Metropolitan Water District of Southern California State Legislative Matrix July 8, 2024 – Second Year of Legislative Session

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location			
AB 400 B. Rubio (D – Baldwin Park) Sponsors: California State Association of Counties, League of California Cities	Chaptered Signed by Governor Chapter 201, Statutes of 2023	Local agency design-build projects: authorization. This measure would extend the existing sunset date to January 1, 2031, for the use of design-build as a delivery method for public works contracts.	Support Based on October 2021 Board Action	Metropolitan's current authority to use design-build under AB 1845 (Calderon, CH. 275, 2022) will sunset on January 1, 2028. The provisions of this bill allow Metropolitan to use design-build for future projects through January 1, 2031.
AB 460 Bauer- Kahan (D – Orinda)	Amended 6/12/2024 Two-year bill Senate Judiciary Committee	State Water Resources Control Board: water rights and usage: civil penalties. This bill would require the State Water Resources Control Board to adjust for inflation, by January 1 of each year, beginning in 2025, the amounts of civil and administrative liabilities or penalties imposed by the board in water right actions, as specified.	Support Based on Metropolitan Policy Principles for Modernization of Water Rights Administration, adopted April 2023	The bill now would provide for enhanced civil penalties for violations of any State Board regulation or curtailment order.
AB 1337 Wicks (D – Oakland)	Amended 5/18/23 Two-year bill Senate Natural Resources and Water Committee	State Water Resources Control Board: water diversion curtailment. This bill would authorize SWRCB to adopt regulations for various water conservation purposes and implement these regulations through orders curtailing the diversion or use of water under any claim of right.	Oppose Based on Metropolitan Policy Principles for Modernization of Water Rights Administration, adopted April 2023	Regardless of whether there is a drought emergency, this bill would allow the State Board, by regulation, to permanently reduce permit rights (including SWP, Colorado River pre-1914 rights, or Delta Island license, pre-1914 or riparian right diversions) upon a finding that current diversions result in a waste or unreasonable use of water or that they harm public trust (fish and wildlife) resources. This would be a new broad power to the State Board that could permanently reallocate any water rights under any water year conditions without the protection or process of individual adjudications.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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AB 1567 Garcia (D-	Amended 5/26/2023	Safe Drinking Water, Wildfire Prevention, Drought Preparation, Flood Protection,	Support, if Amended	This measure is consistent with Metropolitan's current policy priorities and supports the objectives of
Coachella)		Extreme Heat Mitigation, Clean Energy, and		Metropolitan's Climate Adaptation Master Plan.
	Two-year bill	Workforce Development Bond Act of 2024.	Based on June 2023 Board	Metropolitan is seeking amendments to increase
	Senate Natural	This measure would authorize a \$15.995 billion	Action	funding for recycled water, dam safety, regional
	Resources and	general obligation bond for the March 5, 2024,		conveyance, drought and conservation projects.
	Water Committee	ballot to fund a broad range of resource-based		
		programs that will assist California to improve its climate resiliency.		
AB 1572	Chaptered	Potable water: nonfunctional turf.	Co-sponsor	Based on input from the Board and member agencies,
Friedman (D -				Metropolitan secured amendments to exclude multi-
Glendale)	G' 11	This measure prohibits the use of potable water	Based on	family residential buildings and protect the authority
	Signed by	for the irrigation of non-functional turf located	April 2023	and local control of public water systems.
Co-sponsors:	Governor Chapter	on commercial, industrial, institutional. This	Board action	Metropolitan is a co-sponsor of this measure.
Metropolitan, Heal the Bay,	849, Statutes of 2023	measure provides the State Water Resources		
National Resources	2023	Control Board with the authority to postpone compliance dates as prescribed.		
Defense Council		compnance dates as prescribed.		
Detense Council				
AB 1573 Friedman	Amended on	Water conservation: landscape design: model	Support	This measure is consistent with Metropolitan's effort
(D - Glendale)	9/1/2023	ordinance.		to reduce nonfunctional turf within its service area.
