

**Metropolitan Water District of Southern California
State Legislative Matrix
June 13, 2022 – Second Year of Legislative Session**

Topic	Bill Number Author	Status	Title – Summary	MWD Position	Effects on Metropolitan
Metropolitan-sponsored bills	<p style="text-align: center;">SB 230 Portantino (D)</p> <p>Sponsors: Metropolitan and the California Municipal Utilities Association (CMUA)</p>	<p>Amended 6/6/2022</p> <p>Assembly Environmental Safety and Toxic Materials Committee</p> <p>Hearing: June 14, 2022</p>	<p>State Water Resources Control Board: Constituents of Emerging Concern Program</p> <p>Seeks to create a statewide program to identify and evaluate Constituents of Emerging Concern (CECs) in drinking water sources.</p>	<p>CO-SPONSOR</p> <p>Based on October 2019 Board Action</p>	<p>Metropolitan and CMUA are co-sponsoring legislation in response to growing public concern about CECs in drinking water. The bill would establish a five-year CEC Drinking Water Program at the State Water Resources Control Board. The program would set up a consistent and science-based approach for assessing the public health and drinking water consequences of CECs, with the intent to improve knowledge and future regulatory determinations. The bill excludes PFAS from the program of review and requires the State Water Board to present a final report to the Legislature. The recent amendments add two additional experts in public health to the Science Advisory Panel to be appointed by the Senate and the Assembly.</p>
Metropolitan-sponsored bills	<p style="text-align: center;">AB 1845 Calderon (D)</p> <p>Sponsor: Metropolitan</p>	<p>Amended 4/4/2022</p> <p>Senate Governance and Finance Committee</p>	<p>Metropolitan Water District of Southern California: alternative project delivery methods</p> <p>Allows the Metropolitan Water District of Southern California to use alternative project delivery methods for the design and construction of a Regional Recycling Water Program and a limited set of drought-related projects.</p>	<p>SPONSOR</p>	<p>Metropolitan is limited to the traditional Design-Bid-Build method for delivery of public works construction contracts which can be inefficient and inflexible for large, time-sensitive, and complex projects like its Regional Recycled Water Program and emergency drought mitigation projects. The bill would amend the Public Contracting Code to permit Metropolitan to use Design-Build, Progressive Design-Build, and Construction Manager/General</p>

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					Contractor. These methods have the potential to expedite construction of critical new water infrastructure projects and reduce their overall costs.
Delta/State Water Project	<p style="text-align: center;">SB 832 Dodd (D)</p> <p>Sponsor: Author</p>	<p style="text-align: center;">Amended 4/6/2022</p> <p style="text-align: center;">Senate Appropriations Committee Suspense File</p> <p style="text-align: center;">Held in Committee</p>	<p>Water rights: measurement of diversion</p> <p>Clarifies existing law that a person diverting 10 acre-feet or more of water per year under a registration is subject to existing water diversion measurement, recording, and reporting requirements. Also, authorize the State Water Board to modify water diversion measurement requirements to allow open satellite data methods to estimate evapotranspiration if the board makes certain findings regarding use of water for irrigation.</p>	<p style="text-align: center;">SUPPORT</p> <p style="text-align: center;">Based upon Board-adopted 2022 Legislative Priorities and Principles</p>	Metropolitan supports metering and reporting of diversions to prevent unlawful diversion of State Water Project supplies in the Delta and other locations that may lead to additional regulatory burdens. Metropolitan is installing meters on its Delta Islands to comply with existing statutory requirements. While OpenET would be a useful tool for water management and could be used as an indicator of unlawful diversions in the Delta, it is a new methodology for California. The bill requires the State Water Board to conduct a five-year study to determine the adequacy of evapotranspiration methods as a substitute for conventional metering methods to comply with State Water Board reporting requirements.
Design-Build	<p style="text-align: center;">SB 991 Newman (D)</p> <p style="text-align: center;">Sponsors:</p>	<p style="text-align: center;">Amended 6/6/2022</p> <p style="text-align: center;">Assembly Local Government Committee</p>	<p>Public contracts: progressive design-build: local agencies</p> <p>Authorize local water and wastewater agencies to use the progressive design-build (PDB)</p>	<p style="text-align: center;">SUPPORT</p> <p style="text-align: center;">Based on April 2022 Board Action</p>	SB 991 could benefit water agencies, including Metropolitan, by providing the option to use progressive design-build, which allows for greater collaboration between the project owner and the contractor through the design and construction phase thereby reducing

