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August 7, 2017

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INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE**VIA HAND DELIVERY**Office of the Attorney General
1300 "I" Street
Sacramento, CA 95814

Attention: Ashley Johansson, Initiative Coordinator

RE: Submission of Amendment to Statewide Initiative Measure – The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018 (No. 17-0007)

Dear Ms. Johansson:

On behalf of Joseph Caves, the proponent of The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018, please find enclosed the following documents:

- The amended text of “The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018”;
- A red-line version showing the changes made in the amended text;
- The signed authorization from the proponent for the submission of the amended text together with his request that the Attorney General's Office prepare a circulating title and summary using the amended text.

Please continue to direct all inquiries or correspondence relative to this proposed initiative to Lance H. Olson at Olson, Hagel & Fishburn LLP, 555 Capitol Mall, Suite 1425, Sacramento, CA 95814, (916) 442-2952, lance@olsonhagel.com.

Very truly yours,

OLSON HAGEL & FISHBURN LLP

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VIA HAND DELIVERY

August 7, 2017

Office of the Attorney General
1300 "I" Street
Sacramento, CA 95814

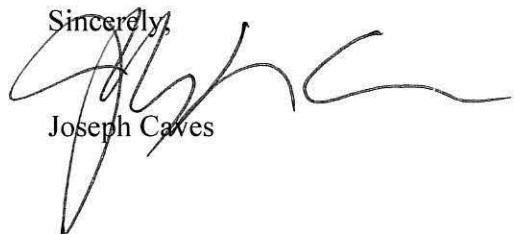
Attention: Ashley Johansson, Initiative Coordinator

Re: Submission of Amendment to The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018 (No. 17-0007)

Dear Ms. Johansson:

On July 3, 2017 the proponent of a proposed statewide initiative titled "The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018" ("Initiative") submitted a request that the Attorney General prepare a circulating title and summary pursuant to section 10(d) of Article II of the California Constitution. Pursuant to Elections Code section 9002(b), the proponent hereby submits timely amendments to the text of the Initiative. As the proponent of the Initiative, I approve the submission of the amended text to the Initiative and I declare that the amendment is reasonably germane to the theme, purpose, and subject of the Initiative. I request that the Attorney General prepare a circulating title and summary using the amended Initiative.

Sincerely,



Joseph Caves

8-7-17 Amendments

The Safe Drinking Water, Water Quality and Supply, Natural Resources Protection
and Park Improvement Act of 2018

SECTION 1. Division 45 (commencing with Section 75300) is added to the Public Resources Code, to read:

DIVISION 45.

CHAPTER 1. FINDINGS AND DECLARATIONS

75300. This division shall be known, and may be cited as, the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Act of 2018

75301. The people of California find and declare that the state's natural resources are threatened by a changing climate, intense and prolonged droughts, and pressures from a growing population, as well as a reduction in federal protections for land and water resources. The impacts of these threats include:

(a) Hundreds of thousands of Californians do not have access to safe and dependable drinking water supplies.

(b) California's changing climate has put our water supplies in jeopardy.

(c) Many of California's rivers, lakes and streams fail to meet Clean Water Act standards.

(d) Pollution from urban runoff and toxic chemicals threatens our beaches, bays and coastal waters.

75032. The people of California further find and declare all of the following:

(a) Protecting, restoring, and increasing public access to California's natural resources provides tremendous benefits to Californians:

(1) Forest lands and other natural areas are integral to providing Californians with clean, safe and reliable drinking water for our families, water supplies that support our farmers and other industries, and water that our fish and wildlife resources depend on to survive.

(2) Rivers, wetlands, parks, and other open space lands help keep our waters clean and help promote the recharge of our groundwater resources that provide most of our water supplies during droughts.

(3) Urban, suburban, and rural parks work together with our natural resources to help capture, store, and cleanse runoff and stormwater, thereby reducing flooding; preventing pollution of our rivers, bays, and beaches; and protecting our drinking water sources.

