasonably foreseeable methods of compliance with the California Environmental Quality Act.	03/29/2023 - Re-referred to SENATE Committees on ENVIRONMENTAL QUALITY and LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
SB 423 Wiener (D)	Land Use: Streamlined Housing Approvals: Multifamily		Relates to the Planning and Zoning Law, which authorizes a development proponent to submit an application for a multifamily housing development that is subject to a streamlined, ministerial approval process. Requires all departments of a local government that are required to issue an approval of the development prior to the granting of an entitlement to also comply with specified streamlined approval requirements within specified time periods.	03/28/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;03/28/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
SB 436 Dodd (D)	California Wildfire Mitigation Strategic Planning Act		Requires the Office of Emergency Services on or before specified date, and every specified number of years thereafter, to prepare a Wildfire Risk Baseline and Forecast for the State delineated on a statewide level and by county.	03/29/2023 - Re-referred to SENATE Committee on GOVERNMENTAL ORGANIZATION.
SB 443 Gonzalez (D)	Drinking Water: Schools		Makes nonsubstantive changes to provisions of existing law requiring school districts and charter schools to allow pupils, teachers, and staff to bring and carry water bottles, except as provided.	02/22/2023 - To SENATE Committee on RULES.
SB 458 Gonzalez (D)	Public Contracts: Local Agency Public Construction Act		Requires a local public entity subject to the Local Agency Public Construction Act, commencing on specified date, to maintain and regularly update a public online database and accompanying data dictionary with prescribed information on the entity's contracting activity similar to the information required for the State Contract Act report.	03/29/2023 - Re-referred to SENATE Committee on GOVERNANCE AND FINANCE.
SB 460 Wahab (D)	Hiring of Real Property: Criminal History		Prohibits a housing provider, as defined, from inquiring about an applicants criminal history, requiring an applicant to	02/22/2023 - To SENATE Committee on JUDICIARY.

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			disclose their criminal history, or requiring an applicant to authorize the release of their criminal history, unless they are complying with federal law, as specified.	
<u>SB 461</u> Wahab (D)	Days and Hours of Work: Religious Cultural Observance		Relates to law that authorizes the department head or designee to require the employee to provide 5 working days' advance notice before a personal holiday is taken, to deny use subject to operational needs, and to provide by rule for the granting of the personal holiday for employees. Authorizes an employee to elect to receive 8 hours of holiday credit for religious or cultural observance in lieu of receiving a specified number of hours of personal holiday credit.	03/23/2023 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT with author's amendments.;03/23/2023 - In SENATE. Read second time and amended. Re-referred to Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 466</u> Wahab (D)	Costa-Hawkins Rental Housing Act: Rental Rates		Authorizes an owner of residential real property to establish the initial rental rate for a dwelling or unit when the residential real property has been issued a certificate of occupancy issued within the 15 years preceding the date on which the owner seeks to establish a rental rate under these provisions.	02/22/2023 - To SENATE Committee on JUDICIARY.
<u>SB 468</u> Seyarto (R)	Trespass		Authorizes a single request for assistance to be made and submitted electronically, in a notarized writing on a form provided by the Law Enforcement Agency, to a peace officer for a period of not more than 3 years when the premises or property is closed to the public and posted as being closed and would require the notice ending assistance before the 3 years has passed to be in writing.	02/22/2023 - To SENATE Committee on PUBLIC SAFETY.
<u>SB 470</u> Alvarado-Gil (D)	Wildfires: Regional Forest and Fire Capacity Program		Relates to community fire preparedness demonstration projects that create durable risk reduction for structures and critical community infrastructure. Includes within those projects related to durable risk reduction for structures and critical community infrastructure projects that reduce the risk of wildfire for entire neighborhoods and communities through water delivery system improvements for fire suppression	03/29/2023 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.

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			purposes in high fire hazard severity zone or very high fire hazard severity zone communities.	
<u>SB 477</u> Housing Cmt	Accessory Dwelling Units		Makes nonsubstantive changes and reorganize various provisions relating to the creation and regulation of accessory dwelling units and junior accessory dwelling units, including the provisions described above, and would make related nonsubstantive conforming changes.	02/22/2023 - To SENATE Committee on HOUSING.
<u>SB 488</u> Alvarado-Gil (D)	California Renewables Portfolio Standard Program		Relates to the California Renewables Portfolio Standard Program, bioenergy projects, and community choice aggregators. Authorizes the cumulative rated generating capacity to be procured from bioenergy projects regardless of when the projects commence operations. Authorizes a community choice aggregator to procure, subject to terms of at least 5 years, any portion of a local publicly owned electric utility's required proportionate share of 125 megawatts of cumulative rated generating capacity, as specified.	02/22/2023 - To SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 493</u> Min (D)	Air Pollution: Alternative Vehicles and Hydrogen		Requires the Energy Commission, in consultation with the state board and the Public Utilities Commissions, to conduct an assessment, as specified, of the electric and hydrogen infrastructure needed to meet the deadlines in Executive Order No. N-79-20 for the transition of medium- and heavy-duty vehicles to zero-emission vehicles.	03/21/2023 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Do pass to Committee on ENVIRONMENTAL QUALITY.
<u>SB 497</u> Smallwood-Cueva (D)	Protected Employee Conduct		Creates a rebuttable presumption in favor the employees claim if an employer engages in any action prohibited by this provision within 90 days of the protected activity specified in this provision, related to workplace discrimination.	02/22/2023 - To SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT, JUDICIARY and APPROPRIATIONS.
<u>SB 504</u> Dodd (D)	Wildfires: Defensible Space: Grant Programs		Requires the Department of Forestry and Fire Protection, when reviewing applications for the local assistance grant program, to give priority to any local governmental entity that is qualified to perform defensible space assessments in very high and high fire hazard severity zones who reports that information using the common reporting platform, as provided.	02/22/2023 - To SENATE Committee on NATURAL RESOURCES AND WATER.

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<u>SB 507</u> Gonzalez (D)	Electric Vehicle Charging Station Infrastructure		Requires the Energy Commission to also assess the electric vehicle charging infrastructure needed to support the levels of electric vehicle adoption required for the state to meet the goal of ensuring 100% of new cars and light trucks sold in California are zero-emission vehicles by 2035, and evaluate the electric vehicle charging infrastructure needs of specified use cases to ensure an equitable deployment of electric vehicle charging infrastructure by 2035.	03/21/2023 - From SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS: Do pass to Committee on TRANSPORTATION.
<u>SB 511</u> Blakespear (D)	Greenhouse Gas Emissions Inventories		Requires the State Air Resources Board, before January 1, 2028, to develop and publish, on its internet website, a report on greenhouse gas emission inventories for the calendar year 2025 for each city, county, city and county, and special district, as provided.	02/22/2023 - To SENATE Committee on ENVIRONMENTAL QUALITY.
<u>SB 518</u> Wilk (R)	Elections: Certification of Results		Requires the elections official to submit the certified statement of the results of the election on the 30th calendar day following the election.	03/21/2023 - In SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Not heard.
<u>SB 526</u> Limon (D)	Department of Industrial Relations: Domestic Violence		Requires the Department of Industrial Relations to develop and prepare a poster regarding domestic violence prevention that employers may display in their workplace and to make the poster available to employers for download through the departments internet website.	02/22/2023 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 532</u> Wiener (D)	Ballot Measures: Local Taxes		Exempts from specified laws governing ballot measures that impose specified taxes or rate increases any measure that imposes or increases a tax with more than one rate or authorizes the issuance of bonds. Permits for these types of measures the statement of the measure to include the words See voter guide for measure information statement.	03/30/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
<u>SB 534</u> Padilla (D)	Equitable Access to Job Opportunity Pilot Program		Establishes the Equitable Access to Job Opportunity Pilot Program, to be operative from specified date to specified date, inclusive, to provide individuals without postsecondary education degrees from rural or low-income communities	03/22/2023 - From SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT with author's