			Based on	
Sponsor:	Two Year Bill	This measure would update the model water	2023 Legislative	
Earth Advocacy		efficient landscape ordinance for new or	Priorities and	
and California	Senate Floor –	renovated nonresidential areas to require at least	Principles,	
Native Plant	Inactive File	25% local native plants beginning January 1,	adopted	
Society		2026. This measure would also prohibit the use	December 2022	
		of nonfunctional turf in nonresidential landscape		
		projects after January 1, 2026.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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AB 1648	Amended	Water: Colorado River Conservation	Oppose	This measure would impair Metropolitan's flexibility
Bains (D -	3/16/2023			with its entire water portfolio, including the Integrated
Bakersfield)		This measure would specifically prohibit	Based on 2023	Water Resources Plan and the Annual Operating Plan.
		Metropolitan and LADWP to offset federally	Legislative	Metropolitan's reliability and its ability to meet
	Dead	required reductions on Colorado River resources	Priorities and	demands would also be impaired by restrictions on
		with increased water deliveries from other	Principles,	partnerships with its State Water Project and
		regions of California, including the Delta,	adopted	Colorado River Basin stakeholders.
		retroactively as of January 1, 2023.	December 2022	
SB 122	Chaptered	Flood Flow Streamlining	Seek	The no-permit authorization poses a significant
Senate Committee			Amendments	concern to Metropolitan's State Water Project
on Budget and		Provisions in this trailer bill provide that		supplies. There is no protest process, no requirement
Fiscal Review	Signed by the	diversion of flood flows for groundwater	Based on	that diverters avoid harm to other legal water users
	Governor	recharge do not require an appropriative water	Metropolitan	with water rights senior to the flood flow diverter, and
	Chapter 51,	right if specified conditions regarding the	Policy Principles	no protection of SWP and CVP rights to divert
	Statutes of 2023	diversion are met. These provisions exempt from	for	"excess flows" when they exist in the system up to the
		the California Environmental Quality Act	Modernization	full capacity of the projects.
		(CEQA) specified actions related to the	of Water Rights	
		implementation of Colorado River water	Administration	
		conservation agreements with the US Bureau of	2023 Water	Metropolitan will work with the Administration to
		Reclamation.	Rights	address these issues as the program is implemented.
			Principles,	
			adopted April	
			2023	
SB 124	Chaptered	Green Financing Programs for Federal IRA	Support	For the State Water Project, DWR's direct investment
Senate Committee		Funding		in qualifying projects could lower its capital costs,
on Budget and			Based on	which would ultimately be passed on to Metropolitan
Fiscal Review	Signed by the	This measure contains various provisions to	2023 Legislative	and other SWP contractors.
	Governor	implement the 2023 State Budget Act, which	Priorities and	
	Chapter 53,	includes authorizing the State Infrastructure and	Principles,	
	Statutes of 2023	Economic Development Bank and the	adopted	
		Department of Water Resources (DWR) to	December 2022	
		access and utilize federal funding in the Inflation		
		Reduction Act to finance projects that reduce		
		greenhouse emissions.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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SB 146 Gonzalez (D-Long	Chaptered	Public resources: infrastructure: contracting.	Support	By utilizing PDB and awarding a project contract prior to the completion of all design work, DWR can
Beach)	Signed by the Governor Chapter 58, Statutes of 2023	This measure is part of the negotiated infrastructure trailer bill package and authorizes DWR to use the progressive design-build (PDB) project delivery method for up to eight public works projects that exceed \$25 million. The Delta conveyance facilities and seawater desalination are expressly prohibited under this measure.	Based on October 2021 Board Action	potentially reduce overall costs and execute shorter project delivery schedules. This could lead to reduced costs for SWP-related projects-resulting in cost savings being passed on to Metropolitan.
SB 147 Ashby (D- Sacramento)	Chaptered Signed by the Governor Chapter 59, Statutes of 2023	Fully protected species: California Endangered Species Act: authorized take This measure is part of the negotiated infrastructure trailer bill package and authorizes the take of fully protected species for certain infrastructure projects if specified conditions are met. Eligible projects include the maintenance, repair and improvement of the State Water Project, as well as critical regional and local water infrastructure.	Support and Amend Based on 2023 Legislative Priorities and Principles, adopted December 2022	While this alternative may have benefits over current FPS regulations, the requirements are extensive and may make permit terms infeasible or cost prohibitive and could create other litigation risks for permittees.
