



## Eastern Municipal Water District 2018 Annual Legislative Report

A Summary of EMWD's Federal and  
State Legislative Programs

Delivering value to our customers  
and the communities we serve  
by providing safe, reliable,  
economical and environmentally  
sustainable water, wastewater and  
recycled water services.



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# Mission

To deliver value to our customers and the communities we serve by providing safe, reliable, economical and environmentally sustainable water, wastewater and recycled water services.

# Vision

To provide essential services to our community at a level that exceeds the performance of any other public or private entity.



Prepared by the

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# FEDERAL PROGRAM

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# FEDERAL OVERVIEW

## Highlights from the Second Session of the 115<sup>th</sup> Congress

This year Eastern Municipal Water District's (EMWD) top federal priorities included securing additional workplan funding for the Perris II Desalter, submitting a proposal to double EMWD's original \$25 million authorization for the Perris II Desalter, advancing a proposal to mitigate rising groundwater conditions in the Perris North groundwater basin, and reauthorizing the WIIN Title XVI program. Other priorities included authorizing the WaterSense program in a manner that avoids water quality impacts, and amending the tax code to ensure that water conservation rebates are not considered taxable income.

EMWD has also been closely tracking and weighing in on the Waters of the United States (U.S.) discussions. The 2015 Clean Water Rule is now in effect in 22 states, including California due to court action in September 2018 that blocked the Administration's proposed rollback of the rule in states that did not stay the rule. The comment period for the Administration's "supplemental notice of proposed rulemaking" closed in August of 2018, and the new definition of Waters of the U.S. should be published by the end of 2018.

### USACE Work Plan Includes Additional Funding for the Perris II Desalter

Each year, Congress approves the Energy and Water Development Appropriations bill that provides funding for projects and programs for the U.S. Army Corps of Engineers (USACE). Congress drafts the bill based on the President's annual budget request and provides additional funds for projects and program accounts that Congress considers under-funded in the annual budget request. Shortly after the Energy and Water bill is enacted, the USACE prepares a work plan that reflects the spending priorities of the final bill.

In late March, Congress passed the Fiscal Year (FY) 2018 Energy and Water Appropriations measure as part of the FY 2018 Omnibus Consolidation Act. EMWD worked to advocate with the USACE and the District's Congressional Delegation for FY 2018 funding for the Desalter in the USACE work plan. On EMWD's behalf, Van Scoyoc Associates (VSA) worked with the offices of Representatives Calvert, Takano, and Ruiz to get those three members of EMWD's House delegation to sign a letter to the USACE in support of EMWD's work plan request. As a result of EMWD's advocacy efforts, the Perris II Desalter received \$2.78 million in the USACE FY 2018 Work Plan, which was released in early June.

Since the enactment of the FY 2018 appropriations was delayed by almost five months, Congress quickly moved this Spring to begin advancing the FY 2019 appropriations measures (FY 2018 ended on September 30). Congress was successfully able to pass and have signed into law five of the twelve FY 2019 appropriations measures for the start of the 2019 fiscal year, which began on October 1, 2018. One of the five FY 2019 spending measures that was enacted into law on time was the Energy and Water Appropriations measure.



The mid-September enactment of the FY 2019 Energy and Water Appropriations measure means that the USACE FY 2019 Work Plan was under development in October and set to be released in November 2018 (Congress directs the USACE to finalize its work plan 60 days after the appropriations bill is enacted). EMWD has worked to ensure that USACE District, Division, and Headquarters are all aware of EMWD’s FY 2019 Work Plan request for \$8.2 million for the Desalter. On behalf of EMWD, VSA has also worked with EMWD’s Congressional delegation to secure another letter of support for its FY 2019 USACE Work Plan request. EMWD’s most recent federal advocacy meetings in Washington, D.C. were in early October 2018 and it included a meeting at USACE Headquarters to discuss its FY 2019 Work Plan request, where EMWD received a favorable response.

## EMWD Applies for Desalter Authorization Funding Increase



To date, the Perris II Desalter has received a little over \$16 million from the USACE through EMWD’s initial \$25 million Congressional project authorization. The Desalter project’s authorization was included as part of the reauthorization of the Water Resources Development Act of 2000. With a pending funding award in the FY 2019 USACE Work Plan, the Desalter project will reach or come closer to reaching its \$25 million authorization cap. However, further federal funding will be needed to support additional pipeline and capacity expansion work on the Desalter.

The 2016 WIIN Act included language that allows USACE project authorizations in the same category as the Desalter (Environmental Infrastructure, Section 219 projects) to be eligible for “modifications” or increases once their original authorization level has been reached. This is known as Section 7001 that sets forth a process whereby project sponsors can request either a new USACE project authorization or a modification to an existing authorization. In August, EMWD submitted an application to the USACE requesting that its 2000 Water Resources Development Act (WRDA) authorization for the Desalter initiative be increased from \$25 million to \$50 million. EMWD worked to secure a House Congressional delegation letter of support from Representatives Calvert, Takano, and Ruiz to the USACE for the District’s Section 7001 application. EMWD also met with the USACE at the District, Division, and Headquarter levels to advocate on behalf of its Section 7001 Desalter project modification application. Sometime in February of 2019, the USACE will release their Annual Report document, which is the document that would contain the proposed Desalter project authorization. If EMWD is successful with this application, and the Desalter project modification is included in the USACE 2019 Annual Report, the next step would be to have the authorization modification language included in the next Congressional WRDA reauthorization measure.

## WIIN Title XVI Reauthorization (United States Bureau of Reclamation)

With successive \$20 million funding allocations for the WIIN Title XVI grant program in the FY 2018 and FY 2019 Energy and Water Appropriations measures—combined with the \$10 million in the FY 2017 Energy and Water spending measure—the 2016 WIIN Act’s \$50 million authorization level for this program will be officially exhausted. Therefore, Congress will need to reauthorize the WIIN Title XVI program either sometime this or next year.

Further driving the need for a Congressional WIIN reauthorization effort are the expiring authorizations of the western water storage funds (\$335 million) and the desalination program (\$30 million).

The two-year budget deal that Congress agreed to earlier this year increased the overall “caps” on federal domestic discretionary funding. This has resulted in a significantly higher allocation for the overall Title XVI program for both FY 2018 and FY 2019. The increased funding level to the overall Title XVI project (both WIIN and Congressional authorized projects) should allow for a more equitable allocation of Title XVI funding moving forward.



The greater Title XVI project demand is with the WIIN eligible Title XVI projects as there are currently 44 of those projects with a potential federal cost share of \$528 million. Comparatively, there are only approximately 15 remaining active “legacy” Title XVI projects at a federal cost share of less than \$200 million.

Given the pending need for Congress to reauthorize the WIIN Title XVI program, EMWD worked closely with VSA and WateReuse this year on drafting a legislative reauthorization proposal. WateReuse subsequently agreed to adopt and advance this initiative because this is a priority for their membership. EMWD and VSA have been, and continue to, work closely with WateReuse on the proposal, the rollout to its membership, and ensuring the legislative advocacy strategy to move its WIIN Title XVI Congressional reauthorization effort forward. The key elements of the WIIN Title XVI reauthorization proposal being advocated by WateReuse and EMWD are as follows:

#### WIIN Title XVI Reauthorization and Program Funding

- Reauthorize the WIIN Title XVI program at \$250 million over five years
- Preserve the separate funding allocation for pre-2010 Congressionally-authorized Title XVI projects
- Provide funding allocations each year for the pre-2010 Congressionally-authorized Title XVI projects and for the WIIN-authorized Title XVI projects that is proportionate to the outstanding backlog for projects under each portion of the Title XVI program
- Provide a mechanism for United States Bureau of Reclamation (USBR) to deauthorize the approximately \$200 million plus in “inactive” Congressionally-authorized Title XVI projects (see below for further details on the proposed deauthorization provision)

#### Congressional Approval of Awards

- Modify the 2016 WIIN Act provision that requires that USBR grant award determinations for WIIN Title XVI projects be included in the subsequent Congressional Energy and Water Appropriations measure before USBR can officially execute them.
- Proposed process would require USBR to notify the House and Senate Appropriations Committees of the

recommended WIIN Title XVI awards, and if no objections were made by the Committees within 30 days, USBR could then proceed with awarding the grants to the selected project-sponsor recipients

### Criteria

The reauthorization proposal would retain most of the project prioritization and criteria as established in the 2016 WIIN Act, with all other project selection criteria established by USBR.

### Project Deauthorization Mechanism

To “pay for” the \$250 million total authorization funding level as proposed, the legislation would deauthorize inactive or uninitiated Congressionally-authorized Title XVI projects.

A review of the inactive Congressionally-authorized Title XVI projects shows that approximately \$200 million could be deauthorized from projects that have never received appropriations or have been inactive for a decade or longer.

The proposed measure would establish a procedure administered by the USBR which would determine projects for deauthorization based upon one or both of the following criteria:

- Projects that have not received any federal Title XVI funding since its authorization
- Projects that have not received any federal Title XVI funding within the last ten fiscal years

Should a project be considered by USBR for deauthorized based upon the above criteria, the USBR will publish an interim list in the Federal Register, and impacted project sponsors have 180 days to submit information demonstrating the project’s active status to USBR with a request to revoke the proposed deauthorization. USBR shall review submitted information and make a final determination regarding the deauthorization list within 180 days, and publish the final list of deauthorized projects in the Federal Register.



EMWD has also met with key Congressional stakeholders (California delegation member offices, committees of jurisdiction, and leadership offices) on this proposal, which has largely been received in a positive manner. The effort to advance a WIIN Title XVI Congressional reauthorization will be tied to reauthorizations of the WIIN desalination program, and WIIN storage funding—as well as an extension of contentious WIIN 2016 language to give USBR greater operational flexibility in the Bay-Delta. The chances of the reauthorization effort being addressed in post-election lame duck session hinge on a number of factors that won’t take shape until after November 6, 2018. In the meantime, WateReuse, EMWD, and VSA continue to work together to generate west-wide stakeholder support for the WIIN Title XVI reauthorization proposal.

## Perris North Groundwater Basin

High groundwater levels, which could potentially cause liquefaction, have been a growing concern on March Air Reserve Base (MARB). While EWMD's service area boundary lies just outside of MARB, Representative Calvert specifically asked the District to explore options for a potential solution. As a result of Representative Calvert's request, EMWD embarked upon a reconnaissance study which included extensive groundwater modeling, water characterization, and an infrastructure assessment to mitigate the rising groundwater condition. The study looked at the option of placing wells around the base that would reduce the groundwater levels through pumping. The study determined that viable options existed to successfully pump the groundwater out from under the base. To address the issue of groundwater contamination, the study determined

that the water could be made usable through a combination of treatment and blending. In light of the favorable results of the study, EWMD proposed a partnership with the Department of Defense (DoD) to jointly fund the groundwater pumping operation. Through this conceptual arrangement, EMWD would fund the infrastructure, as well as own and operate the system. EMWD would request that DoD help fund the initial infrastructure investment, and provide indemnification in the event the project moved a contamination plume. The result would be that the rising groundwater condition under MARB would be mitigated and EMWD would be able to tap into a new water source that would provide water for up to twelve or thirteen thousand families per year.

EMWD has proposed \$3 million in federal funding to conduct an in-depth geotechnical investigation and produce a preliminary design report which could be used to advance construction. However, while MARB's base command (initially General Muncie and now Colonel Burger) has enthusiastically embraced EMWD's proposed solution to the rising groundwater condition, the Air Force Civil Engineering Center (AFCEC) has not embraced the EMWD



effort and continues to incorrectly assert that Lake Perris is the source of the rising groundwater problem and believes it should be the State of California's responsibility to resolve. After several months of attempting to schedule a meeting with AFCEC to discuss the groundwater models and dispute over the source of the water, AFCEC formally refused to meet with EMWD less than 24 hours prior to a scheduled meeting in late September 2018.

While EMWD has been keeping its entire Congressional delegation apprised of this initiative and its progress, Representative Ken Calvert and Senator Dianne Feinstein have taken the most interest in its development. Less than a week after AFCEC formally refused to meet with EMWD in September, both Representative Calvert and



Senator Feinstein wrote to the Secretary of the Air Force expressing strong dismay over how the Air Force has handled this matter. Representative Calvert and Senator Feinstein requested that the Air Force provide them with an analysis of the groundwater beneath MARB which AFCEC has produced or obtained and that the Secretary be directly involved in this issue moving forward. Representative Calvert and Senator Feinstein's staff have scheduled an internal in-person meeting with Air Force personnel from the Pentagon before the end of October 2018.



At the same time, EMWD is pursuing state funding which could potentially support the proposed undertaking and have met with the Governor's lead military policy staffer in Washington, D.C., as well as the Governor's representative on the Military Affairs Council. This is the second year that the Perris North Basin groundwater initiative has been a significant EMWD federal priority and has been a centerpiece topic during EMWD's three Washington, D.C. trips in 2018. EMWD and VSA have worked closely with Representative Calvert and Senator Feinstein's offices providing updates related to the status of the MARB initiative, as well as on any specific requests for their assistance. EMWD and VSA continue to coordinate on each step associated with advancing this potential project.

## **Congress Passes the America's Water Infrastructure Act (S. 3021) - WRDA**

A significant water measure that Congress passed and the President signed into law this year is Senate Bill 3021, America's Water Infrastructure Act of 2018 (S. 3021). The legislation's core provisions are authorizations to individual USACE water resources projects and is traditionally referred to as a reauthorization of Water Resources Development Act (WRDA). The WRDA bill is normally enacted every two years, and in recent years, Congress has expanded its scope to also include several changes to the Safe Drinking Water Act and the Clean Water Act, along with other municipal water infrastructure issues. Here is a summary of S. 3021's major provisions:

### Drinking Water State Revolving Fund (DWSRF) Reauthorization

- Reauthorizes the Drinking Water State Revolving Loan Fund (SRF) for three years: \$1.174 billion in 2019, \$1.3 billion in 2020, and \$1.95 billion in 2021
- Increases states' flexibility to provide SRF assistance to disadvantaged communities and extends loan repayment timelines for these communities by 10 years
- Requires the Environmental Protection Agency (EPA) Needs Survey to include total estimated cost of replacing all lead service lines nationwide, costs associated with replacing portions of lines owned by an eligible public water system, and costs associated with replacing remaining portions



## Water Infrastructure Finance and Innovation Act (WIFIA) Reauthorization

- Reauthorizes WIFIA at \$50 million for 2020 and 2021
- Sets forth a process for the USBR to evaluate and recommend certain WIFIA projects in Reclamation states
- Each year, \$5 million of that funding will be used to provide technical assistance to project sponsors to file paperwork and get necessary approvals



## WIFIA Modifications

- If WIFIA receives funding of at least \$50 million in 2020 and 2021, \$5 million shall be authorized for financial assistance to State SRF applicants
- State SRF applications may use 100 percent of the loan to fund eligible projects
- EPA must approve or request modification to WIFIA applications by state SRFs within 180 days of receipt
- In order for these provisions to kick in, both drinking water and clean water SRFs must be funded above either 2018 levels or 105 percent of the previous year's appropriation, whichever is greater
- The Administrator may enter an agreement with another federal agency to assist or carry out their WIFIA program subject to appropriations and agreed upon transfer of appropriations. Essentially giving EPA authority to run USACE's WIFIA program

## Water Workforce Investment

- Congress stated that there should be increased collaboration among local, state, federal governments and that educational institutions should work with utilities on training programs to establish a career pipeline
- Establishes a \$1 million competitive grant program in 2019 and 2020 to develop innovative activities relative to workforce development and increase public awareness of utilities



## EPA Regional Liaisons for Minority, Tribal, and Low-Income Communities

- EPA must assign (and make public) at least one employee in each regional office to serve as a liaison to minority, tribal, and low-income communities

## Study on Intractable Water Systems

- Requires a U.S. Department of Health and Human Services study to identify intractable water systems and describe barriers to compliance as well as delivery of potable water to those served by the systems

### EPA Grant to States for Contaminant Response

- EPA may issue grants to states that request help for underserved communities in response to contaminants that may present an imminent danger

### EPA Grant for Natural Hazard Response

- There shall be established a Drinking Water System Infrastructure Resilience and Sustainability Program, under which the Administrator, subject to the availability of appropriations for such purpose, shall award grants in each of fiscal years 2019 and 2020 to eligible entities for the purpose of increasing resilience to natural hazards
- Authorization of \$4 million per year in 2019 and 2020

### Voluntary School and Child Care Program Lead Testing Grant Program Enhancement

- Grants for technical assistance to identify the source of lead contamination in schools, as well as identifying other sources of assistance for potential applicants
- \$25 million authorized for each year 2019-2021

### Drinking Water Fountain Replacement for Schools

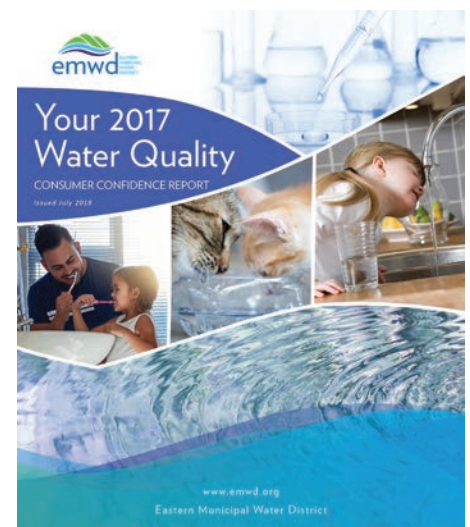
- Establishment of a grant program for schools to replace fountains installed before 1988
- \$5 million authorized for each year 2019-2021

### Innovative Water Technology Grant Program

- Grant program for accelerating the development and deployment of innovative technology that address pressing drinking water supply, quality, treatment or security challenges of public water systems or source waters
- Maximum amount of a grant is \$5 million, federal cost share is not more than 65 percent
- \$10 million authorized for 2019 and 2020

### Consumer Confidence Reports (CCR)

- Any water system serving population of 10,000 or more must issue at least biannually (twice per year)
- CCRs must identify violations and any exceedances for which corrective action has been required during the monitoring period covered by the report





## Consolidation

- Any state with primary enforcement responsibility (or the Administrator) may require the owner of a public water system to assess options for consolidation or transfer of ownership of the system or other actions to achieve compliance with SDWA if the system has repeatedly violated such regulations or is unable or unwilling to take 'feasible and affordable' actions to achieve compliance

## Accuracy and Availability of Compliance Monitoring Data

- The Administrator must develop a strategic plan for improving the accuracy and availability of monitoring data collected to demonstrate compliance with SDWA

## Asset Management

- Requires a description of how the State will encourage development of asset management plans by public water systems

## Community Water System Risk and Resilience

- Each community water system serving over 3,300 people must assess risks to the resilience of its system (malevolent acts; natural hazards; resilience of pipes and infrastructure; monitoring practices; financial infrastructure; use, storage, handling of chemicals; operation and maintenance; capital and operational needs)
- Each community water system serving over 3,300 must also develop an emergency response plan to include physical and cybersecurity, plans and procedures in response to natural hazard, strategies to aid in detection of malevolent acts or natural hazards
- EPA must provide guidance and technical assistance to help community water systems serving less than 3,300 on how to conduct these assessments

## Public Water System Supervision Program

- Reauthorized for 2020 and 2021 at \$125 million

## Combined Sewer Overflow

- Authorizes \$225 million in each of fiscal 2019 and 2020 for grants to states for projects to prevent combined sewer overflows and to address stormwater.

## USACE Study

- Requires the Department of Defense to partner with the National Academy of Sciences to determine whether the USACE of Engineers should be placed under a different agency or sub-agency

## WaterSense

EMWD, Association of California Water Agencies (ACWA), California Association of Sanitation Agencies (CASA), National Association of Clean Water Agencies (NACWA), and other agencies have been advocating for WaterSense authorization language which would have required EPA to consider potential negative impacts to water quality as part of its evaluation criteria of products under consideration for WaterSense label. For example, one automatic water softener device adds approximately 360 pounds of salt every year to community sewer systems. This additional salt loading has the potential to directly undermine investments in water recycling and may even cause adverse impacts to surface and groundwater supplies.



While S. 3021 did authorize the WaterSense program under EPA, it did not include the water quality protection language that was included in the Senate version of the water bill. EMWD will continue to work with VSA and its associations to engage impacted stakeholders in an effort to amend the WaterSense program authorization language so that its product evaluation criteria considers negative water quality impacts.

## Post-Election Lame-Duck Legislation Items

The GOP leadership in Congress will be looking to tackle a number of outstanding legislative priorities in a post-election lame duck session. Their top priorities include the following:

- Finalizing the seven remaining FY 2019 spending measures which are currently running on a Continuing Resolution until December 7, 2018; this includes construction funding for President Trump's border wall initiative
- Emergency funding for the states impacted by Hurricanes Florence and Michael
- The Farm Bill
- A package to extend expiring tax breaks
- Criminal justice reform
- Reauthorizing the Violence Against Women Act
- The "Jobs Act 3.0" which is intended to spur capital formation
- Land and Water Conservation Fund Reauthorization
- Legislation overhauling how Congress handles sexual harassment claims and bills designed to improve the security of U.S. elections
- And for the Senate, a batch of executive and judicial branch nominees — including 36 federal District Court and three circuit court judges

## FY 2018 and FY 2019 Bureau of Reclamation and USACE Program Funding

Over the years, EMWD has successfully accessed federal funding through several USBR grant programs as well as the Environmental Infrastructure account within the USACE (Desalter project). In 2018, Congress finalized both the FY 2018 Energy and Water Appropriations measure (March) and the FY 2019 Energy and Water Appropriations. Outlined below are the final funding levels for FY 2018 and FY 2019 of the USBR and USACE program accounts of interest.

### **Bureau of Reclamation** (overall)

FY19: \$1.55 billion

FY18: \$1.47 billion

### **Title XVI**

FY18 Final: \$54.4 million (\$20 million for WIIN)

FY19 Final: \$58.6 million (\$20 million for WIIN)

### **WIIN Desalination Program**

FY18: \$12 million

FY19: \$18 million

### **WaterSMART Grant Program**

FY18 Final: \$34 million

FY19 Final: \$34 million

### **WaterSMART Drought Response and Comprehensive Drought Planning**

FY18 Final: \$4 million

FY19 Final: \$4 million

### **Bureau of Reclamation Research and Development, Desalination and Water Purification Program**

FY18 Final: \$17.8 million

FY19 Final: \$19.8 million

### **Bureau of Reclamation Research and Development, Science and Technology Program**

FY18 Final: \$16.7 million

FY19 Final: \$11 million

### **USACE Environmental Infrastructure**

FY18 Final: \$70 million

FY19 Final: \$77 million

# HOUSE LEGISLATION

115<sup>th</sup> Congress | 2017-2018

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<b>HR 23</b>	<b>Gaining Responsibility on Water Act</b>
Valadao (R) <i>State: CA</i>	Amends the Gaining Responsibility on Water Act of 2017, provides drought relief in the State of California.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 417</b>	<b>Improvement of Consumer Confidence Reports</b>
Lawrence (D) <i>State: MI</i>	Amends the Safe Drinking Water Act, requires the improvement of consumer confidence reports.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 434</b>	<b>Water Project Financing Program Pilot Project</b>
Denham (R) <i>State: CA</i>	Authorizes a pilot project for an innovative water project financing program.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 448</b>	<b>Conservation Subsidies Water Conservation Exclusion</b>
Huffman (D) <i>State: CA</i>	Amends the Internal Revenue Code of 1986, expands the exclusion for certain conservation subsidies to include subsidies for water conservation or efficiency measures and storm water management measures.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 465</b>	<b>Federal Water Pollution Control</b>
Gibbs B (R) <i>State: OH</i>	Amends the Federal Water Pollution Control Act to provide for an integrated planning and permitting process.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 502</b>	<b>Land and Water Conservation Fund</b>
Grijalva (D) <i>State: AZ</i>	Reauthorizes permanently the Land and Water Conservation Fund.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 519</b>	<b>Water Leasing and Water Transfers</b>
Buck (R) <i>State: TX</i>	Amends the Internal Revenue Code of 1986, facilitates water leasing and water transfers to promote conservation and efficiency.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>HR 717</b>	<b>Cost of Endangered Species List Addition</b>
Olson (R) <i>State: TX</i>	Amends the Endangered Species Act of 1973, requires review of the economic cost of adding a species to the list of endangered species or threatened species.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>

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<b>HR 875</b> Newhouse (R) <i>State: WA</i>	<b>Water Storage and Water Recycling Projects</b> Facilitates and streamlines the Bureau of Reclamation process for creating or expanding water storage, rural water supply, and water recycling projects under reclamation law. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 904</b> Lipinski (D) <i>State: IL</i>	<b>American Made Content Requirement</b> Amends Chapter 83 of Title 41, United States Code, increases the requirement for American-made content, strengthens the waiver provisions. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 939</b> Bustos (D) <i>State: IL</i>	<b>Iron and Steel Product Use in Water Treatment Projects</b> Amends the Safe Drinking Water Act, extends and expands the provision requiring the use of iron and steel products that are produced in the United States in projects funded through a state drinking water treatment revolving loan fund. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 998</b> Smith J (R) <i>State: MO</i>	<b>Rules Review Process</b> Provides for the establishment of a process for the review of rules and sets of rules, authorizes Searching for and Cutting Regulations that are Unnecessarily Burdensome Act or as the SCRUB Act. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1068</b> Pallone (D) <i>State: NJ</i>	<b>Drinking Water</b> Enables needed drinking water standards; reduces lead in drinking water; plans for and address threats from climate change, terrorism, and source water contamination; invests in drinking water infrastructure; increases compliance with drinking water standards; fosters greater community right to know about drinking water quality; promotes technological solutions for drinking water challenges. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1071</b> Tonko (D) <i>State: NY</i>	<b>Water Systems</b> Amends the Safe Drinking Water Act; increases assistance for states, water systems, and disadvantaged communities; encourages good financial and environmental management of water systems; strengthens the Environmental Protection Agency's ability to enforce the requirements of the Act. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1183</b> Ruiz (D) <i>State: CA</i>	<b>Mitigation Assistance</b> Amends the Robert T. Stafford Disaster Relief and Emergency Assistance Act, improves mitigation assistance. <b>EMWD's Position: Support</b>	<b>Priority: A</b>

<b>HR 1269</b> LaMalfa (R) <i>State: CA</i>	<b>Sacramento Valley Water Infrastructure Investments</b> Directs the Secretary of the Interior to take actions to support non-Federal investments in water infrastructure improvements in the Sacramento Valley. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1579</b> Peters S (D) <i>State: OR</i>	<b>Drinking Water Systems Security and Resiliency</b> Requires drinking water systems to assess and address their vulnerabilities to climate change, source water degradation, and intentional acts to ensure security and resiliency. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1647</b> Blumenauer (D) <i>State: CA</i>	<b>Water Infrastructure Trust Fund</b> Establishes a Water Infrastructure Trust Fund. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1654</b> McClintock (R) <i>State: MI</i>	<b>Water Supply Permitting Coordination</b> Authorizes the Secretary of the Interior to coordinate Federal and State permitting processes related to the construction of new surface water storage projects on lands under the jurisdiction of the Secretary of the Interior and the Secretary of Agriculture and to designate the Bureau of Reclamation as the lead agency for permit processing, and for other purposes. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1673</b> Conyers (D) <i>State: PA</i>	<b>Water and Sewer Infrastructure Trust Fund</b> Establishes a trust fund to provide for adequate funding for water and sewer infrastructure. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 1971</b> Smucker (R) <i>State: OR</i>	<b>Office of the Municipal Ombudsman</b> Provides for integrated plan permits, establishes an Office of the Municipal Ombudsman, promotes green infrastructure, requires the revision of financial capability guidance. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 2510</b> DeFazio (D) <i>State: TX</i>	<b>Appropriations for State Water Pollution Control</b> Amends the Federal Water Pollution Control Act, authorizes appropriations for State water pollution control revolving funds. <b>EMWD's Position: Watch</b>	<b>Priority: C</b>
<b>HR 2603</b> Gohmert (R) <i>State: CA</i>	<b>Nonnative Endangered Species Treatment</b> Amends the Endangered Species Act of 1973, provides that nonnative species in the United States shall not be treated as endangered species or threatened species for purposes of that Act. <b>EMWD's Position: Support</b>	<b>Priority: A</b>

<b>HR 2693</b>	<b>Attorney Fees and Penalties in Citizen Suits</b>
Hunter (R) <i>State: PA</i>	Amends the Federal Water Pollution Control Act, limits attorney fees and penalties in citizen suits.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>HR 3106</b>	<b>EPA Maximum Contaminant Level Goal</b>
Boyle B (D) <i>State: MS</i>	Amends the Safe Drinking Water Act; requires the Administrator of the Environmental Protection Agency to publish a maximum contaminant level goal and promulgate a National primary drinking water regulation for perfluorinated compounds (including perfluorooctanesulfonic acid and perfluorooctanoic acid).
	<b>EMWD's Position: Oppose</b> <b>Priority: A</b>
<b>HR 3387</b>	<b>Drinking Water System Improvement Act</b>
Harper (R) <i>State: NY</i>	Provides for the Drinking Water System Improvement Act of 2017.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>HR 4902</b>	<b>Drinking Water and Clean Water Loans</b>
Katko (R) <i>State: CA</i>	Amends the Water Infrastructure Finance and Innovation Act of 2014, provides to state infrastructure financing authorities additional opportunities to receive loans under that Act to support drinking water and clean water state revolving funds to deliver water infrastructure to communities across the United States.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>HR 5127</b>	<b>Water Recycling and Reuse Projects Grant Program</b>
Napolitano (D) <i>State: CA</i>	Establishes a grant program for the funding of water recycling and reuse projects.
	<b>EMWD's Position: Watch, Request amendments</b> <b>Priority: A</b>
<b>HR 5487</b>	<b>Regional Conservation Partnership Program</b>
Costa (D) <i>State: MD</i>	Amends the Food Security Act of 1985, modifies the regional conservation partnership program.
	<b>EMWD's Position: Watch</b> <b>Priority: A</b>

# SENATE LEGISLATION

115<sup>th</sup> Congress | 2017-2018

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<b>S 451</b> Cardin (D) <i>State: MS</i>	<b>Water Supply Research</b> Amends the Water Resources Research Act of 1984, reauthorizes grants for and requires applied water supply research regarding the water resources research and technology institutes established under that Act. <b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 518</b> Wicker (R) <i>State: NY</i>	<b>Small Treatment Works Technical Assistance</b> Amends the Federal Water Pollution Control Act, provides for technical assistance for small treatment works. <b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 519</b> Gillibrand (D) <i>State: CO</i>	<b>Maximum Contaminant Levels</b> Amends the Safe Water Drinking Act, requires the Administrator of the Environmental Protection Agency to establish maximum contaminant levels for certain contaminants. <b>EMWD's Position: Oppose</b> <b>Priority: A</b>
<b>S 677</b> Barrasso (R) <i>State: WY</i>	<b>New Surface Water Storage Projects</b> Authorizes the Secretary of the Interior to coordinate Federal and state permitting processes related to the construction of new surface water storage projects on lands under the jurisdiction of the Secretary of the Interior and the Secretary of Agriculture and to designate the Bureau of Reclamation as the lead agency for permit processing. <b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 692</b> Fischer (R) <i>State: NE</i>	<b>Office of the Municipal Ombudsman</b> Provides for integrated plan permits, establishes an Office of the Municipal Ombudsman, promotes green infrastructure, requires the revision of financial capability guidance. <b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 880</b> Baldwin (D) <i>State: WI</i>	<b>Public Water Systems American Iron and Steel Use</b> Ensures the use of American iron and steel in public water systems. <b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 917</b> Blunt (R) <i>State: MO</i>	<b>Star Service Banner Day Designation</b> Amends Title 36, United States Code, designates May 1 as Silver Star Service Banner Day. <b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>S 1137</b> Cardin (D) <i>State: MD</i>	<b>Drinking Water and Wastewater Infrastructure</b> Amends the Safe Drinking Water Act and the Federal Water Pollution Control Act, includes provisions relating to drinking water and wastewater infrastructure. <b>EMWD's Position: Watch</b> <b>Priority: C</b>

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<b>S 1170</b>	<b>Sanctions for Human Rights Violations</b>
Shaheen (D) State: NH	Imposes sanctions with respect to foreign persons responsible for gross violations of internationally recognized human rights against lesbian, gay, bisexual, and transgender (LGBT) individuals.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>S 1230</b>	<b>Water Right Transfer Agreement Conditioning</b>
Barrasso (R) State: WY	Prohibits the conditioning of any permit, lease, or other use agreement on the transfer of any water right to the United States by the Secretaries of the Interior and Agriculture.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 1460</b>	<b>Energy and Natural Resources Policies Modernization</b>
Murkowski (R) State: AK	Provides for the modernization of the energy and natural resources policies of the United States.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>S 1464</b>	<b>Energy Conservation Subsidies Exclusion</b>
Feinstein (D) State: CA	Amends the Internal Revenue Code of 1986, expands the exclusion for energy conservation subsidies provided by public utilities to include subsidies provided by public utilities and state and local governments for water conservation and storm water management.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>
<b>S 2563</b>	<b>Water Supply and Drought Resilience</b>
Flake (R) State: AZ	Improves the water supply and drought resilience of the United States.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 2585</b>	<b>Funds to Process Permits</b>
Donnelly (D) State: IN	Amends the Water Resources Development Act of 2000, extends the authority of the Secretary of the Army to accept and expend funds from certain entities to process permits.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 2624</b>	<b>Environmental Quality Incentives Program</b>
Booker (D) State: NJ	Amends the Food Security Act of 1985, makes adjustments to the environmental quality incentives program.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 2634</b>	<b>State Spending of Gas Taxes</b>
Portman (R) State: OH	Frees States to spend gas taxes on their transportation priorities.
	<b>EMWD's Position: Watch</b> <b>Priority: C</b>
<b>S 3021</b>	<b>America's Water Infrastructure Act of 2018</b>
Klobuchar (D) State: MN	Provides for improvements to the rivers and harbors of the US; provides for the conservation and development of water and related resources; provides for water pollution control activities; designates the United States courthouse located at 300 South Fourth Street in Minneapolis, Minnesota, as the Diana E. Murphy United States Courthouse.
	<b>EMWD's Position: Support</b> <b>Priority: A</b>

# ACTIVITY ON FEDERAL ISSUES

## 115<sup>th</sup> Congress | 2017-2018

<u>Description</u>	<u>Letters Sent</u>	<u>Purpose of Letter</u>
Implementation of the Newly Reformed and Revitalized Bureau of Reclamation Title XVI Program in the WIIN Act .....	4.....	Request Support
Congressional Letters to Air Force Regarding MARB .....	3.....	Provide Comment
Congressional Delegation Letter to U.S. Army Corps of Engineers Expressing Support for EMWD's South Perris Desalination Authorization Modification .....	6.....	Express Support
Title XVI Stakeholder Support Letter Urging Congress to Reauthorize WIIN Title XVI .....	4.....	Request Reauthorization



STATE PROGRAM

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# STATE OVERVIEW

The priority and focus of the Eastern Municipal Water District's (EMWD) State Legislative Program is to promote the District's interest at the state level and communicate regularly with statewide legislators and other decision makers on issues of concern to the District and its ratepayers. This is accomplished through a multi-pronged approach that incorporates both internal and external expert feedback, formal correspondence on priority bills, briefings with legislators, continuous bill monitoring, and testifying at committee hearings when appropriate. The following section of the Annual Report details the District's approach and specific actions completed to effectively communicate the District's position, needs, and concerns as they relate to the more than 2,600 bills that were introduced in the 2018 year, as well as the numerous bills that rolled over from 2017. In total, 1,217 bills were submitted to Governor Brown for consideration, where he signed 1,016 bills and vetoed 201. EMWD reviewed 172 bills and submitted 680 letters of support, opposition, concern or other commentary.