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	Water Collaborative Delivery Association (formerly Design Build Council)	Hearing: June 15, 2022	project delivery method for public works projects in excess of \$5 million.		project costs, risk, and schedules. The June 6 amendments clarify the process for amending a contract between the owner and the design build entity, and specifies that if the design build entity is replaced, the design professionals working for the design build entity have sole responsibility for the any errors and omissions in the design.
Governance	<p style="text-align: center;">AB 2449 B. Rubio (D)</p> <p style="text-align: center;">Sponsor: Three Valleys Municipal Water District</p>	<p style="text-align: center;">Amended 5/23/2022</p> <p style="text-align: center;">Senate Rules</p>	<p>Open meetings: local agencies: teleconferences</p> <p>Amends the Ralph M. Brown Act to allow a local agency to voluntarily use teleconferencing for public meetings during non-emergencies. Requires a quorum of the members meet in person at a noticed location that is open to the public and within the agency’s jurisdiction. The bill prescribes requirements for this exception related to notice, agendas, means and manner of access, and procedures for disruptions. Requires procedures for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with federal law.</p>	<p style="text-align: center;">SUPPORT</p> <p style="text-align: center;">Based on April 2021 Board Action</p>	<p>Metropolitan currently hosts teleconferencing public meetings in accordance with Executive Order, N-29-20. AB 2449 allows the option to hold teleconferenced meetings into the future after the COVID-19 public health emergency is over and the Executive Order is lifted as long as a quorum of the Board’s directors participate in person, give notice and post agendas as prescribed, ensure that directors attending meeting by teleconference participate through both audio and visual technology, and allow the public to address the Board in person or by teleconference. Waives the requirement to post an agenda at each teleconferenced location based on prescribed requirements . If there is a disruption to the call-in or streaming options, then no action can be taken by the board.</p>

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			Requires a quorum of the legislative body present at the location noticed on the agenda, an audio and video live-feed of the remote member of the legislative body during the meeting.		
Regulatory Reform	<p style="text-align: center;">AB 2313 Bloom (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">Amended 4/27/2022</p> <p style="text-align: center;">Senate Judiciary Committee</p>	<p>Water: judges and adjudications</p> <p>Would require the Judicial Council on or before January 1, 2025 to establish a program that provides training and education to judges in specified actions relating to water quality, groundwater, water transfers and water rights. Requires the Judicial Council to identify independent and nonpartisan experts in water issues who will be available to any judge adjudicating a water dispute and authorizes judges to appoint special masters in water cases to investigate technical and legal issues among other duties.</p>	<p style="text-align: center;">SUPPORT</p> <p style="text-align: center;">Based upon Board-adopted 2022 Legislative Priorities and Principles</p>	Metropolitan’s interests in enforcement of water quality law and water rights would be better served by judges, court staff, and special masters who have received training in the legal, scientific and technical issues involving water quality, water rights and water transfers.
Regulatory Reform	<p style="text-align: center;">SB 1065 Eggman (D)</p> <p style="text-align: center;">Sponsor: Author</p>	<p style="text-align: center;">Amended 4/28/2022</p> <p style="text-align: center;">Assembly Natural Resources Committee</p>	<p>California Abandoned and Derelict Commercial Vessel Program</p> <p>Establishes the California Abandoned and Derelict</p>	<p style="text-align: center;">SUPPORT</p>	SB 1065 will benefit water quality in the Bay Delta as abandoned and derelict vessels may cause sewage contamination and leakage of fuels and lubricants. Studies have shown that abandoned and derelict vessels are one of the stressors to the Delta and its species.

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		Assembly Judiciary Committee	Commercial Vessel Program within the Natural Resources Agency to bring federal, state, and local agencies together to identify, prioritize, and, upon appropriation fund the removal of abandoned and derelict commercial vessels from waters of the state.		SB 1065 would also provide protection to Metropolitan properties in the Delta in the event any vessel happens to be abandoned in any of the waters surrounding Metropolitan’s Delta Islands.
Water Bond Infrastructure Funding	<p style="text-align: center;">SB 559 Hurtado (D)</p> <p style="text-align: center;">Sponsors:</p> <p style="text-align: center;">Friant Water Authority, San Luis & Delta Mendota Water Authority, and State Water Contractors</p>	<p style="text-align: center;">Amended 8/30/2021</p> <p style="text-align: center;">Assembly Inactive</p> <p style="text-align: center;">Two-year bill</p>	<p>Department of Water Resources: water conveyance systems: Canal Conveyance Capacity Restoration Fund</p> <p>Establishes the Canal Conveyance Capacity Restoration Fund that would upon appropriation provide up to \$785 million in funding for the Department of Water Resources (DWR) to help pay for subsidence repairs to the State Water Project and Central Valley Project water conveyance systems and for necessary road and bridge upgrades.</p>	<p style="text-align: center;">WATCH</p> <p>Based upon Board adopted 2021 State Legislative Priorities and Principles</p>	<p>Portions of the California Aqueduct, the Friant Kern Canal and the Delta Mendota Canal have lost capacity due to subsidence. The Fund would upon appropriation provide funding to DWR to support a 10-year program to restore the capacity of the canals and ensure a more secure water supply. Funds could be used to cover one-third of the cost to restore the capacity of the canals. A federal companion bill is envisioned that would provide one-third the cost and local partners would contribute the remaining one-third of the cost. The creation of the Fund is contingent upon all the following: an appropriation of funds; an agreement is executed to provide for local cost share; and the provision of adequate cost share as determined by the DWR Director. The August 8 Assembly Amendments are problematic causing the State Water</p>