SB 149 Caballero (D- Merced)	Chaptered Signed by the Governor Chapter 60, Statutes of 2023	California Environmental Quality Act: administrative and judicial procedures: record of proceedings: judicial streamlining. This measure is part of the negotiated infrastructure trailer bill package and makes various changes to CEQA. This bill provides clarification for what is considered as part of the administrative record, as well as allowing a public agency to deny a request to prepare the record of proceedings. This bill also provides for expedited judicial review for specified energy and transportation projects.	Support and Amend Based on 2023 Legislative Priorities and Principles, adopted December 2022	Administrative Records Streamlining: Overall, the provisions would be beneficial to Metropolitan as they could lower CEQA litigation costs and shorten litigation timelines. Expedited Judicial Review: The process for preparing the administrative record for any governor-certified infrastructure project must follow certain extensive and potentially costly specifications. While expedited judicial review is beneficial in concept, unless amended, the prerequisites may be infeasible or costly to implement.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location			
SB 150 Durazo (D-Los Angeles)	Chaptered Signed by the Governor Chapter 61, Statutes of 2023	Construction: workforce development: public contracts. This measure is part of the negotiated infrastructure trailer bill package and focuses on strengthening the state's workforce and community benefits with infrastructure investments through California's share of federal funds.	Based on 2023 Legislative Priorities and Principles, adopted December 2022	This bill is intended to help develop procurement models to enhance the state's training and access pipeline for jobs while ensuring community benefits on infrastructure and manufacturing investments. This bill is consistent with Metropolitan's policy and practice and could benefit the district by helping build the next generation of the state's construction workforce.
SB 366 Caballero (D - Merced) Sponsors: California Municipal Utilities Association, California Council for Environmental and Economic Balance, California State Association of Counties	Amended 6/13/2024 Assembly Water, Parks, and Wildlife Committee	The California Water Plan: long-term supply targets. This measure would revise the California Water Plan to require the DWR to update the California Water Plan by December 31, 2028, and every five years after, to include a long-term water supply target for 2050 and discussion on the development of specified water supply sources to meet demand.	Based on 2023 Legislative Priorities and Principles, adopted December 2022	The intent of this bill is to help modernize California's water management practices and provide long-term reliable supplies in response to the current climate challenges. Metropolitan is seeking amendments that include, but are not limited to, ensuring the 2050 target reflects statewide, regional, and local planning efforts and clarifying that the CA Water Plan should not establish a separate plan for complying with the Delta Plan, but should be complimentary and focus on supporting the co-equal goals of the Delta.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location		G	
SB 659 Ashby (D – Sacramento)	Chaptered	California Water Supply Solutions Act of 2023.	Support, if Amended	This bill intends to elevate the importance of groundwater in the state's planning efforts. Additional recharge capacities developed through
Sponsors: Sacramento Regional Water Authority	Signed by the Governor Chapter 624, Statutes of 2023	This bill would require DWR to develop a groundwater recharge plan by January 1, 2026, to create additional groundwater recharge capacity and include the plan as part of the 2028 update to the California Water Plan.	Based on 2023 Legislative Priorities and Principles adopted December 2022.	implementation of this bill could potentially help in the successful implementation of projects such as Metropolitan's Pure Water project, LADWP's Operation Next project, and the Pure Water San Diego, potentially helping to maximize stormwater capture and increase sustainability of groundwater basins within Metropolitan's service area.
SB 687 Eggman (D - Stockton)	Amended 5/2/2023 Dead	Water Quality Control Plan: Delta Conveyance Project. This measure will require the State Water Resources Control Board to adopt a final update of the Bay-Delta Water Quality Control Plan	Oppose Based on 2023 Legislative Priorities and Principles,	Metropolitan supports updating the Water Quality Control Plan to protect beneficial uses in the Delta. This bill would result in halting or delaying planning efforts on the Delta Conveyance Project and potentially prevent the project from operating if approved.
		before the Board considers a change in the point of diversion or any other water rights permit or order for the Delta Conveyance Project.	adopted December 2022	
SB 706 Caballero (D- Merced)	Chaptered	Public contracts: progressive design-build: local agencies. This bill would provide additional authority,	Support Based on 2023 Legislative	Currently, PDB-eligible projects are limited to wastewater treatment facilities, park and recreational facilities, solid waste management facilities and water recycling facilities. This bill now authorizes cities,
Sponsors: CA State Association of Counties; County of San Diego; Design Build Institute of America Western Pacific Chapter; League of California Cities	Signed by the Governor Chapter 500, Statutes of 2023	until January 1, 2023, for cities, counties, and special districts to use progressive design-build (PDB) authority for up to 10 public works projects that are in excess of \$5 million. In addition, any local agency that uses this authorized progressive-design build process must submit a report to the Legislature.	Priorities and Principles, adopted December 2022	counties and special districts, including Metropolitan, to use PDB for public works projects. This supports Metropolitan's priority of ensuring reliable water supply deliveries throughout its service area.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location			
SB 867	Amended	Drought, Flood and Water Resilience,	Support, if	This measure is consistent with Metropolitan's
Allen (D-Santa	6/22/2023	Wildfire and Forest Resilience, Coastal	Amended	current policy priorities and supports the objectives of
Monica)		Resilience, Extreme Heat Mitigation,		Metropolitan's Climate Adaptation Master Plan.