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			with financial aid for workforce development training and education to gain employment in key industries.	amendments.;03/22/2023 - In SENATE. Read second time and amended. Re-referred to Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
SB 537 Becker (D)	Open Meetings: Local Agencies: Teleconferences		Authorizes certain legislative bodies to use alternate teleconferencing provisions similar to certain emergency provisions indefinitely and without regard to a state of emergency. Requires a legislative body to provide a record of attendance on its internet website within seven days after a teleconference meeting.	03/29/2023 - Re-referred to SENATE Committees on GOVERNANCE AND FINANCE and JUDICIARY.
SB 544 Laird (D)	Bagley-Keene Open Meeting Act: Teleconferencing		Removes indefinitely the teleconference requirements that a State body post agendas at all teleconference locations, that each teleconference location be identified in the notice and agenda of the meeting or proceeding, and that each teleconference location be accessible to the public.	03/29/2023 - Re-referred to SENATE Committees on GOVERNMENTAL ORGANIZATION and JUDICIARY.
SB 546 Alvarado-Gil (D)	Sales and Use Tax Law: Exemption: Public Safety		Exempts from State sales and use taxes the gross receipts from the sale in this State of, and the storage, use, or other consumption in this State of, a public safety first responder vehicle purchased by a local public agency and any equipment required on those vehicles purchased by a local public agency.	03/29/2023 - Re-referred to SENATE Committee on GOVERNANCE AND FINANCE.
SB 550 Grove (R)	Water Markets		Requires the Legislative Analyst, in collaboration with the Department of Water Resources, State Water Resources Control Board, and other agencies, to prepare and submit to the Legislature a report analyzing the water market, including background information regarding the sale of water and water rights, market trends, barriers to entering the market or effectively trading in the market, and proposals for improving the regulatory framework to make the market more market friendly and to encourage growth.	03/28/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on APPROPRIATIONS.
SB 553 Cortese (D)	Occupational Safety: Workplace Violence		Authorizes a collective bargaining representative of an employee to seek a temporary restraining order and an order	03/28/2023 - From SENATE Committee on LABOR, PUBLIC

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			after hearing on behalf of the employee and other employees at the workplace. Requires every employer to also establish, implement, and maintain a workplace violence prevention plan as part of the injury prevention program. Requires the employer to record information in a violent incident log about every incident, postincident response, and workplace violence injury investigation.	EMPLOYMENT AND RETIREMENT with author's amendments.;03/28/2023 - In SENATE. Read second time and amended. Re-referred to Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
SB 563 Archuleta (D)	Air Pollution Control Districts		Designates an air pollution control districts and air quality management district as an independent special district for purposes of receiving state funds or funds disbursed by the state, including federal funds.	02/22/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
SB 567 Durazo (D)	Termination Of Tenancy: No Fault Just Causes		Deletes the condition for the tenancy termination provision that a tenant has continuously and lawfully occupied a residential real property for a specified period of time. Limits the applicability of each of those at fault just causes, including by, with respect to the no fault just cause related to withdrawal of the residential real property from the rental market, requiring that all of the rental units at the rental property be withdrawn from the rental market for at least a specified number of years.	03/29/2023 - Re-referred to SENATE Committee on JUDICIARY.
SB 571 Allen (D)	Development Projects: Emergency Preparedness		Requires a proponent of a new development that would require the evacuation of a specified number or more vehicles at any given time that is located within a State responsibility area or local responsibility area and within a high or very high fire hazard severity zone to include an evacuation plan with its application submitted to the local government for the development.	03/21/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;03/21/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
SB 573 Wahab (D)	Political Reform Act of 1974: Conflicts of Interest		Restricts the postgovernment employment activities of certain employees of the Legislature for up to two years following their departure from state service, provides that for a period of two years after leaving employment from the Legislature, employees designated in the Senate or Assembly's Conflict of	03/29/2023 - Re-referred to SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.

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			Interest Code would be prohibited from registering as a lobbyist, working for a lobbying firm, as specified, or working for a lobbyist employer.	
SB 574 Wahab (D)	Public Agencies: Project Labor Agreements		Permits a State agency to undertake a major State construction project only if that project is governed by a project labor agreement and if that project labor agreement includes community benefit goals. Authorizes the Governor to waive this requirement if the State agency has attempted to comply with this requirement and the Governor makes a written determination that the application of this requirement would be impracticable.	03/29/2023 - Re-referred to SENATE Committees on GOVERNMENTAL ORGANIZATION and LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
SB 575 Wahab (D)	Employment Relations		Makes nonsubstantive changes to provisions concerning employment relationships.	02/22/2023 - To SENATE Committee on RULES.
SB 584 Limon (D)	Laborforce Housing		Enacts the Laborforce Housing Financing Act of 2023. Defines laborforce housing as housing that, among other things, is owned and managed by specified entities solely for the benefit of residents and households unable to afford market rent, and whose residents enjoy certain protections.	03/29/2023 - Re-referred to SENATE Committees on HOUSING and GOVERNANCE AND FINANCE.
SB 592 Newman (D)	Labor Standards Information and Enforcement		Prohibits the imposition of punishment or liability for costs upon a person who has relied upon a published opinion letter or an enforcement policy, as defined, of DLSE that is displayed on the internet website of the division, except for restitution of unpaid wages, for violations of statutes or regulations in judicial or administrative proceedings if the person pleads and proves specified facts.	02/22/2023 - To SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT and JUDICIARY.
SB 597 Glazer (D)	Building Standards: Rainwater Catchment Systems		Requires the Department of Housing and Community Development to conduct research to assist in the development of mandatory building standards for the installation of rainwater catchment systems in newly constructed residential dwellings. Requires the department to submit those mandatory building standards to the State Building Standards Commission for adoption and for consideration during the next regularly scheduled triennial code adoption cycle.	03/29/2023 - Re-referred to SENATE Committee on HOUSING.

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<u>SB 611</u> Menjivar (D)	Advertisement Of Residential Rental Properties		Requires landlords or their agents who advertise or provide a quote for residential property for rent and who include a specific or range of monthly rent rates to include specified information in the monthly rate. Requires the advertisement to include specified information if a payment, fee, deposit, or charge is required to be paid prior to, or at the beginning of, the tenancy.	03/29/2023 - Re-referred to SENATE Committee on JUDICIARY.
<u>SB 616</u> Gonzalez (D)	Paid Sick Days: Accrual and Use		Modifies the employers alternate sick leave accrual method to instead require that an employee have no less than 56 hours of accrued sick leave or paid time off by the 280th calendar day of employment or each calendar year, or in each 12-month period.	02/22/2023 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 623</u> Laird (D)	Workers Compensation: Post-Traumatic Stress Disorder		Relates to workers compensation for post-traumatic stress disorder. Expands such provisions to, among others, firefighting members of the State Department of State Hospitals, the State Department of Developmental Services, the Military Department, and the Department of Veterans Affairs.	03/29/2023 - Re-referred to SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 632</u> Caballero (D)	Candidate Statements		Allows a candidate running for elective office in a multicounty district to submit their candidate statement to the Secretary of State for review and approval based on the statement's conformance with State law.	03/29/2023 - Re-referred to SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SB 638</u> Eggman (D)	Climate Resiliency and Flood Protection Bond Act	Support If Amended	Enacts the Climate Resiliency and Flood Protection Bond Act of 2024 which, if approved by the voters, would authorize the issuance of bonds in a specified amount pursuant to the State General Obligation Bond Law for flood protection and climate resiliency projects.	03/28/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on GOVERNANCE AND FINANCE.
<u>SB 642</u> Cortese (D)	Hazardous Materials: Enforcement: County Counsel		Authorizes the county counsel to bring an action seeking to enjoin a violation of laws and regulations governing the generation, transportation, and disposal of hazardous materials. Specifies that county counsel, at the request of the Department of Toxic Substances Control or a unified program agency, is authorized to bring a civil action in the name of the people of the State to enforce laws and	03/29/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on JUDICIARY.