(4) As our population grows, we need to invest in protecting and increasing our groundwater supplies, using our water supplies more efficiently, and protecting, restoring, and enhancing the natural resources that are the source of our water supplies.

(5) Protecting and restoring our natural systems and establishing additional parks and open space areas in our communities provides cost-effective approaches to protect and enhance California's water supplies.

(6) California's natural resources, open space areas, and parks work together in an integrated way to protect and enhance California's water resources and provide significant additional benefits to California's residents and visitors including, but not limited to:

(A) Cleaner air by protecting and increasing the number trees, including redwoods, and other plants that filter out air pollutants and contribute the oxygen that we depend on for survival.

(B) Reduce the emission of greenhouse gasses that scientists have determined intensify and increase the frequency of droughts that threaten the availability of water, threaten public health by increasing the frequency and severity of excessively hot days that disproportionately harm our children and seniors, and damage our natural resources by causing more severe fires and other problems. Protecting, restoring, and enhancing our natural resources and parks is one of the most effective ways we can increase the storage of carbon to help reduce damage caused by climate change.

(C) Providing greater access for residents and visitors to visit our natural resources and parks can foster greater education and awareness of the importance of these resources to our water supplies, while increasing contributions to California's eighty-seven-billion-dollar (\$87,000,000,000) outdoor recreation economy that provides more than 700,000 jobs and billions of dollars in local and state revenues.

(D) Providing natural areas and parks in and near our communities where Californians can exercise can reduce inactivity and obesity that costs California over forty billion dollars (\$40,000,000,000) annually in health care costs and lost productivity due to obesity-related illnesses.

(7) Protecting and restoring California's fish and wildlife habitat, including habitat for threatened and endangered species, will further protect access to water supplies by reducing conflicts between water diversions and survival of California's fish and wildlife.

(b) Periodic investments are needed to protect, restore, and enhance our natural resources and parks to ensure all Californians have safe, clean and reliable drinking water, prevent pollution and disruption of our water supplies, correct problems that currently exist, prepare for future droughts, and protect our natural resources for the benefit and enjoyment of our children and future generations.

75033. It is the intent of the people that investment of public funds pursuant to this division will result in significant public benefits.

CHAPTER 2. SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, NATURAL RESOURCES PROTECTION AND PARK IMPROVEMENT FUND OF 2018

75305. The proceeds of bonds issued and sold pursuant to this division shall be deposited in the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Fund of 2018, which is hereby created. Except as specifically provided in this division the money shall be available for

appropriation by the Legislature, in the manner and for the purposes set forth in this division in accordance with the following schedule:

- (a) The sum of three billion nine hundred ninety million dollars (\$3,990,000,000) for safe drinking water and water quality projects in accordance with the provisions of Chapter 3.
- (b) The sum of two billion two hundred million dollars (\$2,200,000,000) for projects to improve the climate resilience of natural systems in accordance with the provisions of Chapter 4.
- (c) The sum of one billion eight hundred million dollars (\$1,800,000,000) for state and local park improvements in accordance with the provisions of Chapter 5.

CHAPTER 3. SAFE DRINKING WATER AND WATER QUALITY PROJECTS

75310. The sum of seven hundred million dollars (\$700,000,000) shall be available to the state board for expenditures, grants, and loans to improve water quality or help provide clean, safe, and reliable drinking water to all Californians.

75320. The projects eligible for funding pursuant to this chapter shall help improve water quality for a beneficial use. The purposes of this chapter are to:

- (a) Reduce contaminants in drinking water supplies regardless of the source of the water or the contamination.
- (b) Assess and prioritize the risk of contamination to drinking water supplies.
- (c) Address the critical and immediate needs of disadvantaged, rural, or small communities that suffer from contaminated drinking water supplies, including, but not limited to, projects that address a public health emergency.
- (d) Leverage other private, federal, state, and local drinking water quality and wastewater treatment funds.
- (e) Reduce contaminants in discharges to, and improve the quality of, waters of the state.
- (f) Prevent further contamination of drinking water supplies.
- (g) Provide disadvantaged communities with public drinking water infrastructure that provides clean, safe, and reliable drinking water supplies that the community can sustain over the long term.
- (h) Ensure access to clean, safe, reliable, and affordable drinking water for California's communities.
- (i) Meet primary and secondary safe drinking water standards or remove contaminants identified by the state or federal government for development of a primary or secondary drinking water standard.