·		Biodiversity and Nature-Based Climate		
	Assembly Natural	Solutions, Climate Smart Agriculture, Park	Based on June	Metropolitan is seeking amendments to increase
	Resources	Creation and Outdoor Access, and Clean	2023 Board	funding for recycled water, dam safety, regional
	Committee	Energy Bond Act of 2024.	Action	conveyance, drought, and conservation projects.
		This measure would authorize a \$15.5 billion general obligation bond for a range of resource-based programs that will improve California's climate resiliency. If approved, this measure would be on the March 5, 2024 statewide ballot.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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AB 2610	Amended	Protected species: authorized take: Salton Sea	Support	This bill will help to advance conservation
E. Garcia (D –	4/10/2024	Management Program: System Conservation		agreements and collective conservation goals related
Coachella)		Implementation Agreement.		to reducing reliance of the Colorado River in order to
				account for changes in climate and low water supplies
	Senate Natural	Current law authorizes the Department of Fish	Based on	by allowing IID to advance their short-term
	Resources and	and Wildlife, if certain conditions are fulfilled,	2024 Legislative	conservation goals between 2024 – 2026.
	Water Committee	to authorize the take of species, including fully	Priorities and	
		protected species, resulting from impacts	Principles,	
		attributable to implementation of the	adopted January	
		Quantification Settlement Agreement on	2024	
		specified lands and bodies of water, including		
		the Salton Sea. This bill would additionally		
		authorize the department, if certain conditions		
		are fulfilled, to authorize the take of species		
		resulting from impacts attributable to the		
		implementation of the Salton Sea Management		
		Program or implementation of any System		
		Conservation Implementation Agreement		
		between the United States Bureau of		
		Reclamation and the Imperial Irrigation District		
		to implement the Lower Colorado River Basin		
		System Conservation and Efficiency Program, as		
		provided, on the specified lands and bodies of		
		water.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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AB 1827 D. Papan (D – San Mateo)	Amended 4/4/2024 Senate Local Government Committee	Local government: fees and charges: water: higher-consumptive water parcels. The Legislature passed the Proposition 218 Omnibus Implementation Act in 1997 to provide guidance for implementation of the new constitutional provisions. AB 1827 (Papan) proposes to add Government Code section 53750.6 to the Act to clarify that the costs that may be recovered through retail water service fees may include the incrementally higher costs	Support Based on 2024 Legislative Priorities and Principles, adopted January 2024.	Metropolitan's wholesale water service rates to its coop members are not subject to Proposition 218 and therefore, the bill does not have an effect on Metropolitan. It will, however, provide clearer guidance for its member agencies that provide retail water service and any retail water service provider within Metropolitan service area.
