

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2017-0050**

ADOPT AMENDMENTS TO CALIFORNIA CODE OF REGULATIONS, TITLE 23, DIVISION 3,  
CHAPTER 26, SECTION 3717 ESTABLISHING THE WASTEWATER OPERATOR  
CERTIFICATION PROGRAM (WWOCP) OPERATOR, PROVISIONAL OPERATOR, AND  
OPERATOR-IN-TRAINING FEE SCHEDULE

WHEREAS:

1. Under chapter 9 of division 7 of the Water Code, the State Water Resources Control Board (State Water Board) is responsible for the administration of the Wastewater Treatment Plant Classification and Operator Certification Program;
2. The State Water Board adopted California Code of Regulations, title 23, division 3, chapter 26 (commencing with section 3670) to implement chapter 9 of the Water Code (WWOCP Regulations);
3. Amendments to the Water Code enacted by chapter 305, statutes of 2016, require the State Water Board to review its fees each fiscal year so that the fee schedules provide the appropriate amount of revenue to recover the costs of the WWOCP and to compensate for past over-collection or under-collection of revenue;
4. Amendments to the Water Code enacted by chapter 305, statutes of 2016, permit the State Water Board to establish reduced certification and certification renewal fees for those applicants who hold a valid, unexpired water treatment operator certificate or a valid, unexpired water distribution operator certificate;
5. Amendments to the Water Code enacted by chapter 305, statutes of 2016, changed the certification renewal period from two years to three years;
6. Pursuant to subdivision (e) of Water Code section 13628, the State Water Board may adopt amendments to the fee schedules through the emergency rulemaking process and the emergency regulation will remain in effect until it is revised by the State Water Board;
7. The State Water Board finds it appropriate to amend the operator, provisional operator, and operator-in-training fee schedule in section 3717 of the WWOCP Regulations to reduce the fees to compensate for past over-collection; establish reduced certification and certification renewal fees for those operators who are applying for, or hold, two or more valid, unexpired certifications issued by the State Water Board as a water treatment operator, distribution operator, or wastewater treatment plant operator; and change the renewal period from two years to three years to be consistent with statutory changes; and
8. Pursuant to Water Code section 13633, the WWOCP Operator Certification Advisory Committee met on August 9, 2017 to review and make recommendations on the proposed regulatory action.

THEREFORE BE IT RESOLVED THAT:

1. The State Water Board adopts the amendments to California Code of Regulations, title 23, division 3, chapter 26 (commencing with section 3670) ([Attachment A](#)) as an emergency regulation;
2. The State Water Board authorizes the Executive Director or designee to transmit the emergency regulation to the Office of Administrative Law for approval and filing with the Secretary of State; and
3. The State Water Board authorizes the Executive Director or designee to make any non-substantive revisions to the regulation to address any concerns of the Office of Administrative Law.

**CERTIFICATION**


The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on September 19, 2017.

AYE: Chair Felicia Marcus  
Vice Chair Steven Moore  
Board Member Dorene D'Adamo  
Board Member E. Joaquin Esquivel

NAY: None

ABSENT: Board Member Tam M. Doduc

ABSTAIN: None

  
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Jeanine Townsend  
Clerk to the Board