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			regulations governing the generation, transportation, and disposal of hazardous materials.	
<u>SB 649</u> Hurtado (D)	California Endangered Species Act: Incidental Take		Requires the Department of Fish and Wildlife to make specified decisions concerning the taking of endangered species based on a real-time monitoring system, rather than a calendar-based schedule, and to additionally consider the proximity of the species relative to the operation of a facility subject to the permit conditions and the known location of the population relative to the facility subject to the permit.	03/01/2023 - To SENATE Committee on NATURAL RESOURCES AND WATER.
<u>SB 651</u> Grove (R)	Water Storage and Recharge: California Environmental		Exempts from the California Environmental Quality Act actions taken by a State agency, or by a local agency if the agency with primary responsibility for the implementation of directives addressing impacts of drought concurs that local action is required, to accelerate approvals for projects that enhance the ability of an agency to capture high precipitation events for local storage or recharge, consistent with water right priorities and protections for fish and wildlife.	03/29/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;03/29/2023 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>SB 659</u> Ashby (D)	California Water Supply Solutions Act of 2023		Establishes the California Water Supply Solutions Act of 2023 to achieve an increase of a specified number of acre feet of annual groundwater recharge by a specified date, in order to increase the state's groundwater supply. Requires, on or before a specified date, the department, in consultation with the water boards, as defined, to prepare and approve a groundwater recharge action plan to be included in the next update to the California Water Plan.	03/20/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER with author's amendments.;03/20/2023 - In SENATE. Read second time and amended. Re-referred to Committee on NATURAL RESOURCES AND WATER.
<u>SB 660</u> Alvarado-Gil (D)	Public Employees' Retirement Systems		Establishes the California Public Retirement System Agency Cost and Liability Panel, located in the Controller's office. Assigns responsibilities to the panel related to retirement benefit costs, including determining how costs and unfunded liability are apportioned to a public agency when a member changes employers within the same public retirement system or when a member concurrently retires with a specified number or more retirement systems that have entered into reciprocity agreements.	03/29/2023 - Re-referred to SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.

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<u>SB 663</u> Archuleta (D)	California Renewables Portfolio Standard Program		Includes a facility that uses renewable hydrogen, as defined, meeting certain requirements, including a requirement that sellers and purchasers of renewable hydrogen comply with a system for tracking and verifying the use of renewable hydrogen, as a renewable electrical generation facility for purposes of the California Renewables Portfolio Standard Program. Imposes a state mandated local program by creating a new crime. Provides that no reimbursement is required by this act for a specified reason.	03/29/2023 - Re-referred to SENATE Committees on ENERGY, UTILITIES AND COMMUNICATIONS and ENVIRONMENTAL QUALITY.
<u>SB 664</u> Stern (D)	Energy: Renewable Energy Resources and Zero-carbon		Requires the Energy Commission ensure that the demand forecasts in the integrated energy policy report account for multiday extreme and atypical weather events and include, at a minimum, one-in-10-year, one-in-20-year, and one-in-40-year peak demand forecasts.	03/01/2023 - To SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 665</u> Allen (D)	Plastic Waste: Single-use Plastics Alternatives		Requires the California Environmental Protection Agency, by a specified date, to establish a working group of the specified state agencies to establish a framework for evaluating novel material types as they are developed to inform state policy decisions, as provided.	03/29/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass to Committee on APPROPRIATIONS.
<u>SB 678</u> Umberg (D)	Elections: Disclosures		Requires a person who is paid by a committee to support or oppose a candidate or ballot measure on an internet website, web application, or digital application, as specified, to include a disclaimer, stating that they were paid by the committee in connection with the post.	03/01/2023 - To SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SB 681</u> Allen (D)	Political Reform Act of 1974: Amendments		Requires bills amending the Political Reform Act of 197 be in final form at least a specified number of days before passage in each House. Requires the bills amending the Act to be in final form at least a specified number of days before passage in each House if the previous form of the bill did not amend the Act.	03/28/2023 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>SB 684</u> Caballero (D)	Land Use: Streamlined Approval Processes		Requires a local agency to ministerially approve, without discretionary review or a hearing, a parcel map or a tentative and final map for a housing development project that meets specified requirements. Requires the housing development to	03/22/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;03/22/2023 - In

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			consist of a specified amount or fewer single-family residential units, to meet certain minimum density requirements, and be located on a lot zoned for multifamily or single-family residential development.	SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
<u>SB 687</u> Eggman (D)	Water Quality Control Plan: Delta Conveyance Project		Requires the State Water Resources Control Board to adopt a final update of the 1995 Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary before the board may consider a change in point diversion or any other water rights permit or order associated with the Delta Conveyance Project.	03/29/2023 - Re-referred to SENATE Committees on NATURAL RESOURCES AND WATER and ENVIRONMENTAL QUALITY.
<u>SB 693</u> Seyarto (R)	Exempt Surplus Land: City of Murrieta		Exempts specified parcels located within the City of Murrieta from the Surplus Land Act.	03/01/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 700</u> Bradford (D)	Employment Discrimination: Cannabis Use		Makes it unlawful for an employer to request information from an applicant for employment relating to the applicant's prior use of cannabis.	03/29/2023 - Re-referred to SENATE Committees on JUDICIARY and LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 702</u> Limon (D)	Gubernatorial Appointments: Report		Relates to law that requires the Governor to appoint every office whose mode of appointment is not prescribed by law. Requires the Office of the Governor, commencing on specified date, to maintain on its internet website a list of every State board or commission, the membership list, stated purpose, duties, meeting frequency, internet website, and vacancies in the membership.	03/29/2023 - Re-referred to SENATE Committees on GOVERNMENTAL ORGANIZATION and JUDICIARY.
<u>SB 703</u> Niello (R)	Employment: Work Hours: Flexible Work Schedules		Enacts the California Workplace Flexibility Act of 2023. Permits an individual nonexempt employee to request an employee-selected flexible work schedule providing for workdays up to 10 hours per day within a 40-hour workweek and would allow the employer to implement this schedule without the obligation to pay overtime compensation for those additional hours in a workday.	03/01/2023 - To SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.

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<u>SB 705</u> Ashby (D)	Utility Workers: Harassment: Public Campaign		Requires the Public Utilities Commission to develop, in coordination with electrical corporations, gas corporations, and the unions representing the impacted workers, and conduct a statewide, public campaign to raise awareness and understanding around the harassment of utility workers and contractors in the State.	03/29/2023 - Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 706</u> Caballero (D)	Public Contracts: Progressive Design-Build		Authorizes all cities, counties, city and counties, or special districts to use the progressive design-build process for other projects in addition to water-related projects.	03/29/2023 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass as amended to Committee on APPROPRIATIONS.
<u>SB 709</u> Allen (D)	Greenhouse Gas Reduction Fund: Investment Plan		Requires the 3-year investment plan, under the California Global Warming Solutions Act of 2006 to additionally identify and analyze conflicts and overlapping policies, where applicable, in current state strategies to meeting the states greenhouse gas emissions reduction goals and targets by sector.	03/30/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ENVIRONMENTAL QUALITY.
<u>SB 712</u> Portantino (D)	Tenancy: Micromobility Devices		Prohibits a landlord from prohibiting a tenant from owning a personal micromobility device or from storing a personal micromobility device in their dwelling unit unless the landlord provides secure, long-term storage for those devices.	03/30/2023 - In SENATE. Read second time and amended. To third reading.
<u>SB 718</u> Wilk (R)	Elections: Official Canvass: Unprocessed Ballots		Requires county elections officials to include in those reports the number of vote by mail ballots that have been processed but not counted because the identification envelope is missing the voter's signature or has a signature that does not compare to the signature on file.	03/30/2023 - From SENATE Committee on APPROPRIATIONS with author's amendments.;03/30/2023 - In SENATE. Read second time and amended. Re-referred to Committee on APPROPRIATIONS.
<u>SB 721</u> Becker (D)	California Interagency AI Working Group		Creates the California Interagency AI Working Group to deliver a report to the Legislature regarding artificial intelligence. Requires require the working group members to be Californians with expertise in at least 2 of certain areas, including computer science, artificial intelligence, and data	03/29/2023 - Re-referred to SENATE Committees on GOVERNMENTAL ORGANIZATION and JUDICIARY.