The remaining "State Program" portion of this report details the specific bills of interest to the District and is broken down into the following sections: Legislative Review Process, Legislation by Topic, Chaptered Bills, Vetoed Bills, Correspondence, Governor's Veto Messages, Glossary of Terms, Standing Committee Abbreviations, Legislative Bill Positions and Policy Principles.

## Highlights from the 2018 Session

### Political Landscape

2018 marked the start of Governor Jerry Brown's 16th, and final year as Governor of California. Unlike many governors in their lame-duck term of office, Governor Brown outlined an aggressive policy agenda that he intended to actualize during his final months in office. These policy initiatives; which he shared during his final State of the State Address on Thursday, January 25, 2018, included passage of long-term water use efficiency policies, restoration of the Sacramento–San Joaquin Delta Watershed, advancing the California WaterFix, preservation of transportation infrastructure funding, improvements to California's education system, healthcare reform, and continued reforms to the criminal justice system. Governor Brown also reaffirmed his commitment to addressing climate change and pursuing the construction of the California high-speed rail.

### Sexual Harassment Revelations Shake-up the Capital, Results in Legislators Resigning from Office

Throughout the state and around the nation, #MeToo began to highlight the prevalence of sexual harassment and abuse in the workplace faced by women; along with the resulting pressure to keep such perpetrations quiet. This was especially startling in the revelations that came forward from underneath California's Capital dome.

Lawmakers in the Legislature struggled with how to address the mounting accusations against current and former Legislators, especially when the only process for addressing such complaints against a Legislator involved a review by the Senate or Assembly Rules Committee – essentially a committee comprised of the Legislator's peers.

Amid accusations of inappropriate behavior, Assembly Members Raul Bocanegra (D-Pacoima) and Matt Dababneh (D-Encino), along with Senator Tony Mendoza (D-Artesia) resigned their positions within the Legislature. Additionally, Assemblywoman Cristina Garcia took an extended unpaid leave of absence while accusations of unwanted groping of a staff member were investigated, and investigations into complaints of unwanted touching and hugging were also investigated against Senator Bob Hertzberg (D-Van Nuys). These departures and leaves of office translated into the loss of the Democratic supermajority in the Legislature which proceeded to impact the Governor's legislative priorities.

## **Making Conservation a California Way of Life – Long Term Conservation Mandate Negotiations Come to a Close**

After the historic drought concluded two years ago, followed by severe flooding around much of the state, it was clear that water supply planning and management had to shift to accommodate the more extreme precipitation cycles the state had been experiencing. However, adopting policy that would address every aspect of water management and reporting through a budget trailer bill, as was proposed by the Administration in 2017, was something that a vast majority of water leaders and legislators took exception to. Soon after the circulation of the budget trailer bill language, freshman Assembly Member Laura Friedman introduced legislation that mirrored the Administration's budget trailer bill. In response to the Administration's activities related to the budget trailer bill, a large contingent of water suppliers partnered with the Association of California Water Agencies (ACWA) to introduce legislation; AB 968 Water Use Efficiency and AB 1654 Urban Water Management Planning by Assembly Member Blanca Rubio, which offered a moderate, bottoms-up policy approach to long term water use efficiency which would be circulated through the legislative process in order to advance public scrutiny and involvement.



At the same time, members of the California Assembly also viewed long term conservation as an issue that required more targeted and thoughtful dialogue. Under the leadership of Assembly Member Eduardo Garcia, Chair of the Assembly Water, Parks, and Wildlife Committee, the Assembly formed a bipartisan working group on water conservation policy which developed a set of guiding policy principles that they intended to use to establish guidance for implementing the Governor's water conservation framework. The Assembly working group on water conservation policy was uniform in the belief that any policy changes should be completed through the legislative process and not through a budget trailer bill; however, the Administration strengthened their commitment to driving the long-term conservation framework discussion by releasing an updated budget trailer bill on Wednesday, June 21, 2017. The language in the updated budget trailer bill was much improved from a water supplier perspective; however, language relating to long term target setting and enforcement were still sticking points in the overall proposal.

Following a number of hearings within the Assembly on the water conservation bills, only three bills emerged from the Assembly Floor Hearings which included one bill from Assembly Member Rubio, AB 1654; one bill from Assembly Member Friedman, AB 1668, which previously included language on agricultural water use efficiency planning; and AB 1323 by Assembly Member Weber which outlined an alternative water use reduction target setting process that included significant stakeholder outreach. Once the water use efficiency bills reached the Senate, Senator Bob Hertzberg, Chair of the Senate Natural Resources and Water Committee held a hearing in



early July 2017 to hear from various stakeholders on areas of support and concern that interested entities had on the bills. Interested parties were further encouraged to participate by submitting letters outlining specific items that they believed should be included and omitted from the dialogue on long term water use efficiency. The Senate Natural Resources and Water Committee staff compiled the comments and circulated a “strawman” proposal that was widely viewed as more problematic than prior versions of the bill. This proposal was discussed at a follow-up stakeholder meeting called by Senator Hertzberg, and many expressed concerns over various elements of the proposal. At this time, SB 606, a bill formerly by Senator McGuire on property taxation exemptions, was gutted-and-amended to serve as a placeholder vehicle for the Senate to introduce a bill that would

ultimately be joined to AB 1668, so both houses within the Legislature could continue engagement on the long term water use efficiency discussion. The original language in AB 1668 by Assembly Member Friedman was stripped to mirror the placeholder language in SB 606 and Assembly Member Rubio elected to hold her bill, AB 1654 within the Senate Appropriations Committee. AB 1668 and SB 606 were to emerge following the summer recess with language that implemented an improved version of the conservation framework implementation legislation, however there were a number of outstanding issues that many within a coalition of water suppliers, which included EMWD, felt were critical to identifying a manageable pathway to long term water use efficiency.

Supporters and opponents of AB 1668 (Friedman) Water Management Planning, and SB 606 (Skinner/Hertzberg) Water Management Planning lobbied members of the Legislature and the Administration until the last hours of session on Friday, September 15, 2017. Many within the water industry and the Legislature had grown displeased with the process. The deep and sometimes contentious negotiations on the future of water use efficiency in California remained unsettled at the conclusion of the 2017 session.

Over much of the fall recess and into the start of the 2018 legislative session negotiations began again, with talks centering-around the language in print under AB 1668 and SB 606. By spring 2018 negotiations began on outstanding concerns related to the indoor water use standard, water loss objectives, determination of the permissive verses mandated nature of variance language, commercial, industrial and institutional (CII) performance measures, protections for drought resilient water supplies, and the application of a credit cap for existing versus planned potable reuse projects.

After more than a year of complex negotiations and challenging discussions, AB 1668 and SB 606 passed out of the Legislature on Thursday, May 17, 2018 and Governor Brown signed both bills into law on Thursday, May 31, 2018.

**After more than a year of complex negotiations and challenging discussions, AB 1668 and SB 606 passed out of the Legislature on Thursday, May 17, 2018 and Governor Brown signed both bills into law on Thursday, May 31, 2018.**

## Safe and Reliable Drinking Water in California – Addressing Foundational Governance Issues and Understanding Outstanding Funding Needs

Governor Jerry Brown signed into law AB 685 by Assembly Member Eng in 2012. This legislation established the first in the nation Human Right to Water policy which stated that every Californian has a human right to safe, clean, affordable, and accessible drinking water. Working towards implementing this goal the Legislature has passed a number of bills over the past several years seeking to implement the Human Right to Water policy and to further address drinking water concerns that were outlined in a related document entitled, “Resilient, Affordable, and Safe Drinking Water for Disadvantaged Communities Framework.”

In 2017 a coalition comprised of environmental justice advocates and agriculture related interests worked aggressively to advance legislation seeking to establish an ongoing source of funding to address water accessibility, affordability and water quality concerns for disadvantaged and severely disadvantaged residents in regions lacking access to safe and reliable drinking water.

In 2017, the coalition introduced SB 623 (Monning) The Safe and Affordable Drinking Water Fund. SB 623 was widely viewed as a controversial bill, due to both the content of the bill and the method that was used to bypass critical legislative committee review and oversight. Until the final month of the 2017 legislative session, SB 623 established a continuously appropriated Safe and Affordable Drinking Water Fund within the state budget to pay for projects that would expand access to safe drinking water. The bill also identified a fee that was to be assessed on fertilizer production and sale. In exchange for the payment of a fee, fertilizer users and producers would receive regulatory relief from both the State and Regional Water Quality Control Boards. On August 21, 2017, SB 623 was substantially amended, to among other things levy a tax on all water users in California to pay for safe drinking water. Members of the Assembly Appropriations Committee were asked to weigh-in on this highly controversial bill language that received no policy committee vetting and would have drastically changed the way water quality projects are funded in the State.

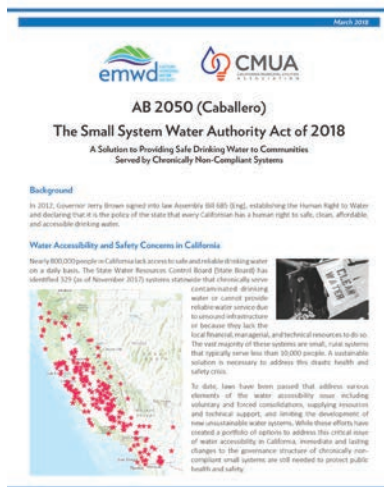


**EMWD supports the need for a solution to providing safe, clean, and reliable drinking water, however EMWD opposes efforts to levy a statewide tax on water.**

EMWD supports the need for a solution to providing safe, clean, and reliable drinking water, however EMWD opposes efforts to levy a statewide tax on water. Additionally, the District firmly believes that any solution that does not resolve governance concerns in regions where contaminated water is chronically served, will fail to be a sustainable solution to this critical public safety issue. If funding is supplied without addressing governance concerns then there will be no incentive to correct the core problem. In an effort to bring



awareness to these concerns, EMWD joined a large coalition of water providers, associations, tax advocates, and others to lobby against SB 623, and the District underwent an extensive media and social media campaign to bring awareness to this very challenging issue.



At the close of session SB 623 ultimately failed to move off of the Assembly Appropriations Suspense File, however in an unusual move the bill was returned to Assembly Rules Committee and remained there until the end of session.

Having spent considerable time researching and presenting on the issue and as a result of EMWD’s leadership and deep experience with the consolidation process, EMWD continued to express an interest in resolving the governance concerns and began conducting extensive research on the composition of the failing water systems throughout the state and determined that governance issues and the general lack of technical, managerial, and financial resources were often contributing factors to the failing water system issue. EMWD representatives held dozens of meetings with stakeholders, decision makers, environmental justice advocates, and legislators to share findings and develop legislation to address the underlying governance issue. On February 6, 2018,

EMWD, in partnership with the California Municipal Utilities Association (CMUA), introduced AB 2050 (Caballero) Small System Water Authority Act of 2018, which sought to address the foundational governance concerns.

SB 623 proponents also held meetings with stakeholders in the water accessibility conversation and shared draft amendments to their bill. Ultimately, these amendments were never included in SB 623. Instead, on January 10, 2018 Governor Brown released his draft 2018 January budget which included language establishing the Safe and Affordable Drinking Water Fund within the State Treasury. Shortly after this announcement, the Administration circulated draft budget trailer bill language which mirrored the draft amendments to SB 623 seeking to implement the Safe and Affordable Drinking Water Act, which included a tax on water.

Members of the Legislature were hesitant to take up this trailer bill due to growing public distaste for similar efforts, which included the unpopular gas tax increase to fund transportation infrastructure projects which was passed by the Legislature earlier in 2017. Democrat Senator, Josh Newman from Orange County was the target of a recall effort due to his vote on the controversial gas tax increase measure. Despite extensive support by the Governor and legislative leadership, on Tuesday, June 5, 2018, 58.1 percent of all voters in Senate District 29 voted to recall Senator Newman, and replaced him with Republican Ling Ling Chang. This defeat, along with the concerning language in the budget trailer bill, resulted in the Senate and Assembly Budget Subcommittees declining to take up the budget trailer bill that would have implemented the Safe and Affordable Drinking Water Fund and related water tax. Supporters of the trailer bill



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\*Additional programming and identified funding is available through the State Water State Bonding Fund. In addition, the State Water and Water Quality Act of 2018 will allow an additional \$1 billion in the upcoming November 6, 2018 ballot. 7 percent proceeds. Annual water supplies (\$2.5 billion) in general obligation bonds and general fund revenue are available for the program. For more information, visit [emwd.org](http://emwd.org).

were disappointed at what they viewed as a lack of activity on the water accessibility front, and Senator Monning, along with the State Water Resources Control Board (State Board) Chair, Felicia Marcus, held a press conference on the steps of the State Capital declaring a renewed commitment to press forward with passing a bill in 2018 that established a tax on water.

On August 22, 2018 proponents of the water tax gutted and amended SB 844 (Monning) Water Quality: Agricultural Safe Drinking Water Fees and SB 845 (Monning) Safe and Affordable Drinking Water Fund in a last ditch effort to pass legislation that would provide an ongoing funding source. Due to aggressive outreach and lobbying activities which EMWD participated in, SB 844 and SB 845 failed to be taken up in the Legislature. However, on the last day of session Assembly Speaker Anthony Rendon issued a press release indicating that Assembly Members Flora and Eduardo Garcia were identified as representatives to lead the dialogue on the issue over the fall recess.

At the same time, EMWD and CMUA worked diligently throughout the legislative session to understand concerns related to AB 2050 and develop amendments to address those concerns. Both entities collaborated with numerous stakeholders including the California Association of Local Area Formation Commissions (CALAFCO), California Association of Mutual Water Companies, California State Association of Counties, California Special Districts Associations, California Water Association and many others. AB 2050 passed out of two policy committees and the appropriations committees in both houses despite opposition from the Howard Jarvis Tax Payers Association due to concerns over the bill mirroring existing bonding authority that water providers currently maintain, two environmental justice advocacy groups over concerns that AB 2050 was developed to provide an alternative to the water tax proposal, and two state agencies—the State Board and the Department of Finance—due to the cost and complexity of the bill. Fortunately the majority of the Legislature felt that AB 2050 provided a sound pathway and process to addressing governance concerns in regions that lack access to safe and reliable drinking water. On Monday, August 27, 2018, AB 2050 passed out of the Legislature and was sent to the Governor for consideration. One month later on Friday, September 28, 2018, Governor Brown vetoed AB 2050 declaring that the bill was complex in nature and lacked a sustainable funding source.

## State Water Resources Control Board Fails to Meet Deadline on Low Income Water Rate Assistance Report to the Legislature

AB 401 (Dodd, 2015) Low-Income Water Rate Assistance Program required the State Water Resources Control Board to submit a report to the Legislature by February 1, 2018, outlining a plan for the funding and implementation of a low-income water rate assistance (LIRA) program in California. The State Board contracted with the University of California, Los Angeles (UCLA) Luskin Center for Innovation in early 2017 to conduct the research into funding thresholds, eligible recipient figures,



and assistance plan design for both collection and distribution of the benefit. Together the State Board and Luskin Center representatives held public meetings throughout the State during the summer of 2017. The State Board elected to hold off on releasing the report by the February 1, 2018 deadline, and most speculate that this was in favor of determining the fate of the budget trailer bill and related legislation that would implement the tax on water. This funding element was identified as a potential source of funding for the statewide water LIRA program.

**EMWD participated extensively in working groups and stakeholder meetings throughout the 2018 session, seeking to address both the LIRA and residential water shutoffs issues.**

SB 998 (Dodd) Discontinuation of Residential Water Service: Urban and Community Water Systems was introduced instead of the LIRA report, after several residents in attendance at the public meetings held during the summer of 2017 spoke about challenges they had experienced due to shutoffs for failure to pay for their residential water service. EMWD actively participated in working groups and stakeholder meetings during the 2018 session, seeking to address both the LIRA and residential water shutoffs issues. Ultimately SB 998 passed out of the Legislature, despite aggressive advocacy work on behalf of water providers and others to outline the Proposition 218 hurdles and obstacles for effective proactive communication with ratepayers that SB 998 would instill, and on September 28, 2018, SB 998 was signed into law.

## Identifying, Monitoring, and Testing for Microplastics in Water and Wastewater Sources

Microplastics became a huge topic of conversation within the Legislature in 2018 after a number of documentaries and quasi-scientific articles appeared on the emergence of microplastics in potable water and wastewater sources. Microplastics as a potential constituent has not been studied or monitored extensively. More research needs to be conducted in order to have a strong scientific understanding of what defines a microplastic, and monitoring techniques need to be developed to quantify the amount of microplastics that are in the water and wastewater streams. While five bills were introduced this year that sought to address plastics and microplastics, either as a part of the waste stream or through monitoring and regulation techniques, the water industry paid close attention to two bills in particular as they sought to address how the water industry specifically monitors, tests, and reports the presence of microplastics.



Both bills were authored by Senator Portantino and both bills were signed into law, however each effort seeks to address a different element of the issue. SB 1263, which was sponsored by the California Association of Sanitation Agencies (CASA) took the approach of requiring the Ocean Protection Council to adopt and implement a Statewide Microplastics Strategy with recommendations coming from a defined, broadly agreed upon process with recommendations for a Statewide Strategy emerging before December 31, 2025. EMWD supported this effort which aligned with existing best practices for addressing this potential contaminant. The other Portantino bill was SB 1422 (Portantino) Safe Drinking Water Act: Microplastics which diverged from existing monitoring and

reporting practices. Although the water industry was successful in getting a number of amendments made to the bill, SB 1422 ultimately still seeks to adopt rules through a policy handbook process, circumventing the Administrative Procedures Act (APA) which is the scientific process that historically is used for addressing constituents. SB 1422 further requires public disclosure of the test results without available context to understand the significance of the contaminant. EMWD worked as part of a coalition of interested water providers and associations to provide amendments realigning the bill with current scientific practices. However, the author rejected those amendments and the coalition moved to oppose the bill, which was ultimately signed into law.

## Opportunities for 2019



A number of high-profile issues remain on the table for discussion and resolution 2019. Negotiations on establishing a sustainable funding source to address water reliability and accessibility concerns will be a high priority for EMWD and members of the Legislature. In a related effort, the State Board is expected to submit the LIRA program recommendations report to the Legislature sometime after the start of the New Year which will outline a potential path forward for the state to adopt a LIRA program to address water affordability. Following the long delayed release of the report it is widely assumed that legislation will be introduced to implement the recommendations within the report.

EMWD will be deeply engaged in addressing the water accessibility issue, as the District is preparing to re-examine the issue of water system governance reforms necessary to facilitate access to sustainable financing solutions, increase economies of scale, establish public oversight and government transparency, and attract system managers that have the skills and experience necessary to provide safe and reliable drinking water. After committing significant time and resources to the pursuit of AB 2050 in 2018, a broad coalition of supporters have encouraged EMWD to revisit this effort in 2019 as part of a package of bills that will address this challenging issue.

After multiple delays this past year, the Joint Legislative Budget Committee (JLBC) held a hearing on the State Water Project contract extension in early September 2018. The hearing, which is mandated under Section 147.5 of the Water Code must be held at least sixty days prior to the final approval of the renewal or extension of a long term water supply contract between the Department of Water Resources (DWR) and any State Water Project (SWP) contractor. DWR is required to present the terms and conditions along with pertinent details of the contract during the informational hearing. What is intended to be a fairly routine hearing turned into an emotionally charged policy discussion. Given the controversial nature of this hearing and the related implications to the California WaterFix, it is highly anticipated that opponents of the California WaterFix will again seek Legislation in 2019 adding additional studies and layers of oversight in an effort to delay or stall implementation of the WaterFix.

As the start of the next two-year legislative cycle gets underway, EMWD will continue to engage Legislators and stakeholders as bills are introduced that could impact the District and its ratepayers, and the District will continue to work proactively on behalf of the region to ensure the delivery of safe and reliable water, wastewater, and recycled water service in a cost effective manner.

# LEGISLATIVE REVIEW PROCESS

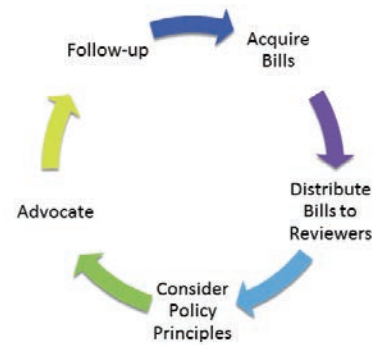
**ACQUIRE BILLS** Governmental Affairs staff reviews and evaluates all introduced legislation to determine relevance to EMWD.

**DISTRIBUTE BILLS TO REVIEWERS** Relevant bills are distributed to the Legislative Action Team members for review. Committee members provide: analysis of impact to EMWD, if any; recommended EMWD legislative position; and recommended amendments, if any.

**CONSIDER POLICY PRINCIPLES** Consider related Board adopted Policy Principles. Ten policy principles have been adopted by the EMWD Board of Directors: Water Recycling, Biosolids, Groundwater Management, Desalination, Water Use Efficiency, Bay Delta/ State Water Project, Integrated Regional Water Management Plans, Water Infrastructure Financing, Governance, and Renewable Energy/Energy Management.

**ADVOCATE** Generate and distribute legislative reports consisting of bill information and recommended positions. Advocate EMWD's position with letters, faxes, emails, phone calls, and meetings with legislators and their staff. Form coalitions with other organizations as necessary.

**FOLLOW-UP** Acknowledge legislators who vote in favor of EMWD's positions with phone calls and thank you letters; continue dialogue with others.



## EMWD's Legislative Action Team



First Row, left to right: Denise Bowman, Senior Human Resources Analyst; Danielle Coats, Senior Legislative Program Manager; John Daverin, Senior Engineering Geologist; Al Javier, Director of Environmental and Regulatory Compliance; James Lee, Water Operations Supervisor.



Second Row, left to right: Elizabeth Lovsted, Director of Water Supply Planning; Alma Ramirez, Western Riverside Council of Governments Public Service Fellow; Joyce Messin, Deputy Board Secretary; Jeff Wall, Assistant General Manager of Operations and Maintenance; Jolene Walsh, Senior Director of Public and Governmental Affairs.

### 2018 Expert Reviewers:

Bonnie Wright, Grants and Loans Manager; Brian Powell, Director of Groundwater Management and Facilities Planning; Bruce Mitzel, Director of Field Engineering; Charles Turner, Director of Finance; Dan Howell, Senior Director of Administrative Services; Debby Cherney, Deputy General Manager of Administrative Services; Doug Hefley, Director of Safety, Risk and Emergency Management; Heidi Schrader, Financial Manager; Joe Mouawad, Assistant General Manager of Planning, Engineering, and Construction; John Ward, Director of Engineering Services; Kelley Gage, Senior Director of Water Resources Planning; Khos Ghaderi, Director of Water Operations; Maria Sambito, Director of New Business; Michelle Herrington, Records Management Supervisor and Contracts Specialist; Steven O'Neill, Legal Counsel with Lemieux and O'Neill; Susan Barnes, Safety and Emergency Management Officer.

