

ASSEMBLY BILL

No. 2163

Introduced by Assembly Member Blanca Rubio

February 15, 2022

An act to amend Section 706 of the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2163, as introduced, Blanca Rubio. San Gabriel Basin Water Quality Authority Act.

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, 2030. 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, 2030, date of repeal of the act to July 1, 2050, 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.

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 1 of Chapter 214 of the Statutes of 2013, is
4 amended to read:

5 Sec. 706. (a) Except as provided in this section, this act shall
6 remain in effect until July 1, ~~2030~~, 2050, and as of that date is
7 repealed, unless a later enacted statute, which is enacted before
8 July 1, ~~2030~~, 2050, deletes or extends that date.

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

11 (1) The Los Angeles Regional Water Quality Control Board
12 shall dispose of the property and assets as appropriate. The Los
13 Angeles Regional Water Quality Control Board shall receive
14 reimbursement for actual costs incurred related to the disposition
15 of the property and assets. The cost recovery shall be from the
16 proceeds of the disposition pursuant to this section. The proceeds,
17 if any, of the disposition shall be transferred to the Treasurer to be
18 applied to pay the debts of the authority and, if any proceeds
19 remain, shall be transferred to the Treasurer for deposit in the
20 Hazardous Substance Cleanup Fund for use in financing
21 groundwater contamination investigation and remediation in the
22 basin. Preference shall be given in the disposition of assets of the
23 authority to transfers to producers who may be able to use the
24 assets for the benefit of water distribution systems and to provide
25 for continued operation and maintenance of the assets in order to
26 further the purposes of this act.

27 (2) The Treasurer shall administer the payment of debts of the
28 authority. The Treasurer shall apply the proceeds from the
29 disposition of assets to the payment of the debts. If debts remain
30 after application of the proceeds from disposition of assets, the
31 Treasurer may continue to collect, in lieu of the authority, the
32 pumping right assessments authorized under Section 605 if the
33 debt is to repay warrants, notes, bonds, and other evidences of
34 indebtedness to make payments pursuant to leases or installment
35 sale agreements in connection with certificates of participation, to
36 pay for operation and maintenance costs of facilities, and to make
37 payments pursuant to any other financial obligations. All provisions
38 set forth in Article 6 (commencing with Section 601) relating to

1 the levy and collection of the pumping right assessments are not
2 repealed and shall continue in effect until the debts of the authority
3 are paid, as determined by the Treasurer, who shall notify the
4 Secretary of State. Upon receipt by the Secretary of State of the
5 Treasurer's notice, Article 6 (commencing with Section 601) is
6 repealed. The Treasurer's authority to levy and collect assessments
7 under this act is limited according to the provisions of this act and
8 shall cease when all debts of the authority have been paid.

9 SEC. 2. No reimbursement is required by this act pursuant to
10 Section 6 of Article XIII B of the California Constitution because
11 the only costs that may be incurred by a local agency or school
12 district are the result of a program for which legislative authority
13 was requested by that local agency or school district, within the
14 meaning of Section 17556 of the Government Code and Section
15 6 of Article XIII B of the California Constitution.