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			privacy. Requires the report to include a recommendation of a definition of artificial intelligence as it pertains to its use in technology for use in legislation.	
<u>SB 723</u> Durazo (D)	Employment: Rehiring and Retention: Displaced Workers		Redefines laid-off employee to mean any employee who was employed by the employer for a specified number of months or more and whose most recent separation from active employment by the employer occurred on or after specified date and was a result of a public health directive, government shutdown order, lack of business, reduction in force, or other economic nondisciplinary reason.	03/29/2023 - Re-referred to SENATE Committee on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT.
<u>SB 724</u> Glazer (D)	Political Reform Act of 1974: Communications		Requires the disclosure of any payment of or promise to pay a specified amount or more for a communication that clearly identifies an elective state officer, with the intent to influence the officer or public opinion, and that is disseminated, broadcast, or otherwise published within 150 days of an election, as specified.	03/21/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Do pass to Committee on APPROPRIATIONS.
<u>SB 731</u> Ashby (D)	Employment Discrimination: Unlawful Practices		Authorizes an employee with a qualifying disability to initiate a renewed reasonable accommodation request to perform their work remotely if certain requirements are met, including that the employee performed their essential job functions remotely for at least 6 of the 24 months preceding the renewed request. Requires an employer to grant the renewed request if those specified requirements are met.	03/01/2023 - To SENATE Committee on JUDICIARY.
<u>SB 737</u> Hurtado (D)	Groundwater: Recharge		States the intent of the Legislature to enact legislation to capture floodwater to recharge groundwater basins and to require the Department of Water Resources and the State Water Resources Control Board to work together to expedite the regulatory steps necessary to store significant rainfall and excess water underground, while still ensuring protections for the environment and other water users as required by state law.	03/01/2023 - To SENATE Committee on RULES.
<u>SB 745</u> Cortese (D)	Drought Resistant Buildings Act	Oppose Unless Amended	Creates the Drought-Resistant Buildings Act. Requires the California Building Standards Commission within the Department of General Services to develop and propose	03/01/2023 - To SENATE Committee on HOUSING.

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			mandatory building standards to reduce the designed potable water demand of new buildings by 25 percent from current mandatory design requirements and to minimize the use of potable water for nonpotable uses.	
<u>SB 747</u> Caballero (D)	Land Use: Economic Development: Surplus Land	Support	Authorizes a city, county or city and county, in addition to a sale or lease, to otherwise transfer property to create an economic opportunity. States the Legislature's intent is to ensure that residents of the state have access to jobs that allow them to afford housing without the need for public subsidies. Subjects the creation of an economic opportunity under specified provisions to only specified requirements regarding providing information to the public on that economic opportunity.	03/22/2023 - From SENATE Committee on GOVERNANCE AND FINANCE with author's amendments.;03/22/2023 - In SENATE. Read second time and amended. Re-referred to Committee on GOVERNANCE AND FINANCE.
<u>SB 753</u> Caballero (D)	Cannabis: Water Resources		Makes it a crime for a person of a specified age or older to plant, cultivate, harvest, dry, or process more than a specified number of living cannabis plants, or any part thereof, with specified exceptions, punishable by imprisonment in a county jail for a specified term or by a fine of not more than a specified amount, or both, or be charged with a felony, if specified conditions exist.	03/20/2023 - From SENATE Committee on PUBLIC SAFETY with author's amendments.;03/20/2023 - In SENATE. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.
<u>SB 755</u> Becker (D)	Energy Efficiency and Building Decarbonization Programs		Provides for the California's Layered Energy Applications for Residents (CLEAR) Act of 2023. Requires the Energy Commission to develop and make publicly available an internet website for all energy efficiency and building decarbonization programs available in the State for residential buildings and residential electricity customers.	03/29/2023 - Re-referred to SENATE Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 756</u> Laird (D)	Water: Unlicensed Cannabis Cultivation Site: Procedure		Authorizes the State Water Resources Control Board, in conducting an investigation or proceeding for purposes of unlicensed cannabis cultivation sites, to inspect the property or facilities of any person or entity to ascertain certain purposes are being met or compliance with specified requirements.	03/01/2023 - To SENATE Committees on NATURAL RESOURCES AND WATER and JUDICIARY.

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<u>SB 769</u> Gonzalez (D)	Local Government: Fiscal and Financial Training		Requires, if a local agency provides any type of compensation, salary, or stipend to a member of a legislative body, or provides reimbursement for actual and necessary expenses incurred by a member of a legislative body in the performance of official duties, all local agency officials, as defined, to receive at least two hours of fiscal and financial training, as described. Requires the training to be received at least once every two years, as provided.	03/01/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 778</u> Ochoa Bogh (R)	Excavations: Subsurface Installations		Revises the definition of subsurface installation to include nonpressurized sewerlines, nonpressurized storm drains, and other nonpressurized drain lines. Revises requirements for notifying operators of subsurface installations within a proposed area of excavation, would specify conditions under which an excavator is required to contact the regional notification to request a return trip, and would revise requirements for an excavator to use vacuum equipment.	03/01/2023 - To SENATE Committees on BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT and GOVERNANCE AND FINANCE.
<u>SB 781</u> Stern (D)	Methane Emissions: Low-Methane Natural Gas		Requires state agencies to prioritize strategies to reduce methane emissions, including emissions from imported natural gas, where feasible and cost effective. Requires, no later than December 31, 2025, that natural gas procured on behalf of state agencies be certified as producing low-methane emissions.	03/29/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass as amended to Committee on ENERGY, UTILITIES AND COMMUNICATIONS.
<u>SB 782</u> Limon (D)	Coastal Resources: Public Works Plan: Vegetation		Requires the California Coastal Commission to develop a public works plan for vegetation management in the coastal zone.	03/29/2023 - Re-referred to SENATE Committee on NATURAL RESOURCES AND WATER.
<u>SB 789</u> Allen (D)	Senate Constitutional Amendment		Calls a special election to be consolidated with the statewide general election scheduled for a specified date and would require the submission of SCA 2, related to the development, construction, or acquisition of a low-rent housing project, to the voters at that election. Declares that it is to take effect immediately as an act calling an election.	03/29/2023 - Re-referred to SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SB 790</u> Padilla (D)	Public Records: Contracts for Goods and Services		Provides that any executed contract for the purchase of goods or services by a State or local agency, including the price and	03/22/2023 - From SENATE Committee on JUDICIARY with author's amendments.;03/22/2023 - In

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			terms of payment, is a public record subject to disclosure under the California Public Records Act.	SENATE. Read second time and amended. Re-referred to Committee on JUDICIARY.
SB 794 Niello (R)	California Environmental Quality Act		Requires an action or proceeding brought to attack, review, set aside, void, or annul acts or decision of an agency for a commercial, housing, or public works project that helps to address longstanding critical needs in the project area and that results in an investment of at least a specified amount in the State on the grounds of noncompliance with the California Environmental Quality Act to be resolved within a specified number of days of the filing of the certified record of proceedings with the court.	03/29/2023 - In SENATE Committee on ENVIRONMENTAL QUALITY: Failed passage.;03/29/2023 - In SENATE Committee on ENVIRONMENTAL QUALITY: Reconsideration granted.
SB 798 Glazer (D)	Elections: Local Bond Measures: Tax Rate Statement		Requires the estimated tax rate in the statement that includes estimates of the tax rates required to fund the issuance of bonds in measures for voter approval be expressed as the rate per specified sum of assessed valuation on all property to be taxed to fund the bonds.	03/29/2023 - From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
SB 809 Smallwood-Cueva (D)	California Fair Employment and Housing Act		Relates to the Investigative Consumer Reporting Agencies Act. Requires certain information described in the act to also include either all laws and regulations that impose restrictions or prohibitions for employment on the basis of a conviction, if any, or all the specific job duties of the position for which a conviction may have a direct and adverse relationship that has the potential to result in an adverse employment action, as described.	03/01/2023 - To SENATE Committee on JUDICIARY.
SB 846 Limon (D)	Voter Registration: California New Motor Voter Program		Requires the Department of Motor Vehicles to transmit specified information to the Secretary of State for a person submitting a driver's license application who provides documentation demonstrating United States citizenship and that the person is of an eligible age to register or preregister to vote.	03/21/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS: Do pass to Committee on TRANSPORTATION.
SB 848 Rubio (D)	Employment: Leave for Loss Related to Reproduction		Makes it an unlawful employment practice for an employer to refuse to grant a request by an eligible employee to take up to	03/29/2023 - Re-referred to SENATE Committees on LABOR, PUBLIC