# LEGISLATION BY SUBJECT

## Accessory Dwelling Units

AB 2071	Bloom (D)	Accessory Dwelling Units: Owner Occupancy	Failed
AB 2890	Ting (D)	Land Use: Accessory Dwelling Units	Failed
AB 2939	Ting (D)	Accessory Dwelling Units	Failed
SB 831	Wieckowski (D)	Land Use: Accessory Dwelling Units	Failed
SB 1469	Skinner (D)	Land Use: Accessory Dwelling Units	Failed

## Air Quality

AB 327	Gipson (D)	South Coast Air Quality Management District: Fleets	Failed
AB 3107	Baker (R)	State Air Resources Board: Regulations	Failed

## Bonds; Grants & Loans

SB 1489	Stern (D)	State Drought: Water Recycling Bond Act	Failed
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## Brown Act & Ethics

AB 664	Steinorth (R)	Political Reform Act: Campaign Fund Expenditures	Vetoed
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## California Environmental Quality Act

AB 1804	Berman (D)	Environmental Quality Act: Exemption: Housing Projects	Chaptered
AB 2341	Mathis (R)	Environmental Quality Act: Aesthetic Impacts	Chaptered
AB 2447	Reyes (D)	Environmental Quality Act: Land Use: Justice	Vetoed
AB 2782	Friedman (D)	California Environmental Quality Act	Chaptered
AB 3020	Flora (R)	California Environmental Quality Act: Exemption	Failed
AB 3023	Medina (D)	California Environmental Quality Act	Failed
AB 3027	Chavez (R)	California Environmental Quality Act: Attorney's Fees	Failed
AB 3030	Caballero (D)	California Environmental Quality Act: Exemption	Failed
AB 3099	Santiago (D)	Environmental Quality Act: Statute Of Limitations	Failed
SB 224	Jackson (D)	Environmental Quality Act: Baseline Conditions	Gutted and Amended
SB 948	Allen (D)	Environmental Quality Act Community Plans	Failed
SB 1052	Bates (R)	Environmental Quality Act: Judicial Challenge	Failed

## California Public Utilities Commission

AB 1995	Garcia E (D)	Local Publicly Owned Electric and Gas Utilities	Failed
AB 2059	Chavez (R)	Public Utilities Commission: Public Participation	Failed

## California Public Utilities Commission (cont'd)

AB 2148	Chavez (R)	Public Utilities Commission: Decisions: Public Review	Failed
AB 2604	Cunningham (R)	Public Utilities Commission	Failed

## Climate Change

AB 2211	Limon (D)	Green Business Program	Failed
AB 2434	Bloom (D)	Strategic Growth Council: Health in All Policies	Failed
AB 2528	Bloom (D)	Climate Adaptation	Vetoed
AB 2809	Patterson (R)	California Renewables Portfolio Standard Program	Failed
AB 3070	Carrillo (D)	California Global Warming Solutions Act of 2006	Failed
SB 262	Wieckowski (D)	Climate Change: Climate Adaptation: Advisory Council	Failed
SB 1015	Allen (D)	State Climate Resiliency Program	Failed
SB 1072	Leyva (D)	Regional Climate Collaborative Program	Chaptered
SB 1341	Glazer (D)	Environmental Quality: Identification of Contributors	Failed
SB 1350	Stern (D)	Climate Change: Research, Development and Demonstration	Failed
SB 1401	Wieckowski (D)	Climate Change: Climate Adaptation Information	Failed
SB 1463	Moorlach (R)	Global Warming Solutions Act: Scoping Plan	Failed
SB 1478	Leyva (D)	California Global Warming Solutions Act of 2006	Failed

## Conservation & Water Use Efficiency

AB 1654	Rubio (D)	Water Conservation	Gutted and Amended
AB 1668	Friedman (D)	Water Management Planning	Chaptered
AB 2038	Gallagher (R)	Countywide Drought and Water Shortage Contingency Plans	Failed
AB 2283	Holden (D)	Income Taxes: Exclusion: Turf Removal Program	Failed
AB 2371	Carrillo (D)	Water Use Efficiency: Landscape Irrigation	Chaptered
AB 2475	Ting (D)	State Owned Property: Sustainable Landscaping	Failed
AB 3035	Rubio (D)	Water Supply	Failed
AB 3170	Friedman (D)	Sales and Use Taxes: Exemptions: Water Efficiency	Failed
SB 606	Hertzberg (D)	Water Management Planning	Chaptered
SB 952	Anderson (R)	Water Conservation: Local Water Supplies	Failed
SCA 9	Glazer (D)	Property Tax: New Construction Exclusion: Rain Water	Chaptered

## Consolidations

AB 1577	Gipson (D)	California Safe Drinking Water Act: Sativa-Los Angeles County	Chaptered
AB 2050	Caballero (D)	Small System Water Authority Act	Vetoed
AB 2179	Gipson (D)	Municipal Corporations: Public Utility Service	Chaptered

## Consolidations (cont'd)

AB 2339	Gipson (D)	Water Utility Service: Sale of Water Utility Property	Chaptered
AB 2501	Chu (D)	Drinking Water State Administrators: Service Extension	Chaptered
SB 1215	Hertzberg (D)	Provision of Sewer Service: Disadvantaged Communities	Chaptered

## Contracts

AB 2003	Daly (D)	Public Contracts: Sanitation Districts	Failed
AB 1080	Gonzalez (D)	Public Contracts: Bid Preferences: Employee Health Care	Vetoed
AB 1552	Quirk-Silva (D)	Large Public Utilities: Timely Payment of Subcontractors	Failed
AB 2249	Cooley (D)	Public Contracts: Local Agencies: Alternative Procedure	Chaptered
AB 2353	Frazier (D)	Construction Defects: Actions	Failed
AB 2401	Flora (R)	Public Contracts: Skilled and Trained Workforce	Failed
SB 914	Dodd (D)	Local Agency Contracts: At-Risk Construction Contracts	Chaptered
SB 1077	Wilk (R)	Construction Contracts: Wrap Up Insurance	Failed

## Dams & Dam Safety

AB 2516	Eggman (D)	Dams: Reservoir Restrictions	Chaptered
SB 955	Nielsen (R)	Oroville Dam: Citizens Advisory Commission	Chaptered

## Energy & Alternate Energy

AB 893	Garcia E (D)	California Renewables Portfolio Standard Program	Failed
AB 1745	Ting (D)	Vehicles: Clean Cars 2040 Act	Failed
AB 2077	Limon (D)	Electricity: Local Government Renewable Energy Program	Failed
AB 2145	Reyes (D)	Vehicular Air Pollution	Chaptered
AB 2149	Chen (R)	Hazardous Materials: Green Ribbon Science Panel	Failed
AB 2208	Aguiar-Curry (D)	Renewables Portfolio Standard Program	Failed
AB 2278	Berman (D)	Local Government Renewable Energy Self Generation	Failed
AB 2345	Reyes (D)	Renewable Energy: Shared Renewable Energy Tariffs	Failed
AB 2695	Ting (D)	Self Generation Incentives: Energy Storage Systems	Failed
AB 2814	Gray (D)	California Renewables Portfolio Standard Program	Failed
AB 3001	Bonta (D)	Zero Emissions Buildings and Sources of Heat Energy	Failed
SB 100	de Leon (D)	Renewables Portfolio Standard: Greenhouse Gases	Chaptered
SB 692	Allen (D)	Transmission: Transmission and Wheeling Access Charges	Failed
SB 700	Wiener (D)	Self Generation Incentive Program	Chaptered
SB 1256	Morrell (R)	Community Choice Aggregators	Failed
SB 1347	Stern (D)	Energy Storage Systems: Procurement	Failed



## Energy & Alternate Energy (cont'd)

SB 1399	Wiener (D)	Renewable Energy: Shared Renewable Energy Tariffs	Failed
SJR 20	Hertzberg (D)	Electrical Grid	Adopted

## Finance & Fees

AB 1547	Quirk-Silva (D)	State Finance: Financing Authorities	Chaptered
AB 1748	Steinorth (R)	Property Taxation: Base Year Value Transfer	Failed
AB 1770	Steinorth (R)	Local Government: Investments	Chaptered
AB 1937	Santiago (D)	Public Employment: Payroll Deductions	Failed
AB 2198	Obernolte (R)	State Government: FISCal: Transparency	Chaptered
AB 2268	Reyes (D)	Local Government Finance: Property Tax Revenue	Failed
AB 2916	Grayson (D)	Property Tax Revenue Allocations: Fire Districts	Failed
AB 2985	Nazarian (D)	Property Taxation	Failed
AB 3203	Kiley (R)	Property Taxation	Failed
AB 3253	B&F	Local Government: Financial Affairs	Failed
ACA 19	Mayes (R)	Local Government Taxation: Voter Approval	Failed
ACA 21	Mayes (R)	State Infrastructure: Funding: Investment Fund	Failed
ACA 29	Melendez (R)	Taxation: Voter Approval	Failed
ACR 40	Ting (D)	Legislature: State Budget: Zero-Based Budgeting	Failed
SB 558	Glazer (D)	Property Taxation: New Construction Exclusion	Chaptered
SB 961	Allen (D)	Enhanced Infrastructure Financing Districts	Chaptered
SB 1133	Portantino (D)	Water Quality Control Plans: Funding	Chaptered
SB 1202	Stone (R)	Land Use: Development Fees	Chaptered
SB 1293	Lara (D)	State Auditor: High Risk Local Government Agency Audits	Chaptered
SCA 4	Hertzberg (D)	Water Conservation	Failed

## Grants & Loans

AB 1989	Mathis (R)	Water and Wastewater Loan and Grant Program	Failed
AB 1991	Mathis (R)	Safe Drinking Water State Revolving Fund	Failed
AB 2060	Garcia E (D)	Water: Grants: Advanced Payments	Vetoed
AB 2064	Gloria (D)	Integrated Regional Water Management Plans: Grants	Vetoed
AB 2252	Limon (D)	State Grants: State Grant Administrator	Chaptered
AB 2541	Salas (D)	Safe Drinking Water State Revolving Fund	Chaptered
AB 2692	Arambula (D)	Drinking Water: Infrastructure Funding	Failed
ACA 28	Mathis (R)	Water: Projects: Funding	Failed
SB 979	Cannella (R)	Water Quality, Supply, and Infrastructure Act of 2014	Failed
SB 1364	Vidak (R)	Safe, Clean, Reliable Water Supply Act	Failed

## Graywater

AB 2042	Steinorth (R)	Personal Income Tax Credits: Graywater Reuse Systems	Failed
SB 966	Wiener (D)	Onsite Treated Nonpotable Water Systems	Chaptered

## Green House Gas Emissions

AB 1945	Garcia E (D)	Greenhouse Gas Reduction Fund: Investment Plan	Vetoed
AB 2195	Chau (D)	Natural Gas: Out of State Sources: Greenhouse Gases	Chaptered
AB 2378	Salas (D)	Greenhouse Gas Reduction Fund: Report	Failed
AB 2492	Salas (D)	Medium Duty Vehicles: Pilot Program	Failed
AB 2726	Levine (D)	Global Warming Solutions Act: Consumption Accounting	Failed
AB 3113	Fong (R)	California Global Warming Solutions Act of 2006	Failed
AB 3202	Burke (D)	California Renewables Portfolio Standard Program	Failed
ACA 1	Mayes (R)	Greenhouse Gas Reduction Reserve Fund	Adopted
SB 121	B&FR	Greenhouse Gas Reduction Fund: Expenditure Plan	Gutted and Amended
SB 985	Morrell (R)	California Renewables Portfolio Standard Program	Failed
SB 1110	Bradford (D)	Energy: California Renewables Portfolio Program	Chaptered
SB 1209	Leyva (D)	California Global Warming Solutions Act of 2006: Rules	Failed

## Groundwater

AB 321	Mathis (R)	Groundwater Sustainability Agencies	Chaptered
AB 1944	Garcia E (D)	Sustainable Groundwater Management: San Luis Rey Valley	Chaptered
AB 2649	Bloom (D)	State Water Project: Water Supply Contracts	Failed
AB 2828	Friedman (D)	Waste Discharge Requirements: Oil and Gas Operations	Failed
AB 3182	Cooley (D)	Oil and Gas: Well Abandonment	Failed

## Human Resources

AB 1565	Thurmond (D)	Labor Related Liabilities: Direct Contractor	Chaptered
AB 1867	Reyes (D)	Employment Discrimination: Sexual Harassment	Vetoed
AB 1870	Reyes (D)	Employment Discrimination: Limitation of Actions	Vetoed
AB 1938	Burke (D)	Employment Discrimination: Familial Status	Failed
AB 1976	Limon (D)	Employment: Lactation Accommodation	Chaptered
AB 2017	Chiu (D)	Public Employers: Employee Organizations	Failed
AB 2055	Levine (D)	Legislative Ethics: Harassment: Education: Lobbying	Chaptered
AB 2069	Bonta (D)	Medical Cannabis: Employment Discrimination	Failed
AB 2154	Bonta (D)	Public Employment: Labor Relations: Release Time	Failed
AB 2165	Low (D)	Election Day Holiday	Failed

## Human Resources (cont'd)

AB 2223	Flora (R)	Wages: Written Statements	Failed
AB 2282	Eggman (D)	Salary History Information	Chaptered
AB 2334	Thurmond (D)	Occupational Injuries and Illness: Employer Reporting	Chaptered
AB 2366	Bonta (D)	Employment: Victims of Sexual Harassment: Protections	Failed
AB 2420	Quirk-Silva (D)	Workforce Development: Soft Skills Training	Chaptered
AB 2587	Levine (D)	Disability Compensation: Paid Family Leave	Chaptered
AB 2613	Reyes (D)	Failure to Pay Wages: Penalties	Failed
AB 2713	Rodriguez (D)	Public Employment: Sexual Harassment Tracking	Vetoed
AB 2770	Irwin (D)	Privileged Communications: By Former Employer	Chaptered
AB 2841	Gonzalez (D)	Sick Leave: Accrual and Use	Failed
AB 2970	Cooper (D)	Public Employees: New Employee Orientations	Failed
AB 3080	Gonzalez (D)	Employment Discrimination: Enforcement	Vetoed
AB 3234	Carrillo (D)	Overtime Compensation	Failed
AB 3243	L&E	Employment	Failed
ACA 15	Brough (R)	Public Employee Retirement Benefits	Failed
ACA 31	Cervantes (D)	Public Employee Salaries: Limit	Failed
SB 524	Vidak (R)	Employment: Violations: Good Faith Defense	Failed
SB 820	Leyva (D)	Settlement Agreements: Confidentiality	Chaptered
SB 937	Wiener (D)	Lactation Accommodation	Vetoed
SB 994	Gaines T (R)	Employees: Leave Provisions: Database	Failed
SB 1252	Pan (D)	Wages: Records: Inspection and Copying	Chaptered
SB 1300	Jackson (D)	Employment Practices: Discrimination and Harassment	Chaptered
SB 1343	Mitchell (D)	Employers: Sexual Harassment Training: Requirement	Chaptered
SB 1412	Bradford (D)	Applicants for Employment: Criminal History	Chaptered

## Information Technology

AB 1906	Irwin (D)	Information Privacy: Connected Devices	Chaptered
AB 2087	Waldron (R)	State Government Operations: Technology Modernization	Failed
AB 2163	Grayson (D)	Department of Technology: GIS Data: Installations	Vetoed
AB 2182	Levine (D)	Privacy: Personal Information: Breach: Disclosure	Failed
AB 2678	Irwin (D)	Privacy: Personal Information: Breach: Notification	Failed
AB 2812	Limon (D)	Data Storage and Protection Standards: Local Agencies	Failed

## Invasive Species

AB 2470	Grayson (D)	Invasive Species Council of California	Chaptered
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## Local Area Formation Commission & Local Governments

AB 2258	Caballero (D)	Local Agencies Formation Commissions: Grant Program	Vetoed
AB 3254	LGOV	Local Government Organization: Omnibus	Chaptered
SB 1122	Nguyen (R)	Local Government	Failed
SB 1498	GOV&FIN	Local Government Omnibus Act	Chaptered

## Miscellaneous

AB 33	Quirk (D)	2017 Northern California Wildfires	Failed
AB 937	Eggman (D)	Plastic Products: Commercial Agricultural Mulch Film	Failed
AB 1097	Levine (D)	Department of Fish and Wildlife: Natural Areas Program	Gutted and Amended
AB 1270	Gallagher (R)	Dams and Reservoirs: Inspections and Reporting	Chaptered
AB 1337	Patterson (R)	Fish and Game Commission: Meetings and Hearings	Vetoed
AB 1750	McCarty (D)	Elected Officials: Sexual Harassment Settlements	Failed
AB 1771	Bloom (D)	Planning and Zoning: Regional Housing Needs Assessment	Chaptered
AB 1792	Frazier (D)	Affordable Housing Authorities: Infrastructure	Failed
AB 1838	BUDG	Local Government: Taxation: Prohibition: Groceries	Chaptered
AB 1877	Limon (D)	Office of Emergency Services: Communications	Chaptered
AB 1889	Caballero (D)	Santa Clara Valley Water District	Chaptered
AB 1914	Flora (R)	Underground Installations: Excavations	Chaptered
AB 1917	Steinorth (R)	Common Interest Developments	Failed
AB 1918	Garcia E (D)	Office of Sustainable Outdoor Recreation	Vetoed
AB 1920	Grayson (D)	Impersonation: Search and Rescue Personnel	Chaptered
AB 1980	Quirk (D)	Statute of Limitations: Hazardous Materials	Chaptered
AB 2035	Mullin (D)	Affordable Housing Authorities	Chaptered
AB 2063	Aguiar-Curry (D)	California Financing Law: PACE Program Administrators	Chaptered
AB 2065	Ting (D)	Local Agencies: Surplus Land	Failed
AB 2123	Cervantes (D)	District Based Elections	Chaptered
AB 2132	Levine (D)	Building Permit Fees: Waiver	Chaptered
AB 2137	Mayes (R)	Regional Park and Open Space Districts: General Manager	Chaptered
AB 2150	Chen (R)	California Financing Law: PACE: Commissioner Composite Report	Failed
AB 2181	McCarty (D)	Cities	Failed
AB 2288	Brough (R)	Counties: Auditor	Failed
AB 2320	Brough (R)	Subdivision Map Act: Fees	Failed
AB 2346	Quirk (D)	Public Utilities: Rates: Wildfire Expenses	Vetoed
AB 2534	Limon (D)	Public Resources: Environmental Education	Vetoed
AB 2543	Eggman (D)	State Agencies: Infrastructure Project Budget	Chaptered

## Miscellaneous (cont'd)

AB 2545	Gallagher (R)	Department of Fish and Wildlife: Alteration Agreements	Failed
AB 2627	Kalra (D)	Migratory Nongame Birds: Migratory Bird Treaty Act	Failed
AB 2636	Garcia E (D)	Attorney General: Environmental Justice Fund	Failed
AB 2645	Patterson (R)	Greenhouse Gas Reduction Fund: Forestry and Fire	Failed
AB 2671	Fong (R)	Regulations: Legislative Review: Regulatory Reform	Failed
AB 2697	Gallagher (R)	Nesting Bird Habitat Incentive Program: Idled Lands	Chaptered
AB 2729	Muratsuchi (D)	California State Auditor	Failed
AB 2822	Obernolte (R)	California State Auditor: High Risk Local Agency Audit	Chaptered
AB 2966	Aguiar-Curry (D)	Disaster Relief	Failed
AB 2975	Friedman (D)	Wild and Scenic Rivers	Chaptered
AB 3050	Flora (R)	Government Tort Claims	Failed
AB 3123	Limon (D)	Utilities Owned by Municipal Corporations	Failed
AB 3134	Nazarian (D)	Professional Engineers	Failed
AB 3221	Gray (D)	California Infrastructure and Economic Development	Failed
ACA 9	Obernolte (R)	Budget Bill: Passage Requirements	Failed
ACA 23	Melendez (R)	Legislative Committees: Prohibition on Holding Bills	Failed
SB 720	Allen (D)	Environmental Education: Environmental Principles	Chaptered
SB 821	Jackson (D)	Emergency Notification: County Jurisdictions	Chaptered
SB 959	Beall (D)	Water Corporation: Advice Letters	Chaptered
SB 963	Allen (D)	Water Replenishment Districts	Chaptered
SB 1301	Beall (D)	State Permitting: Environment: Processing Procedures	Vetoed
SB 1461	Wilk (R)	Water Corporations: Rates: Rate of Return	Failed
SB 1496	GOV&FIN	Validations	Chaptered
SB 1497	GOV&FIN	Validations	Chaptered
SB 1499	GOV&FIN	Validations	Chaptered
SCR 90	Roth (D)	Joseph Tavaglione Interchange	Failed

## Property Assessed Clean Energy Program

SB 1087	Roth (D)	PACE Program: Program Administrators	Chaptered
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## Public Employee Retirement System & Pension Reform

AB 161	Levine (D)	Public Employees' Retirement: Pension Fund Management	Failed
AB 1912	Rodriguez (D)	Public Employees' Retirement: Joint Powers Agreements	Chaptered
AB 2196	Cooper (D)	Public Employees Retirement: Service Credit: Payments	Chaptered
AB 2310	Aguiar-Curry (D)	Public Employees' Retirement System: Members	Chaptered

## Public Employee Retirement System & Pension Reform (cont'd)

AB 2415	Calderon I (D)	Public Employees' Retirement System	Chaptered
AB 2571	Gonzalez (D)	Public Employee Retirement Systems: Investments	Failed
AB 3150	Brough (R)	Public Employees Retirement: Annual Audits	Failed
AB 3235	Grayson (D)	Public Employees' Retirement	Failed
AB 3245	PERS&SS	Public Employees' Retirement	Failed
SB 783	Pan (D)	Public Employee Pension Funds: Divestment Proposals	Failed
SB 1022	Pan (D)	Public Employees Retirement System: Administration	Chaptered
SB 1031	Moorlach (R)	Public Employee's Retirement: Cost of Living	Failed
SB 1032	Moorlach (R)	California Public Employees' Retirement System	Failed
SB 1033	Moorlach (R)	Public Employees Retirement: Reciprocal Benefits	Failed
SB 1060	Mendoza (D)	Public Employees Retirement Law: Employer Contributions	Failed
SB 1124	Leyva (D)	Public Employees' Retirement System: Compensation	Vetoed
SB 1413	Nielsen (R)	Public Employees Retirement: Pension Prefunding	Chaptered
SCA 8	Moorlach (R)	Public Employee Retirement Benefits	Failed

## Public Records & Transparency

AB 2225	Limon (D)	Government: Storing and Recording: Public Records	Chaptered
AB 3084	Levine (D)	Public Employees: Other Postemployment Benefits	Failed
SB 929	McGuire (D)	Special Districts: Internet Web Sites	Chaptered
SB 1244	Wieckowski (D)	Pubic Records: Disclosure	Chaptered

## Public Works

AB 3155	Cooper (D)	Public Works: Definition	Failed
AB 3242	L&E	Public Works: Labor Compliance	Failed

## Recycled Water

AB 3062	Harper (R)	Recycled Water: Recycling Criteria	Failed
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## Redevelopment

AB 3037	Chiu (D)	Community Redevelopment Law	Failed
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## Sacramento-San Joaquin Bay Delta

AB 792	Frazier (D)	Sacramento-San Joaquin Delta: Stewardship Council	Failed
AB 793	Frazier (D)	Sacramento-San Joaquin Delta: Financing	Failed
AB 1876	Frazier (D)	Sacramento San Joaquin Delta: Delta Plan	Failed
AB 2441	Frazier (D)	Sac San Joaquin Delta: Abandoned Commercial Vessels	Chaptered

## State Water Resources Control Board

SB 1140 ..... Berryhill (R)..... State Water Resources Control Board..... Failed

## State Water Project

AB 3045..... Gallagher (R)..... Natural Resources Agency: State Water Project..... Failed

## Stormwater

AB 2538..... Rubio (D)..... Municipal Separate Storm Sewer Systems..... Vetoed

## Urban Water Management Plans

AB 2242..... Rubio (D)..... Urban Water Management Planning ..... Failed

AB 2266..... Bigelow (R)..... Urban Water Management Plans: Adoption ..... Failed

## Water

AB 176..... Salas (D)..... Water Project: Friant-Kern Canal..... Failed

AB 2937..... Nazarian (D)..... California Water Plan..... Failed

SB 519 ..... Beall (D) ..... Santa Clara Valley Water District.....Gutted and amended

SB 919 ..... Dodd (D) ..... Water Resources: Stream Gages ..... Failed

## Water Affordability

SB 998 ..... Dodd (D) ..... Discontinuation of Residential Water Service..... Chaptered

## Water Quality

AB 1529..... Thurmond (D)..... Drinking Water: Cross-Connection or Backflow Prevention..... Vetoed

AB 2053..... Quirk (D) ..... Freshwater and Estuarine Harmful Algal Bloom Program ..... Failed

AB 2072..... Quirk (D) ..... State Water Resources Control Board: Contaminants..... Failed

AB 2277..... Mathis (R) ..... Solid Waste Facilities: Pharmaceutical Waste..... Failed

AB 2370..... Holden (D) ..... Lead Exposure: Child Daycare Facilities ..... Chaptered

AB 2728..... Chen (R)..... Replacement of Corroded or Lead-containing Plumbing ..... Failed

AB 2957..... Gallagher (R)..... Water: Institute for Water Innovation and Technology ..... Failed

AB 3116..... Cooley (D) ..... Ballast Water..... Failed

SB 212 ..... Jackson (D)..... Solid Waste: Pharmaceutical and Sharps Waste..... Chaptered

SB 934 ..... Allen (D)..... Water Quality: Minor Violations .....Gutted and amended

SB 1263 ..... Portantino (D)..... Ocean Protection Council: Microplastics Strategy..... Chaptered

SB 1422 ..... Portantino (D)..... Safe Drinking Water Act: Microplastics..... Chaptered

## Water Rights

AB 313	Gray (D)	Water	Vetoed
AB 2815	Gray (D)	Water Rights: Appropriations of Water	Failed

## Water Supply

AB 2241	Rubio (D)	The Open and Transparent Water Data Act	Failed
AB 2849	Stone (D)	Sierra Nevada Conservancy: Watershed Improvement	Chaptered
AB 2900	ENVS&TOXM	Proposed New Public Water System: Preliminary Report	Chaptered
AB 3056	Harper (R)	Desalinated Water	Failed
AB 3102	Gray (D)	Lake or Streambed Alteration Agreements	Failed
AB 3214	Fong (R)	Water Appropriations: Permits	Failed

## Water Use Efficiency

AB 3206	Friedman (D)	Water Conservation: Water Meters: Accuracy	Failed
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## Water Accessibility

SB 844	Monning (D)	Water Quality: Agricultural Safe Drinking Water Fees	Failed
SB 845	Monning (D)	Safe and Affordable Drinking Water Fund	Failed

## Water Conservation

AB 2062	Maienschein (R)	State Highways: Landscaping	Chaptered
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## Workers Compensation

AB 553	Daly (D)	Workers' Compensation: Return to Work Program	Vetoed
AB 1697	INS	Workers' Compensation	Vetoed
AB 1749	Daly (D)	Workers Compensation: Off Duty Peace Officer	Chaptered
AB 2586	Mayes (R)	Workers' Compensation	Failed
AB 2807	Chen (R)	Workers' Compensation and Liability Insurance	Failed
AB 3025	Carrillo (D)	Workers Compensation: Advertisements	Failed
SB 1069	Mendoza (D)	Workers Compensation	Failed
SB 1123	Jackson (D)	Disability Compensation: Paid Family Leave	Chaptered



# CHAPTERED LEGISLATION

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<b>AB 321</b> Mathisn (R)  <i>Chapter No. 2017-67</i>	<b>Groundwater Sustainability Agencies</b>  Includes farmers, ranchers, and dairy professionals in the agricultural users whose interests a groundwater sustainability agency is required to consider for sustainability plans..  <b>EMWD's Position: Support</b> <b>Reviewed by: John Daverin, Kelley Gage</b>	<b>Priority: B</b>
<b>AB 1270</b> Gallagher (R)  <i>Chapter No. 2018-3</i>	<b>Dams and Reservoirs: Inspections and Reporting</b>  Amends existing law that requires the Department of Water Resources to inspect dams, reservoirs, and appurtenant structures once per fiscal year. Requires the owner of a dam to operate critical outlet and spillway control features on an annual basis and to demonstrate their full operability in the presence of the Department. Provides certain inspection reports may be withheld from public release. Requires the Department to provides specified information on its website.  <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>
<b>AB 1547</b> Quirk-Silva (D)  <i>Chapter No. 2018-645</i>	<b>State Finance: Financing Authorities</b>  Abolishes the State Industrial Development Financing Advisory Commission. Transfers any moneys, including interest earned, in the Industrial Development Fund to the State Debt Limit Allocation Committee Fund. Appropriates those moneys to the State Pollution Control Financing Authority to reimburse this authority for its administrative costs related to the abolishment of the Advisory Commission.  <b>EMWD's Position: Watch</b> <b>Reviewed by: Charles Turner, Heidi Schrader</b>	<b>Priority: C</b>
<b>AB 1565</b> Thurmond (D)  <i>Chapter No. 2018-528</i>	<b>Labor Related Liabilities: Direct Contractor</b>  Requires a direct contractor or a subcontractor of the state to include a specified provision in its contract that lists the specific documents or information that the direct contractor or subcontractor will require a lower tiered subcontractor to produce before the direct contractor or subcontractor is allowed to withhold any disputed payments from the lower tiered subcontractor under certain provisions related to state obligations and remedies.  <b>EMWD's Position: Watch</b> <b>Reviewed by: Denise Bowman, Dan Howell</b>	<b>Priority: C</b>

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**AB 1668**

Friedman (D)

*Chapter No. 2018-15***Water Management Planning**

Requires the State Water Resources Control Board to adopt long term standards for the efficient use of water and performance measures for certain water uses. Requires the Department to conduct necessary studies and investigations and authorizes them to recommend to the Legislature a standard for indoor residential water use. Imposes civil liability for a violation of an order or regulation issued pursuant to these provisions, as specified.

**EMWD's Position: Oppose unless amended****Priority: A****Reviewed by: Elizabeth Lovsted**

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**AB 1770**

Steinorth (R)

*Chapter No. 2018-271***Local Government: Investments**

Revises the maximum remaining maturity requirement regarding investment in securities by a local agency. Eliminates the requirement that the securities issuer be rated A or its equivalent, or better, for the issuer's debts as provided by an NRSRO.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner, Debby Cherney**

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**AB 1771**

Bloom (D)

*Chapter No. 2018-989***Planning and Zoning: Regional Housing Needs Assessment**

Amends the Planning and Zoning Law. Authorizes members of the public to make an electronic request for the proposed methodology that furthers the objectives by a Regional Housing Needs Allocation Plan. Authorizes a local government to appeal to the Council of Governments for a revision of the share of the proposed regional housing need. Specifies criteria for the appeal. Requires the local Council of Governments to notify all other governments of all appeals.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1804**

Berman (D)

*Chapter No. 2018-670***Environmental Quality Act: Exemption: Housing Projects**

Exempts from Environmental Quality Act residential or mixed use housing projects, as defined, located in unincorporated areas of a county meeting certain requirements. Requires a lead agency to file a notice of exemption with the Office of Planning and Research and the county clear in the county which the project is located.

**EMWD's Position: Watch****Priority: C****Reviewed by: Kelley Gage**

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**AB 1838**

Budget Cmt

*Chapter No. 2018-61***Local Government: Taxation: Prohibition: Groceries**

Prohibits the imposition, increase, levy and collection, or enforcement by a local agency of any tax, fee, or other assessment on groceries. Allows a local agency to continue to levy and collect, enforce, or reauthorize any tax, fee, or other assessment on groceries imposed, extended, or increased on or before a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1877**

Limon (D)

*Chapter No. 2018-630***Office of Emergency Services: Communications**

Requires the Office of Emergency Services to create a library of translated emergency notifications and a translation style guide. Requires designated alerting authorities to consider using the library and translation style guide that may be used when issuing emergency notifications to the public. Authorizes the Office to require a city, county, or city and county to translate emergency notifications as a condition of approving its application to receive grants.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1889**

Caballero (D)

*Chapter No. 2018-251***Santa Clara Valley Water District**

Prohibits the Board of Directors of the Santa Clara Valley Water District to annually adopt a written policy describing why more than a specified number of meetings per month are necessary for the effective operation of the District, if the it compensates its members for more than the specified number of meetings in a calendar month.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1906**

Irwin (D)

*Chapter No. 2018-860***Information Privacy: Connected Devices**

Requires a manufacturer of a connected device, as those terms are defined, to equip the device with a reasonable security feature or features that are appropriate to the nature and function of the device, appropriate to the information it may collect, contain, or transmit, and designed to protect the device and any information contained therein from unauthorized access, destruction, use, modification, or disclosure.

**EMWD's Position: Watch****Priority: C****Reviewed by: Mike Malone**

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**AB 1912**

Rodriguez (D)

*Chapter No. 2018-909***Public Employees' Retirement: Joint Powers Agreements**

Specifies that the parties to a joint powers agreement may not specify otherwise with respect to retirement liabilities of the agency, if the agency contracts with a public retirement system. Eliminates an authorization for a party to a joint powers agreement to separately contract or assume responsibilities for specific debts, liabilities, or obligations of the agency. Requires member agencies to mutually agree to the apportionment of the agency's retirement obligations among themselves.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 1914**

Flora (R)

*Chapter No. 2018-708***Underground Installations: Excavations**

Authorizes an excavator to use certain equipment prior to determining the exact location of a subsurface installation. Requires the State Underground Facilities Safe Excavation Board to adopt regulations to implement this provision on or before a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 1920**

Grayson (D)

*Chapter No. 2018-252***Impersonation: Search and Rescue Personnel**

Makes it a misdemeanor for a person, who is not an officer or member of a government agency managed or affiliated search and rescue unit or team, with the intent of fraudulently impersonating an officer or member of that government agency, to willfully wear, exhibit, or use the badge, authorized uniform, insignia, emblem, device, label, certificate, card, or writing of a government agency managed or affiliated search and rescue unit or team.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1944**

Garcia E (D)

*Chapter No. 2018-255***Sustainable Groundwater Management: San Luis Rey Valley**

Divides the San Luis Rey Valley Groundwater Basin into an upper and lower subbasin. Designates the subbasins as medium priority until the Department of Water Resources reassesses basin prioritization. Requires water beneath the surface of the ground within the Upper San Luis Rey Valley Groundwater Subbasin to be included within the definition of groundwater for the purposes of the Sustainable Groundwater Management Act by any groundwater sustainability agency.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 1976**

Limon (D)

*Chapter No. 2018-940***Employment: Lactation Accommodation**

Relates to lactation accommodations in employment. Requires an employer to make reasonable efforts to provide an employee with the use of a room or other location, other than a bathroom, for these purposes. Deems an employer to be in compliance with the requirement of providing a lactation location if the employer makes available a temporary lactation location that meets specified conditions, including that the temporary lactation location be used only for lactation purposes.