75330. The contaminants that may be addressed with funding pursuant to this chapter may include, but shall not be limited to, lead, nitrates, perchlorate, MTBE (methyl tertiary butyl ether), arsenic, selenium, hexavalent chromium, mercury, PCE (perchloroethylene), TCE (trichloroethylene), DCE (dichloroethene), DCA

(dichloroethane), 1,2,3-TCP (trichloropropene), carbon tetrachloride, 1,4-dioxane, 1,4-dioxacyclohexane, nitrosodimethylamine, bromide, iron, manganese, total dissolved solids, electrical conductivity, and uranium.

75340. Of the funds authorized by Section 75310, two hundred million dollars (\$200,000,000) shall be available for deposit in the State Water Pollution Control Revolving Fund Small Community Grant Fund created pursuant to Section 13477.6 of the Water Code for grants and loans for wastewater treatment projects. Priority shall be given to projects that serve disadvantaged communities and severely disadvantaged communities, and to projects that address public health hazards. Projects may include, but not be limited to, projects that identify, plan, design, and implement regional mechanisms to consolidate wastewater systems or provide affordable treatment technologies.

75350. (a) Of the funds authorized by Section 75310, five hundred million dollars (\$500,000,000) shall be available for grants and loans for public water system infrastructure improvements and related actions to meet safe drinking water standards, ensure affordable drinking water, or both. Priority shall be given to projects that provide treatment for contamination or access to an alternate drinking water source or sources for small community water systems or state small water systems in disadvantaged communities whose drinking water source is impaired by chemical and nitrate contaminants and other health hazards identified by the state board. Eligible recipients serve disadvantaged communities and are public water systems, public agencies and nonprofit organizations that serve disadvantaged communities. Priority shall be given to projects that provide shared solutions for multiple communities, at least one of which is a disadvantaged community that lacks safe, affordable drinking water and is served by a small community water system, state small water system, or a private well. Construction grants shall be limited to eight million dollars (\$8,000,000) per project, except that the state board may set a limit of not more than twenty million dollars (\$20,000,000) for projects that provide regional benefits or are shared among multiple entities, including consolidation of two or more drinking water systems, at least one of which shall be a small disadvantaged community. Not more than 25 percent of a grant may be awarded in advance of actual expenditures. The state board may adopt additional requirements for the recipient of the grant regarding the use of the advanced payments to ensure that the moneys are used properly.

(b) Of the funds authorized by this section, up to ten million dollars (\$10,000,000) shall be available for grants to provide school children with safe drinking water under the Drinking Water for Schools Grant Program pursuant to Section 116276 of the Health Safety Code.

75355. The state board may allocate funds for initial operation and maintenance costs for a project that serves a disadvantaged community pursuant to Sections 75340 and 75350. For this purposes of this section, "initial operation and maintenance costs" means those initial, eligible, and reimbursable costs under a construction funding agreement that are incurred up to, and including, initial startup testing of the constructed project in order to deem the project complete. Initial operation and maintenance costs are eligible to receive funding pursuant to this section for a period not to exceed three years.

75360. For the purposes of awarding funding under Section 75340 and 75350:

- (a) A local cost share of not less than 50 percent of the total costs of the project shall be required. The cost-sharing requirement may be waived or reduced for projects that directly benefit a disadvantaged community.
- (b) At least 10 percent of the funds shall be allocated for projects serving severely disadvantaged communities.
- (c) Up to 15 percent of the funds may be allocated for technical assistance to disadvantaged communities. The state board shall operate a multidisciplinary technical assistance program for small and disadvantaged communities which may include, but is not limited to, outreach, education, needs assessment, review of alternative approaches to provide communities with safe drinking water or wastewater services, project selection and design, board and operator training and other technical, managerial, and financial capacity building assistance for utilities serving disadvantaged communities related to providing communities with safe drinking water or wastewater services.

