

AMENDED IN ASSEMBLY APRIL 26, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1010**

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**Introduced by Assembly Member Hernandez**  
**(Coauthors: Assembly Members Adams, Charles Calderon, Eng,**  
**Huff, Huffman, Portantino, and Soto)**  
**(Coauthors: Senators Cedillo, Romero, and Scott)**

February 22, 2007

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An act to amend Section 706 of, *and add Sections 710, 711, and 712 to*, the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 1010, as amended, Hernandez. San Gabriel Basin Water Quality Authority Act: repeal date: *and biennial reports*.

(1) Existing law, the San Gabriel Basin Water Quality Authority Act, establishes the San Gabriel Basin Water Quality Authority and provides for its powers and duties. Existing law repeals the act on July 1, 2010. Upon the act's repeal, existing law prescribes various requirements for the administration of the authority's debts and assets.

This bill would extend the July 1, 2010, date of repeal of the act to July 1, ~~2020~~ 2017, thereby imposing a state-mandated local program by extending the period of time in which the authority and other local public entities are required to carry out various duties under the act.

(2) *The act requires the authority to develop and adopt a basinwide groundwater quality management and remediation plan and to cooperate with all appropriate entities for that purpose.*

*This bill would require the authority, to update by April 1, 2008 and on at least a quarterly basis thereafter, its Web site with information*

regarding its activities pursuant to the basinwide groundwater quality management and remediation plan. The bill would require the authority, to submit by March 31, 2008 and every 6 months thereafter, a status report on plan activities to the State Water Resources Control Board and the Los Angeles Regional Water Quality Control Board. The bill would require the state board, on or before January 1, 2009, and biennially thereafter, in consultation with the regional board, to provide a report on the authority’s progress in implementing the act.

(2)

(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 706 of the San Gabriel Basin Water  
2 Quality Authority Act (Chapter 776 of the Statutes of 1992), as  
3 amended by Section 3 of Chapter 192 of the Statutes of 2003, is  
4 amended to read:

5 ~~706.~~

6 *Sec. 706.* (a) Except as provided in this section, this act shall  
7 remain in effect only until July 1, ~~2020~~ 2017, and as of that date  
8 is repealed, unless a later enacted statute, which is enacted before  
9 July 1, ~~2020~~ 2017, deletes or extends that date.

10 (b) Upon the repeal of this act, the assets and debts of the  
11 authority shall be administered as follows:

12 (1) The Los Angeles Regional Water Quality Control Board  
13 shall dispose of the property and assets as appropriate. The Los  
14 Angeles Regional Water Quality Control Board shall receive  
15 reimbursement for actual costs incurred related to the disposition  
16 of the property and assets. The cost recovery shall be from the  
17 proceeds of the disposition pursuant to this section. The proceeds,  
18 if any, of the disposition shall be transferred to the Treasurer to be  
19 applied to pay the debts of the authority and, if any proceeds  
20 remain, shall be transferred to the Treasurer for deposit in the  
21 Hazardous Substance Cleanup Fund for use in financing

1 groundwater contamination investigation and remediation in the  
2 basin. Preference shall be given in the disposition of assets of the  
3 authority to transfers to producers who may be able to use the  
4 assets for the benefit of water distribution systems and to provide  
5 for continued operation and maintenance of the assets in order to  
6 further the purposes of this act.

7 (2) The Treasurer shall administer the payment of debts of the  
8 authority. The Treasurer shall apply the proceeds from the  
9 disposition of assets to the payment of the debts. If debts remain  
10 after application of the proceeds from disposition of assets, the  
11 Treasurer may continue to collect, in lieu of the authority, the  
12 pumping right assessments authorized under either (A) Section  
13 602 if the debt relates to administrative costs or (B) Section 605  
14 if the debt is to repay warrants, notes, bonds, and other evidences  
15 of indebtedness, or both, to make payments pursuant to leases or  
16 installment sale agreements in connection with certificates of  
17 participation, to pay for operation and maintenance costs of  
18 facilities, and to make payments pursuant to any other financial  
19 obligations. All provisions set forth in Article 6 (commencing with  
20 Section 601) relating to the levy and collection of the pumping  
21 right assessments are not repealed and shall continue in effect until  
22 the debts of the authority are paid, as determined by the Treasurer,  
23 who shall notify the Secretary of State. Upon receipt by the  
24 Secretary of State of the Treasurer's notice, Article 6 (commencing  
25 with Section 601) is repealed. The Treasurer's authority to levy  
26 and collect assessments under this act is limited according to the  
27 provisions of this act and shall cease when all debts of the authority  
28 have been paid.

29 *SEC. 2. Section 710 is added to the San Gabriel Basin Water*  
30 *Quality Authority Act (Chapter 776 of the Statutes of 1992), to*  
31 *read:*

32 *Sec. 710. At least on a quarterly basis, commencing April 1,*  
33 *2008, the authority shall update its Web site with information*  
34 *regarding its activities undertaken pursuant to the basin*  
35 *groundwater quality management and remediation plan developed*  
36 *and adopted pursuant to Section 406.*

37 *SEC. 3. Section 711 is added to the San Gabriel Basin Water*  
38 *Quality Authority Act (Chapter 776 of the Statutes of 1992), to*  
39 *read:*

1     *Sec. 711. By March 31, 2008, and every six months thereafter,*  
 2 *the authority shall provide a status report on its activities*  
 3 *undertaken pursuant to the basin groundwater quality management*  
 4 *and remediation plan to the State Water Resources Control Board*  
 5 *and the Los Angeles Regional Water Quality Control Board. The*  
 6 *status report shall include, at a minimum, all of the following:*

7     *(a) Overview of groundwater contamination in the San Gabriel*  
 8 *Basin.*

9     *(b) Goals for basin groundwater.*

10    *(c) Coordination with other agencies.*

11    *(d) Public outreach and information.*

12    *(e) Funding from potentially responsible parties and other*  
 13 *sources.*

14    *(f) Status of Non-Operable Unit specific plans.*

15    *(g) For each Operable Unit:*

16    *(1) Treatment and remediation plans.*

17    *(2) Description of contamination plans.*

18    *(3) Costs incurred.*

19    *(4) Beneficial uses of recovered water.*

20    *(5) Projected activities for the next reporting period.*

21    *(h) Description of the manner in which projects are prioritized*  
 22 *and selected for funding, and the manner in which contractors are*  
 23 *selected.*

24    *(i) Criteria used to quantitatively evaluate projects for*  
 25 *effectiveness.*

26     *SEC. 4. Section 712 is added to the San Gabriel Basin Water*  
 27 *Quality Authority Act (Chapter 776 of the Statutes of 1992), to*  
 28 *read:*

29     *Sec. 712. On or before January 1, 2009, and biennially*  
 30 *thereafter, the State Water Resources Control Board, in*  
 31 *consultation with the Los Angeles Regional Water Quality Control*  
 32 *Board, shall provide a report on the authority's progress in*  
 33 *implementing the act, including any recommendations for*  
 34 *improving the authority's progress.*

35     ~~SEC. 2.~~

36     *SEC. 5. No reimbursement is required by this act pursuant to*  
 37 *Section 6 of Article XIII B of the California Constitution because*  
 38 *the only costs that may be incurred by a local agency or school*  
 39 *district are the result of a program for which legislative authority*  
 40 *was requested by that local agency or school district, within the*

- 1 meaning of Section 17556 of the Government Code and Section
- 2 6 of Article XIII B of the California Constitution.

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