**EMWD's Position: Neutral****Priority: D****Reviewed by: Denise Bowman**

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**AB 1980**

Quirk (D)

*Chapter No. 2018-141***Statute Of Limitations: Hazardous Materials**

Relates to existing law which requires that actions for civil penalties or punitive damages relating to hazardous waste and hazardous substances be commenced within 5 years after the discovery by the agency bringing the action. Includes actions relating to aboveground storage of petroleum within the 5-year limitations period.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 2035**

Mullin (D)

*Chapter No. 2018-862***Affordable Housing Authorities**

Establishes alternative purposes for which housing funds may be spent, including expending all housing funds for the development of very low income housing or for one or more activities relating to the rehabilitation, expansion, or construction of emergency shelters, supportive housing, or transitional housing, or any combination thereof. Authorizes an authority to issue bonds in conformity with the Housing Authorities Law and to finance water, sewer, and other public infrastructure necessary.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2055**

Levine (D)

*Chapter No. 2018-964***Legislative Ethics: Harassment: Education: Lobbying**

Requires that an orientation course conducted semiannually by the legislative ethics committees of each house of the Legislature to include information on each house of the Legislature's policies against harassment, including sexual harassment, in connection with lobbying activities.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Denise Bowman**

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**AB 2062**

Maienschein (R)

*Chapter No. 2018-165***State Highways: Landscaping**

Requires planting projects undertaken or approved by the Department of Transportation to include, when appropriate and consistent with integrated pest management strategies, state native wildflowers, and native and climate appropriate vegetation as an integral and permanent part of the planting design, with priority given to those species of wildflower, and native and climate appropriate vegetation that will help rebuild pollinator populations.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2063**

Aguiar-Curry (D)

*Chapter No. 2018-813***Financing Law: Property Assessed Clean Energy program Program Administrators**

Amends the state's Financing Law. Requires a Property Assessed Clean Energy program administrator to establish and maintain a process for enrollment and for cancellation of a Property Assessed Clean Energy program solicitor and a Property Assessed Clean Energy program solicitor agent. Clarifies that the terms Property Assessed Clean Energy program solicitor and Property Assessed Clean Energy program solicitor agent do not include a person who only solicits a property owner to enter into an assessment contract with a person who is not considered a program administrator. Provides restrictions on home improvement contracts.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2123**

Cervantes (D)

*Chapter No. 2018-277***District Based Elections**

Permits a political subdivision and a prospective plaintiff bringing an action under the state Voting Rights Act to enter into a written agreement to extend the time period during which a prospective plaintiff is prohibited from commencing an action in order to provide additional time to conduct public outreach, encourage public participation, and receive public input. Requires a schedule of the public outreach events to be published on the subdivision's web site.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2132**

Levine (D)

*Chapter No. 2018-386***Building Permit Fees: Waiver**

Authorizes cities and counties to waive or reduce all building permit fees for improvements to the home of a person of a specified age with a qualifying disability that are made to accommodate that disability.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2137**

Mayes (R)

*Chapter No. 2018-278***Regional Park and Open SProperty Assessed Clean Energy program Districts: General Manager**

Makes a monetary limit by which the General Manager of any park or open sProperty Assessed Clean Energy program district, with District Board approval, may bind the district, in accordance with Board policy that has been adopted in an open meeting, and without advertising, for the payment for supplies, materials, labor, or other valuable consideration for any purpose.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2179**

Gipson (D)

*Chapter No. 2018-863***Municipal Corporations: Public Utility Service**

Authorizes a municipal corporation to utilize the alternative procedures to lease, sell, or transfer that portion of a municipal utility used for furnishing sewer service outside the boundaries of the municipal corporation.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 2195**

Chau (D)

*Chapter No. 2018-371***Natural Gas: Out of State Sources: Greenhouse Gases**

Requires the State Air Resources Board to quantify and publish annually the amount of greenhouse gas emissions resulting from the loss or release of uncombusted natural gas to the atmosphere and emissions from flares during all processes associated with the production, processing, and transporting of natural gas imported into the state from out of state sources beginning on a certain date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Dan Howell**

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**AB 2196**

Cooper (D)

*Chapter No. 2018-168***Public Employees Retirement: Service Credit: Payments**

Amends the Public Employees' Retirement Law. Permits the member, survivor, or beneficiary, as an alternative, to elect to receive an allowance that is reduced by the actuarial equivalent of any balance remaining unpaid or recalculated, on or after a certain date. Provides for lump sum payments. Relates to retirement formulas.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**AB 2198**

Obernolte (R)

*Chapter No. 2018-186***State Government: FISCal: Transparency**

Relates to the FISCal system, which is a single integrated financial management system for the state. Expands the expenditure data to which the public is required to have access using an Internet Web site to include special fund expenditure data.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**AB 2225**

Limon (D)

*Chapter No. 2018-535***Government: Storing and Recording: Public Records**

Requires the Secretary of State, in consultation with the Department of Technology, to approve and adopt appropriate uniform statewide standards, as specified, for the purpose of storing and recording public records in electronic media or in a cloud computing storage system. Requires all public records stored or recorded in electronic media or cloud computing service by an agency to comply with a trusted system, as defined.

**EMWD's Position: Watch****Priority: C****Reviewed by: Michelle Herrington**

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**AB 2249**

Cooley (D)

*Chapter No. 2018-169***Public Contracts: Local Agencies: Alternative Procedure**

Authorizes public projects of a specified amount or less to be performed by the employees of a public agency. Authorizes public projects of a specified amount or less to be let to contract by informal procedures. Requires public projects of more than a specified amount to be let to contract by formal bidding procedures. Creates the Uniform Construction Cost Accounting Commission.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bruce Mitzel**

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**AB 2252**

Limon (D)

*Chapter No. 2018-318***State Grants: State Grant Administrator**

Enacts the Grant Information Act. Requires the State Library to create a funding opportunities internet web portal that provides a centralized location for grant seekers to find state grant opportunities. Requires each state agency to register every grant the agency administers with the State Library on or before a certain date, prior to commencing a solicitation or award process for distribution of the grant. Requires each state agency to provide for the acceptance of electronic applications for any grant.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bonnie Wright**

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**AB 2282**

Eggman (D)

*Chapter No. 2018-127***Salary History Information**

Defines pay scale, reasonable request, and applicant. Authorizes an employer to ask about an applicant's salary expectation for the position being applied for. Authorizes an employer to make a compensation decision based on an employee's current salary, as long as any wage differential resulting from that compensation decision is justified by one or more specified factors, including a seniority system or a merit system.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 2310**

Aguiar-Curry (D)

*Chapter No. 2018-213***Public Employees' Retirement System: Members**

Relates to cost sharing provisions of Public Employees' Retirement System. Revises provisions under the Public Employees' Retirement Law to refer to a memorandum of understanding ratified by the employee bargaining unit and the governing body of the contracting agency. Requires these agreements to specify the methodology for calculating the cost sharing rate.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**AB 2334**

Thurmond (D)

*Chapter No. 2018-538***Occupational Injuries and Illness: Employer Reporting**

Amends existing law relating to the workers' compensation system. Permits the Office of Self Insurance Plans to use individually identifiable information to carry out its duties, as specified. Authorizes the Director to publish information regarding the costs of administration, workers' compensation benefit expenditures, and solvency and performance of public self insured employer workers' compensation programs, as specified. Relates to the Improve Tracking of Workplace Injuries and Illnesses rule.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman, Doug Hefley**

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**AB 2339**

Gipson (D)

*Chapter No. 2018-866***Water Utility Service: Sale of Water Utility Property**

Authorizes the City of El Monte, the City of Montebello, and the City of Willows to sell its public utility for furnishing water service for the purpose of consolidating its public water system with another, pursuant to specified procedures and certain conditions. Prohibits the City from selling the public utility for one year if half of interested persons, as defined, protest the sale.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 2341**

Mathis (R)

*Chapter No. 2018-298***Environmental Quality Act: Aesthetic Impacts**

Specifies that, except as provided, the aesthetic effects of projects meeting certain requirements are not significant effects on the environment for purposes of the Environmental Quality Act and that the lead agency is not required to evaluate the aesthetic of those projects.

**EMWD's Position: Watch****Priority: C****Reviewed by: Kelley Gage**

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**AB 2370**

Holden (D)

*Chapter No. 2018-676***Lead Exposure: Child Daycare Facilities**

Requires, as a condition of licensure, the health and safety training to include instruction in the prevention of lead exposure as a part of the preventive health practices course or courses component. Requires the child day care facility, upon enrolling or reenrolling any child, to provide the parent or guardian with written information on the risks and effects of lead exposure, blood lead testing recommendations and requirements, and options for obtaining blood lead testing.

**EMWD's Position: Support****Priority: B****Reviewed by: Al Javier, Danielle Coats, Jolene Walsh, Melanie Nieman, Samuel Kennard**

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**AB 2371**

Carrillo (D)

*Chapter No. 2018-867***Water Use Efficiency: Landscape Irrigation**

Authorizes a home inspection report on a dwelling unit, on a parcel containing an inground landscape irrigation system, to include certain information regarding the operation and observation of that system. Requires the Department of Water Resources to compile an estimate of the number of properties for which an irrigation system inspection report has been prepared. Requires a working group to complete tasks relating to water use associated with landscape plants.

**EMWD's Position: Support****Priority: A****Reviewed by: Elizabeth Lovsted**

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**AB 2415**

Calderon I (D)

*Chapter No. 2018-916***Public Employees' Retirement System**

Requires the Public Employees' Retirement System in the Board of Administration to appoint and fix the compensation of a Chief Operating Officer and a Chief Health Director. Prohibits the annual percentage increase in salary paid to a person who served as either on a specified date, and who does not separate from service in the position prior to the date on which the increase is applied, from exceeding a certain percentage for a specified fiscal year or for any subsequent fiscal year.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**AB 2420**

Quirk-Silva (D)

*Chapter No. 2018-216***Workforce Development: Soft Skills Training**

Specifies, with regard to contracts for the purpose of providing employment training, that job related basic and literacy skills training includes soft skills. Defines soft skills as behaviors and competencies to allow people to navigate professional environments, work well with colleagues, and perform up to standards for professional success.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2441**

Frazier (D)

*Chapter No. 2018-540***Sac San Joaquin Delta: Abandoned Commercial Vessels**

Amends existing law authorizing the State Lands Commission to take immediate action, without notice, to remove from areas in its jurisdiction a vessel that is left unattended and is moored, docked, beached, or made fast to land creating a hazard. Requires the Commission, upon receipt of funds appropriated by the Legislature and any federal or private funds for this purpose, to develop a plan for the removal of abandoned commercial vessels, as prescribed, by a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats; Jolene Walsh**

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**AB 2470**

Grayson (D)

*Chapter No. 2018-870***Invasive Species Council of California**

Establishes the Invasive Species Council of California to help coordinate a comprehensive effort to prevent the introduction of invasive species in the state and to advise state agencies how to facilitate coordinated, complementary, and cost effective control or eradication of invasive species that have entered or are already established in the state. Establishes the Invasive Species Account.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2501**

Chu (D)

*Chapter No. 2018-871***Drinking Water State Administrators: Service Extension**

Authorizes the State Water Resources Control Board to order consolidation with a receiving water system if a water system serving a disadvantaged community fails to provide an adequate supply of water. Authorizes the Board to contract with an administrator to provide managerial services to a public water system.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 2516**

Eggman (D)

*Chapter No. 2018-543***Dams: Reservoir Restrictions**

Requires the Department of Water Resources to post, and update annually on its website, a report containing the name of each reservoir subject to a restriction and the reservoir's associated downstream hazard potential classification, the effective date of the reservoir restriction, the reason for the restriction, and any actions, planned or completed, that the dam owner reports to address the restriction.

**EMWD's Position: Watch****Priority: C****Reviewed by: Jolene Walsh**

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**AB 2541**

Salas (D)

*Chapter No. 2018-217***Safe Drinking Water State Revolving Fund**

Amends existing law that grants funding, and principal forgiveness and financing on loans, from the Safe Drinking Water State Revolving Fund to a project for a water system with a service area that qualifies as a severely disadvantaged community. Authorizes the State Water Resources Control Board to provide complete grant funding, and principal forgiveness and financing on loans, from the Safe Drinking Water State Revolving Fund.

**EMWD's Position: Support****Priority: A****Reviewed by: Bonnie Wright, Debby Cherney**

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**AB 2543**

Eggman (D)

*Chapter No 2018-918***State Agencies: Infrastructure Project Budget**

Requires each state agency or department authorized to undertake any infrastructure project costing more than a specified sum to publicly post on its Internet Web site any change in the cost or schedule of the project that would result in the project exceeding its established budget by a certain percent or being delayed by a certain amount of time. Requires the posted information describes how much the project is expected to exceed its established budget or delay its construction schedule.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2587**

Levine (D)

*Chapter No. 2018-80***Disability Compensation: Paid Family Leave**

Concerns the family temporary disability insurance program, also known as the paid family leave program. Authorizes an employer to require an employee to take up to 2 weeks of earned but unused vacation before, and as a condition of, the employee's initial receipt of such benefits. Deletes an application of vacation leave to a certain waiting period, consistent with previous removal of said waiting period for these benefits.

**EMWD's Position: Watch****Priority: C****Reviewed by: Doug Hefley, Susan Barnes**

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**AB 2697**

Gallagher (R)

*Chapter No. 2018-588***Nesting Bird Habitat Incentive Program: Idled Lands**

Requires the Department of Fish and Wildlife to establish the Nesting Bird Habitat Incentive Program, which may include direct payments or other incentives, to encourage landowners to voluntarily cultivate or retain upland cover crops or other upland vegetation on idled lands to provide waterfowl, upland game bird, and other wildlife habitat cover for purposes, including, but not limited to, encouraging the use of idle agricultural lands for wildlife habitat.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**AB 2770**

Irwin (D)

*Chapter No. 2018-82***Privileged Communications: by Former Employer**

Includes among privileged communications complaints of sexual harassment by an employee, without malice, to an employer based on credible evidence and communications between the employer and interested persons regarding a complaint of sexual harassment. Authorizes an employer to answer, without malice, whether the employer would rehire an employee and whether or not a decision to not rehire is based on the employer's determination that the former employee engaged in sexual harassment.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 2782**

Friedman (D)

*Chapter No. 2018-193***California Environmental Quality Act**

Authorizes lead agencies, in describing and evaluating projects under the Environmental Quality Act, to consider specific economic, legal, social, technological, or other benefits of, and the negative impacts of denying, the project.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**AB 2822**

Obernolte (R)

*Chapter No. 2018-498***California State Auditor: High Risk Local Agency Audit**

Amends existing law authorizing the State Auditor to consult with the Controller, Attorney General, and other state agencies that have oversight responsibilities over any local government agency, to identify local governments that are at high risk. Authorizes the Auditor to review publicly available information to identify local governments that are at high risk. Codifies the incorporation of additional changes to specified provisions.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2849**

Stone (D)

*Chapter No. 2018-499***Sierra Nevada Conservancy: Watershed Improvement**

Establishes the Sierra Nevada Watershed Improvement Program, to be administered by the Conservancy, to protect, conserve, and restore the health and resilience of the watersheds and communities of the region, as prescribed. Defines tribal organization as an Indian tribe, band, nation, or other organized group or community, or a tribal agency authorized by a tribe and identified within the most current Federal Register, or listed on the Native American Heritage Commission contact list, or both.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2900**Env Safety & Toxic  
Material Cmt*Chapter No. 2018-195***Proposed New Public Water System: Preliminary Report**

Authorizes the State Water Resources Control Board to approve a preliminary technical report for construction of any water related improvements. Requires the preliminary technical report to include the type of each public water system with a service within a specified number of miles. Requires discussions of each adjacent community water system's feasibility of supplying domestic water to the proposed new service area.

**EMWD's Position: Support****Priority: A****Reviewed by: Danielle Coats**

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**AB 2975**

Friedman (D)

*Chapter No. 2018-221***Wild and Scenic Rivers**

Requires the removal or delisting of any river or segment of a river in the state that is included in the national wild and scenic rivers system and not in the state's system. Requires the Secretary of the Natural Resources Agency, after holding a public hearing on the issue, to determine whether the provision of state protection for the river or segment of the river that has been removed, delisted, or exempted from the federal system is in the best interest of the state.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Jolene Walsh**

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**AB 3254**Local Government  
Cmt*Chapter No. 2018-86***Local Government Organization: Omnibus**

Revises the definitions of affected territory and inhabited territory under the Local Government Reorganization Act of 2000 to include territory that is to receive extended services from a local agency, and additionally defines the term uninhabited territory for purposes of the Act.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 1**

Mayes (R)

*Chapter No. 2017-105***Greenhouse Gas Reduction Reserve Fund**

Creates the Greenhouse Gas Reduction Reserve Fund, in which all moneys collected by the State Air Resources Board as part of a market-based compliance mechanism.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 100**

de León (D)

*Chapter No. 2018-312***Renewables Portfolio Standard: Greenhouse Gases**

Amends existing law relating to the Renewables Portfolio Standard Program. Limits the applicability of the procurement exception for local publicly owned electric utilities and reduces the required threshold percentage of renewable energy resources received from its retail sales from large hydroelectric generation. Requires the Public Utilities Commission to take steps to ensure that a transition to a zero carbon electric system for the state does not cause greenhouse gas emissions increases elsewhere.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Jeff Wall**

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**SB 212**

Jackson (D)

*Chapter No. 2018-1004***Solid Waste: Pharmaceutical and Sharps Waste**

Establishes a stewardship program, under which a manufacturer or distributor of covered drugs or sharps, distributor, or other entity defined to be covered by the bill, would be required to establish and implement a stewardship program for covered drugs or for sharps. Authorizes an operator of a stewardship program, after the stewardship plan has been approved, to establish a mail back or other collection program for covered products for a county in which it operates.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats, Jolene Walsh**

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**SB 558**

Glazer (D)

*Chapter No. 2018-1***Property Taxation: New Construction Exclusion**

Excludes the construction or addition, on or after a specified date, of any rain water capture system from the property tax classifications of newly constructed and new construction.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted**

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**SB 606**

Hertzberg (D)

*Chapter No. 2018-14***Water Management Planning**

Requires an urban retail water supplier to calculate an urban water use objective and its actual urban water use by specified dates and requires a report. Authorizes the Department of Water Resources to waive these requirements for a maximum number of years. Imposes a civil liability for a violation of an order or regulation. Amends the Urban Water Management Planning Act. Provides certain requirements imposed on urban water suppliers.

**EMWD's Position: Oppose unless amended****Priority: A****Reviewed by: Elizabeth Lovsted**

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**SB 700**

Wiener (D)

*Chapter No. 2018-839***Self Generation Incentive Program**

Requires the Public Utilities Commission to adopt efficiency requirements for energy storage systems to ensure that eligible energy storage systems reduce the emissions of greenhouse gases. Specifies that generation technologies using nonrenewable fuels are not eligible for incentives under the program on or after a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**SB 720**

Allen (D)

*Chapter No. 2018-374***Environmental Education: Environmental Principles**

Expresses the findings and declarations of the Legislature that the state's environmental principles and concepts have been approved by specified authorities and have been embedded in specified curriculum frameworks adopted by the State Board of Education. Expresses the intent of the Legislature that the Superintendent of Public Instruction use the resources at his or her disposal to provide leadership to further specified goals of environmental literacy.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 820**

Leyva (D)

*Chapter No. 2018-953***Settlement Agreements: Confidentiality**

Prohibits a provision in a settlement agreement that prevents disclosure of factual information relating to certain claims of sexual assault, sexual harassment, or harassment or discrimination based on sex, that are filed in a civil or administrative action. Creates an exception, not applicable if a party is a government agency or public official, if the provision preventing disclosure is included within the settlement agreement at the request of the claimant.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 821**

Jackson (D)

*Chapter No. 2018-615***Emergency Notification: County Jurisdictions**

Authorizes each county to enter into an agreement to access the contact information of resident account holders through the records of a public utility or other agency responsible for water service, waste and recycling services, or other property related services, for the sole purpose of enrolling residents in a county operated public emergency warning system. Requires a county to include procedures for opting out of the system.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 914**

Dodd (D)

*Chapter No. 2018-108***Local Agency Contracts: At-Risk Construction Contracts**

Expands that authorization by authorizing a public entity, of which the members of the county board of supervisors make up the members of the governing body of that public entity, with the approval of its governing body, to utilize construction manager at-risk construction contracts.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bruce Mitzel**

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**SB 929**

McGuire (D)

*Chapter No. 2018-408***Special Districts: Internet Web Sites**

Requires every independent special district to maintain an Internet Web site that clearly lists contact information for the special district.

**EMWD's Position: Support****Priority: A****Reviewed by: Danielle Coats**

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**SB 955**

Nielsen (R)

*Chapter No. 2018-509***Oroville Dam: Citizens Advisory Commission**

Creates the Citizens Advisory Commission for Oroville Dam within the Natural Resources Agency. Requires the Department to provide the Commission with onsite tours of the Dam and its grounds. Requires the Department to provide all information reasonably requested by the Commission regarding the construction, rehabilitation, operation, maintenance, and management of the Dam.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Jolene Walsh**

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**SB 959**

Beall (D)

*Chapter No. 2018-409***Water Corporation: Advice Letters**

Requires water corporations with more than a specified number of service connections to maintain, for a certain period, on its website an archive of all advice letters that are pending, approved, or rejected on or after a certain date, in a specified manner.

**EMWD's Position: Watch****Priority: C****Reviewed by: Jayne Joy**

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**SB 961**

Allen (D)

*Chapter No. 2018-559***Enhanced Infrastructure Financing Districts**

Amends the Planning and Zoning Law. Requires the Office of Planning and Research to complete a study on the effectiveness of tax increment financing tools for increasing housing production, including a comparison of the relative advantages and disadvantages of infrastructure financing districts, enhanced infrastructure financing districts, affordable housing authorities, use of the Neighborhood and Second Neighborhood Infill Finance and Transit Improvements Acts.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner**

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**SB 963**

Allen (D)

*Chapter No. 2018-351***Water Replenishment Districts**

Repeals a reserve fund authorization for a water replenishment district. Requires financial statements to be submitted to the appropriate policy committees of the Legislature instead of the Legislature generally.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 966**

Wiener (D)

*Chapter No. 2018-890***Onsite Treated Nonpotable Water Systems**

Requires the State Water Resources Control Board, in consultation with the State Building Standards Commission and the Department of Housing and Community Development, to adopt regulations for risk based water quality standards for the onsite treatment and reuse of nonpotable water. Requires the Department, in consultation with the State Board, to develop and propose for adoption any necessary corresponding building standards to support the risk based water quality standards, as established.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Al Javier, Danielle Coats, Jeff Wall**

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**SB 998**

Dodd (D)

*Chapter No. 2018-891***Discontinuation of Residential Water Service**

Amends the Safe Drinking Water Act. Prohibits residential water service from being disconnected under specified circumstances. Requires an urban and community water system that furnishes individually submetered residential service to inform the residential occupants by written notice that service will be terminated and that the residential occupants have the right to become customers. Requires compliance on or after a specified date.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Danielle Coats, Jolene Walsh, Debby Cherney**

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**SB 1022**

Pan (D)

*Chapter No. 2018-732***Public Employees Retirement System: Administration**

Specifies certain confidentiality of records provisions. Requires the Board to provide contact information in a specified format to contracting agencies for the purpose of providing notice to past employee members, former members, and retired members. Prescribes a process in this regard. Provides immunity to contracting agencies for failure to provide notice if the contact information is incomplete or incorrect.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 1072**

Leyva (D)

*Chapter No. 2018-377***Regional Climate Collaborative Program**

Amends the Administrative Procedure Act. Establishes a regional climate collaborative program, to be administered by the Strategic Growth Council to assist underresourced communities, in a region to access statewide public and other grant moneys for climate change mitigation and adaptation projects by establishing collaboratives, as specified. Authorizes the Council to award specified annual grants to collaboratives for specified activities.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1087**

Roth (D)

*Chapter No. 2018-798***Property Assessed Clean Energy program Program: Program Administrators**

Requires the program administrator of the Property Assessed Clean Energy Program to maintain specified processes. Makes clarifying changes to certain criteria as relates to an assessment contract. Requires the program administrator to ensure that the property owner is current on all mortgage debt on the subject property as of the application date. Provides that each Property Assessed Clean Energy program solicitor or agent is subject to the enforcement authority of the Commissioner for any violations, as specified.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1110**

Bradford (D)

*Chapter No. 2018-605***Energy: California Renewables Portfolio Program**

Authorizes a local publicly owned electric utility, which has a gas-fired powerplant on which public debt is owed and that is operating at less than 20% of capacity, with Energy Commission approval, to adjust its renewable energy procurement targets by a specified amount if additional conditions are met.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Dan Howell**

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**SB 1123**

Jackson (D)

*Chapter No. 2018-849***Disability Compensation: Paid Family Leave**

Expands the scope of the family temporary disability insurance program to include time off to participate in a qualifying exigency related to the covered active duty or call to covered active duty of the individual's spouse, domestic partner, child, or parent in the Armed Forces. Authorizes the Employment Development Department to require the employee to provide a copy of the covered active duty orders or other documentation issued by the military that indicates active duty status and the dates thereto.

**EMWD's Position: Watch****Priority: C****Reviewed by: Doug Hefley**

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**SB 1133**

Portantino (D)

*Chapter No. 2018-355***Water Quality Control Plans: Funding**

Authorizes the State Water Resources Control Board, on behalf of itself or a regional board, to accept donations of moneys from a permittee for the purpose of updating a water quality control plan.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**SB 1202**

Stone (R)

*Chapter No. 2018-357***Land Use: Development Fees**

Prohibits a local agency that does not comply with the requirement to disclose information regarding separate capital facilities funds or accounts following the establishment, increase, or imposition of a certain fee but requires the payment of that fee in connection with a development project for 3 consecutive years, from requiring a deposit for an independent audit, as described above, and instead require the local agency to pay the cost of the audit.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1215**

Hertzberg (D)

*Chapter No. 2018-982***Provision of Sewer Service: Disadvantaged Communities**

Authorizes the regional Water Resources Control Board to order the provision of sewer service by a special district, city, or county to a disadvantaged community, under specified circumstances. Authorizes the regional Board to take certain actions before ordering the provision of sewer service similar to those required for the consolidation or extension of water. Authorizes the regional Board to develop a process by which members of disadvantaged communities may petition for sewer service.

**EMWD's Position: Oppose unless amended****Priority: A****Reviewed by: Danielle Coats**

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**SB 1244**

Wieckowski (D)

*Chapter No. 2018-463***Pubic Records: Disclosure**

Amends the State Public Records Act. Requires a Superior Court to order the officer or person charged with withholding the records to disclose the public record or show cause why it should not be so. Requires the court to award court costs and reasonable attorney fees to a prevailing plaintiff or to a public agency if the case is found to be frivolous.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Steve O'Neill**

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**SB 1252**

Pan (D)

*Chapter No. 2018-464***Wages: Records: Inspection and Copying**

Provides that employees have the right to receive a copy of the employment records, as described, and apply the associated time requirements and penalty provisions, as provided.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 1263**

Portantino (D)

*Chapter No. 2018-609***Ocean Protection Council: Microplastics Strategy**

Requires the Ocean Protection Council to adopt and implement a Statewide Microplastics Strategy, related to microplastic materials that pose an emerging concern for ocean health, that includes specified components, to the extent funds are available from bonds or other sources. Authorizes the Council to enter into one or more contracts with marine research institutes in the state for the provision of research services that contribute directly to the Strategy.

**EMWD's Position: Support****Priority: A****Reviewed by: Danielle Coats**

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**SB 1293**

Lara (D)

*Chapter No. 2018-515***State Auditor: High Risk Local Government Agency Audits**

Authorizes the State Auditor to conduct an initial assessment at a local government agency prior to conducting an audit, during which he or she may gather publicly available information from a local government agency and any additional information that the local government agency is willing to provide, for the purpose of identifying whether or not it is a high risk local government agency. Codifies the incorporation of additional changes to specified provisions.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1300**

Jackson (D)

*Chapter No. 2017-8***Employment Practices: Discrimination and Harassment**

Amends the State Fair Employment and Housing Act relating to sexual harassment of employees and other specified persons. Specifies that an employer may be responsible for the acts of nonemployees with respect to other harassment activity. Authorizes an employer to provide bystander intervention training, as specified, to their employees. Codifies the incorporation of additional changes to specified provisions.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Denise Bowman**

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**SB 1343**

Mitchell (D)

*Chapter No. 2018-956***Employers: Sexual Harassment Training: Requirement**

Requires an employer who employs a specified amount or more employees, including temporary or seasonal employees, to provide a specified amount of sexual harassment training to all supervisory employees and a specified amount of sexual harassment training to all nonsupervisory employees by a certain date and subsequently in a certain number of years. Requires the Department of Fair Employment and Housing to make existing informational posters, fact sheets, and online training courses available.