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			a specified number of days of reproductive loss leave upon a specified event, including a miscarriage, unsuccessful assisted reproduction, or failed adoption.	EMPLOYMENT AND RETIREMENT and JUDICIARY.
<u>SB 850</u> Umberg (D)	Eminent Domain: General Limitations		Makes technical, nonsubstantive changes to provisions relative to eminent domain.	03/01/2023 - To SENATE Committee on RULES.
<u>SB 855</u> Archuleta (D)	Fair Employment and Housing Act: Veterans		Makes it an unlawful employment practice to require an employee who is a veteran, as defined, to work on a specified date, known as Veterans Day, if specified conditions are met.	03/01/2023 - To SENATE Committees on JUDICIARY and MILITARY AND VETERANS AFFAIRS.
<u>SB 858</u> Niello (R)	Initiative and Referendum Measures: Title and Summary		Relates to law that requires the Attorney General, upon receipt of the text of a proposed initiative or referendum, to prepare a circulating title and summary of the chief purposes and points of the proposed measure that includes an estimate of the financial impact of the proposed measure and to prepare a ballot title and summary for each measure that the Secretary of State determines will appear on the ballot at a statewide election. Requires the Legislative Analyst to carry out these responsibilities.	03/20/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;03/20/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SB 861</u> Dahle (R)	California Environmental Quality Act: Water Conveyance		Requires the Judicial Council to adopt rules of court applicable to actions or proceedings brought to attack, review, set aside, void, or annul the certification or adoption of an environmental impact report for water conveyance or storage projects, or the granting of project approvals, including any appeals to the court of appeal or the Supreme Court, to be resolved within 270 days of the filing of the certified record of proceedings with the court to an action seeking review of the lead agency's action.	03/29/2023 - From SENATE Committee on ENVIRONMENTAL QUALITY: Do pass as amended to Committee on JUDICIARY.
<u>SB 863</u> Allen (D)	Hiring Of Residential Real Property		Removes the requirement that the notice to terminate for cause that is a curable lease violation be given pursuant to specified provisions and would instead specify that the time period to cure the violation set forth in the notice shall not be less than a specified number of days, after which time, if the	03/29/2023 - Re-referred to SENATE Committee on JUDICIARY.

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			violation is not cured, a notice to quit without an opportunity to cure may thereafter be served to terminate the tenancy.	
<u>SB 865</u> Laird (D)	Municipal Water Districts: Automatic Exclusion		Increases the number of days the Secretary of State has to issue a certificate reciting the passage of the ordinance and the exclusion of the area from the municipal water district to 14 days.	03/01/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 867</u> Allen (D)	Drought and Water Resilience: Wildfire and Forest	Support If Amended	Enacts the Drought and Water Resilience, Wildfire and Forest Resilience, Coastal Resilience, Extreme Heat Mitigation, Biodiversity and Nature-Based Climate Solutions, Climate Smart Agriculture, and Park Creation and Outdoor Access Bond Act of 2023, which, if approved by the voters, would authorize the issuance of bonds in an unspecified amount to finance projects for drought and water resilience, wildfire and forest resilience, coastal resilience, and extreme heat mitigation.	03/28/2023 - From SENATE Committee on NATURAL RESOURCES AND WATER: Do pass to Committee on GOVERNANCE AND FINANCE.
<u>SB 876</u> Smallwood- Cueva (D)	Employment Discrimination		States the intent of the Legislature to enact legislation that would protect workers from discrimination in the workplace.	03/01/2023 - To SENATE Committee on RULES.
<u>SB 878</u> Governance and Finance Cmt	Validations		Enacts the First Validating Act of 2023, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.	03/30/2023 - In SENATE. Read second time. To Consent Calendar.
<u>SB 879</u> Governance and Finance Cmt	Validations		Enacts the Second Validating Act of 2023, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.	03/30/2023 - In SENATE. Read second time. To Consent Calendar.
<u>SB 880</u> Governance and Finance Cmt	Validations		Enacts the Third Validating Act of 2023, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.	03/30/2023 - In SENATE. Read second time. To Consent Calendar.
<u>SB 881</u> Alvarado-Gil (D)	Paid Sick Days: Accrual and Use		Modifies the employer's alternate sick leave accrual method to require that an employee have no less than a specified number of hours of accrued sick leave or paid time off by a specified calendar day of employment or each calendar year.	03/29/2023 - Re-referred to SENATE Committees on LABOR, PUBLIC EMPLOYMENT AND RETIREMENT and JUDICIARY.

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			or in each specified period. Modifies that satisfaction provision to authorize an employer to satisfy accrual requirements. provide that an employer is under no obligation to allow an employee's total accrual of paid sick leave to exceed a specified number of hours or days.	
<u>SB 882</u> Governance and Finance Cmt	Local Government Omnibus Act		Removes existing law which prohibits a person from being eligible for election or appointment to the office of the county treasurer, county tax collector, or county treasurer-tax collector of any county unless that person meets at least one of several criteria, includes that the person possess a valid certificate issued by the Treasury Management Association showing the person to be designated as a Certified Cash Manager, with a minimum of specified college semester units, or their equivalent.	03/08/2023 - To SENATE Committee on GOVERNANCE AND FINANCE.
<u>SB 888</u> Elections and Constitutional Amendments Cmt	Political Reform Act of 1974		Authorizes a committee to redact the bank account number on a copy of a statement of organization filed with a local filing officer, and requires the Secretary of State to redact the bank account number on a statement of organization filed with the Secretary of State before making the statement available to the public in any form.	03/22/2023 - To SENATE Committees on ELECTIONS AND CONSTITUTIONAL AMENDMENTS and JUDICIARY.
<u>SCA 2</u> Stern (D)	Elections: Voter Qualifications		Reduces the minimum voting age to 17.	03/01/2023 - To SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.
<u>SCA 3</u> Niello (R)	Elections: Initiatives and Referenda		Transfers from the Attorney General to the Legislative Analyst the duty of preparing the title and summary for a proposed initiative or referendum. Requires, for each measure that appears on a statewide ballot, the Legislative Analyst to prepare the ballot label and the ballot title and summary for the state voter information guide.	03/20/2023 - From SENATE Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS with author's amendments.;03/20/2023 - In SENATE. Read second time and amended. Re-referred to Committee on ELECTIONS AND CONSTITUTIONAL AMENDMENTS.

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April 6, 2023
Prepared by: J. Colston
Submitted by: K. Burton
Approved by: Paul A. Cook *PA*

WATER RESOURCES POLICY AND COMMUNICATIONS COMMITTEE

NEWPORT BAY WATERSHED COOPERATIVE AGREEMENT

SUMMARY:

A new agreement has been prepared for consideration by the members of the Newport Bay Watershed Executive Committee to implement and fund Total Maximum Daily Load (TMDL) programs and related activities in the Newport Bay Watershed. The new agreement will replace an existing agreement that expires on June 30, 2023. Staff recommends that the Board authorize the General Manager to execute the Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed (No. MA-080-23010376).

BACKGROUND:

The Newport Bay Watershed Executive Committee was established in 1978 to fund sediment dredging from Newport Bay. The Executive Committee was composed of the County of Orange and cities in the Newport Bay watershed. With the establishment of TMDLs for Newport Bay and its watershed, the Executive Committee expanded its responsibility to address TMDL requirements. In 1999, IRWD joined the Executive Committee to fund ongoing nutrient, fecal coliform and toxics monitoring studies through County Agreement D99-128. In 2012, the agreement was replaced by County Agreement D11-066, which expired on June 30, 2018. This was replaced by Agreement No. MA-080-18011416, which expires on June 30, 2023.

The parties to this most recent agreement have met over the past eight months to develop the new Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed (No. MA-080-23010376), which is provided as Exhibit "A". The agreement has remained substantively unchanged with the exception of a reduced cost share for IRWD and the Irvine Company. Key terms that are included in this Cooperative Agreement are as follows:

- A revised cost share allocation is incorporated into the Cooperative Agreement. It is based on weighted net land area and population within the watershed. The Flood Control District, IRWD and the Irvine Company are each assigned a fixed cost share. The fixed cost shares for IRWD and the Irvine Company were reduced from 7.5 % to 5%;
- The Cooperative Agreement requires approval of the related work plan and budget by enough of the parties that together represent 90% of the cost share and at least 12 of the 13 parties (when voting, the County of Orange and the County of Orange Flood Control District constitute one party). The Cooperative Agreement will consider parties that have not responded by July 15 of each year to have provided an affirmative response;
- The term of the Cooperative Agreement is five years. The agreement becomes effective July 1, 2023, or as soon as the last party has executed the agreement, whichever is later. Any party may terminate participation in the agreement in the coming fiscal year by serving notice in the current fiscal year by March 1.