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					Contractors and Metropolitan to withdraw support for the bill.
Water Conservation	AB 2142 Gabriel (D) Sponsor: Association of California Water Agencies California Water Efficiency Partnership WaterNow Alliance	Amended 4/6/2022 Senate Governance and Finance Committee	Income taxes: exclusion: turf replacement water conservation program. Would provide 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 replacement water conservation program during the taxable years of January 1, 2022 through January 1, 2027.	SUPPORT Based upon Board adopted 2022 Legislative Priorities and Principles	Metropolitan previously supported the Making Conservation a Way of Life legislation and is working hard to promote indoor and outdoor conservation. Conservation rebates are key to success. California law previously exempted turf rebates from taxable income, but those provisions were allowed to sunset in December 2019. This bill would reinstate an important tax exemption for turf replacement rebates from gross income in California, aligning it with certain other permanently exempt efficiency rebates.
Water Governance and Funding	AB 1195 C. Garcia (D) Sponsor: Author	Gut and Amend 5/18/2022 Senate Rules Committee DROP	Limited Eligibility and Appointment Program: lists. Allows the California Department of Human Resources to provide a Limited Eligibility and Appointment referral list with the names of eligible candidates to an appointing agency without having to combine the list with other existing lists.	OPPOSE UNLESS AMENDED Based upon May 2021 Board Action	The bill as introduced sought to address the needs of public water systems in Southern Los Angeles County struggling to provide safe and affordable retail water. The bill was gut and amended on May 18 and no longer has any effect on Metropolitan.
Water Quality	AB 1817 Ting (D) Sponsors:	Amended 5/9/2022	Product safety: textile articles: perfluoroalkyl and polyfluoroalkyl (PFAS).	SUPPORT Based upon Board adopted 2022	Metropolitan supports the removal or reduction of PFAS in manufactured products in order to protect source

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	Breast Cancer Prevention Partners, Natural Resources Defense Council, and Clean Water Action	Senate Environmental Quality Committee Hearing: 6/16/2022	Prohibits as of January 1, 2025, any person from manufacturing, distributing, selling, or offering for sale in California any textile articles that contain “regulated PFAS” as defined, and requires the manufacturer to use the least toxic alternative to regulated PFAS.	Legislative Priorities and Principles	water quality. The May 9 amendments excludes from the PFAS prohibition certain textiles, e.g. personal protective equipment, and requires a manufacturer of textiles that contains PFAS to provide a person selling the product a certificate of compliance stating the textile product complies with the PFAS prohibition.
Water Quality	AB 2247 Bloom (D) Sponsors: Environmental Working Group, Clean Water Action, and California Association of Sanitation Agencies	Amended 5/19/2022 Senate Rules	Perfluoroalkyl and polyfluoroalkyl substances (PFAS) and PFAS products and product components: publicly accessible reporting platform. Requires the Department of Toxic Substances Control to develop a publicly accessible reporting platform to collect information about PFAS and products containing intentionally added PFAS by January 1, 2025. By July 1, 2025, manufactures will be required to register the PFAS or product containing intentionally added PFAS on the reporting platform.	SUPPORT Based upon Board adopted 2022 Legislative Priorities and Principles	Metropolitan supports the removal or reduction of PFAS in manufactured products to protect source water quality. The May 19 amendments reflect Metropolitan’s efforts to work with the sponsors to change the term “regulated PFAS” to “intentionally added PFAS”.
Water quality	AB 2771 Friedman (D)	Amended 4/18/2022	Cosmetic products: safety	SUPPORT	Metropolitan supports the removal or reduction of PFAS in manufactured

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	Sponsors: Environmental Working Group, Breast Cancer Prevention Partners, The California Public Research Group (CALPIRG)	Senate Rules	Prohibits a person or entity from manufacturing, selling, delivering, holding, or offering for sale in commerce any cosmetic product that contains PFAS.	Based upon Board adopted 2022 Legislative Priorities and Principles	products to protect source water quality.
Water Quality	SB 1124 Archuleta (D) Sponsor: Author	Amended 5/19/2022 Assembly Environmental Safety and Toxic Materials Committee	Public health goal: primary drinking water standard: manganese Requires, on or before July 1, 2023, the Office of Environmental Health Hazard Assessment (OEHHA) to prepare a public health goal for manganese. Requires the state board, after OEHHA publishes a public health goal for manganese, to adopt a primary drinking water standard.	OPPOSE UNLESS AMENDED Based upon Board adopted 2022 Legislative Priorities and Principles	SB 1124, as introduced, sought to ensure safe and reliable water in the Central Basin. The bill was amended in the Senate to require the State Water Board develop a primary drinking water standard for manganese. There is currently a secondary drinking water standard for manganese of 0.05-mg/L to address aesthetics (discoloration) issues, not health concerns. Metropolitan supports efforts to ensure all communities have a safe and reliable water supply by setting drinking water standards through the normal regulatory process. The bill circumvents that process and could compromise a rigorous scientific

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