**EMWD's Position: Support****Priority: B****Reviewed by: Denise Bowman**

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**SB 1412**

Bradford (D)

*Chapter No. 2018-1412***Applicants for Employment: Criminal History**

Specifies that these provisions do not prohibit an employer, including a public agency or private individual or corporation from asking an applicant about, or seeking from any source information regarding, a particular conviction of the applicant if, pursuant to federal law, federal regulation, or state law, the employer regardless of whether the conviction has been expunged, judicially ordered sealed, statutorily eradicated, or judicially dismissed following probation.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Denise Bowman**

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**SB 1413**

Nielsen (R)

*Chapter No. 2018-665***Public Employees Retirement: Pension Prefunding**

Enacts the State Employers' Pension Prefunding Trust Program. Establishes the State Employers' Pension Prefunding Trust Fund. Allows state and local public agency employers that provide a defined benefit pension plan to their employees to prefund their required pension contributions. Authorizes an employer, upon terms and conditions set by the Board, to elect to participate in the prefunding plan and to enter into a contract with the Board.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats, Debby Cherney**

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**SB 1422**

Portantino (D)

*Chapter No. 2018-902***Safe Drinking Water Act: Microplastics**

Requires the State Water Resources Control Board to adopt a definition of microplastics in drinking water, and on or before July 1, 2021, to adopt a standard methodology to be used in the testing of drinking water for microplastics and requirements for 4 years of testing and reporting of microplastics in drinking water, including public disclosure of those results.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Al Javier; Jolene Walsh**

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**SB 1496**Governance and  
Finance Cmt*Chapter No. 2018-23***Validations**

Enacts the Second Validating Act. Validates the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**EMWD's Position: Support****Priority: B****Reviewed by: Danelle Coats**

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**SB 1497**Governance and  
Finance Cmt*Chapter No. 2018-24***Validations**

Enacts the First Validating Act. Validates the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**SB 1498**Governance and  
Finance Cmt*Chapter No. 2018-467***Local Government Omnibus Act**

Amends existing law requiring the Controller to report financial information about selected special districts. Eliminates the requirement that the report contain specified breakdowns of each special district's fund balance, retained earnings, fixed assets, and cash investments. Specifies the time frame for the filing of a test claim based on the date of incurring increased costs. Authorizes the display of a report to the Commission by providing a link to the Treasurer website relating to bond info.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1499**Governance and  
Finance Cmt*Chapter No. 2018-25***Validations**

Enacts the Third Validating Act.. Validates the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**SCA 9**

Glazer (D)

*Chapter No. 2018-01***Property Tax: New Construction Exclusion: Rain Water**

Authorizes the Legislature to exclude the construction or addition of any rain water capture system from classification as newly constructed. Provides that the exclusion for the construction or addition of a rain water capture system as newly constructed will begin on a specified date.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Danielle Coats**

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**SJR 20**

Hertzberg (D)

*Chapter No. 2018-130***Electrical Grid**

Urges Congress and the President of the United States to work together to implement grid hardening measures and to help ensure our nation's critical electrical infrastructure is protected from threats from electromagnetic pulses and physical attacks on the infrastructure.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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# FAILED LEGISLATION

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**AB 33**

Quirk (D)

**2017 Northern California Wildfires**

Revises and recast the law regarding the issuance of financing orders to authorize the commission, upon application by the Pacific Gas and Electric Company, to issue financing orders to support the issuance of recovery bonds to finance costs, in excess of insurance proceeds, incurred, or that are expected to be incurred, by the Pacific Gas and Electric Company, excluding fines and penalties, related to the wildfires that occurred in northern California in 2017.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 161**

Levine (D)

**Department of Finance: Infrastructure Investment**

Authorizes the Department of Finance to identify infrastructure projects in the state for which the department will guarantee a rate of return on investment for an investment made in that infrastructure project by the Public Employees' Retirement System.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats; Charles Turner**

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**AB 176**

Salas (D)

**Water Project: Friant-Kern Canal**

Appropriates a specified sum from the General Fund for the Reverse Flow Pump-back Facilities on the Friant-Kern Canal Restoration Project. Makes legislative findings and declarations as to the necessity of a special statute for the Friant-Kern Canal.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 327**

Gipson (D)

**South Coast Air Quality Management District: Fleets**

Authorizes the governing board of the south coast district to adopt rules and regulations that require specified operators of public and commercial fleet vehicles consisting of 15 or more vehicles to purchase the cleanest commercially available vehicles, as defined, that will meet the operator's operational needs.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Al Javier, Dan Howell, Sam Robinson**

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**AB 792**

Frazier (D)

**Sacramento-San Joaquin Delta Plan: Certification**

Prohibits the Delta Stewardship Council from granting a certification of consistency with the Sacramento-San Joaquin Delta Plan until the State Water Resources Control Board has completed its update of a specified water quality control plan.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Danielle Coats; Jolene Walsh**

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**AB 793**

Frazier (D)

**Sacramento-San Joaquin Delta: Financing**

States that the maintenance and repair of the Sacramento-San Joaquin Delta are eligible for the same forms of financing as other water collection and treatment infrastructure and would specify the maintenance and repair activities that are eligible are limited to certain cleanup and abatement-related restoration and conservation activities.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Danielle Coats; Jolene Walsh**

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**AB 893**

Garcia E (D)

**California Renewables Portfolio Standard Program**

Requires each retail seller of electricity and each local publicly owned electric utility to procure a proportionate share of electricity products from a specified statewide total of megawatts of qualified renewable energy resources, defined as a subset of eligible renewable energy sources that consists of certain geothermal energy resources, and certain solar and wind energy resources. Requires portions of those megawatts to be procured from specified qualified renewable energy sources.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 937**

Eggman (D)

**Plastic Products: Commercial Agricultural Mulch Film**

Authorizes the Director of Resources Recycling and Recovery to adopt a specified standard for biodegradable mulch film plastic and would authorize the sale of commercial agricultural mulch film, as defined, labeled as "soil biodegradable" only if the commercial agricultural mulch film meets, and the director adopts, that specified standard.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1552**

Quirk-Silva (D)

**Large Public Utilities: Timely Payment of Subcontractors**

Amends the existing law which requires each electrical, gas, water, mobile telephony service provider, or telephone corporation, with gross annual revenues exceeding the specified amount, and its commission-regulated subsidiaries and affiliates, to annually submit a detailed and verifiable plan for increasing procurement from women, minority, disabled veteran, and LGBT business enterprises. Implements an outreach program to inform and recruit business enterprises to apply for procurement contracts.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 1745**

Ting (D)

**Vehicles: Clean Cars 2040 Act**

Requires all new passenger vehicles to be zero emissions vehicles after a specified date. States that zero emissions vehicles cannot produce exhaust emissions of any criteria pollutant or greenhouse gas under any operational mode or condition. Exempts large commercial vehicles (larger than a specified number of pounds) and does not apply to vehicles owned by people moving into California from other states.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1748**

Steinorth (R)

**Property Taxation: Base Year Value Transfer**

Amends existing law relating to the base year value of property that is eligible for the homeowner's exemption. Deems a replacement dwelling to be of equal or lesser value if the amount of the full cash value of that replacement dwelling does not exceed specified amounts based on the date of the sale of the original property relative to the purchase or new construction of the replacement dwelling.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner, Heidi Schrader**

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**AB 1750**

McCarty (D)

**Elected Officials: Sexual Harassment Settlements**

Expresses the intent of the Legislature to enact legislation that would require an elected official to reimburse a public entity that pays any compromise or settlement of a claim or action involving conduct that constitutes sexual harassment, if an investigation reveals evidence supporting the claim of sexual harassment against the elected official.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1792**

Frazier (D)

**Affordable Housing Authorities: Infrastructure**

Amends existing law which authorizes a city, county, or city and county to adopt a resolution creating an affordable housing authority and authorizes this authority to, among other things, provide for low- and moderate-income housing and affordable workforce housing, as provided. Authorizes an affordable housing authority to finance water, sewer, or other public infrastructure necessary to support the development of affordable housing.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 1876**

Frazier (D)

**Sacramento San Joaquin Delta: Delta Plan**

Makes the provisions establishing the Delta Stewardship Council inoperative on a specified date. Provides for the Delta Protection Commission on that date to succeed to, and to be vested with, the duties of the previous Council. Provides for the Commission to adopt, instead of recommend, various measures for inclusion in the Delta Plan, subject to making the determinations previously made by the Council.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Danielle Coats**

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**AB 1917**

Steinorth (R)

**Common Interest Developments**

Relates to the Davis-Stirling Common Interest Development Act for the creation and regulation of common interest developments. Concerns the recordation of documents, including a declaration. Allows for extensions to the terms of the declaration, as specified. Prohibits a single extension of the terms of the declaration from exceeding the initial term of the declaration or 25 years, whichever is less.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 1937**

Santiago (D)

**Public Employment: Payroll Deductions**

Expands certain authorizations and requirements currently applicable to the Controller, employees of the state, and California State University to apply also to the Regents of the University of California, the Judicial Council, and other public authorities. Authorizes employee organizations and bona fide associations to request payroll deductions and requires public employers to honor these requests. Requires public employers to make rules and regulations for payroll deduction administration.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner, Debby Cherney**

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**AB 1938**

Burke (D)

**Employment Discrimination: Familial Status**

Prohibits an employer or other covered entity or employment agency from printing or circulating a publication, or making a nonjob-related inquiring of an employee or applicant that expresses any limitation, specification, or limitation based upon a person's familial status. Allows an employer to receive information regarding familial status that is provided by a prospective employee voluntarily and without prompting.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 1989**

Mathis (R)

**Water and Wastewater Loan and Grant Program**

Appropriates a specified amount to the State Water Resources Control Board. Provides funding to eligible applicants for specified purposes relating to drinking water and wastewater treatment.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bonnie Wright**

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**AB 1991**

Mathis (R)

**Safe Drinking Water State Revolving Fund**

Requires the State Water Resources Control Board to post information on its internet web site regarding implementation of the Safe Drinking Water Revolving Fund Law and expenditures from the Fund.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bonnie Wright**

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**AB 1995**

Garcia E (D)

**Local Publicly Owned Electric and Gas Utilities**

Requires the Public Utilities Commission to direct an electrical or gas corporation to provide as many of specified weatherization measures as are feasible and cost effective for each eligible low-income dwelling unit, and provides that weatherization may also include water conservation measures that result in energy savings determined by the utility to be feasible.

**EMWD's Position: Support****Priority: B****Reviewed by: Elizabeth Lovsted**

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**AB 2003**

Daly (D)

**Public Contracts: Sanitation Districts**

Relates to existing law which requires a sanitation district, when an expenditure for work exceeds a specified amount, to contract with the lowest responsible bidder after notice. Requires the notice to be published in a manner that the district board determines to be reasonable, which may include, but is not limited to, newspapers, Internet Web sites, radio, television, or other means of mass communication.

**EMWD's Position: Neutral****Priority: D****Reviewed by: Dan Howell**

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**AB 2017**

Chiu (D)

**Public Employers: Employee Organizations**

Expands the definition of public employer to include those employers of excluded supervisory employees and judicial council employees. Includes in the definition of public employee those employees of a public transit agency with specified labor relation provisions. Prohibits a public employer from deterring or discouraging prospective public employees from becoming or remaining members of an employee organization.

**EMWD's Position: Neutral****Priority: D****Reviewed by: Denise Bowman**

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**AB 2038**

Gallagher (R)

**Countywide Drought and Water Shortage Contingency Plans**

Requires the Department of Water Resources, in consultation with the State Water Resources Control Board and other relevant state and local agencies and stakeholders, to use available data to identify small water suppliers and rural communities that may be at risk of drought and water shortage vulnerability and requires the department to notify counties and groundwater sustainability agencies of those suppliers or communities.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted**

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**AB 2042**

Steinorth (R)

**Personal Income Tax Credits: Graywater Reuse Systems**

Allows as a credit against the net personal income tax equal to a certain percent of the cost of installing a residential graywater reuse system in the taxpayer's residence located in the state. Limits the cumulative amount of the credit. Requires the Franchise Tax Board to receive and evaluate applications that are submitted by taxpayers to receive a residential graywater reuse system credit and to certify to the taxpayer the amount of the credit that is authorized.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Jeff Wall**

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**AB 2053**

Quirk (D)

**Freshwater and Estuarine Harmful Algal Bloom Program**

Amends the Porter Cologne Water Quality Control Act. Requires the State Water Resources Control Board to establish a Freshwater and Estuarine Harmful Algal Bloom Program to protect water quality and public health from algal blooms. Requires the Board to coordinate immediate and long term algal bloom event incident response, as provided, and conduct and support algal bloom field assessment and ambient monitoring at the state, regional, watershed, and site specific waterbody scales.

**EMWD's Position: Support****Priority: B****Reviewed by: Al Javier, Jeff Wall**

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**AB 2059**

Chavez (R)

**Public Utilities Commission: Public Participation**

Relates to the operations and affairs of the Public Utilities Commission. Specifies that the duty of the public advisory and executive director of the Public Utilities Commission, to publicize specified programs includes publishing information about those programs and agency proceedings on the commission's Internet Web site.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2065**

Ting (D)

**Local Agencies: Surplus Land**

Expands the definition of local agency to include sewer, water, utility, local and regional park districts, joint powers authorities, successor agencies to former redevelopment agencies, housing authorities, and other political subdivisions of this state that is empowered to acquire and hold real property, thereby requiring these entities to comply with the requirements for the disposal of surplus land. Defines surplus land, dispose of, and priority for purposes of these provisions.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Danielle Coats**

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**AB 2069**

Bonta (D)

**Medical Cannabis: Employment Discrimination**

Provides that, when used to treat a known physical or mental disability or known medical condition, the medical use of cannabis by a qualified patient or person with an identification card is subject to reasonable accommodation.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Denise Bowman, Doug Hefley, Susan Barnes**

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**AB 2071**

Bloom (D)

**Accessory Dwelling Units: Owner Occupancy**

Amends the Planning and Zoning Law. Requires, when a local agency or ordinance requires owner occupancy, as provided, that the lot that contains the accessory dwelling unit, or the single family residence in which the junior accessory dwelling unit is located, be deemed to be owner occupied if the lot or single family residence is owned by a trust in which at least one beneficiary of the trust is a person with a disability and that person occupies the primary residence or the accessory dwelling unit.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2072**

Quirk (D)

**State Water Resources Control Board: Contaminants**

Requires the State Water Resources Control Board to establish and maintain a dedicated program to research the potential effects of constituents of emerging concern in water sources on human and ecosystem health.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**AB 2077**

Limon (D)

**Electricity: Local Government Renewable Energy Program**

Requires an electrical corporation to negotiate in good faith with the County of Santa Barbara to construct and operate eligible renewable generating facilities sufficient to meet the local government's 100% renewables commitment. Requires that any mutually agreed upon rates and terms be submitted to the commission and would require the commission to approve the rates and terms if the commission determines them to be just and reasonable.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2087**

Waldron (R)

**State Government Operations: Technology Modernization**

Requires each state agency not later than 1/1/2020, to, in consultation with the Department of Technology, establish modernization goals that will achieve specified objectives. Requires those goals to include modernization of the agency's information technology system and for usage of technologies that will improve the efficiency of the agency. Requires an agency, upon establishing those goals, to create an implementation and cost assessment plan for achieving them.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2148**

Chavez (R)

**Public Utilities Commission: Decisions: Public Review**

Relates to existing law which requires that certain decisions of the Public Utilities Commission be served on parties and subject to at least 30 days' public review and comment prior to being voted on. Subjects those decisions to at least 45 days of public review and comment and would authorize the reduction or waiving of that period under the same conditions.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2149**

Chen (R)

**Hazardous Materials: Green Ribbon Science Panel**

Increases the number of times the Green Ribbon Science Panel is required to meet to not less than 3 times each year.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2150**

Chen (R)

**California Financing Law: Property Assessed Clean Energy Program Program**

Requires the Commissioner of Business Oversight to include in the report from the program administrator, containing all Property Assessed Clean Energy (Property Assessed Clean Energy program) Program assessment contracts approved for funding and recording through the emergency or immediate necessity waiver, within the composite of the annual reports he or she is required to prepare.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2154**

Bonta (D)

**Public Employment: Labor Relations: Release Time**

Prescribes requirements relating to release time that would apply to all of the public employers and employees subject to specified public employee acts and would generally repeal the provisions relating to release time in those acts. Prohibits the Public Employment Relations Board from enforcing these provisions with regard to public transit workers that are not otherwise subject to the board's jurisdiction.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 2165**

Low (D)

**Election Day Holiday**

Adds the day on which a statewide general election is held, which is the first Tuesday after the first Monday in November of any even-numbered year, to the lists of holidays. Requires community colleges and public schools to close on any day on which a statewide general election is held. Requires that state employees, with specified exceptions, be given time off with pay for days on which a statewide general election is held.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2181**

McCarty (D)

**Cities**

Makes a nonsubstantive change to the definition of legislative body.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2182**

Levine (D)

**Privacy: Personal Information: Breach: Disclosure**

Amends existing law relating to the required disclosure of a breach in the security of computerized personal data. Requires a person or business that owns or licenses computerized personal information to disclose as much information as it can, to as many affected residents and as soon as possible, on a rolling basis, in the event the full disclosure of the security breach is delayed.

**EMWD's Position: Watch****Priority: C****Reviewed by: Mike Malone**

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**AB 2208**

Aguiar-Curry (D)

**Renewables Portfolio Standard Program**

Requires that not less than an unspecified percentage of incremental procurement requirements under the Renewables Portfolio Standard Program for each compliance period be satisfied with geothermal, biogas, or biomass energy resources procured after a specified date, until either an unspecified percentage of the total electricity products procured to satisfy the overall procurement requirements are from those energy resources or a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Jeff Wall, Dan Howell**

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**AB 2211**

Limon (D)

**Green Business Program**

Establishes the California Green Business Program within the California Environmental Protection Agency. Requires the California Green Business Program to, among other things, develop baseline, beyond compliance environmental standards, as defined, for green business certification programs operated by local governments.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2223**

Flora (R)

**Wages: Written Statements**

Amends existing law relating to the right of current or former employees to request to inspect or copy records pertaining to their employment. Extends the time for the employer to respond to such a request.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 2241**

Rubio (D)

**The Open and Transparent Water Data Act**

Amends the Open and Transparent Water Data Act. Requires the Department of Water Resources to work to improve the open and transparent access to data by reducing the fractured or duplicative reporting of the same data to multiple governmental agencies and departments, and by reducing the reporting burden on entities providing data to governmental agencies.

**EMWD's Position: Support****Priority: B****Reviewed by: Elizabeth Lovsted**

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**AB 2242**

Rubio (D)

**Urban Water Management Planning**

Amends the Urban Water Management Planning Act. Requires an urban water supplier, to include in its urban water management plan, an assessment of the reliability of its water service to its customers during normal, dry, and multiple dry years, including a repeat of consecutively historic driest years the urban water supplier has experienced.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted**

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**AB 2266**

Bigelow (R)

**Urban Water Management Plans: Adoption**

Requires urban water suppliers to prepare and adopt urban water management plans within a specified number of years after becoming urban water suppliers.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted**

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**AB 2268**

Reyes (D)

**Local Government Finance: Property Tax Revenue**

Requires the vehicle license fee adjustment amount to be the sum of the vehicle license fee adjustment amount in the 2017-18 fiscal year, the product of that sum and the percentage change in gross taxable assessed valuation within the jurisdiction of that entity between the 2017-18 fiscal year to the 2018-19 fiscal year, and the product of the amount of specified motor vehicle license fee revenues that the Controller allocated to the applicable city.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner, Heidi Schrader**

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**AB 2277**

Mathis (R)

**Solid Waste Facilities: Pharmaceutical Waste**

Vests the Department of Resources Recycling and Recovery with the primary responsibility for the disposal of home-generated pharmaceutical waste and would require the Department of Resources Recycling and Recovery, in collaboration with the State Department of Public Health, the Department of Toxic Substances control, and the California State Board of Pharmacy, to adopt regulations authorizing the incineration of home-generated pharmaceutical waste by solid waste facilities.

**EMWD's Position: Support****Priority: A****Reviewed by: Danielle Coats**

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**AB 2278**

Berman (D)

**Local Government Renewable Energy Self Generation**

Amends the Local Government Renewable Energy Self Generation Program. Revises how the bill credit is calculated. Requires the electrical corporation to use the time of use periods and certain seasonal definitions. Requires a tariff approved by the commission as part of the program to remain in effect for the operating life of the associated eligible renewable generating facility. Repeals the requirement that when the last billing cycle of a 12-month period is reached, any remaining credit is reset to zero.

**EMWD's Position: Watch****Priority: C****Reviewed by: Jeff Wall, Dan Howell**

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**AB 2283**

Holden (D)

**Income Taxes: Exclusion: Turf Removal Program**

Extends the operation of existing law which provides an exclusion from gross income for any amount received as a rebate, voucher, or other financial incentive issued by a local water agency or supplier for participation in a turf removal water conservation program.

**EMWD's Position: Support****Priority: A****Reviewed by: Elizabeth Lovsted, Jolene Walsh**

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**AB 2288**

Brough (R)

**Counties: Auditor**

Makes nonsubstantive changes to provisions governing county auditors.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2320**

Brough (R)

**Subdivision Map Act: Fees**

Extends the period of time an ordinance that includes a requirement for the payment of fees for purposes of defraying the actual or estimated costs of constructing planned drainage facilities for the removal of surface and storm waters from local or neighborhood drainage areas and of constructing planned sanitary sewer facilities for local sanitary sewer areas is required to be in effect to 60 days prior to the filing of a tentative map or parcel map if no tentative map is required.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2345**

Reyes (D)

**Renewable Energy: Shared Renewable Energy Tariffs**

Amends the Green Tariff Shared Renewables Program. Requires the Public Utilities Commission to require each large electrical corporation to establish a tariff or tariffs that provide for bill credits for electricity generated by eligible renewable generating facilities and exported to the electrical grid to be credited to electrical accounts of nonresidential customers of the corporations.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 2353**

Frazier (D)

**Construction Defects: Actions**

Requires that an inspection for purposes of the above-described provisions be conducted by a person who is licensed as a contractor with a license that applies to the field and scope in which the person is conducting the inspection and issuing his or her inspection findings or report.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bruce Mitzel**

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**AB 2366**

Bonta (D)

**Employment: Victims of Sexual Harassment: Protections**

Extends employment protections to the victims of sexual harassment, also extend these employment protections to family members of the victims for taking time off from work to provide assistance to the victims when seeking relief or obtaining those services and counseling. Applies these protections to state and local public employers and to the Legislature.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 2378**

Salas (D)

**Greenhouse Gas Reduction Fund: Report**

Requires the State Air Resources Board to report on the public health impacts of each program that has received moneys from the Greenhouse Gas Reduction Fund.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2401**

Flora (R)

**Public Contracts: Skilled and Trained Workforce**

Makes nonsubstantive changes to definitions of terms in existing law which authorizes a public entity to require a bidder, contractor, or other entity to use a skilled and trained workforce to complete a contract or project.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 2434**

Bloom (D)

**Strategic Growth Council: Health in All Policies**

Establishes the Health in All Policies Program, to be administered by the Strategic Growth Council, for the purposes of incorporating health, equity, and sustainability considerations into decision making across sectors and policy areas. Requires the council, by October 1, 2019, to develop a report of recommendations for programs, policies, and practices that state agencies can undertake to advance health, equity, and specified goals of the HiAP Program.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2475**

Ting (D)

**State Owned Property: Sustainable Landscaping**

Requires the Department of General Services to review, at least every 5 years, any existing regulations and practices for sustainability, energy efficiency, and water efficiency requirements for landscapes on state-owned real property to ensure those regulations and practices reflect the most current sustainability and efficiency standards available.

**EMWD's Position: Support****Priority: A****Reviewed by: Elizabeth Lovsted**

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**AB 2492**

Salas (D)

**Medium Duty Vehicles: Pilot Program**

Requires the State Air Resources Board to adopt a pilot program, administered by the air pollution control and air quality management districts designated as federal extreme nonattainment, to provide incentives for emissions repairs and to reduce the greenhouse gas emissions of class 3 medium duty trucks. Authorizes moneys from the Greenhouse Gas Reduction Fund to be available upon appropriation to implement the pilot program.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 2545**

Gallagher (R)

**Department of Fish and Wildlife: Alteration Agreements**

Requires the Department of Fish and Wildlife to establish procedures for the issuance of a general agreement in lieu of an individual lake or streambed alteration agreement. Requires the Department to adopt general agreements, as specified, for certain activities. Requires the Department to charge a fee for a general agreement.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 2571**

Gonzalez (D)

**Public Employee Retirement Systems: Investments**

Requires a public investment fund to require an alternative investment vehicle to report at least annually certain information concerning specified hospitality employers relating to race and gender pay equity and sexual harassment. Requires such fund to disclose race and gender pay equity and sexual harassment information provided to it in a report presented at a meeting open to the public.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**AB 2586**

Mayes (R)

**Workers' Compensation**

Relates to existing law which provides that a person aggrieved by a decision, action, or omission of a rating organization may request reconsideration. Extends the timeline for reconsideration to 45 days, after which a person may then appeal the decision, action, or omission of the rating organization with the Insurance Commissioner.

**EMWD's Position: Watch****Priority: C****Reviewed by: Doug Hefley, Susan Barnes**

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**AB 2604**

Cunningham (R)

**Public Utilities Commission**

Prohibits an employee of a public utility from serving as a commissioner within 2 years after leaving the employment of the utility.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2613**

Reyes (D)

**Failure to Pay Wages: Penalties**

Repeals those provisions and instead make an employer or other person acting on behalf of an employer, as described, who fails to pay specified wages of each employee subject to a penalty of \$200, payable to each affected employee, per pay period where the wages due are not paid on time. Provides that the additional penalty does not apply to the failure to pay the final wages of an employee who is discharged or quits.

**EMWD's Position: Neutral****Priority: D****Reviewed by: Denise Bowman**

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**AB 2627**

Kalra (D)

**Migratory Nongame Birds: Migratory Bird Treaty Act**

Deems an entity in compliance with the state prohibition against taking any migratory nongame bird, as defined, if the potential take is incidental to otherwise lawful activity, the entity completes a certification process by submitting certain information to the Department of Fish and Wildlife, and the entity implements best management practices for avoiding, minimizing, and mitigating take of migratory nongame birds that are intended to avoid adverse impacts.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**AB 2636**

Garcia E (D)

**Attorney General: Environmental Justice Fund**

Creates the Environmental Justice Fund, into which the Attorney General would be authorized to deposit moneys from various special funds, settlements, and penalties. Requires that the Fund be used by the Attorney General to provide additional support for investigations and litigation intended to protect people and communities that endure a disproportionate share of environmental pollution and to promote fair treatment of all persons and incomes as relates to environmental laws.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2645**

Patterson (R)

**Greenhouse Gas Reduction Fund: Forestry and Fire**

Appropriates a specified amount from the Greenhouse Gas Reduction Fund annually to the Department of Forestry and Fire Protection for purposes of fire prevention activities that reduce greenhouse gas emissions. Appropriates a specified amount from the fund annually to the Department of Forestry and Fire Protection for state and local healthy forest and fire prevention programs and projects that improve forest health and reduce greenhouse gas emissions.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2649**

Bloom (D)

**State Water Project: Water Supply Contracts**

Requires the Department of Water Resources to provide a notice to the Joint Legislative Budget Committee, and others, a minimum number of days before holding public sessions to negotiate any potential amendment of a long term water supply contract that is of projectwide significance with substantially similar terms intended to be offered to all contractors, or that would permanently transfer a contractual water amount between contractors.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 2671**

Fong (R)

**Regulations: Legislative Review: Regulatory Reform**

Requires the Office of Administrative Law to submit to each house of the Legislature for review a copy of each major regulation that it submits to the Secretary of State. Adds an exception that specifies that a regulation does not become effective if the Legislature enacts a statute to override the regulation. Requires each state agency to, review its regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, to revise those regulations, and report.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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**AB 2678**

Irwin (D)

**Privacy: Personal Information: Breach: Notification**

Amends existing law relating to breaches in the security of personal data. Provides that if a security breach exposed a social security number, a driver's license number, or a state identification card number, the notice must include the toll free telephone number, the address, and the website address of each of the major credit reporting agencies. Requires the notice to instruct an affected person that certain information is available from the major credit reporting agencies.

**EMWD's Position: Watch****Priority: C****Reviewed by: Mike Malone**

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**AB 2692**

Arambula (D)

**Drinking Water: Infrastructure Funding**

Requires the Treasurer to establish the California Safe Drinking Water Revolving Loan Program to provide loans to public water systems to address critical water infrastructure needs of those systems. Establishes the California Safe Drinking Water Revolving Loan Fund in the State Treasury and requires the Treasurer, upon appropriation by the Legislature, to expend moneys in the fund for the above purpose.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 2695**

Ting (D)

**Self Generation Incentives: Energy Storage Systems**

Requires the Public Utilities Commission to reserve a certain percentage of self generation incentive program energy storage funds for the state's largest electrical corporations to develop, own, and operate energy storage system projects benefiting customers in low income communities, low income households, or multifamily residences. Requires the remaining funds for projects in census tracts with certain household incomes. Requires use of a time and use rate.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**AB 2726**

Levine (D)

**Global Warming Solutions Act: Consumption Accounting**

Requires the State Air Resources Board to establish and maintain an inventory of emissions of greenhouse gases on a consumption based accounting basis.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2728**

Chen (R)

**Replacement of Corroded or Lead-containing Plumbing**

Authorizes the State Water Resources Control Board to establish a grant program to provide funding to a county or qualified nonprofit organization, as specified, to provide low-interest loans to defined property owners for the replacement of corroded or lead-containing plumbing and service lines that adversely impact drinking water standards for the installation of a point-of-use or point-of-entry water treatment system, as specified.

**EMWD's Position: Support if amended****Priority: A****Reviewed by: Al Javier, Melanie Nieman, Samuel Kennard**

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**AB 2729**

Muratsuchi (D)

**California State Auditor**

Authorizes the California State Auditor to conduct an initial assessment at a local government agency prior to conducting an audit, during which he or she may gather any publicly available information from a local government agency and any information, including any interviews, that the local government agency is willing to provide, for the purpose of identifying whether or not it is a high-risk local government agency.

**EMWD's Position: Neutral****Priority: D****Reviewed by: Danielle Coats**

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**AB 2807**

Chen (R)

**Workers' Compensation and Liability Insurance**

Makes technical, nonsubstantive changes to provisions of existing law regulating classes of insurance, including workers' compensation and liability insurance.

**EMWD's Position: Watch****Priority: C****Reviewed by: Doug Hefley**

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**AB 2809**

Patterson (R)

**California Renewables Portfolio Standard Program**

Revises the definition of an eligible renewable energy resource for the purposes of the state Renewables Portfolio Standard Program. Includes hydroelectric generation facilities of a certain megawattage, as specified.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2812**

Limon (D)

**Data Storage and Protection Standards: Local Agencies**

Creates the Office of Local Cloud Migration and Digital Innovation in the Department of Technology. Requires the Office to promote the use of technologies including cloud based computing and data storage that will assist local agencies in their efforts to further transparency, efficiency, disaster preparedness and response, and general accessibility to the public. Requires the Office to partner with private industry and the nonprofit community to maximize the assistance provided to local agencies.

**EMWD's Position: Support****Priority: B****Reviewed by: Mike Malone**

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<b>AB 2814</b> Gray (D)	<b>California Renewables Portfolio Standard Program</b> Revises the definition of an eligible renewable energy resource for the purposes of the California Renewables Portfolio Standard Program to include hydroelectric generation facilities of greater than 30 megawatts, as specified.
	<b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span>
	<b>Reviewed by: Dan Howell</b>
<b>AB 2815</b> Gray (D)	<b>Water Rights: Appropriations of Water</b> Makes nonsubstantive changes in provisions of the State Water Resources Control Board water rights program.
	<b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span>
	<b>Reviewed by: John Daverin</b>
<b>AB 2828</b> Friedman (D)	<b>Waste Discharge Requirements: Oil and Gas Operations</b> Amends the Porter Cologne Water Quality Control Act. Authorizes a regional board to approve a waste discharge requirement for the use or reuse of produced water from an oil and gas operation for agriculture purposes or for groundwater recharge only if, after a public hearing, it finds that the Council on Science and Technology has reviewed the best available independent scientific evidence and has found the use will not pose a significant risk to the public from any contaminants.
	<b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span>
	<b>Reviewed by: John Daverin</b>
<b>AB 2841</b> Gonzalez (D)	<b>Sick Leave: Accrual and Use</b> Changes the requirements of the employer's alternate sick leave accrual method to require no less than a certain number of hours of accrued sick leave or paid time off by a certain calendar day of employment. Provides that an employer is under no obligation to allow an employee's total accrual of paid sick leave to exceed a certain amount of hours or days.
	<b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span>
	<b>Reviewed by: Denise Bowman</b>
<b>AB 2890</b> Ting (D)	<b>Land Use: Accessory Dwelling Units</b> Authorizes a local agency to provide by ordinance for the creation of accessory dwelling units in single-family and multifamily residential zones. Prohibits the imposition of lot coverage standards or requirements on minimum lot size, lot coverage, or floor area ratio. Prohibits an ordinance from establishing size requirements for accessory dwelling units that do not permit a certain minimum square foot unit of at least 16 feet in height to be constructed.
	<b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span>
	<b>Reviewed by: Danielle Coats</b>

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**AB 2916**

Grayson (D)

**Property Tax Revenue Allocations: Fire Districts**

Require the auditor of a county in which a qualified fire protection district is located to increase the total amount of ad valorem property tax revenue that is required to be allocated to each qualified fire protection district by the fire protection district equity amount and to reduce the total amount of ad valorem property tax revenue required to be allocated among all other local agencies in the county that are not fire protection districts.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Danielle Coats**

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**AB 2937**

Nazarian (D)

**California Water Plan**

Makes nonsubstantive changes to existing law which requires the Department of Water Resources to update the Water Plan in specified time intervals. Provides for the orderly and coordinated control, protection, conservation, development, and use of the water resources of the state.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted**

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**AB 2939**

Ting (D)

**Accessory Dwelling Units**

Requires the local agency to ministerially approve an application for a building permit to create within a multifamily zone at least one accessory dwelling unit within an existing multifamily structure with at least 5 residential units if specified conditions are met. Prohibits an application ministerially approved pursuant to this provision from having a limit on the number of accessory dwelling units created within the existing residential units or accessory structures or both.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2957**

Gallagher (R)

**Water: Institute for Water Innovation and Technology**

Requests the Regents of the University of California to establish the California Institute for Water Innovation and Technology in order to achieve specified goals, including developing the state's next generation of water professionals and technicians and growing the state's economy by creating new opportunities for jobs in water research, management, and technology. Provides for the location of the Institute.

**EMWD's Position: Watch****Priority: C****Reviewed by: Al Javier**

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**AB 2966**

Aguiar-Curry (D)

**Disaster Relief**

Provides that the state share for the removal of dead and dying trees in connection with the Governor's proclamation of a state of emergency issued on a specified date is no more than 90 percent of total state eligible costs.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2970**

Cooper (D)

**Public Employees: New Employee Orientations**

Requires that the date, time, and place of a new employee orientation by a state or local public employer be confidential and not be shared with anyone other than employees, the exclusive representative, or a vendor that is contracted to provide a service for purposes of the orientation.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Denise Bowman**

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**AB 2985**

Nazarian (D)

**Property taxation**

Makes a nonsubstantive change to provisions that put limits ad valorem taxes on real property.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Debby Cherney**

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**AB 3001**

Bonta (D)

**Zero Emissions Buildings and Sources of Heat Energy**

Requires the Energy Commission to provide compliance incentive credit for measures that result in reduced emissions of greenhouse gases beyond those the Commission has determined to be cost effective. Requires the PUC to require electrical corporations to develop a tariff offering optional residential and commercial rates that encourages the deployment of flexible electric loads, removes disincentives customers face for low emissions heating technologies, and integrates renewable energy.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 3020**

Flora (R)

**California Environmental Quality Act: Exemption**

Exempts from California Environmental Quality Act projects undertaken, carried out, or approved by a public agency to maintain, repair, restore, demolish, or replace properties or facilities damaged or destroyed as a result of fire or flood in a disaster-stricken area and would eliminate the requirement that a state of emergency has been declared for that area.

