

**STATE WATER RESOURCES CONTROL BOARD  
BOARD MEETING SESSION – DIVISION OF WATER RIGHTS  
AUGUST 5, 2014**

**ITEM 7**

**SUBJECT**

CONSIDERATION OF A RESOLUTION AUTHORIZING THE DEPUTY DIRECTOR, DIVISION OF ADMINISTRATIVE SERVICES, TO EXECUTE AN INTERAGENCY AGREEMENT ON BEHALF OF THE DIVISION OF WATER RIGHTS (DIVISION) WITH THE DEPARTMENT OF WATER RESOURCES TO REIMBURSE FOR PERSONNEL COSTS TO AID THE DIVISION WITH DROUGHT RELATED CURTAILMENT EFFORTS.

**DISCUSSION**

On January 17, 2014, Governor Brown declared a State of Emergency Drought Proclamation (SEDP) related to the State's drought conditions. On that same day, the State Water Board issued a Notice of Surface Water Shortage and Potential for Curtailment of Water Right Diversions. The notice advised that if dry weather conditions persisted, the State Water Board would notify water right holders in critically dry watersheds of the requirement to limit or stop diversions of water under their water right, based on their priority.

As part of the SEDP, the Governor ordered the State Water Board to work with the Department of Water Resources to expedite the processing of water transfers by way of voluntary water transfers from water right holders. In order to protect the rights of water holders and ensure water users comply with actions that are set forth by the State Water Board, Division staff must conduct inspections and surveillance of such areas. In order to prevent or stop illegal use of water, the Division requires Department of Water Resource's staff to assist with the field inspections.

To ensure adequate authority is granted to address ongoing drought related curtailment efforts, the Division is requesting the State Water Board approve the resolution to this agenda item authorizing the Deputy Director of the Division of Administrative Services to execute an Interagency Agreement with the Department of Water Resources specifically related to these services.

**POLICY ISSUE**

Should the State Water Board approve a resolution to allow the Deputy Director, Division of Administrative Services, to enter in to an Interagency Agreement with the Department of Water Resources to pay for personnel costs for drought related curtailment efforts?

**FISCAL IMPACT**

To address drought conditions in the State, Senate Bill 103, Chapter 2, Statutes of 2014 appropriated \$2.5 million of General Fund monies to the State Water Resources Control Board by amending the Budget Act of 2013. This funding was further supplement by the Budget Act of 2014 (Senate Bill 852, Chapter 25, Statutes of 2014) whereby an additional \$4.3 million of General Fund monies was appropriated.

These appropriations specifically made funds available for drought-related water right and water conservation actions, including establishing and enforcing requirements to prevent the waste or unreasonable use of water and to promote water recycling, establishing and enforcing curtailments in diversion based on unavailability of water under the diverters priority of right, and enforcing terms and conditions of water right permits and licenses.

**REGIONAL BOARD IMPACT**

None.

**STAFF RECOMMENDATION**

That the State Water Board approves the resolution to allow the Deputy Director, Division of Administrative Services, to enter into an Interagency Agreement with the Department of Water Resources as proposed by staff.

State Water Board action on this item will assist the Water Boards in meeting the requirements of the Governor's SEDP.
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# DRAFT

## STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2014-

AUTHORIZING THE DEPUTY DIRECTOR, DIVISION OF ADMINISTRATIVE SERVICES, TO EXECUTE AN INTERAGENCY AGREEMENT ON BEHALF OF THE DIVISION OF WATER RIGHTS (DIVISION) WITH THE DEPARTMENT OF WATER RESOURCES TO REIMBURSE FOR PERSONNEL COSTS TO AID THE DIVISION WITH DROUGHT RELATED CURTAILMENT EFFORTS.

### WHEREAS:

1. On January 17, 2014, the Governor issued a State of Emergency Drought Proclamation directing the State Water Resources Control Board to work with the Department of Water Resources to address drought issues.
2. The State Water Board and the Department of Water Resources were ordered to expedite the processing of water transfers by way of voluntary water transfers from water right holders. These activities require field inspections and surveillance.
3. An Interagency Agreement is necessary to allow the State Water Board to reimburse the Department of Water Resources for the ongoing costs associated with inspections and surveillance of impacted areas.
4. Senate Bill 103, Chapter 2, Statutes of 2014 appropriated \$2.5 million of General Fund monies to the State Water Resources Control Board by amending the Budget Act of 2013 for drought related work.
5. The Budget Act of 2014 as enacted in Senate Bill 852, Chapter 25, Statutes of 2014, appropriated an additional \$4.3 million of General Fund monies to the State Water Board for drought related work.
6. The appropriated funding specifically addressed the curtailment efforts underway between the State Water Board and the Department of Water Resources.

### THEREFORE BE IT RESOLVED THAT:

The State Water Board authorizes the Deputy Director, Division of Administrative Services, to execute an Interagency Agreement on behalf of the Division of Water Rights to reimburse the Department of Water Resources for personnel costs related to curtailment efforts in compliance with the Governor's State of Emergency Drought Proclamation.

### 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 August 5, 2014.

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Jeanine Townsend  
Clerk to the Board