The new Cooperative Agreement, MA-080-23010376 and related work plan and budget, have been circulated to 13 separate parties for approval. The Orange County Board of Supervisors is scheduled to consider the agreement by the end of June 2023.

At the Committee meeting, staff will use a powerpoint presentation – a draft of which is provided as Exhibit “B”. IRWD legal counsel has reviewed the agreement and staff recommends approval.

FISCAL IMPACTS:

The budget for the FY 2023-24 Newport Bay watershed total maximum daily load program is approximately \$1.3 million. IRWD’s share under the new agreement has been reduced from 7.5% to 5% for FY 2023-24 and is estimated at \$65,000 for the first fiscal year. Funding for the watershed TMDL program is included in the proposed FY 2023-24 Operating Budget.

ENVIRONMENTAL COMPLIANCE:

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

RECOMMENDATION:

That the Board authorize the General Manager to execute the Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed (No. MA-080-23010376).

LIST OF EXHIBITS:

- Exhibit “A” – Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed; Agreement No. MA-080-23010376
- Exhibit “B” – Draft Powerpoint Presentation

COOPERATIVE AGREEMENT TO FUND TOTAL MAXIMUM DAILY LOAD PROGRAMS AND
RELATED ACTIVITIES IN THE NEWPORT BAY WATERSHED

THIS AGREEMENT, for purposes of identification numbered MA-080-23010376, referred to hereinafter as "Agreement", is made and entered into this ____ day of _____, 2023, by and between the County of Orange ("County"), the Orange County Flood Control District, the City of Costa Mesa, the City of Irvine, the City of Laguna Hills, the City of Laguna Woods, the City of Lake Forest, the City of Newport Beach, the City of Orange, the City of Santa Ana, the City of Tustin, Irvine Ranch Water District, and the Irvine Company. These entities are hereinafter sometimes jointly referred to as "Parties" and individually as "Party." City entities are hereinafter sometimes jointly referred to as "Cities." The Cities, County, and the Orange County Flood Control District are hereinafter sometimes jointly referred to as the "Municipal Parties."

RECITALS

WHEREAS, the California Regional Water Quality Control Board, Santa Ana Region ("Regional Board") adopted Resolution No. 98-9, as amended by Resolution No. 98-100, amending the Water Quality Control Plan for the Santa Ana River Basin ("Basin Plan") to incorporate a Nutrient Total Maximum Daily Load ("TMDL") for the Newport Bay/San Diego Creek Watershed on April 17, 1998, and Resolution 99-10 amending the Basin Plan to incorporate a TMDL for Fecal Coliform in Newport Bay on April 9, 1999, pursuant to the provisions of Section 303(d) of the Clean Water Act, and Resolution 2018-0041 amending the Basin Plan to incorporate a TMDL for Selenium in freshwater in Newport Bay Watershed on September 20, 2018; and,

WHEREAS, the United States Environmental Protection Agency established technical TMDLs for toxic pollutants ("Toxics TMDLs") for San Diego Creek and Newport Bay, California, on June 14, 2002, and the Regional Board has been in the process of developing implementation plans or updating these Toxics TMDLs through separate Basin Plan processes, and Basin Plan amendments for Diazinon and Chlorpyrifos TMDLs, the Organochlorines TMDLs, and the Selenium TMDL have been adopted, and Basin Plan amendments for metals are in development; and,

WHEREAS, the Newport Bay Nutrient, Fecal Coliform, and Toxics TMDLs (collectively referred to as “Newport Bay TMDLs”) contain requirements for studies, monitoring, and the development of programs to attain TMDL targets over a multi-year period; and,

WHEREAS, the Newport Bay TMDLs are included in the National Pollutant Discharge Elimination System Municipal Stormwater Permit (“NPDES Permit”), Order No. R8-2009-0030, issued to the Municipal Parties by the Regional Board, which encourages a cooperative watershed program approach, and, as of the end of 2022, NPDES Permit, Order No. R8-2022-0008 is in development; and,

WHEREAS, the Parties entered into Agreement No. D99-128 on September 18, 2003 and subsequent amendments on July 5, 2006, March 29, 2008, and July 8, 2010, to provide funding for the studies and implementation activities related to the Newport Bay TMDLs; and,

WHEREAS, the Parties subsequently entered into Agreement No. D11-066 on June 26, 2012 as a successor to Agreement No. D99-128, with a further amendment on October 20, 2015; and,

WHEREAS, the Parties subsequently entered into Agreement No. MA-080-18011416 on August 14, 2018 as a successor to Agreement No. D11-066; and,

WHEREAS, the Parties intend this Agreement as a successor to Agreement MA-080-18011416, to provide for the performance of: additional studies, research, monitoring, reporting, development and/or revision of programs related to the Newport Bay TMDLs; assessment and development of programs related to current and future Clean Water Act §303(d) listings and/or NPDES Permit requirements for watershed management plans; actions in response to threats of administrative enforcement and citizen suits; and planning, permitting, design, construction, and maintenance of TMDL pilot projects; and,

WHEREAS, the Parties have reached agreement on funding shares which are shown in Exhibit A; and,

WHEREAS, the Parties share a common interest in the regulatory compliance gained through the activities to be funded and performed pursuant to this Agreement, and the Parties further acknowledge that: each Party is entering into this Agreement for such purpose; there are common issues/questions of

law and fact among the Parties; it is the understanding of each Party that, in the performance of this Agreement, as with preceding agreements to which this Agreement is successor, confidential communications protected by the attorney-client privilege and attorney work product doctrine may be disclosed among the Parties through their counsel. Based on the foregoing, the Parties now wish to enter into a common interest agreement to memorialize their mutual understanding that confidential communications are to be kept confidential and protected from disclosure to the fullest extent allowed by law; and

WHEREAS, it is recognized that additional compliance efforts may be necessary and the Parties may choose to fund projects under separate agreements.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing, the Parties agree as follows:

Section 1. PURPOSE. This Agreement is entered into for the purpose of funding and performing program activities related to the Newport Bay TMDLs, NPDES Permit requirements specific to the Newport Bay watershed, current and future Clean Water Act §303(d) listings in the Newport Bay watershed, and other related matters which may affect NPDES Permit compliance and/or enforcement within the Newport Bay watershed.

Section 2. TERM. The term of this Agreement shall commence upon approval and execution of this Agreement by all Parties, or on July 1, 2023, whichever is later, and shall continue until June 30, 2028.

Section 3. PROGRAM WORK PLAN. The County shall work in concert with all Parties to develop a work plan for the following fiscal year and will provide longer term financial forecasts. The work plan for the upcoming fiscal years shall be submitted to each of the Parties by February 15 of each year. The work plan may designate a Party as a lead other than the County for a work plan task(s), provided that the County obtains the prior written consent of such other Party.

Section 4. BUDGET AND COSTS. The budget for the 2023–24 fiscal year, subject to appropriations, is \$1,308,854 and is shown in Exhibit A. The County shall work in concert with all the Parties to develop a budget for the following fiscal years. Budgeted amounts for pilot project(s) shall not

exceed \$200,000 for all pilot projects in any one fiscal year. For the following fiscal year and thereafter, a budget shall be submitted to each of the Parties by February 15 of each year. The budget shall contain an explanation of any recommended program changes, an estimate of all planned expenditures and an estimate of the payment required from each Party for the following fiscal year.

The County shall be entitled to charge to the program all costs for direct labor, materials, equipment, and outside contract services for costs associated with carrying out the approved scope of work. Recoverable costs will also include an overhead charge.

Section 5. WORK PLAN TASK LEAD REIMBURSEMENT. With a Party's prior written consent, the County may designate a Party as a task lead with respect to specific tasks on the operative work plan. If a Party is designated as a task lead, upon prior written authorization from County, the Party shall invoice the County for authorized expenses up to the approved budget amount for the work plan task.