**EMWD's Position: Support****Priority: A****Reviewed by: Danielle Coats**

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**AB 3023**

Medina (D)

**California Environmental Quality Act**

Amends the California Environmental Quality Act which requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposed to carry out or approve that may have significant effect on the environmental or to adopt a negative declaration if it finds that the project will not have that effect. Required lead agencies to post the notices required by California Environmental Quality Act and any environmental review document for a project on their Web site.

**EMWD's Position: Watch****Priority: C****Reviewed by: Kelley Gage**

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<b>AB 3025</b> Carrillo (D)	<b>Workers Compensation: Advertisements</b> Makes technical, nonsubstantive changes to provisions of the existing law establishing a workers' compensation system. <b>EMWD's Position: Watch</b> <b>Reviewed by: Doug Hefley</b>	<b>Priority: C</b>
<b>AB 3027</b> Chavez (R)	<b>California Environmental Quality Act: Attorney's Fees</b> Limits the awarding of attorney's fees to certain persons or entities for a prevailing party that is a plaintiff or petitioner in an action or proceeding under the California Environmental Quality Act. <b>EMWD's Position: Support</b> <b>Reviewed by: Kelley Gage, Steve O'Neill</b>	<b>Priority: B</b>
<b>AB 3030</b> Caballero (D)	<b>California Environmental Quality Act: Exemption</b> Exempts a project that is financed by a qualified opportunity fund, meeting certain requirements, from California Environmental Quality Act. Requires a lead agency to hold a noticed public hearing on the project before making a determination of exemption. Requires a lead agency, upon exempting and approving a project, to file a specified notice with the Office of Planning and Research. <b>EMWD's Position: Watch</b> <b>Reviewed by: Kelley Gage</b>	<b>Priority: C</b>
<b>AB 3035</b> Rubio (D)	<b>Water Supply</b> Makes a nonsubstantive change in provisions of existing law authorizing local and regional public agencies that serve water to the persons or entities within the service area of the agency to sell, lease, exchange, or otherwise transfer water for use outside the agency. <b>EMWD's Position: Watch</b> <b>Reviewed by: Elizabeth Lovsted</b>	<b>Priority: C</b>
<b>AB 3037</b> Chiu (D)	<b>Community Redevelopment Law</b> Amends the Community Redevelopment Law. Authorizes a city or county to propose the formation of a redevelopment housing and infrastructure agency by adoption of a resolution of intention that meets specified requirements, including a passthrough provision and an override passthrough provision. Requires the city or county to submit that resolution to each affected taxing entity. Requires the Strategic Growth Council to provide technical assistance to a city or county desiring to form an agency. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>

<b>AB 3045</b> Gallagher (R)	<b>Natural Resources Agency: State Water Project</b> Establishes within the Natural Resources Agency the State Water Project Commission, consisting of 9 members appointed by the Governor and subject to confirmation by the Senate, including one member nominated by the Butte County Board of Supervisors. Imposes a new duty on the Butte County Board of Supervisors, the bill would impose a state-mandated local program. <b>EMWD's Position: Concerns</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: A</b>
<b>AB 3050</b> Flora (R)	<b>Government Tort Claims</b> Makes nonsubstantive changes to definitional provisions of the Government Claims Act. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>
<b>AB 3056</b> Harper (R)	<b>Desalinated Water</b> Declares the intent of the Legislature to enact subsequent legislation relating to desalination. <b>EMWD's Position: Watch</b> <b>Reviewed by: Elizabeth Lovsted</b>	<b>Priority: C</b>
<b>AB 3062</b> Harper (R)	<b>Recycled Water: Recycling Criteria</b> Makes nonsubstantive changes to the Porter-Cologne Water Quality Control Act. <b>EMWD's Position: Watch</b> <b>Reviewed by: John Ward</b>	<b>Priority: C</b>
<b>AB 3070</b> Carrillo (D)	<b>California Global Warming Solutions Act of 2006</b> Makes technical, nonsubstantive changes to provisions of the California Global Warming Solutions Act of 2006. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>
<b>AB 3084</b> Levine (D)	<b>Public Employees: Other Postemployment Benefits</b> Requires each governing body of a public agency that provides other postemployment benefits to, in an annual financial statement submitted to the Controller, in a form prescribed by the Controller, show that the public agency has met, or if it has not met, detail why it has not met and what the public agency is doing to meet, specified parameters related to the provision of other postemployment benefits. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>

<p><b>AB 3099</b> Santiago (D)</p>	<p><b>Environmental Quality Act: Statute of Limitations</b></p> <p>Requires a lead agency, as defined, to prepare, or cause to be prepared, 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 or to adopt a negative declaration if it finds that the project will not have that effect.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats, Kelley Gage</b></p>
<p><b>AB 3102</b> Gray (D)</p>	<p><b>Lake or Streambed Alteration Agreements</b></p> <p>Provides for in the case of an activity for which an environmental impact report, negative declaration, or mitigated negative declaration has been certified or adopted, would limit the measures to protect a fish or wildlife resource that may be proposed or included in a lake or streambed alteration agreement to the mitigation measures, if any, contained in the certified or adopted environmental document.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Jolene Walsh</b></p>
<p><b>AB 3107</b> Baker (R)</p>	<p><b>State Air Resources Board: Regulations</b></p> <p>Makes a technical, nonsubstantive change to the existing law which requires the State Air Resources Board to adopt rules and regulations relating to vehicular emissions standards.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>AB 3113</b> Fong (R)</p>	<p><b>California Global Warming Solutions Act of 2006</b></p> <p>Makes a technical, nonsubstantive change to a provision that requires the State Air Resources Board to adopt regulations to require the reporting and verification of statewide greenhouse gas emissions and to monitor and enforce compliance with the act.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>AB 3116</b> Cooley (D)</p>	<p><b>Ballast Water</b></p> <p>Requires those person in charge of one of vessels to minimize the uptake of ballast water in areas designated by the State Lands Commission.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>AB 3123</b> Limon (D)</p>	<p><b>Utilities Owned By Municipal Corporations</b></p> <p>Makes a nonsubstantive change to the provision defining public utility.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>

<b>AB 3134</b> Nazarian (D)	<b>Professional Engineers</b> Makes nonsubstantive changes to a definitional provision of the Professional Engineers Act which provides for the licensure and regulation of professional engineers by the Board for Professional Engineers, Land Surveyors, and Geologists. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>
<b>AB 3150</b> Brough (R)	<b>Public Employees Retirement: Annual Audits</b> Requires state and local pension or retirement system to post a concise annual audit of certain information on that system's website. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>
<b>AB 3155</b> Cooper (D)	<b>Public Works: Definition</b> Expands the meaning of the term public works for purposes of requirements regarding the payment of prevailing wages, to include warranty work, and would include warranty work within the definition of construction as it is used to define "public works". <b>EMWD's Position: Concerns</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: A</b>
<b>AB 3170</b> Friedman (D)	<b>Sales and Use Taxes: Exemptions: Water Efficiency</b> Exempts from sales and use taxes the gross receipts from the sale of, and the storage, use, or other consumption of, qualified water efficiency products sold or purchased during a certain period of time, or for which a layaway agreement is entered into, a raincheck is issued, or other specified orders are placed, during this period until a specified date. <b>EMWD's Position: Watch</b> <b>Reviewed by: Elizabeth Lovsted</b>	<b>Priority: C</b>
<b>AB 3182</b> Cooley (D)	<b>Oil and Gas: Well Abandonment</b> Extends the time period to commence oil and gas well abandonment operations from one year to 24 months before the notice is deemed canceled. <b>EMWD's Position: Watch</b> <b>Reviewed by: John Daverin</b>	<b>Priority: C</b>
<b>AB 3202</b> Burke (D)	<b>California Renewables Portfolio Standard Program</b> Corrects an inaccurate cross-reference in the requirements pertaining to local publicly owned electric utilities pursuant to the California Renewables Portfolio Standard Program. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: C</b>

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**AB 3203****Property Taxation**

Kiley (R)

Makes a nonsubstantive change to existing property tax law that requires taxes, penalties, and interest imposed for late filings of certain property tax exemption applications to be cancelled or refunded, as provided, if an appropriate application for exemption is filed.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner**

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**AB 3206****Water Conservation: Water Meters: Accuracy**

Friedman (D)

Requires the State Energy Resources Conservation and Development Commission, to the extent that funding is available, to adopt regulations setting standards for the accuracy of water meters that are installed by a water purveyor or manufactured and sold or offered for sale in the state. Includes an exception for a water meter that, as of the effective date of the regulations, a water purveyor possesses, or has entered into a contract to purchase, and has not yet installed.

**EMWD's Position: Oppose****Priority: B****Reviewed by: Al Javier, Charles Kamaru**

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**AB 3214****Water Appropriations: Permits**

Fong (R)

Makes a nonsubstantive change to provisions that requires the State Water Resources Control Board to consider and act upon all applications for permits to appropriate water.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**AB 3221****California Infrastructure and Economic Development**

Gray (D)

Makes a nonsubstantive change in the provision of law relating to the powers of the board of the California Infrastructure and Economic Development Bank by deleting an obsolete reference to the Rural Economic Development Infrastructure Panel, which no longer exists.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 3234****Overtime Compensation**

Carrillo (D)

Makes nonsubstantive changes to requirements of an employer to combine more than one rate of overtime compensation in order to calculate the amount to be paid to an employee for any hour of overtime work.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 3235**

Grayson (D)

**Public Employees' Retirement**

Makes a nonsubstantive change to a provision that requires any city with a population of a certain level, and any agency thereof, which has established any pension and retirement plan that requires officers and employees of one sex to pay greater contributions than those of another sex who are the same age to revise the plan so that the contributions are the same, as specified.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 3242**Labor and  
Employment Cmt**Public Works: Labor Compliance**

Makes technical, nonsubstantive changes to existing law which authorizes the awarding body for a public works project to not require the payment of the general prevailing rate of per diem wages on public works projects of specified sizes and types of work.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bruce Mitzel**

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**AB 3243**Labor and  
Employment Cmt**Employment**

Makes a nonsubstantive change to existing law which requires an employer, at the time of hiring, to provide each employee a written notice, in the language the employer normally uses to communicate to the employee, containing specified information, including the rate of pay.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 3245**Pub Emp, Rtrmnt &  
Soc Sec Cmt**Public Employees' Retirement**

Makes various nonsubstantive changes to provisions governing the state public employees' retirement systems.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 3253**Banking and Finance  
Cmt**Local Government: Financial Affairs**

Increases the percentage of a local agency's funds that can be invested of the agency's surplus funds in deposits at specified types of financial institutions that use a private sector entity to assist in the placement of deposits and in certificates of deposit at specified types of financial institutions.

**EMWD's Position: Watch****Priority: C****Reviewed by: Charles Turner, Heidi Schrader**

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**ACA 9**

Obernolte (R)

**Budget Bill: Passage Requirements**

Requires the Budget Bill to be enacted by midnight on June 15. Requires other bills that provide for appropriations relating to the Budget Bill to be necessary to implement the budget, and requires those bills to be enacted by midnight on June 30. Provides that if either type of bill is not enacted by the applicable deadline, the measure would prohibit the bill from taking effect with a majority vote, thereby requiring it to be passed by a two-thirds vote.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 15**

Brough (R)

**Public Employee Retirement Benefits**

Enacts the Protecting Schools and Keeping Pension Promises Act of 2018. Prohibits a government employer from enhancing employee benefits without the approval by the voters of the jurisdiction, and prohibits a government employer from enrolling a new government employee in a defined benefit pension plan without the approval by the voters of the jurisdiction.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**ACA 19**

Mayes (R)

**Local Government Taxation: Voter Approval**

Relates to voter approval of local government taxation.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 21**

Mayes (R)

**State Infrastructure: Funding: Investment Fund**

Amends the state Constitution to create the Infrastructure Investment Fund. Requires the Controller to transfer from the General Fund to the California Infrastructure Investment Fund in each fiscal year an amount equal to up to a certain percentage of the estimated General Fund revenues for that fiscal year. Requires the amounts in the fund to be allocated for specified infrastructure investments.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 23**

Melendez (R)

**Legislative Committees: Prohibition on Holding Bills**

Enacts the Legislative Transparency Act, which would require a standing committee to vote by roll call on each bill the committee hears regarding recommendation to the house. Prohibits a standing committee from holding a bill in lieu of voting on recommendation to the house.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 28**

Mathis (R)

**Water: Projects: Funding**

Provides that, from specified state revenues, there shall be set apart, in unspecified percentages, moneys to be applied by the state for the payment of principal and interest on bonds authorized pursuant to the Water Quality, Supply, and Infrastructure Improvement Act of 2014 and, of the amount remaining, for specified water projects of the Department of Water Resources and the State Water Resources Control Board.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 29**

Melendez (R)

**Taxation: Voter Approval**

Requires any change in state statute that increases the tax liability of any taxpayer to be submitted to the electors and, if they approved by a majority of votes on the issue, to take effect the day after the election unless the act provides otherwise.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACA 31**

Cervantes (D)

**Public Employee Salaries: Limit**

Enacts the Public Executive Pay Reform Act. Prohibits an employee of a public employer from receiving an annual base salary or pay rate that exceeds the salary of the Governor as established by the Citizens Compensation Commission that is effective at the time the employment contract is entered.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**ACR 40**

Ting (D)

**Legislature: State Budget: Zero-Based Budgeting**

States the intent of the Legislature to incorporate the findings of the statewide mission-based review project being conducted by the Department of Finance into its oversight and review process and to use a zero-based budgeting approach for preparing the state budget.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 262**

Wieckowski (D)

**Climate Change: Climate Adaptation: Advisory Council**

Amends an existing law which requires the Office of Planning and Research to establish an advisory council. Specifies that members on the council shall serve staggered terms. Recasts the advisory council as the California Council for Adaptation and Resiliency. Transfers the office's functions, regarding the program and the clearinghouse, to the council. Requires the council to take certain actions related to climate adaptation.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 524**

Vidak (R)

**Employment: Violations: Good Faith Defense**

Relates to the Division of Labor Standards Enforcement and administrative sanctions, civil fines and penalties, and criminal penalties for violations of employment statutes or regulations. Permits a person to raise as an affirmative defense that, at the time of an alleged violation the person was acting in good faith, had sought, relied upon, and conformed with a published opinion letter or enforcement policy, and had provided true and correct information in seeking the opinion letter or enforcement policy.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 692**

Allen (D)

**Transmission: Transmission and Wheeling Access Charges**

Establishes a state policy that load serving entities should receive direct or indirect financial benefit for their ratepayers for the value of distributed generation resources in avoiding transmission costs. Authorizes the Public Utility Commission to convene a stakeholder process to develop modifications of tariffs governing transmission and wheeling access charges, or retail rate structures as necessary.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**SB 783**

Pan (D)

**Public Employee Pension Funds: Divestment Proposals**

Requests the University of California to establish the Pension Divestment Review Program to assess divestment proposals. Requires the program to assess, upon the request of specified parties, a divestment proposal and to prepare a written analysis with relevant data on the effects of the proposal on employee pension funds and public policy.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 831**

Wieckowski (D)

**Land Use: Accessory Dwelling Units**

Requires the local agency ordinance for the creation of accessory dwelling units to designate areas where accessory dwelling units may be excluded for health and safety purposes. Revises the standards for the local ordinance to delete the authority to include lot coverage standards. Prohibits certain considerations by local agencies when deciding whether or not to approve an application.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 844**

Monning (D)

**Water Quality: Agricultural Safe Drinking Water Fees**

Requires a licensed manufacturer or distributor of fertilizing materials to pay a fertilizer safe drinking water fee per dollar of sale for all sales of fertilizing materials intended for noncommercial use and for all sales of packaged fertilizing materials, thereto. Reduces these fees, beginning a specified calendar year. Requires a transfer of a specified amount from the Underground Storage Tank Cleanup Fund to the Safe and Affordable Drinking Water Fund.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Danielle Coats**

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**SB 845**

Monning (D)

**Safe and Affordable Drinking Water Fund**

Establishes the Safe and Affordable Drinking Water Fund to secure access to safe drinking water for all residents of the state, and to ensure the long term sustainability of drinking water service and infrastructure. Requires a community water system with a certain number of connections to provide an opportunity for each customer to provide a voluntary remittance either as part of the customer's regular water bill or by using a specified notification procedure.

**EMWD's Position: Oppose****Priority: A****Reviewed by: Danielle Coats**

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**SB 919**

Dodd (D)

**Water Resources: Stream Gages**

Requires the Department of Water Resources and the board, to develop a plan to deploy a network of stream gages that includes a determination of funding needs and opportunities for modernizing and reactivating existing and deploying new gages. Requires the department and the board, to develop the plan to address significant gaps in information necessary for water management and the conservation of freshwater species.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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**SB 948**

Allen (D)

**Environmental Quality Act Community Plans**

Authorizes the Governor to certify updates to a community plan, and the accompanying ordinances meeting specified requirements, as being eligible for the California Environmental Quality Act streamlining benefits provided by the Jobs and Economic Improvement Through Environmental Leadership Act.

**EMWD's Position: Watch****Priority: C****Reviewed by: Kelley Gage**

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**SB 952**

Anderson (R)

**Water Conservation: Local Water Supplies**

States the intent of the Legislature to enact legislation that would require the State Water Resources Control Board to recognize local water agency investment in water supply and ensure that local agencies receive sufficient credit for these investments in meeting any water conservation or efficiency mandates.

**EMWD's Position: Support****Priority: B****Reviewed by: Elizabeth Lovsted**

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<p><b>SB 979</b> Cannella (R)</p>	<p><b>Water Quality, Supply, and Infrastructure Act of 2014</b></p> <p>Makes a nonsubstantive change in specified grant provisions under the Water Quality, Supply, and Infrastructure Improvement Act of 2014.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats, Bonnie Wright</b></p>
<p><b>SB 985</b> Morrell (R)</p>	<p><b>California Renewables Portfolio Standard Program</b></p> <p>Makes a nonsubstantive revision to the California Renewables Portfolio Standard Program and that requires, to the extent feasible, that the renewable energy procurement plan be proposed, reviewed, and adopted as part of, and pursuant to, the general procurement plan process.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Dan Howell</b></p>
<p><b>SB 994</b> Gaines T (R)</p>	<p><b>Employees: Leave Provisions: Database</b></p> <p>Requires the Labor Commissioner to create and maintain a database on the departments' Internet Web site, that would list all of the federal and state laws requiring an employer to provide an employee with time off, including hyperlinks to the underlying laws creating those requirements. Requires the Labor Commissioner to update the information in the database annually and to establish an advisory group of employer and employee representatives to assist with the design and content of the database.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Denise Bowman</b></p>
<p><b>SB 1015</b> Allen (D)</p>	<p><b>State Climate Resiliency Program</b></p> <p>Establishes the Natural Resources Climate Resiliency Program to plan and implement projects that increase the resiliency of natural systems, natural and working lands, and wildlife habitat in rural and urban areas throughout the state in the face of climate change. Requires development and implementation by the Wildlife Conservation Board. Establishes the Natural Resources Climate Change Resiliency Fund.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>SB 1031</b> Moorlach (R)</p>	<p><b>Public Employee's Retirement: Cost of Living</b></p> <p>Prohibits a public retirement system from making a cost of living adjustment to any allowance payable to, or on behalf of, a person retired under the system who becomes a new member on or after a specified date, or to any survivor or beneficiary of a member or person retired under the system, for any year, in which the unfunded actuarial liability of that system is greater than a specified percentage.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Debby Cherney</b></p>

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**SB 1032**

Moorlach (R)

**California Public Employees' Retirement System**

Authorizes a contracting agency to terminate its contract with the Board of Administration of the Public Employees' Retirement System the agency's will and would not require the contracting agency to fully fund the board's pension liability upon termination of the contract. Authorizes the board to reduce the member's benefits in the terminated agency pool by the percentage of liability unfunded.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 1033**

Moorlach (R)

**Public Employees Retirement: Reciprocal Benefits**

Requires an agency participating in the Public Employees' Retirement System, that increases the compensation of a member who was previously employed by a different agency, to bear all actuarial liability for the action, if it results in an increased actuarial liability beyond what would have been reasonably expected for the member. Requires the increased liability be in addition to reasonable compensation growth that is anticipated for a member who works for employer or employers over an extended time.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 1052**

Bates (R)

**Environmental Quality Act: Judicial Challenge**

Amends the Environmental Quality Act. Requires a petitioner in an action brought under the California Environmental Quality Act to disclose specified information regarding the petitioner. Requires disclosure of the identity of a person or entity that contributes a certain amount toward the petitioner's costs of an action. Provides that a failure to provide this disclosure shall be grounds for dismissal of the action by the court, or if during a postjudgment proceeding, the denial of attorneys' fees.

**EMWD's Position: Watch****Priority: C****Reviewed by: Kelley Gage**

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**SB 1060**

Mendoza (D)

**Public Employees Retirement Law: Employer Contributions**

Requires a contracting agency that fails to make a required contribution to the Public Employees Retirement Law to notify members of the delinquency within 30 days.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 1069**

Mendoza (D)

**Workers Compensation**

Makes a nonsubstantive change in provisions which establish a Workers compensation system.

**EMWD's Position: Watch****Priority: C****Reviewed by: Doug Hefley**

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**SB 1077**

Wilk (R)

**Construction Contracts: Wrap Up Insurance**

Recasts the wrap up insurance or other consolidated insurance program requirements for public and other works of improvement that are not residential construction, entered into or amended on and after a specified date, to track the requirements that apply to residential projects. Requires the person obtaining the wrap up insurance policy to demonstrate that the policy limits are sufficient to cover exposure associated with the total value of the replacement cost of the project.

**EMWD's Position: Concerns****Priority: A****Reviewed by: Danielle Coats, Bruce Mitzel, Doug Hefley**

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**SB 1122**

Nguyen (R)

**Local Government**

Makes a nonsubstantive change to the definition of a local agency under regulations of the governance of local agencies.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1140**

Berryhill (R)

**State Water Resources Control Board**

Makes nonsubstantive changes to declarations under the State Water Resources Control Board concerning the orderly and efficient administration of the water resources in the state.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1209**

Leyva (D)

**California Global Warming Solutions Act of 2006: Rules**

Makes a technical, nonsubstantive change to provisions of the California Global Warming Solutions Act of 2006.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1256**

Morrell (R)

**Community Choice Aggregators**

Makes a nonsubstantive revision to the definition of a community choice aggregator. Authorizes a community choice aggregator, as defined, to aggregate the electrical load of interested electrical consumers within its boundaries and requires a community choice aggregator to file an implementation plan with the Public Utilities Commission.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**SB 1341**

Glazer (D)

**Environmental Quality: Identification of Contributors**

Amends the Environmental Quality Act. Requires a petitioner to disclose the identity of a person or entity that contributes a certain amount toward the petitioner's costs of the action brought forth. Requires the petitioner to identify any business interest related to the project of any person or entity that contributes to the costs of the action. Provides that a failure to comply may be grounds for dismissal of the action. Prohibits an action being brought against a public agency for housing projects.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1347**

Stern (D)

**Energy Storage Systems: Procurement**

Requires the Public Utilities Commission to consider procurement strategies for the installation of a statewide total of a specified amount of megawatts of energy storage systems. Requires the Commission to consider appropriate targets for electrical corporations, community choice aggregators, electric service providers, and certain electrical cooperatives to procure viable and cost effective energy storage systems by a specified date.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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**SB 1350**

Stern (D)

**Climate Change: Research, Development and Demonstration**

States the intent of the Legislature to enact legislation to establish a new model for providing agile financial assistance for research, development, and demonstration of climate change mitigation technologies with transformational potential.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SB 1364**

Vidak (R)

**Safe, Clean, Reliable Water Supply Act**

Makes a nonsubstantive change in findings and declarations of the Safe, Clean, Reliable Water Supply Act.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Bonnie Wright**

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**SB 1399**

Wiener (D)

**Renewable Energy: Shared Renewable Energy Tariffs**

Requires the Public Utilities Commission to require each large electrical corporation to establish a tariff, or tariffs, that provide for bill credits for electricity generated by eligible renewable generating facilities, and exported to the electrical grid, to be credited to electrical accounts of nonresidential customers of the corporations. Requires the Commission to ensure that the credit reflect the full value of the electricity from the eligible renewable generating facilities.

**EMWD's Position: Watch****Priority: C****Reviewed by: Dan Howell**

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<p><b>SB 1401</b> Wieckowski (D)</p>	<p><b>Climate Change: Climate Adaptation Information</b></p> <p>Requires the Office of Planning and Research to seek feedback from entities that use the clearinghouse to maximize the efficacy and usefulness of the clearinghouse.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>SB 1461</b> Wilk (R)</p>	<p><b>Water Corporations: Rates: Rate of Return</b></p> <p>States the intent of the Legislature to enact legislation reforming the rate of return earned by water corporations.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats, Debby Cherney</b></p>
<p><b>SB 1463</b> Moorlach (R)</p>	<p><b>Global Warming Solutions Act: Scoping Plan</b></p> <p>Requires the state Air Resources Board to include greenhouse gas emissions from wildlands and forest fires in the scoping plan required under the Global Warming Solutions Act. Appropriates a certain amount of money from the Greenhouse Gas Reduction Fund to counties. Requires counties to develop a specified plan to allocate the moneys and requires the plan to be posted on the Internet.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>SB 1469</b> Skinner (D)</p>	<p><b>Land Use: Accessory Dwelling Units</b></p> <p>Revises and recast the above-described provisions regarding accessory dwelling units to authorize the ordinance adopted for the creation of accessory dwelling units to designate areas where accessory dwelling units are excluded for health and safety purposes based on clear findings supported by substantial evidence. Limits the types of standards that a local agency may impose on accessory dwelling units, including parking, height, size, and setback requirements, and would revise certain standards.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>
<p><b>SB 1478</b> Leyva (D)</p>	<p><b>California Global Warming Solutions Act of 2006</b></p> <p>Relates to the California Global Warming Solutions Act of 2006. Requires the State Air Resources Board to adopt regulations to require the reporting and verification of statewide greenhouse gas emissions and to monitor and enforce compliance with the act.</p> <p><b>EMWD's Position: Watch</b> <span style="float: right;"><b>Priority: C</b></span></p> <p><b>Reviewed by: Danielle Coats</b></p>

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**SCA 4****Water Conservation**

Hertzberg (D)

Declares the intent of the Legislature to amend the California Constitution to provide a program that would ensure that affordable water is available to all Californians and to ensure that water conservation is given a permanent role in California's future.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**SCA 8****Public Employee Retirement Benefits**

Moorlach (R)

Permits a government employer to reduce retirement benefits that are based on work not yet performed by an employee regardless of the date that the employee was first hired, notwithstanding other provisions of the constitution. Prohibits it from being interpreted to permit the reduction of benefits that a public employee has earned based on work that has been performed, as specified. Defines government employer and retirement benefits for these purposes.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SCR 90****Joseph Tavaglione Interchange**

Roth (D)

Designates the interchange where State Highway Routes 60 and 91 meet Interstate 215 in the County of Riverside as the Joseph Tavaglione Interchange.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats**

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# GUTTED AND AMENDED LEGISLATION

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<b>AB 1097</b> Levine (D)	<b>Department of Fish and Wildlife: Natural Areas Program</b> Amends an existing law which requires the Department of Fish and Wildlife to administer the Significant Natural Areas Program and to maintain, expand, and keep current the California Natural Diversity Database data management system. Requires that data to be made available on the department's Internet Web site. <b>EMWD's Position: Watch</b> <b>Reviewed by: Jolene Walsh</b>	<b>Priority: (C)</b>
<b>AB 1654</b> Rubio (D)	<b>Water Conservation</b> States the intent of the Legislature to enact legislation necessary to help make water conservation a California way of life. <b>EMWD's Position: Support</b> <b>Reviewed by: Beth Lovsted</b>	<b>Priority: (A)</b>
<b>SB 121</b> Budget and Fiscal Review Cmt	<b>Greenhouse Gas Reduction Fund: Expenditure Plan</b> Expresses the intent of the Legislature to enact statutory changes necessary to implement the 2017 Greenhouse Gas Reduction Fund Expenditure Plan. <b>EMWD's Position: Watch</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: (C)</b>
<b>SB 224</b> Jackson (D)	<b>Environmental Quality Act: Baseline Conditions</b> <b>Gutted and Amended to Personal Rights: Civil Liability and Enforcement</b> Amends existing law which establishes liability for sexual harassment when the plaintiff proves specified elements and existing law which states that a relationship may exist between a plaintiff and certain persons. Includes within the elements in a cause of action for sexual harassment when the plaintiff proves, among other things, that the defendant holds himself or herself out as being able to help the plaintiff establish a business, service, or professional relationship. <b>EMWD's Position: Watch</b> <b>Reviewed by: Kelley Gage, Steve O'Neill</b>	<b>Priority: C</b>
<b>SB 519</b> Beall (D)	<b>Santa Clara Valley Water District</b> Amends an existing law which creates the Santa Clara Valley Water District and authorizes the district to provide for the conservation and management of flood, storm, and recycled waters, and other waters, for beneficial uses and to enhance natural resources in connection with carrying out the purposes of the district which act authorizes the district to prevent contamination, pollution, or otherwise rendering unfit for beneficial use the surface or subsurface water used as specified. <b>EMWD's Position: Neutral</b> <b>Reviewed by: Danielle Coats</b>	<b>Priority: (D)</b>

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**SB 934**

Allen (D)

**Water Quality: Minor Violations****Gutted and Amended to Criminal Justice: Violence Intervention Grant Program**

Creates the California Violence Intervention and Prevention Grant Program to be administered by the Board of State and Community Corrections. Requires the board, if funds are appropriated by the Legislature, to award competitive grants, as specified, to cities and community organizations for the purpose of violence intervention and prevention.

**EMWD's Position: Watch****Priority: C****Reviewed by: John Daverin**

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# VETOED LEGISLATION

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**AB 313****Water**

Gray (D)

Establishes a Water Rights Division within the Office of Administrative Hearings. Provides for hearing requirements. Authorizes the State Water Resources Control Board to issue a complaint seeking an order requiring a person to cease and desist from diverting or using water.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Jayne Joy; John Daverin; Kelley Gage**

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**AB 553****Workers' Compensation: Return-to-Work Program**

Daly (D)

Relates to the return-to-work program and funding for the program. Requires the Administrative Director of the Division of the Workers' Compensation to have the program distribute a specified sum annually to eligible workers. Requires that any remaining program funds available after the payments are made be distributed pro rata to eligible workers. Prohibits a person, including an attorney, from collecting a fee or commission for providing assistance to a worker to apply for benefits.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Doug Hefley**

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**AB 664****Political Reform Act: Campaign Expenditure**

Steinorth (R)

Prohibits the payment of financial or material compensation from campaign funds held by a controlled committee of an elected officer or candidate for elective office, in exchange for services rendered, to any vendor that is majority-owned or controlled by any spouse or domestic partner, parent, grandparent, sibling, child, or grandchild of that officer or candidate.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Danielle Coats**

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**AB 1080****Public Contracts: Bid Preferences: Employee Health Care**

Gonzalez (D)

Requires an agency awarding a specified contract to provide a certain percent bid preference to a bidder or subcontractor that provided credible health care coverage, as defined, during the 12-month period immediately preceding submission of the bid. Requires a bidder and its subcontractors to submit claim statements certifying that the bidder and all of the listed subcontractors qualify for the bid preference. Requires the bidder and contractors to continue to provide coverage.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Bruce Mitzel; Dan Howell**

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**AB 1337**

Patterson (R)

**Fish and Game Commission: Meetings and Hearings:**

Requires the commission to provide a live video broadcast on its Internet Web site of every commission meeting or hearing that is open and public and every meeting or hearing conducted by the marine resources committee, wildlife resources committee, or tribal committee that is open and public.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Jayne Joy; Jolene Walsh**

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**AB 1529**

Thurmond (D)

**Cross Connection or Backflow Prevention Inspectors**

Requires valid and current certifications for cross connection inspection or backflow prevention device inspection, testing, and maintenance that meet specified requirements for competency to be considered approved certification tests, until the Water Resources Control Board promulgates specified regulations or by a specified date. Prohibits a water supplier from refusing to recognize certifications tests that meet standards set by regulations of the board.