AB 2257 L. Wilson	Amended	of water service due to (1) the higher water usage demand of parcels, (2) the maximum potential water use of parcels, or (3) projected peak water usage. Local government: property-related water	Support	Metropolitan does not currently collect any fee or
(D – Suisun City)	4/23/2024 Senate Judiciary Committee	and sewer fees and assessments: remedies. AB 2257 establishes a process for objections to be submitted by any party objecting to the proposed fee or assessment, notice to the public of the requirements, and prerequisites for suing an agency on the basis of the validity of the fee or assessment. The bill requires exhaustion of the administrative procedures provided therein before a plaintiff may file suit and it limits the administrative record that may be reviewed in that litigation to evidence presented to or available to the agency prior to the adoption of the fee or assessment.	Based on 2024 Legislative Priorities and Principles, adopted January 2024	assessment on properties within its service area that is subject to Article XIII D. It does, however, have the authority to do so. Should it decide to adopt such a fee or assessment, it would be required to follow these proposed additional procedural requirements. Any litigation challenging such a fee or assessment would also be subject to the administrative remedy exhaustion and evidence limitation provided for by AB2257.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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AB 2409	Amended	Office of Planning and Research: permitting	Support	AB 2409 requires the Governor's Office of Planning
D. Papan (D – San	4/11/2024	accountability transparency dashboard.		and Research (OPR) to create and maintain a
Mateo)				permitting transparency website with a project
		Would require the Office of Planning and		dashboard showing the status of each state permit for
	Dead	Research, on or before January 1, 2026, to create	Based on	specific projects with an estimated cost of \$100
		and maintain, as specified, a permitting	2024 Legislative	million or more. AB 2409 would be beneficial to
		accountability transparency internet website	Priorities and	Metropolitan by making environmental permitting
		(dashboard). The bill would require the	Principles,	more transparent and would help the public
		dashboard to include a display for each permit to	adopted January	understand why large projects take years to permit
		be issued by specified state agencies for all	2024	(e.g., Pure Water Southern California or Delta
		covered projects. The bill would define various		Conveyance).
		terms for these purposes. The bill would also		
		require the dashboard to include, but not be		
		limited to, information for each permit to be		
		issued by a state agency that is required for the		
		completion of the project, including, among		
		other requirements, the permit application		
		submission date. The bill would require each		
		state agency with a responsibility for issuing a		
		permit for a covered project to provide		
		information in the appropriate time and manner		
		as determined by the office. The bill would also		
		make related findings and declarations.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location			-
AB 2060	Amended	Lake and streambed alteration agreements:	Support if	This bill was amended to ensure the temporary permit
E. Soria (D –	5/16/2024	exemptions.	Amended	authorization is consistent with existing law on
Fresno)				diversion authorizations for current water rights
		This bill would exempt qualifying temporary		holders. Metropolitan is seeking additional
	Senate Natural	permit diversions of water from streams at or	Based on	amendments to ensure the inclusion of fish screens on
	Resources and	near flood stage to groundwater storage from the	Metropolitan	all intakes, not just "temporary pump" intakes, and
	Water Committee	requirements of Fish & Game Code section	Policy Principles	that the screens minimize both entrainment and
		1602. Section 1602 requires anyone proposing	for	impingement.
		to substantially alter the bed, banks or natural	Modernization	
		flows of a stream, river or lake to notify the	of Water Rights	
		California Department of Fish and Wildlife	Administration	
		(CDFW). If CDFW determines the proposed	2023 Water	
		activity may have a significant adverse impact	Rights	
		on fish or wildlife, it will require a Lake or	Principles,	
		Stream Alteration Agreement (LSAA) that	adopted April	
		functions as a permit for the activity, and which	2023 and 2024	
		always requires mitigation, monitoring and	Legislative	
		reporting to CDFW. It is designed to prevent	Priorities and	
		harm to fish and wildlife from covered activities.	Principles,	
		AB 2060 would exempt qualifying diversions	adopted January	
		from this requirement. The only "mitigation"	2024	
		required to qualify is installation of basic fish		
		screens, with no requirement that they meet any		
		standards, including those adopted by CDFW		
		and the federal fish services.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
Author	Location			
SB 903 N. Skinner (D – Berkeley)	Amended 4/11/2024	Environmental health: product safety: perfluoroalkyl and polyfluoroalkyl substances.	Support Based on 2024 Legislative	From a source water protection standpoint, the bill creates provisions to reduce PFAS contamination and enhance protection of water quality and public health. By limiting PFAS in consumer products, the bill
	Dead	Starting January 1, 2025, certain substances called perfluoroalkyl and polyfluoroalkyl substances (PFAS) will be prohibited in new textiles, cosmetics, food packaging, and juvenile products in the state. This means that manufacturers and sellers cannot add PFAS to these products. A new bill, starting January 1, 2032, will also require the Department of Toxic Substances Control to determine if using PFAS in a product is necessary and unavoidable before it can be offered for sale. The department will keep a list of these determinations on its website and use any penalties collected for administering and enforcing these laws. By January 1, 2027, the department will adopt regulations to carry out this bill, including setting an application fee and creating an appeal process for penalties and decisions made under this law. A PFAS Oversight Fund will be created from the application fees to cover the department's expenses for administering this act, with funds allocated by the legislature.	Priorities and Principles, adopted January 2024	indirectly aims to reduce PFAS contamination in water sources, potentially decreasing treatment costs and complexity for water providers. The bill encourages the development and adoption of PFAS alternatives, potentially impacting the types of materials and products used within the water industry and by consumers, promoting safer water handling and packaging materials.