Section 6. APPROVALS AND ADJUSTMENTS. The Parties shall be permitted to review and approve the budget and program work plan for the forthcoming year, review work products, and provide direction for performance of the work plan. The Parties shall be notified of the intent to issue contracts to perform the program work plan, shall be permitted to participate in the preparation and review of the scope of work for such contracts, and to serve on the committee evaluating consultant qualifications/proposals subject to the requirements of the County of Orange Contract Policy Manual. Criteria for approval of the work plan and budget shall be affirmative responses from Parties representing ninety percent (90%) of the funding shares in Exhibit A and 12 of the 13 Parties. The County and Orange County Flood Control District will constitute one approving Party. Any Party not providing a response by July 15 of each year shall be considered as rendering an affirmative response.

Criteria for approval of adjustments to scopes of work shall be the same as for the approval of the work plan and budget.

Section 7. FUNDING SHARE PERCENTAGES. Exhibit A, which is attached to this Agreement and by this reference is made a part hereof, presents the funding share percentages for the Parties for the term of the Agreement and the costs for the Parties for fiscal year 2023-24.

Section 8. PAYMENTS. For the initial year of the Agreement, the County shall invoice each Party for its deposit either at the beginning of the fiscal year or thirty (30) days after approval of the Agreement, whichever is later. In following years, the County shall invoice each Party for its annual deposit at the beginning of each fiscal year. Each Party shall pay the deposit within 45 calendar days of the date of the invoice. Each Party's deposit shall be based on its prorated share of the approved annual budget, reduced by the sum of (a) its prorated share of any surplus identified in the prior fiscal year end accounting, and (b) its prorated share of any funding provided for programs in the approved budget from entities not party to this Agreement.

Interest earned on the Parties' deposits will not be paid to the Parties, but will be credited against the Parties' share of the program costs.

The County shall notify each of the Parties if it appears that costs may exceed the budget approved by the Parties in any fiscal year. The County shall prepare a fiscal year end accounting within 60 calendar days of the end of the fiscal year. If the fiscal year end accounting results in costs (net of interest earnings) exceeding the sum of the deposits, and the County has notified and obtained approval from the Parties of potential cost overruns, the County shall seek approval of the excess cost from the Parties in the form of a revised budget and, upon approval, shall invoice each Party for its prorated share of the excess cost up to the amount of the revised approved budget. Each Party shall pay the billing within 45 calendar days of the date of the invoice. If the fiscal year end accounting results in the sum of the deposits exceeding costs (net of interest earnings), the excess deposits will carry forward to reduce the billings for the following year. The fiscal year end accounting results and associated invoices for each Party will take into consideration any outside funding provided for programs in the approved budget from entities not party to this Agreement.

Upon termination of the program, a final accounting shall be performed by the County. If costs from approved budgets remaining after the deduction of interest costs exceed the sum of the deposits, the County shall invoice each Party for its prorated share of the deficit. Each Party shall pay the invoice within 45 calendar days of the date of the invoice. If the sum of the deposits, including interest, exceeds

the costs from approved budgets, the County shall reimburse to each Party its prorated share of the excess, within 45 calendar days of the final accounting.

Section 9: CONFIDENTIAL COMMUNICATIONS

a. The term "Confidential Communications" shall mean all communications, regardless of form, including documents and oral or written communications, whether prepared by the Parties or by consultants or experts retained by any Party, exchanged by or among the Parties, their non-employee consultants or experts, and/or their counsel, that are: (i) related to the purpose and/or performance of this Agreement; and (ii) privileged or protected from disclosure to adverse or other persons by reason of the attorney-client privilege, the attorney work product doctrine, or the common interest and/or joint defense privilege. The term Confidential Communications does not include any publicly available information.

b. The Parties agree that the disclosure of Confidential Communications between or among the Parties or their counsel will not diminish the confidentiality of such materials or constitute waiver of any applicable privilege or protection from disclosure. The Parties intend that all Confidential Communications shall be protected from disclosure and discovery, to the fullest extent allowed by law, including under the common interest and/or joint defense privileges. Inadvertent disclosure of Confidential Communications to third parties shall not constitute waiver of any applicable privilege, and shall be entitled to the fullest protection under the law, including the triggering of ethical obligations for the recipient(s) to return such inadvertently disclosed Confidential Communications.

c. The Party providing or disclosing any Confidential Communications to another party to this Agreement, pursuant to this Agreement, shall mark it as: "PRIVILEGED AND CONFIDENTIAL PURSUANT TO AGREEMENT NO. MA-080-23010376." Confidential Communications must be exchanged between the Parties' counsel, although non-attorney staff may be copied on the transmittal. Communications marked in this or substantially similar manner and transmitted in this manner shall be Confidential Communications. The failure to so mark such communications, however, will not diminish

the confidentiality of such communications or constitute waiver of any applicable privilege or protection from disclosure.

d. Confidential Communications shall be held in confidence by the Parties, unless disclosure is required by law or court order. Each Party shall take reasonable and appropriate measures to prevent inadvertent disclosures of Confidential Communications to third parties. In the event any Party receives a third-party request or demand for Confidential Communications marked "PRIVILEGED AND CONFIDENTIAL PURSUANT TO AGREEMENT NO. MA-080-23010376," per section 9.c., or bearing the name of one or more attorneys for any Party, prior to the release of any such Confidential Communications, the receiving Party shall notify all other Parties that such a request or demand has been received, so that the other Parties have the opportunity to seek a protective order or other relief. In the event any Party receives a third-party request or demand for Confidential Communications that are not marked per section 9.c. and do not bear the name of any attorney for any Party, prior to the release of such Confidential Communications, the receiving Party shall endeavor to notify all other Parties, so that the other Parties have the opportunity to seek a protective order or other relief.

e. To the extent allowed by law, the obligations of the Parties under this Section 9 shall survive the termination of this Agreement and shall remain in full force and effect.

f. Neither this Agreement nor the actions of any Party or counsel to a Party shall create any attorney-client relationship between any counsel and any Party that have not otherwise entered into an attorney-client relationship.

Section 10. ADDITIONAL PARTIES. It is recognized that there may be other parties who wish to participate in and provide funding for the activities described in this Agreement. Nothing in this Agreement is intended to preclude additional participants being added by written amendment as parties to this Agreement pursuant to Section 11. Exhibit A will be revised to add funding share percentage(s) for the additional party(ies) and proportionately reduced percentage shares for the Parties.

Section 11. AMENDMENT. This Agreement may be amended in writing only with the unanimous written approval of the Parties.

Section 12. LIABILITY. It is mutually understood and agreed that, merely by the virtue of entering into this Agreement, each Party neither relinquishes any rights nor assumes any liabilities for its own actions or the actions of other Parties. It is the intent of the Parties that the rights and liabilities of each Party shall remain the same, while this Agreement is in force, as it was before this Agreement was made, except as otherwise specifically provided in this Agreement.

Section 13. TERMINATION. Any Party wishing to terminate its participation in this Agreement shall so notify all other Parties in writing by March 1 of any year. Such termination shall be effective the following June 30. The terminating Party shall be responsible for financial obligations hereunder to the extent incurred in accordance with this Agreement by the Party prior to the effective date of termination. The balance of the Parties may continue in the performance of the terms and conditions of this Agreement with a proportionate reallocation of the terminating Party's cost share in Exhibit A among the remaining Parties.

Section 14. AVAILABILITY OF FUNDS. The obligation of each Party is subject to the availability of funds appropriated for this purpose, and nothing herein shall be construed as obligating the Parties to expend or as involving the Parties in any contract or other obligation for the future payment of money in excess of appropriations authorized by law.

Section 15. NO THIRD-PARTY BENEFICIARIES. Nothing expressed or mentioned in this Agreement is intended or shall be construed to give any person (except the Parties hereto and any entity in which a Party has a legal interest (such as, but not limited to, a limited liability membership interest or a partnership interest), and any permitted successors or assigns of a Party) any legal or equitable right, remedy or claim under or in respect of this Agreement or any provisions herein contained. This Agreement and any conditions and provisions hereof is intended to be and is for the sole and exclusive benefit of the Parties and the entities in which they have a legal interest and their successors or assigns and for the benefit of no other person, agency or entity.

Section 16. REFERENCE TO CALENDAR DAYS. Any reference to the word "day" or "days" herein shall mean calendar day or calendar days, respectively, unless otherwise expressly provided.

Section 17. ATTORNEY'S FEES. In any action or proceeding brought to enforce or interpret any provision of this Agreement, or where any provision hereof is asserted as a defense, each Party shall bear its own attorney's fees and costs.