**EMWD's Position: Oppose****Priority: (A)****Reviewed by: Jayne Joy; Jim Lee**

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**AB 1697**

Insurance Cmt

**Workers' Compensation**

Requires the administrative director to establish an antifraud support unit within the Division of Workers' Compensation. Sets forth the duties of the unit, including coordinating and advancing antifraud activities for the division and serving as the point of contact between the division and other agencies and entities engaged in antifraud activities.

**EMWD's Position: Watch****Priority: (C)****Reviewed by: Doug Hefley**

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**AB 1867**

Reyes (D)

**Employment Discrimination: Sexual Harassment**

Requires the Department of Fair Employment and Housing to provide employers with a poster and an information sheet regarding sexual harassment, including the internal complaint process and legal remedies available to employees. Requires an certain employers to maintain internal complaint records of employee complaints alleging sexual harassment for a minimum number of years after the last day of employment of the complainant or any alleged harasser, whichever is later.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 1870**

Reyes (D)

**Employment Discrimination: Limitation of Actions**

Extends the period for which complaints alleging unlawful employment or housing practices may be filed with the Department of Fair Employment and Housing. Makes conforming changes in provisions that grant a person allegedly aggrieved by an unlawful practice who first obtains knowledge of the facts of the alleged unlawful practice after the expiration of the limitations period, as specified. States that its changes shall not be interpreted to revive lapsed claims.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 1918**

Garcia E (D)

**Office of Sustainable Outdoor Recreation**

Establishes the Office of Sustainable Outdoor Recreation. Requires the Office to undertake certain activities, including supporting the outdoor recreation economy of the state by engaging in specified activities. Requires the Office to create an advisory committee to provide advice, expertise, support, and service to the Office. Authorizes the Office to receive assistance and funds from public and private sources to be deposited into the Sustainable Outdoor Recreation Account.

**EMWD's Position: Support****Priority: B****Reviewed by: Danielle Coats, Jolene Walsh**

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**AB 1945**

Garcia E (D)

**Greenhouse Gas Reduction Fund: Investment Plan**

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. Includes a specified application timeline. Allows applicants from the Counties of Imperial and San Diego to include daytime population numbers in applications. Requires monies used to achieve specified goals.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2050**

Caballero (D)

**Small System Water Authority Act**

Creates the Small System Water Authority Act to authorize the creation of small system water authorities to have powers to absorb, improve, and competently operate noncompliant public water systems. Requires the State Water Resources Control Board to provide certain notices to systems that are not compliant with drinking water standards. Provides for remedies of violations of drinking water standards. Provides for draft conceptual formation plans.

**EMWD's Position: Sponsor; Support****Priority: A****Reviewed by: Danielle Coats, Jolene Walsh, Debby Cherney, Paul Jones**

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**AB 2060**

Garcia E (D)

**Water: Grants: Advanced Payments**

Requires the State Water Resources Control Board, within a specified number of days of awarding a grant from the grant fund, to provide a project proponent that requests an advanced payment and satisfies certain criteria with a specified advanced payment or percentage of the grant award, whichever is less, for projects in which the proponent is a nonprofit organization or a disadvantaged community, or the project benefits a disadvantaged community. Authorizes the Board to impose penalties.

**EMWD's Position: Watch****Priority: C****Reviewed by: Bonnie Wright**

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**AB 2064**

Gloria (D)

**Integrated Regional Water Management Plans: Grants**

Requires the Department of Water Resources to provide a project proponent that requests advanced payment and satisfies certain criteria with advanced payment for those projects of a specified amount or percentage of the grant award. Eliminates the requirement that the grant award for the project be less than a certain amount to obtain advanced payment. Requires the Department to provide advance payment of the remaining award for a project that received half of an advance payment.

**EMWD's Position: Watch****Priority: C****Reviewed by: Elizabeth Lovsted, Bonnie Wright**

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**AB 2163**

Grayson (D)

**Department of Technology: GIS Data: Installations**

Requires every operator of a subsurface installation, including specified private entities and any state or local public agency, except the Department of Transportation, to become a member of, participate in, and share in the costs of, a regional notification center. Defines regional notification center to mean a nonprofit association of operators of subsurface installations that provides advance warning of excavations or other work close to existing subsurface installations.

**EMWD's Position: Watch****Priority: C****Reviewed by: Mike Malone**

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**AB 2258**

Caballero (D)

**Local Agencies Formation Commissions: Grant Program**

Requires the Strategic Growth Council, until a specified date, to establish and administer a local agency formation commissions grant program for the payment of costs associated with initiating and completing the dissolution of districts listed as inactive, the payment of costs associated with a study of the services provided within a county by a public agency to a disadvantaged community.

**EMWD's Position: Support if amended****Priority: B****Reviewed by: Danielle Coats**

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**AB 2346**

Quirk (D)

**Public Utilities: Rates: Wildfire Expenses**

Amends existing law relating to catastrophic event memorandum accounts. Requires the Public Utilities Commission to authorize an electrical corporation, upon request, to establish a wildfire expense memorandum account for incremental unreimbursed costs relating to state wildfires that occur on or after a specified date and to record certain costs in those accounts. Requires the recovery in rates of those costs to be subject to review.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2447****Environmental Quality Act: Land Use: Justice**

Reyes (D)

Requires a lead agency that is preparing an environmental impact report, or a negative declaration, to provide certain notices as required to owners and occupants of property located within a specified distance of any parcel or parcels, and to any schools located within a certain distance of any parcel or parcels, on which is located a project involving an industrial land use within a disadvantaged community. Requires the lead agency to provide certain notices and meetings.

**EMWD's Position: Watch****Priority: A****Reviewed by: Steve O'Neill**

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**AB 2528****Climate Adaptation**

Bloom (D)

Adds new sectors to the state's climate adaptation strategy which are the land use and community development sector, the climate justice sector, and the parks, recreation, and state culture sector. Specifies that the biodiversity and habitat sector includes habitat resilience areas.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2534****Public Resources: Environmental Education**

Limon (D)

Requires the Director of Parks and Recreation to establish the Outdoor Equity Grants Program, to increase the ability of underserved and at risk populations to participate in outdoor environmental educational experiences at state parks and other public lands. Requires priority for funding to be given to programs that primarily provide outreach to and serve students who are eligible for free or reduced price meals, foster youth, or pupils of limited English proficiency.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats**

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**AB 2538****Municipal Separate Storm Sewer Systems**

Rubio (D)

Requires the State Water Resources Control Board to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions.

**EMWD's Position: Watch****Priority: C****Reviewed by: Danielle Coats, Jolene Walsh**

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**AB 2713****Public Employment: Sexual Harassment Tracking**

Rodriguez (D)

Requires the equal employment officer of each state agency to and annually on that date thereafter, submit a report to the Department of Human Resources that contains specified information relating to sexual harassment complaints received by, or filed with, that agency within a specified time period, and information relating to any judgment or settlement paid or received by the agency relating to sexual harassment.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**AB 3080**

Gonzalez (D)

**Employment Discrimination: Enforcement**

Prohibits a person from, as a condition of employment, continued employment, the receipt of any employment-related benefit, or as a condition of entering into a contractual agreement, prohibiting an applicant for employment, employee, or independent contractor from disclosing to any person an instance of sexual harassment that the employee or independent contractor suffers, witnesses, or discovers in the workplace or in the performance of the contract, or otherwise opposing any lawful practice.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 937**

Wiener (D)

**Lactation Accommodation**

Requires an employer to provide a lactation room or location that includes prescribed features and requires an employer to provide access to a sink and refrigerator in close proximity to the employee's worksite. Requires an employer to develop and implement a policy regarding lactation accommodation and make it available to employees. Requires an employer to maintain records of requests for lactation accommodation and to give the Labor Commission access to those records.

**EMWD's Position: Watch****Priority: C****Reviewed by: Denise Bowman**

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**SB 1124**

Leyva (D)

**Public Employees' Retirement System: Compensation**

Establishes new procedures under the Public Employees' Retirement Law for cases in which a member's benefits are erroneously calculated by the state or a contracting agency. Requires the system, upon determining on or after a specified date that compensation for an employee reported by the state or a contracting agency conflicts with specified law, to discontinue the reporting of the disallowed compensation. Requires the reporting state or agency to pay the system the full cost of any overpayment.

**EMWD's Position: Watch****Priority: C****Reviewed by: Debby Cherney**

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**SB 1301**

Beall (D)

**State Permitting: Environment: Processing Procedures**

Requires the Office of Planning and Research to develop a joint multiagency preapplication for supplemental consultation and a model fee for service agreement, in consultation with a state agency with the power to issue a permit that would authorize a dam safety project or a flood risk reduction project, and any interested potential project applicants. Authorizes multiagency preapplication submissions. Authorizes the establishment and collection of fees to cover certain costs.

**EMWD's Position: Watch****Priority: C****Reviewed by: Jolene Walsh**

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# ACTIVITY ON STATE ISSUES

## 2017-2018 State Legislative Session

<u>Description</u>	<u>Letters Sent</u>	<u>Purpose of Letter</u>
AB 1876 (Frazier) Delta Stewardship Council.....	19.....	Statement of Opposition
AB 2050 (Caballero) Small System Water Authroity Act of 2018.....	121.....	Letter of Support
AB 2543 (Eggman) State Infrastructure Projects.....	21.....	Statement of Opposition
AB 3057 (Quirk-Silva) Corporation Taxes: Exempt Organizations: Mutual Ditch or Irrigation Companies .....	19.....	Letter of Support
AB 1668 (Friedman) Water Supply Planning .....	10.....	Support If Amended
SB 606 (Hertzberg) Water Supply Planning.....	10.....	Support If Amended
SB 623 (Monning) Safe and Affordable Drinking Water Act of 2018.....	28.....	Oppose Unless Amended
SB 623 Budget Trailer Bill.....	15.....	Statement of Opposition
SB 831 (Wieckowski) Accessory Dwelling Units .....	16.....	Statement of Opposition
SB 845 (Monning) Safe and Reliable Drinking Water Fund.....	71.....	Statement of Opposition
Regional Coalition Letter to Assembly Appropriations Committee Opposing SB 845 (Monning) Safe and Reblialbe Drinking Water Fund .....	19.....	Statement of Opposition
SB 929 (McGuire) Special Districts: Internet Web Sites.....	19.....	Letter of Support
Letter Requesting Governor Brown to Sign SB 929 (McGuire) .....	4.....	Letter of Support
SB 998 (Dodd) Discontinuation of Residential Water Service: Urban and Community Water Systems .....	98.....	Statement of Opposition
Floor Alert to State Assembly for 08/20 Hearing of SB 1422.....	100.....	Statement of Opposition
Letters to Assembly and Senators .....	8.....	Thank You
AB 2050 at Assembly Environmental Safety and Toxic Materials Committee Session .....	5.....	Thank You
AB 2050 at Senate Governance and Finance Committee .....	6.....	Thank You
Floor Manager for AB 2050 .....	1.....	Thank You
AB 2050 Supporter .....	57.....	Thank You
Karla Nemeth’s Confirmation as Director of the Department of Water Resources.....	12.....	Congratulations
SWP Contract Extension .....	21.....	Request for Reschedule

# GOVERNOR'S VETO MESSAGES

## 2017-2018 State Legislative Session

**Bill Number: AB 1529**

**Governor's Message: September 19, 2018**

To the Members of the California State Assembly:

I am returning Assembly Bill 1529 without my signature.

This bill would require local water suppliers to accept current certifications issued for people who inspect cross-connection and backflow prevention devices, which protect drinking water supplies from contamination, if the certifications meet regulatory requirements that were in effect January 1, 2016. Additionally, once the State Water Resources Control Board adopts new standards for cross-connection control and backflow prevention which they are expected to do by January 1, 2020 water suppliers would be required to accept certifications that meet these new certification standards.

This bill is unnecessary and limits a water supplier's ability to protect public health and safety. The Water Board is in the process of developing new cross-connection and backflow prevention standards, which will provide consistent direction on the issue. Furthermore, the proposed regulations will preserve water suppliers' discretion to require standards that are more rigorous.

Sincerely,

Edmund G. Brown Jr.

**Bill Number: AB 2050**

**Governor's Message: September 28, 2018**

To the Members of the California State Assembly:

I am returning Assembly Bill 2050 without my signature.

This bill establishes the Small System Water Authority Act of 2018, which authorizes the creation of small system water authorities to operate small public water systems that can't afford to serve safe drinking water.

While I appreciate the author's intent, this bill creates an expensive, bureaucratic process and does not address the most significant problem with providing safe drinking water- a stable funding source to pay for ongoing operations and maintenance costs.

My administration remains committed to a comprehensive solution to address safe drinking water issues based on shared responsibility between water users and water providers that will not result in ongoing costs to the General Fund. I urge the Legislature and stakeholders to work towards a stable funding solution in 2019.

Sincerely,

Edmund G. Brown Jr.

# GOVERNOR'S VETO MESSAGES (CONT'D)

**Bill Number: AB 2447**

**Governor's Message: September 30, 2018**

To the Members of the California State Assembly:

I am returning Assembly Bill 2447 without my signature.

This bill would expand notice and public meeting requirements under the California Environmental Quality Act for certain industrial projects in or near disadvantaged communities.

Land use is quintessentially a local matter. I believe the notice and meeting requirements, as outlined in this bill, are too prescriptive. Disadvantaged communities are entitled to clear and adequate notice, but zones of notice and the definition of projects subject to the requirements should be flexibly defined to reflect the vast diversity of our state.

Sincerely,

Edmund G. Brown Jr.

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# POLICY PRINCIPLES

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# POLICY PRINCIPLES

## Introduction

Eastern Municipal Water District (EMWD) has adopted a strategic objective to “Conduct a highly productive and effective federal, state and local advocacy representation program to effectively influence legislation, regulation and outside funding in a manner that benefits EMWD and consistently demonstrates industry leadership.” To achieve this goal, the Public and Governmental Affairs Department builds and maintains relationships with legislative leaders, their staff, and other opinion leaders, and involves all appropriate EMWD disciplines to formulate positions on legislative and policy issues.

EMWD monitors and, where appropriate, seeks to influence federal and state legislation to provide EMWD’s ratepayers safe and reliable potable and recycled water supply and wastewater services in an economical manner. Guided by the Legislative Policy Principles adopted by EMWD’s Board of Directors and the professional opinion of EMWD’s staff, the Legislative Affairs Team communicates EMWD’s position and takes action on pertinent legislative issues.

The EMWD Legislative Policy Principles represent those areas of public policy in which the Board of Directors has adopted an EMWD position. These principles are consistent with EMWD’s mission statement, values and beliefs and are developed with careful consideration of EMWD’s strategic plan. Furthermore, the EMWD Legislative Policy Principles are dynamic in nature. As new legislative issues affecting the potable and recycled water and wastewater industries arise, EMWD will respond accordingly and update its Policy Principles.

During the review, analysis, and development of each Legislative Policy Principle, EMWD involves all appropriate EMWD disciplines and also takes into consideration the broader policy objectives of related associations to foster a synchronized advocacy effort. The final process for policy principle development includes formulating the principles with input of EMWD specialists in the various policy fields; analyzing and editing the principles in the Legislative Review Committee, examining and critiquing the policy in the appropriate Board Committee, and finally, the Board of Directors adopt the principles.

These Legislative Policy Principles reflect the proactive steps that EMWD takes in providing potable and recycled water supply and wastewater services in an economical, efficient, and responsible manner. With this proactive approach to legislation, EMWD continually enhances its partnership with the community and quality of service to its customers.

## Water Recycling

EMWD Policy: EMWD seeks to develop and implement strategies to achieve the highest beneficial use of recycled water to maximize the District's water supply reliability and sustainability.

This policy principle supports EMWD's Strategic Objectives addressing Recycling; and, Water Supply Diversity and Reliability: "Implement on-going treatment, storage, and distribution system projects and programs to utilize 100 percent of treated effluent for the highest beneficial use possible."; and, "Develop and implement a portfolio of projects and management techniques to achieve a reliable and cost-effective balance of water supplies utilizing imported, local, and recycled water sources."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Recognizes that recycled water is a beneficial resource and should be permitted and managed as such.
2. Increases public education and awareness of water recycling, its benefits and safety.
3. Advances recycled water-marketing efforts.
4. Provides grants or cost-share funds for recycled water demonstration and permanent projects and the treatment needed for use of recycled water in certain applications (e.g. construction, industrial uses, or specialty manufacturing, etc.).
5. Provides assistance and training for design, construction, and operation of recycled water systems.
6. Expands the ability to advance recycled water application, when readily available, in a safe and cost effective manner.
7. Develops new financing for water recycling consistent with the following objectives:
  - a. Increased water recycling and recycled water quality in California and the Colorado River Basin.
  - b. Research leading to advances in science and technology, health effects assessments, and facility, regional, and watershed planning.
  - c. Streamlining administrative procedures for state low interest-rate loans and federal grants for projects and research.
8. Encourages voluntary cooperation and partnership among involved agencies to foster strategies for recycled water project implementation.
9. Supports continuous review, appropriate revision and streamlining of water recycling regulations and administration consistent with experience gained in operations, public health and environmental protection.
10. Advances development, permitting and implementation of direct and indirect potable reuse (reservoir augmentation and groundwater recharge) while ensuring water quality that protects public health.
11. Provides for recreational use of recycled water in a manner that protects public health and safety, and acknowledges local agency policies.
12. Acknowledges salinity management as a strategy to improve the sustainability and reliability of recycled water resources.
13. Promotes recycled water as a sustainable and efficient water supply during drought conditions.



EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Minimizes the distinction between graywater, on-site recycled water, and recycled water supplies.
  - a. Advances the inclusion of source water supplies that have not been scientifically studied, monitored, and regulated.
2. Inhibits the safe application of recycled water.
3. Continues to define recycled water as a waste.
4. Restricts the use of recycled water during a water shortage or emergency drought conditions.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON DECEMBER 15, 2004 AND UPDATED ON JANUARY 20, 2017.*

## Biosolids

EMWD Policy: It is the policy of EMWD to practice and support efforts to encourage sustainable, cost effective, responsible and environmentally sound management of biosolids as an integral component of its wastewater treatment program.

This policy principle supports EMWD's Strategic Plan Objective addressing Biosolids Management: "Implement cost-effective projects and programs to manage biosolids and achieve long-term disposal independence through environmentally sustainable reuse."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Promotes the utilization of biosolids for land application, providing that it is applied in a responsible manner.
2. Provides appropriate funding mechanisms, including grants and low-interest loans to treat, use, and/or recycle biosolids.
3. Provides financial incentive for research and development of new and/or improved methods and technologies for biosolids management.
4. Encourages efforts to promote biosolids as an alternative, renewable fuel source (i.e. biofuel conversions).
5. Increases EMWD's local management options, self-sufficiency and independence in managing biosolids.
6. Protects the public health and groundwater supply by providing increased funding and research for comprehensive management techniques.
7. Creates a market for advanced technologies by promoting the use of innovative products derived from biosolids, including biosolids pellets.
8. Fosters cooperation among governmental agencies, regulators, private corporations, and the agriculture community related to biosolids use and management.
9. Promotes cost effective management of biosolids.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Unreasonably restricts local and regional biosolids management including land application.
2. Increases the financial burden of managing biosolids without demonstrated equivalent environmental and/or public health benefit related thereto.
3. Duplicates existing programs and requirements.
4. Causes an unfounded negative public perception of biosolids and biosolid producers.
5. Requires unreasonable treatment of biosolids for specific applications, without adequate scientific justification.
6. Limits the transportation and land application of biosolids between counties or states.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON FEBRUARY 20, 2008 AND UPDATED ON JANUARY 20, 2017.*

## Groundwater/Sustainable Groundwater Management

EMWD Policy: It is the policy of EMWD to maximize the use of groundwater while protecting groundwater quality and sustainability and enhancing the basin yield in an environmentally and economically responsible manner in collaboration with local groundwater users.

This policy principle supports EMWD's Strategic Plan Objective addressing Supply Diversity and Reliability: "Develop and implement a portfolio of projects and management techniques to achieve a reliable and cost-effective balance of water supplies utilizing imported, local, and recycled water sources."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Provides appropriate funding mechanisms, including grants and low-interest loans for Sustainable Groundwater Management Act (SGMA) compliance, and development of groundwater projects, including groundwater cleanup to preserve the integrity of groundwater resources, and to advance plans on water available for recharge to protect communities from water shortages.
2. Recognizes the impacts of climate change on groundwater supplies and furthers local development opportunities to address potential impacts.
3. Acknowledges salinity management as a strategy to improve the sustainability and reliability of local water resources.
4. Improves groundwater monitoring programs and technology (i.e. Geographic Information Systems) for resource development and groundwater management purposes and assists water districts to collect and manage local groundwater data required under SGMA.
5. Provides oversight and monitoring of hydraulic fracturing (fracking) operations that are protective of groundwater and surface water resources.
6. Provides additional tools and funding opportunities to foster cooperation and partnerships with local groundwater producers and other community stakeholders.
7. Enhances local water supply reliability to reduce dependence on imported water.
8. Provides protection for groundwater recharge areas.
9. Provides local stakeholders flexibility to protect water rights.
10. Promotes integrity of groundwater basins, including long-term overdraft protection.
11. Facilitates transfers and exchanges of groundwater supplies with appropriate safeguards.
12. Encourages storage of imported water through conjunctive use programs.
13. Protects groundwater quality and enhances groundwater cleanup and recovery for beneficial use, including strategies to mitigate and prevent contamination.
14. Promotes agricultural and irrigational use of recycled water and/or other suitable non-potable water in-lieu of groundwater.
15. Requires those who cause or contribute to pollution of a groundwater basin to make restitution for damage caused.
16. Promote recycled water use and recharge in groundwater basins while ensuring water quality that protects public health.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Restrains local stakeholder flexibility in the use of groundwater resources.
2. Imposes new water quality regulations or control actions that are not based on thorough consideration of scientific and technical evidence.
3. Does not provide demonstrated operational, environmental, or public health benefits.
4. Does not allow reasonable schedules for development, implementation, and compliance of new laws and regulations.
5. Duplicates existing program, requirements, and mandates.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON JULY 7, 2006 AND UPDATED ON JANUARY 20, 2017.*

## Desalination

EMWD Policy: It is the policy of EMWD to utilize desalination for salinity management, to protect local groundwater quality and include desalted brackish water as an element of EMWD's balanced water supply portfolio to achieve long-term water supply reliability.

This policy principle supports EMWD's Strategic Plan Objective addressing Salinity Management: "Achieve salinity balance through cost effective supply management, source control, desalination, and optimization of brine management to maximize recycled water use and improve the water quality of local resources."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Acknowledges salinity management as a strategy to improve sustainability and reliability of groundwater production, and use of recycled water.
2. Acknowledges and promotes salinity management as a tool for economic development and recognizes that desalination can play a major role in meeting California's future water needs.
3. Improves communication, cooperation, and consistency in the desalination permitting processes.
4. Provides grants, low interest loans and/or other funding for desalination research and development and implementation projects.
5. Recognizes the significance of energy costs for desalination and provides for strategies that optimize energy cost savings.
6. Promotes and incentivizes the development of renewable energy alternatives in conjunction with desalination facilities.
7. Creates a statewide desalination information database and data sharing opportunities (i.e. operational data, water quality data and research).
8. Provides funding for brine management projects, including for alternative disposal methods, and recognizes that brine disposal is a major cost for implementation of inland brackish groundwater desalination.
9. Fosters partnerships with universities, state and federal agencies, and other institutions for the development of improved desalination and brine disposal and minimization technologies.
10. Encourages desalination stakeholder work groups and outreach programs.
11. Promotes water use efficiency and reuse through desalination of recycled water for direct and/or indirect reuse.
12. Encourages technology transfers among groups, agencies including state and federal government entities that have specialized expertise with new or emerging desalination technologies.
13. Encourages regional collaboration within watersheds to manage salt impacts to surface and groundwaters.
14. Advances opportunities to increase and fund production and application of desalination. Promotes desalination as a drought resilient, hydrologically independent sustainable supply.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Unreasonably restricts EMWD's flexibility and authority to make decisions regarding desalination operation.
2. Imposes new water quality and related desalination regulations or control actions that are not based on thorough consideration of scientific and technical evidence.
3. Does not allow reasonable schedules for development, implementation, and compliance of new laws and regulations.
4. Duplicates existing programs and requirements.
5. Restricts the use of desalinated water during a water shortage or emergency drought conditions.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON JULY 7, 2006 AND UPDATED ON JANUARY 20, 2017.*

## Water Use Efficiency/ Conservation

EMWD Policy: It is the policy of EMWD to promote efficient use of water in order to provide the most reliable supply at a reasonable cost.

This policy principle supports EMWD's Strategic Plan Objective addressing Water Use Efficiency: "Promote efficient use of water resources through the implementation of industry-leading programs and practices combined with customer education and awareness."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Encourages the expanded and efficient use of recycled water recognizing that recycled water is a drought resistant supply.
2. Encourages planning and land-use agencies to require water efficient landscape in new development.
3. Implements cost-effective new-product water efficiency standards.
4. Creates or expands appropriate educational and informational programs to encourage conservation among water users (including the integration of water-use efficiency in state and federal energy-efficiency public outreach).
5. State water usage , emergency drought regulations, and advanced conservation mandates:
  - a. Establishes and protects local control and local water management strategies to ensure lasting water supply reliability;
  - b. Discourages the implementation of mandatory conservation practices, but when implemented the state's policy should enable flexibility and preserve local control in achieving statewide urban conservation goals and any additional conservation mandates; and
  - c. Provides resources and funding to advance tools, including retrofit and landscape conversion programs for residential and commercial water use efficiency.
6. Encourages water use efficiency and use of recycled water during hydraulic fracturing (fracking) operations.
7. Supports local efforts to increase on-site water retention and reduce runoff.
8. Implements and/or enforces local ordinances governing:
  - a. Water waste.
  - b. Implementation of/and funding for the retrofit of indoor and outdoor systems to water efficient models upon the resale of real property.
  - c. Statewide installation and reading of water meters and customer billing based on recorded usage.
  - d. Water efficient landscaping.
9. Increases landscaping water-use efficiency by:
  - a. Urging landscape irrigation device manufacturers to develop and market more efficient equipment.
  - b. Encourages retailers to market and carry a broad array of water efficient devices, plants, and equipment.
  - c. Promoting guidelines for architects to design more efficient landscapes and/or irrigation systems.

- d. Funding education/training on properly operating water-efficient irrigation systems and installing and maintaining water-efficient landscape.
  - e. Limiting the use of turf and/or encouraging the application of native/water efficient plant life installed in yards.
  - f. Promoting the concept of “water budgeting” and the application of budget based tiered rate structures.
10. Increases agricultural water-use efficiency by:
- a. Supporting studies and actions to improve agricultural water-use efficiency.
  - b. Supporting development of irrigation timing strategies to reduce peak demand on water supply systems.
  - c. Supporting implementation of water-use audits for agricultural irrigation.
11. Promotes Commercial, Institutional and Industrial (CII) programs such as:
- a. Providing grants for water survey programs.
  - b. Establishing or expanding appropriate rebate programs, such as replacing excessive water consuming appliances and fixtures.
  - c. Evaluating new technologies and their implementation via new programs.
  - d. Offering incentives for the construction of water efficient buildings and communities.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Establishes water providers as land-use decision-makers, rather than city and county government, or the State, as it relates to development, land-use, and enforcement of long range planning objectives.
2. Seeks to reform the Water Supply Assessment process in a manner that reduces a water provider’s flexibility to manage and allocate water supplies.
3. Impedes or eliminates a local government or public agency’s ability to adopt an ordinance to regulate the installation of graywater or on-site recycled water systems that are more stringent or restrictive than current law.
4. State Water Usage and Emergency Drought Regulations:
  - a. Establishes additional drought management objectives and conservation mandates that fail to adequately consider local conditions including climate, water supply conditions, growth and investments in new water supplies;
  - b. Interjects or positions the Administration or state agencies into a role where they require the development of local or regional water budgets; and
  - c. Establishes water providers in roles as land-use decision-makers as it relates to development, land-use, and enforcement of long range planning objectives.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT’S BOARD OF DIRECTORS ON DECEMBER 15, 2004 AND UPDATED ON JANUARY 20, 2017.*



## Bay Delta/State Water Project

EMWD Policy: Implement the co-equal goals of water supply reliability and environmental sustainability in the Delta to ensure the delivery of adequate and reliable supplies of water to all Californians, while water districts simultaneously develop long lasting and robust local water supply portfolios.

This policy principle supports EMWD's Strategic Plan Objectives addressing Water Supply Diversity and Reliability; and, Water Supply and Redundancy: "Develop and implement a portfolio of projects and management techniques to achieve a reliable and cost-effective balance of water supplies utilizing imported, local, and recycled water sources."; and, "Develop adaptable buffer supplies, water storage, and delivery system improvements to manage uncertain supply delivery conditions and emergency outages."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Ensures that all beneficiaries of the Delta pay their fair share towards environmental restoration, flood management, and water quality.
2. Recognizes all beneficiaries of the Delta including water exporters, recreational, and environmental interests.
3. Requires that all stressors on the Delta be considered and addressed in a manner that is fair and equitable.
4. Identifies that entities that contribute to adverse environmental impacts should pay proportionally for mitigating those impacts.
5. Enables the timely implementation and funding for the completion of critical studies necessary to establish a comprehensive and long term fix in the Delta.
6. Would establish state and federal funding opportunities to complete the environmental studies, planning, mitigation projects and construction of vital restoration projects.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Does not consider the full scope of the co-equal goals in terms of identification of a long term solution in the Delta.
2. Seeks to overturn or prohibit implementation of the 2009 Comprehensive Water Package.
3. Delays the adoption and/or implementation of the California WaterFix, California EcoRestore, or the Delta Plan.
4. Establishes inequitable cost-sharing for those stakeholders responsible for program and project costs.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON JANUARY 22, 2014 AND UPDATED ON JANUARY 20, 2017.*

## Integrated Regional Water Management Plans

EMWD Policy: It is the policy of EMWD to utilize the State’s Integrated Regional Water Management Planning (IRWMP) process to maximize water use efficiency as well as the quality and quantity of water available to meet the State’s domestic, agriculture, industrial and environmental needs.

This policy principle supports EMWD’s Strategic Plan Objectives addressing Water Use Efficiency; and, Planning: “Promote efficient use of water resources through the implementation of industry-leading programs and practices combined with customer education and awareness,” and “Conduct planning and environmental permitting activities for water, wastewater, and other relevant facilities in a timely manner that supports [EMWD’s] strategic objectives and ensures the availability of services for future growth.”