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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SB 1072 S. Padilla	Amended	Local government: Proposition 218: remedies.	Support	Metropolitan does not currently collect any revenue
(D – San Diego)	4/24/2024			from any property related fees or assessments subject
		The California Constitution has rules for	Based on	to Articles XIII C or D. However, Metropolitan does
		imposing taxes at a local level. It excludes	2024 Legislative	have statutory authority to collect such fees. If
	Assembly Local	certain fees and assessments if they meet certain	Priorities and	Metropolitan were to adopt such a fee or assessment
	Government	criteria, such as not exceeding the benefit given	Principles,	in the future, the revenues from those fees or
	Committee	to a property or the cost of the service provided.	adopted January	assessment would be subject to the limitation added
		There is also a law known as the Proposition 218	2024	by SB 1072.
		Omnibus Implementation Act that outlines how		
		local agencies must comply with these		
		requirements. This bill, if passed, would require		
		local agencies to correct any fees or charges for		
		property-related services that violate these		
		constitutional provisions and credit the amount		
		of the violation against the revenues needed for		
		the service. This bill supports the purposes and		
		intent of Proposition 218 and the Omnibus		
		Implementation Act.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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SB 1169	Amended	Los Angeles County Flood Control District:	Support	Support for this bill will help with Los Angeles
H. Stern (D – Los	3/18/2024	finances.		County's flood control program and is consistent with
Angeles)				the Board's policy to support development of local
		This law, known as the Los Angeles County	Based on	resources and conservation efforts.
	Assembly Desk	Flood Control Act, sets up a district responsible	2024 Legislative	
		for managing and preserving flood and	Priorities and	
		wastewaters in the county. It permits the district	Principles,	
		to borrow money from certain sources to fund	adopted January	
		flood control work and repay the loan within 20	2024	
		years with a maximum interest rate of 4.25%		
		annually. The district must also collect enough		
		taxes from property owners each year to cover		
		the loan payments. Currently, the district is		
		limited to borrowing a maximum of \$4.5 million		
		and issuing bonds up to the same amount. This		
		proposed bill would extend the loan repayment		
		period to 35 years with a maximum interest rate		
		of 5.5% annually. It would also remove the		
		borrowing and bond limits for the district. The		
		bill justifies these changes by stating the need for		
		a special law for the Los Angeles County Flood		
		Control District.		

Bill Number	Amended Date	Title-Summary	MWD Position	Effects on Metropolitan
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SB 1390 A.	Amended	Groundwater recharge: floodflows: diversion.	Support	SB 1390 has been amended to clarify which agencies
Caballero (D –	4/24/2024			may make the declaration that flood flow conditions
Merced)		Under current law, all water in the state belongs	Based on	exist and when they are required to declare they no
		to the people, but individuals can gain the right	Metropolitan	longer exist. The amendments include language to
	Assembly Water,	to use it through a legal process. This process	Policy Principles	protect Metropolitan's SWP supplies, which also
	Parks, and	requires the water to be used for a purpose that is	for	supports our operations to maintain water quality
	Wildlife	helpful or beneficial. However, if certain	Modernization	standards in the Delta.
	Committee	conditions are met, using floodwater for	of Water Rights	
		groundwater recharge does not require a specific	Administration	
		legal right. These conditions include receiving	2023 Water	
		notice from a local or regional agency that there	Rights	
		is a risk of flooding, and filing a report with the	Principles,	
		State Water Resources Control Board once the	adopted April	
		diversion is finished. This applies to diversions	2023 and 2024	
		that began before January 1, 2029. This bill	Legislative	
		would extend these requirements to diversions	Priorities and	
		that began before June 1, 2032. It would also add	Principles,	
		additional conditions that must be met for the	adopted January	
		diversion to be allowed, such as the local agency	2024	
		declaring that the diversion is in line with		
		specific plans or emergency operations plans.		
		The diversion must also stop within 90 days		
		unless it is renewed, and the final report must		
		include information about the methods used to		
		predict and prevent flooding. Finally, the		
		diversion must not harm any prior water rights		
		holders in the area.		