Section 18. ENTIRE AGREEMENT. This Agreement is intended by the Parties as a final expression of their agreement and intended to be a complete and exclusive statement of the agreement and understanding of the Parties in respect of the subject matter contained herein. There are no restrictions, promises, warranties or undertakings, other than those set forth or referred to herein. This Agreement supersedes all prior agreements and understandings between the Parties with respect to such matter.

Section 19. SEVERABILITY. If any part of this Agreement is held, determined or adjudicated to be illegal, void, or unenforceable by a court of competent jurisdiction, the remainder of this Agreement shall be given effect to the fullest extent reasonably possible.

Section 20. SUCCESSORS AND ASSIGNS. The terms and provisions of this Agreement shall be binding upon and inure to the benefit of the Parties hereto and their successors and assigns.

Section 21. NOTICES. All notices required or desired to be given under this Agreement shall be in writing and (a) delivered personally, or (b) sent by certified mail, return receipt requested or (c) sent by electronic mail followed by a mailed copy as required, to the addresses specified below, provided each Party may change the address for notices by giving the other Parties at least ten (10) days written notice of the new address. Notices shall be deemed received when actually received in the office of the addressee or when delivery is refused, as shown on the receipt of the U.S. Postal service, or other person making the delivery, except that notices sent by electronic mail shall be deemed received on the first business day following transmission.

Director of Public Services
City of Costa Mesa
77 Fair Drive, P.O. Box 1200
Costa Mesa, CA 92626-1200

Director of Community Development
City of Irvine
1 Civic Center Plaza, P.O. Box 19578
Irvine, CA 92623-9578

Director of Public Services
City of Laguna Hills
24035 El Toro Road
Laguna Hills, CA 92653

City Manager
City of Laguna Woods
24264 El Toro Road
Laguna Woods CA 92637

Environmental Manager and Director of Public Works
City of Lake Forest
100 Civic Center Drive
Lake Forest, CA 92630

Director of Public Works
City of Newport Beach
100 Civic Center Drive
Newport Beach, CA 92660

Director of Public Works
City of Orange
300 E. Chapman Ave, P.O. Box 449
Orange, CA 92866

Executive Director, Public Works Agency
City of Santa Ana
20 Civic Center Plaza (M21)
Santa Ana, CA 92702

Director of Public Works
City of Tustin
300 Centennial Way
Tustin, CA 92780

Director, OC Public Works
County of Orange
601 N. Ross Street
Santa Ana, CA 92701

Director of Water Quality & Regulatory Compliance
Irvine Ranch Water District
15600 Sand Canyon Avenue
Irvine, CA 92618

Vice President of Environmental Affairs
The Irvine Company
550 Newport Center
Newport Beach, CA 92658-8904

Section 23. EXECUTION OF AGREEMENT. This Agreement may be executed in counterparts and the signed counterparts shall constitute a single instrument.

Section 24. GOVERNING LAW AND VENUE. This Agreement has been negotiated and executed in the State of California and shall be governed by and construed under the laws of the State of California. In the event of any legal action to enforce or interpret this Agreement, the sole and exclusive venue shall be a court of competent jurisdiction located in Orange County, California, and the Parties hereto agree to and do hereby submit to the jurisdiction of such court, notwithstanding Code of Civil Procedure section 394. Furthermore, the Parties have specifically agreed, as part of the consideration given and received for entering into this Agreement, to waive any and all rights to request that an action be transferred for trial to another county under Code of Civil Procedure Section 394 or any other provision of law.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement the day and year first above written:

COUNTY OF ORANGE,
a political subdivision of the State of California

Date: _____

By: _____
Chairman of the Board of Supervisors

ORANGE COUNTY FLOOD CONTROL DISTRICT
a body corporate and politic

By: _____
Chairman of the Board of Supervisors

SIGNED AND CERTIFIED THAT A COPY OF THIS AGREEMENT HAS BEEN DELIVERED TO THE CHAIR OF THE BOARD.

Date: _____

By _____
Robin Stieler
Clerk of the Board of Supervisors of

Orange County, California

APPROVED AS TO FORM
COUNTY COUNSEL

By _____
Deputy

Date: _____

CITY OF COSTA MESA

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Costa Mesa

CITY OF IRVINE

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Irvine

CITY OF LAGUNA HILLS

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Laguna Hills

CITY OF LAGUNA WOODS

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

Yolie Trippy, City Clerk

Alisha Patterson, City Attorney of Laguna Woods

CITY OF LAKE FOREST

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Lake Forest

CITY OF NEWPORT BEACH

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Newport Beach

CITY OF ORANGE

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Orange

ATTEST:

CITY OF SANTA ANA

City Clerk

City Manager

APPROVED AS TO FORM:

City Attorney

By: _____
Assistant City Attorney

CITY OF TUSTIN

Date: _____

By: _____
Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney of Tustin

THE IRVINE RANCH WATER DISTRICT

Date: _____

By: _____
Paul Cook, General Manager

Approved as to Form

Date: _____

By: _____
Claire H. Collins, General Counsel

THE IRVINE COMPANY

Date: _____

By: _____

Name: _____

Title: _____

Date: _____

By: _____

Name: _____

Title: _____

EXHIBIT A - FUNDING SHARES*

PARTIES	FUNDING SHARE PERCENTAGES	FISCAL YEAR 2023-24 BUDGET
Costa Mesa	4.317	\$56,503
County of Orange	9.296	\$121,671
Irvine	31.177	\$408,061
Laguna Hills	1.000	\$13,089
Laguna Woods	1.000	\$13,089
Lake Forest	6.402	\$83,793
Newport Beach	9.452	\$123,713
Orange	1.000	\$13,089
Santa Ana	9.898	\$129,550
Tustin	6.458	\$84,526
Orange County Flood Control District	10.000	\$130,885
Irvine Ranch Water District	5.000	\$65,443
Irvine Company	5.000	\$65,443
Total	100	\$1,308,855

*Funding shares are based on a consideration of land area and population, an equal split for some compliance responsibilities, and a minimum share of one percent.



TMDL FUNDING PARTNERS AGREEMENT 2023-2028



WATER RESOURCES POLICY AND COMMUNICATIONS COMMITTEE
APRIL 6, 2023

1

1

NEWPORT BAY TMDL FUNDING PARTNERS

- County of Orange, OC Flood Control District, IRWD, the Irvine Company, and cities of Costa Mesa, Irvine, Laguna Hills, Laguna Woods, Lake Forest, Newport Beach, Orange, Santa Ana, and Tustin
- Partnership started in 2012
- Third Agreement 2023-2028



2

2

WHAT ARE TMDLS? WHAT IS IRWD'S ROLE?

- TMDL: A “pollution budget” for specific pollutant(s) and waterbody.
- Pollutants of Concern in Newport Bay Watershed: Nutrients, Selenium, Fecal Coliform, and Toxics (Copper and Pesticides).
- IRWD has discharges to waterbodies in the Newport Bay Watershed: well start-up, Sand Canyon Reservoir overflow, emergency discharge from MWRP, construction dewatering, etc.
- IRWD creates pollutant credits via the San Joaquin Marsh, NTS sites, and urban runoff diversions into sewer system.



3

3

CHANGES TO PARTNERSHIP AGREEMENT

- IRWD and TIC cost shares reduced from 7.5% to 5% in recognition of IRWD's in-kind contributions to the Partnership and TIC's reduction in future development in the watershed;
- No substantive changes to the agreement;
- Operates from July 1, 2023 through June 30, 2028;
- Allows any partner to exit annually; and
- Annual Workplan must be approved by 90% of partners (by cost share).



4

4

STATUS OF EFFORT/PLANS FOR PARTNERSHIP 2023-2028

- Selenium and Nutrients meeting TMDL targets and managed with monitoring and pollutant trading program.
- Fecal Coliform focused on source identification and pollution prevention as point sources are currently managed.
- Work with the Regional Water Quality Control Board to resolve long-term compliance for Fecal Coliform and Copper limits.

5

STAFF RECOMMENDATION:

That the Board authorize the General Manager to execute the Cooperative Agreement to Fund Total Maximum Daily Load Programs and Related Activities in the Newport Bay Watershed (No. MA-080-23010376).

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