EMWD and its Board of Directors support legislation/administrative actions that:

1. Provides flexibility and discretion to regions throughout California to determine the governance and implementation of IRWMP.
2. Improves multi-jurisdictional, multi-benefit coordination related to the IRWMP program.
3. Uses IRWMP to support the goals and objectives of the State, as outlined in the State Water Plan Update, as well as local priorities as defined by each region.
4. Encourages a robust stakeholder process but recognizes the need to leave decision making authority with the agencies, or steering committees comprised of those agencies, that have the statutory authority to provide IRWMP related services.
5. Promotes proactive, transparent communication and partnerships.
6. Provides increased funding for IRWMP.
7. Streamlines IRWMP grant administration and minimizes the cost of utilizing IRWMP grants.
8. Defines integrated water resource planning regions as those regions that have been accepted through the California Department of Water Resources Regional Acceptance Process.
9. Requires changes to IRWMP be vetted through a stakeholder driven, publicly reviewed process.
10. Utilizes IRMWP information to improve land use decision making.
11. Employs IRWMP process to develop adaptive water management strategies that address climate change and other long term influences on water supply conditions.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Weakens the intent, purpose and process of IRWMP.
2. Hinders improved coordination among agencies related to IRWMP.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT’S BOARD OF DIRECTORS ON FEBRUARY 20, 2008 AND UPDATED ON JANUARY 20, 2017.*

## Water Infrastructure Financing

EMWD Policy: Capital improvement projects and infrastructure financing should be accomplished in a manner that is beneficial, economical, and facilitates a means in which all beneficiaries pay for the goods and services they receive.

This policy principle supports EMWD's Strategic Plan Goal addressing Water Supply and Reliability: "Provide a safe and reliable water supply portfolio that achieves an optimum balance of imported, local, and recycled water at a reasonable cost."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Establishes grants or funding opportunities for local water infrastructure projects.
2. Offers public infrastructure financing mechanisms including, but not limited to tax credit bonds, as an alternative to tax-exempt municipal bonds.
3. Establishes that for those capital improvement and infrastructure projects that provide direct, measurable benefits to water rate payers a "beneficiary pays" principle should apply; over a public goods charge, resulting in financing that is accomplished in a manner that is beneficial, economical, and provides a means in which the beneficiaries pay for the goods and services they receive.
4. Establishes that investments resulting in broad public benefits should be funded by state and federal resources and not through local resources.
5. Provides flexibility in the manner in which EMWD may finance public infrastructure projects (e.g., community facilities districts, public-private partnerships, etc.).
6. Provides flexibility in the structure, reporting, and repayment of state loans, including:
  - a. Partial prepayment options;
  - b. Subordinate lien structure;
  - c. Alternative principal repayment options (other than "level debt service"); and
  - d. Streamline application processes to reduce obstacles and facilitate access to state funds in a timely manner.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Establishes a fee or tax that does not result in clear benefit to EMWD and its customers.
2. Establishes a fee or tax without first considering alternatives for funding that may be better suited or have a more clear connection to the funding need.
3. Minimizes opportunities to fund water infrastructure through the passage of statewide or local bonds.
4. Eliminates the tax-exempt status of municipal bonds.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON JANUARY 18, 2012 AND UPDATED ON JANUARY 20, 2017.*

## Governance

EMWD Policy: It is the policy of EMWD to function and operate in an open and transparent way while providing superior services to the community in a safe, reliable, and cost-effective manner.

This policy principle supports EMWD's Strategic Plan Objective addressing Community Relations: "Promote and sustain timely and effective two-way communication between [EMWD] and the communities it serves and continue to be a trusted resource for the communities on all water, wastewater, and recycled water issues."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Streamlines state reporting requirements and establishes opportunities to utilize technology that could result in more timely and open communication.
2. Improves transparency of publicly-issued debt obligations.
3. Centralizes and consolidates all debt and investment reporting requirements to reduce redundancy and provide one location for the public to access information. Provide standardized implementation guidance for reporting requirements to facilitate useful access to information.
4. Establishes funding sources to host educational opportunities and awareness campaigns to promote water conservation, water quality, and water recycling expansion.
5. Encourages local governments to seek innovative means to address climate adaptation goals and advance service delivery (e.g., cost sharing, alternative energy pursuits, and technology advancements).
6. Provides funding, easily accessible data, and best practices to advance sustainability and climate adaptation strategies.
7. Recognizes that water purveyors have made significant strides in achieving sustainability and reducing GHG emissions, and that any future legislation or administrative actions should:
  - a. Account for and acknowledge past actions to reduce greenhouse gas (GHG) emissions and advance climate resilient supplies;
  - b. Avoid the establishment of an arbitrary GHG or energy use target or baseline;
  - c. Create a clear path towards achieving sustainability objectives;
  - d. Avoids the application of a one-size-fits-all approach;
  - e. Clearly recognizes geographic, regional, and water supply variations and allows for water purveyors to address these variables in a manner that best suits the region; and
  - f. Supports and acknowledges local control.
8. Advances an approach to address climate change and sustainability that is supported by a careful economic analysis and supports economic growth.
9. Enables EMWD to recruit and retain a diverse and high quality workforce.
10. Streamlines contracting procedures, while at the same time maintains EMWD's legal and safety obligations.
11. Enables Local Agency Formation Commissions (LAFCOs) to obtain service and boundary related information on private and mutual water companies to ensure the delivery of clean and reliable water supplies and compliance with the Safe Drinking Water Act.

12. Streamlines or exempts water, recycled water, and/or wastewater projects from the California Environmental Quality Act (CEQA). Provides liability protections to public water districts, and related wholesale water providers, seeking to consolidate troubled water systems that cannot consistently demonstrate that they are able to provide safe, clean and reliable water supplies to their customers.
13. Eliminates or minimizes redundant reports and studies on environmental impacts covered through subsequent state and federal regulatory efforts.
14. Secures the ability to apply tiered rates/allocation based conservation rates in a manner that is both fair to ratepayers and provides maximum flexibility and protections to the water providers.

EMWD and its Board of Directors oppose legislation/administrative actions that:

1. Takes a “broad brush” approach to local government reforms that would confer unnecessary burden to all local governments in an effort to capture a small number of public trust offenders.
2. Would seek to limit local control.
3. Transfers responsibilities to local governments absent funding.
4. Jeopardizes public safety due to the disclosure of critical infrastructure information or personal employee or ratepayer data in advancing transparency measures.
5. Adds additional costs for EMWD and its ratepayers absent a clear and necessary benefit, or creates administrative reporting requirements that are duplicative or ambiguous, resulting in incremental cost to the ratepayer without providing proportional benefit.
6. Seeks to mandate financial reporting of public pension or other post-employment benefits using a risk-free rate of return as a discount rate in the measurement of actuarial liabilities.
7. Reallocates property tax revenues, and/or special district reserves, or imposes fees/fines that will impact EMWD and its operations.
8. Reduces or eliminates a local government’s ability to establish price and parameters for cost-sharing activities.
9. Reduces or eliminates the state’s obligation to compensate local governments on reimbursable mandate related activities.
10. Arbitrarily forces or restricts consolidations of special districts.
11. Implements redundant and costly compliance measures.
12. Results in additional challenges to CEQA compliance or could result in opportunities for additional delays or legal challenges to projects
13. Seeks to implement a carbon tax or other fee based program to advance climate change initiatives without advanced economic analysis.

*ADOPTED BY EASTERN MUNICIPAL WATER DISTRICT’S BOARD OF DIRECTORS ON JANUARY 18, 2012 AND UPDATED ON JANUARY 20, 2017.*

## Renewable Energy/Energy Management

EMWD Policy: It is EMWD's policy to seek opportunities to expand energy conservation and renewable energy production efforts in a cost effective manner that will improve operational efficiency, reduce operating expenses, and maximize existing available resources in an effort to achieve state and local regulatory compliance and reduce energy costs for EMWD.

This policy principle supports EMWD's Strategic Plan Objective addressing Energy Independence: "Plan and cost-effectively implement local renewable energy projects with sufficient generation to meet [EMWD's] entire net energy demands while minimizing [EMWD's] carbon footprint."

EMWD and its Board of Directors support legislation/administrative actions that:

1. Provides incentives and funding opportunities for voluntary and regulatory compliance actions to expand renewable energy resources.
2. That enables EMWD to maximize available energy resources that includes, but is not limited to, solar energy, biodiesel, digester gas, and bio-methane.
3. Facilitates interconnection and capacity availability to gas pipeline and electricity transmission lines.
4. Enables EMWD to access funding opportunities that will enable EMWD to pursue expansion/ development of energy efficiency/ renewable energy projects.
5. Facilitates opportunities where revenues generated from the implementation of market based compliance measures under AB 32 (Pavley) Global Warming Solutions Act of 2006 and SB 32 (Pavley) Global Warming Solutions Act of 2006: Emissions Limits that would be allocated to special districts and/or the water community for the development of energy efficiency and renewable energy projects/programs, as well as energy saving water use efficiency programs and development of alternative water supplies with lower embedded energy.
6. Requires or encourages electrical corporations to procure electrical generating capacity from small-scale biomass and biogas projects.
7. Establishes similar efforts to level the playing field between large biogas producers and smaller generators, especially in light of the initial investment costs for small-scale projects.
8. Provides flexibility to utilize available energy storage technologies to maximize use of renewable energy sources.

EMWD and its Board of Directors oppose legislation/administrative actions that:


1. Penalizes water districts for early adoption of energy efficiency and cost saving actions.
2. Requires EMWD to invest in technology that would generate excessive costs for EMWD and its ratepayers and/ or is unproven/unreliable.
3. Infringes on water/sewage districts ability to manage the production of biomethane through flaring or other means until technological solutions to treat and use biogas are available and cost effective.
4. Enacts changes to existing renewable energy project net energy metering contracts or utility incentive agreements mid-contract.

5. Requires energy efficiency to take precedence over EMWD's ability to develop and manage reliable and sustainable water supplies to meet the needs of its ratepayers.

*ADOPTED BY THE EASTERN MUNICIPAL WATER DISTRICT'S BOARD OF DIRECTORS ON JANUARY 22, 2014 AND UPDATED ON JANUARY 20, 2017.*

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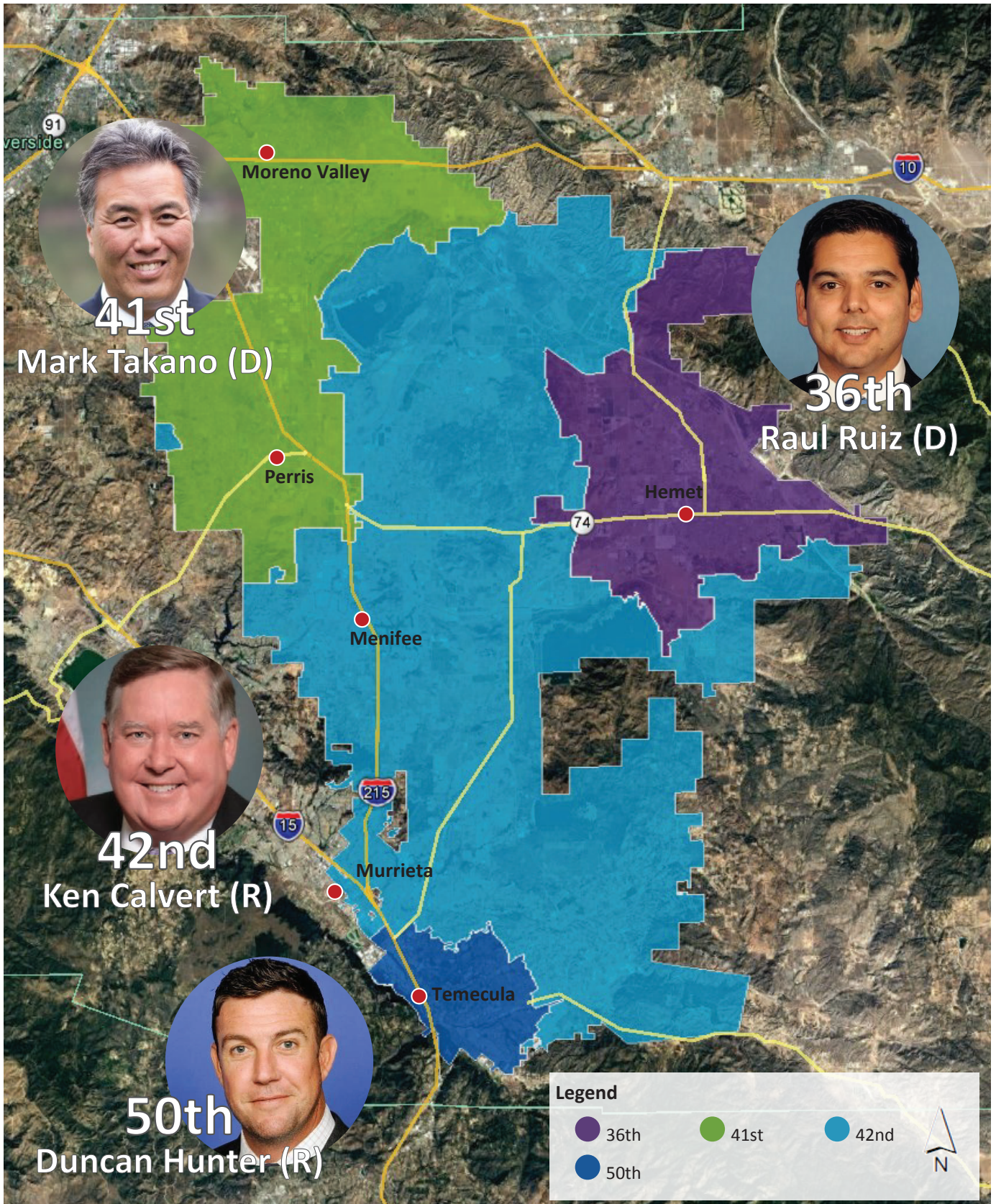
LEGISLATOR MAPS

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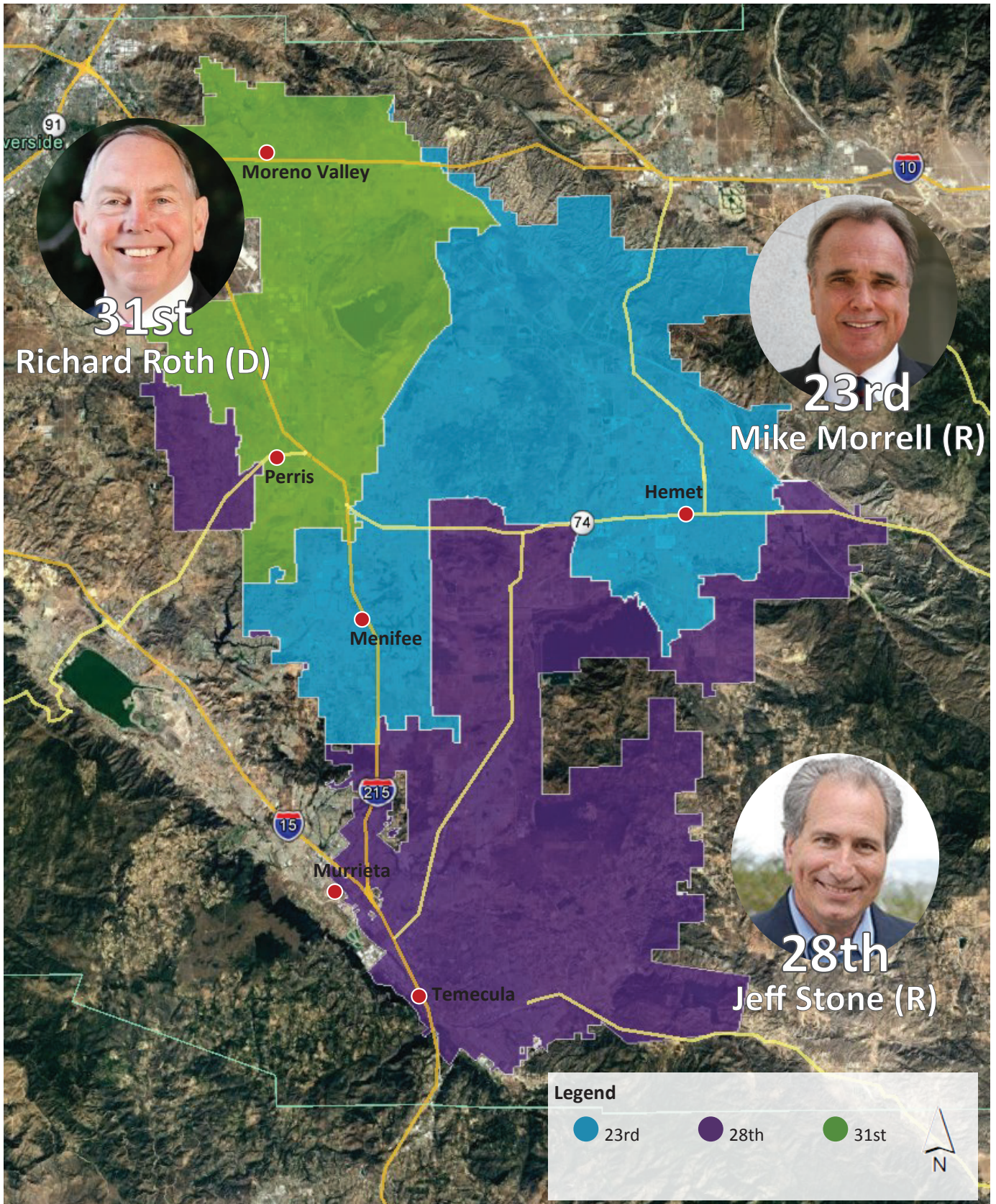
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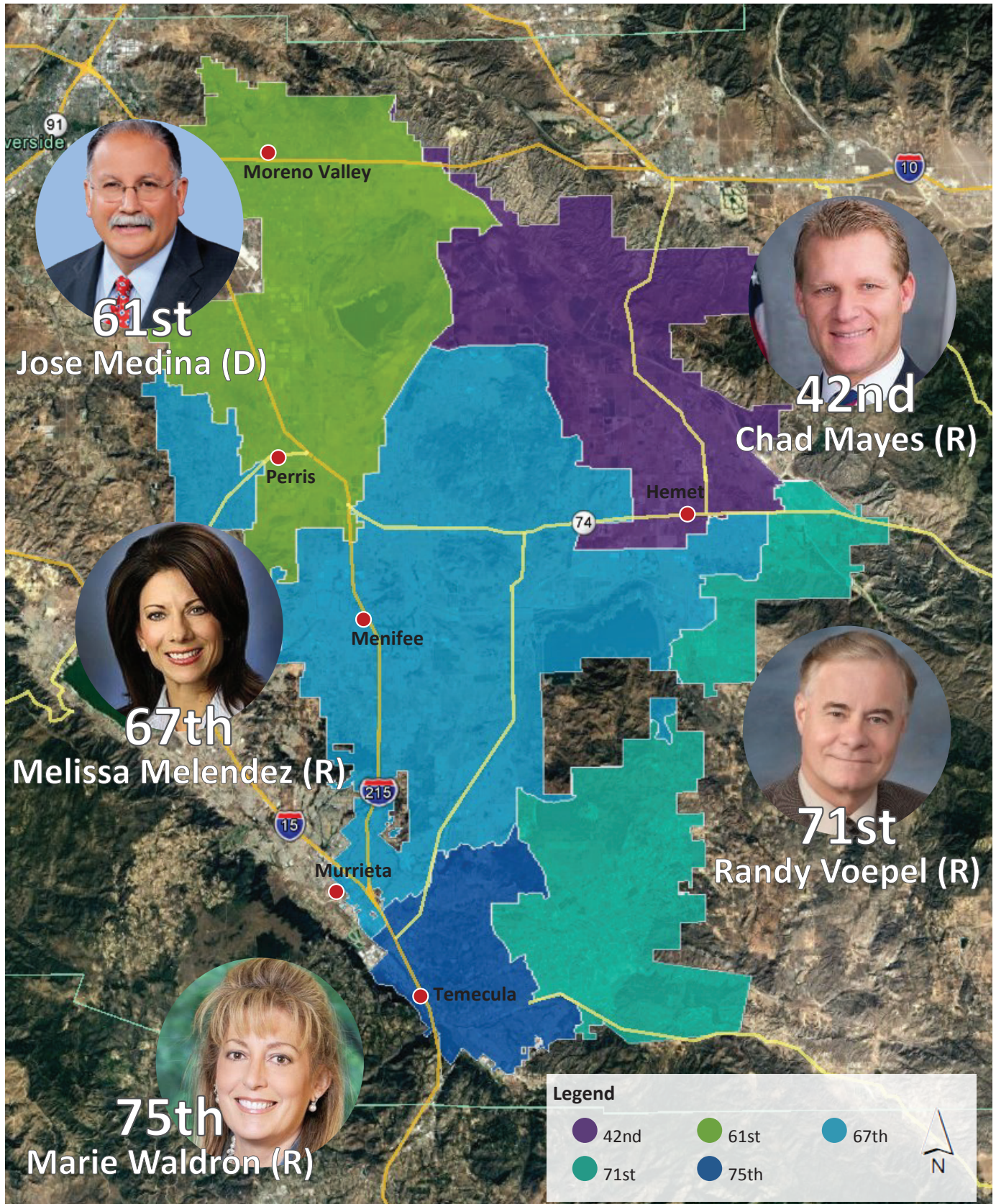
# EMWD Service Area | U.S. House of Representatives Districts



# EMWD Service Area | State Senate Districts



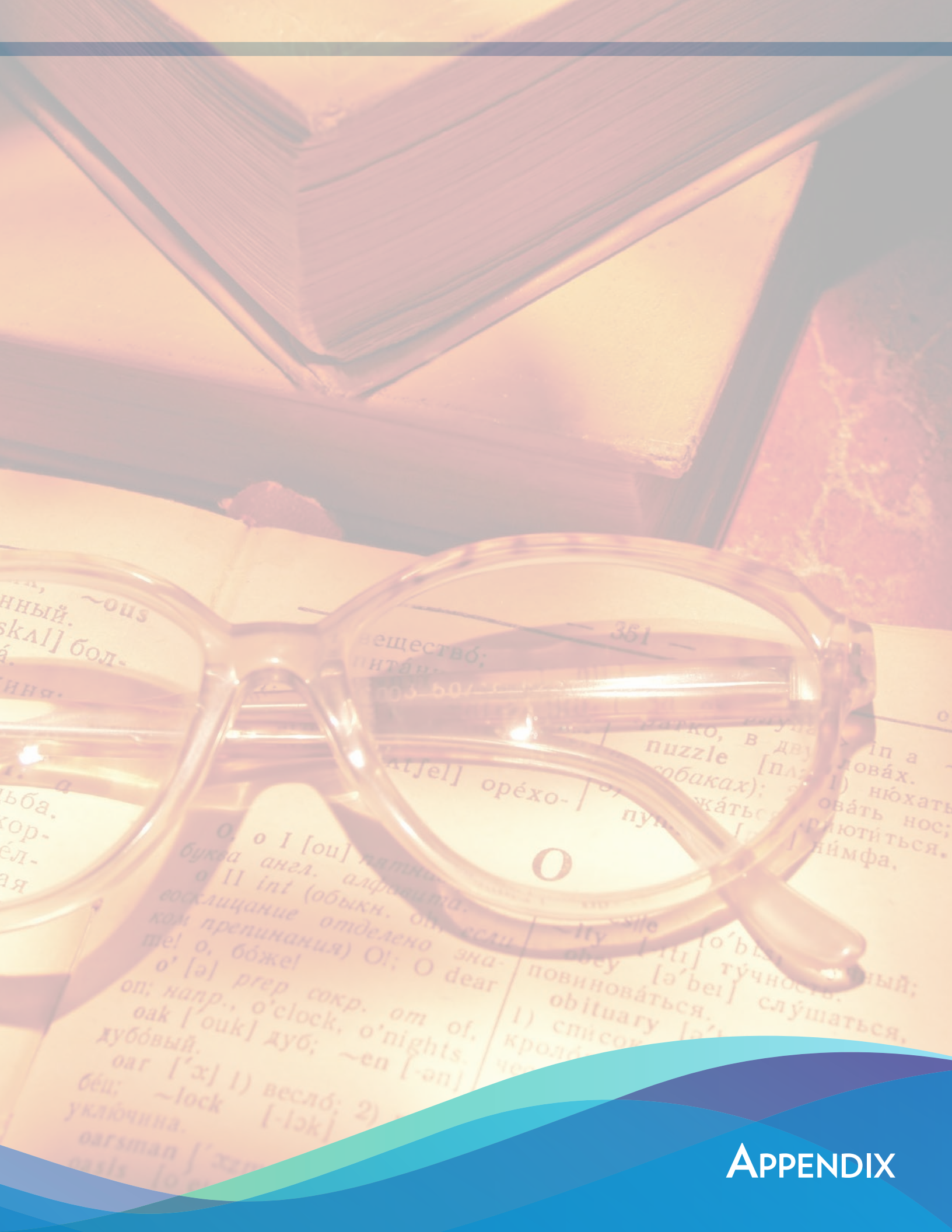
# EMWD Service Area | State Assembly Districts



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# Glossary of Terms

## **AB**

State Assembly Bill

## **ACA**

Assembly (authored) Constitutional Amendment: A proposed change in the state Constitution, which, after approval of two-thirds of the legislators, is submitted to the voters

## **ACR**

Assembly Concurrent Resolution: A measure that can be introduced in either house but must be approved by both houses and filed with the Secretary of State to take effect. These measures usually involve the business of the Legislature

## **AJR**

Assembly Joint Resolution: A legislative opinion on matters pertaining to the federal government, often urging passage or defeat of legislation pending before Congress

## **Chaptered**

When a bill has been passed by the Legislature and enacted into law, the Secretary of State assigns the bill a “chapter number” which is subsequently used to refer to the measure in place of the bill number

## **(D)**

Democratic Party Affiliated

## **Failed**

A bill that does not pass the Legislature

## **Gutted and Amended**

When amendments to a bill remove the current contents in their entirety and replace them with different provisions

## **HR**

Bill originating in the House of Representatives

## **(I)**

Independent

## **LAT**

Legislative Action Team (EMWD)

## **Measure**

A bill, resolution or constitutional amendment considered by the Legislature

## **(R)**

Republican Party Affiliated

## **S**

A bill originating in the United States Senate

## **SB**

State Senate Bill

## **SCA**

Senate (authored) Constitutional Amendment (see ACA)

## **SCR**

Senate Concurrent Resolution (see ACR)

## **SJR**

Senate Joint Resolution (see AJR)

## **SR**

Senate Resolution

## **Two-Year Bill**

A bill that does not pass the Legislature in the first year of the two-year session, can be considered in the second year

## **Veto**

The Governor’s formal rejection of a measure passed by the Legislature

# Legislative Bill Positions

## Position

## Position Definition and Action

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**Sponsor**  
**Priority: A**

The legislation is initiated by EMWD. District staff/counsel drafts the bill, requests ACWA, CASA, or another organization to co-sponsor the bill, and then finds a member of the Legislature to introduce the bill. Staff works to advance the measure through the legislative process by writing letters and contacting legislators and the Governor's office; negotiates with stakeholders to address concerns and solicits support. Attends committee hearings to provide testimony and technical information.

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**Support**  
**Priority: A**

The legislation furthers the goals of the District and is consistent with its Strategic Plan. District staff notifies the author and sponsor of the bill, in writing, that the District supports the measure, then sends support letters, and contacts other members of the Legislature and committee consultants to solicit support. Monitors progress of the bill, watches for amendments that may change the District's position. Works with coalitions or organizations such as ACWA, CASA, CSDA, MWD, and SAWPA to encourage the bill's passage.

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**Support if Amended**  
**Priority: A**

Generally positive legislation, however if amendments were made the District could support it. District staff works with the author and sponsor of the bill, and organizations such as ACWA, CASA, CSDA, MWD, and SAWPA to incorporate amendments that will align the bill to the District's mission and goals. Monitors the bill for amendments that may change the District's position.

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**Oppose**  
**Priority: A**

The legislation will have a detrimental effect on the District and its constituents. District staff notifies the bill's author and sponsor, members of the Legislature, committee consultants, and the Governor's office of District concerns and requests opposition. Staff works with coalitions and/or organizations such as ACWA, CASA, CSDA, MWD, and SAWPA to kill the bill. Testifies at hearings against the bill and continues to monitor and urge opposition.

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**Oppose Unless Amended**  
**Priority: A**

Generally negative legislation; however with specific amendments the District may remove its opposition. District staff works with the bill's author and sponsor, and organizations such as ACWA, CASA, CSDA, MWD, and SAWPA to amend the bill so the District is not negatively impacted by the measure.

## Position

## Position Definition and Action

**Favor/Support  
Not Favor/Oppose  
Priority: B**

The District agrees or disagrees with certain provisions, but the bill will not have a significant impact on the District. District staff monitors, as well as supports or opposes these bills in concept; no action is taken.

**Concerns  
Priority: A**

The legislation includes elements that are concerning or could negatively impact the District, however the author has expressed an interest in working with stakeholders on the issue. Provides an opportunity for the District to engage in conversations on legislation with a willingness to modify the position if the circumstances or outstanding language is addressed. Submits letters, engages on working groups, and works with coalitions to draft amendments to the bill language.

**Watch  
Priority: C**

The bill does not have a direct impact on the District. District staff monitors the bill and watches for amendments that may alter the bill and prompt District action.

**Neutral  
Priority: D**

The bill has no impact on the District. No action or monitoring is required.

# Standing Committee Abbreviations

## Senate Committees

Agriculture .....	AGRI
Appropriations .....	APPR
Banking and Financial Institutions .....	BF&I
Budget and Fiscal Review .....	B&FR
Business Professions and Economic Development .....	BP&ED
Education .....	ED
Elections and Constitutional Amendments .....	ELEC&CA
Energy, Utilities and Communications .....	EU&C
Environmental Quality .....	EQ
Governance and Finance .....	GOV&FIN
Governmental Organization .....	GO
Health .....	HEALTH
Human Services .....	HUMANSVS
Insurance .....	INS
Judiciary .....	JUD
Labor and Industrial Relations .....	L&IR
Legislative Ethics .....	LEGETHICS
Natural Resources and Water .....	NR&W
Public Employment and Retirement .....	PE&R
Public Safety .....	PUBSAFE
Rules .....	RULES
Transportation and Housing .....	T&H
Veterans Affairs .....	VA

## Assembly Committees

Accountability and Administrative Review .....	ACTBTY&ADMR
Aging and Long-Term Care.....	A&LTC
Agriculture .....	AGRI
Appropriations .....	APPR
Arts, Entertainment, Sports Tourism and Internet Media .....	AEST&IM
Banking and Finance.....	B&F
Budget.....	BUDG
Business, Professions and Consumer Protection .....	BP&CH
Education .....	ED
Elections and Redistricting .....	E&R
Environmental Safety and Toxic Materials .....	ENVS&TOXM
Governmental Organization .....	GO
Health.....	HEALTH
Higher Education .....	HIED
Housing and Community Development .....	H&CD
Human Services .....	HUMANSVS
Insurance.....	INS
Jobs, Economic Development and the Economy .....	JED&E
Judiciary .....	JUD
Labor and Employment .....	L&E
Local Government.....	LGOV
Natural Resources.....	NATRES
Public Employees, Retirement and Social Security .....	PERS&SS
Public Safety.....	PUBSAFE
Revenue and Taxation.....	REV&TAX
Rules.....	RULES
Transportation.....	TRANS
Utilities and Commerce .....	U&C
Veterans Affairs.....	VA
Water, Parks and Wildlife.....	WP&W



SERVING  
OUR COMMUNITY  
TODAY AND  
TOMORROW

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