(d) Funding for technical assistance to benefit disadvantaged communities may exceed 15 percent of the funds allocated, subject to the determination of the need for additional planning funding by the state board.

(e) For the public purposes of ensuring California's economically disadvantaged residents have adequate access to clean drinking water and adequate sanitation to protect public health, funds may be used for grants and loans to: (i) replace failed drinking water wells, including private wells; (ii) make emergency drinking water repairs, including replacement of failed components, to community water systems that lack the funds to make immediate repairs or for replacement of failed system components; and (iii) to help connect homes to public water systems or wastewater treatment systems. Connecting homes to public water and wastewater systems may include connection fees charged by water and wastewater systems, onsite connection of homes, and abandonment of septic or other domestic waste disposal infrastructure. The state board shall establish income and affordability criteria before granting or loaning any funds pursuant to this subdivision.

75370. For the purpose of providing the state share needed to leverage federal funds to assist communities in providing safe drinking water, any funds appropriated for the purposes of Section 75350 shall be available for deposit in the Safe Drinking Water State Revolving Fund, created by Section 116760.30 of the Health and Safety Code, prior to expenditure.

75380. The sum of six hundred million dollars (\$600,000,000) shall be available to the state board for grants for multibenefit stormwater management projects.

- (a) Eligible projects may include, but shall not be limited to projects that:
 - (1) Capture rainwater, stormwater, or dry-weather runoff.
 - (2) Augment local water supplies through groundwater infiltration or capture, or on-site capture and use.
 - (3) Improve water quality in rivers, streams, lakes, and bays.
 - (4) Prevent or reduce stormwater pollution of oceans and beaches.

(5) Provide community enhancements such as the greening of schools, walkways, parks and wetlands, and maintenance of the urban forest, or increased public access to rivers, lakes, and streams.

(6) Implement a stormwater resource plan developed in accordance with Part 2.3 (commencing with Section 10560) of Division 6 of the Water Code.

(7) Utilize natural infrastructure such as wetlands, river floodplains, or other projects on natural and working lands.

(8) Develop decision support tools and co-investment models that facilitate cost-sharing and co-funding of projects by determining the benefits and costs of various elements of multi-benefit stormwater projects.

(b) The following shall be given additional consideration in project selection:

(1) Projects that provide regional benefits.

(2) Projects that provide a local cost share or leverage local, federal or private funding.

(3) Projects that increase public access to parks, wetlands, rivers, lakes and streams, especially in disadvantaged communities.

(4) Projects that demonstrate coordination among government agencies involved in stormwater projects and programs.

(5) Stakeholder participation in project planning and implementation from communities adjacent to the affected waterways.

(6) Partnerships between agencies, community groups, nongovernmental organizations, and other entities.

(c) Of the amount made available pursuant to Section 75380, at least forty million dollars (\$40,000,000) shall be available for projects that reduce the flow of trash and other pollutants: (1) into a National Estuarine Reserve, onto beaches, or into near-shore coastal waters in San Diego County, or (2) into San Diego Bay. Priority shall be given to projects that reduce the flow of trash or other pollutants into one or more units of the State Park System.

(d) At least 50 percent of the funds available pursuant to Section 75380 shall be allocated for projects that serve and directly benefit disadvantaged communities.

75390. The sum of three hundred million (\$300,000,000) shall be allocated to the Department of Water Resources for expenditures, grants, and loans to support sustainable groundwater management. Funds shall be allocated as follows:

(a) The sum of two hundred fifty million dollars (\$250,000,000) shall be appropriated for projects and programs that support sustainable groundwater management consistent with Part 2.74 (commencing with Section 10720) of Division 6 of the Water Code. The funds shall be used for grants that advance sustainable groundwater management through implementation of groundwater sustainability plans and projects. Eligible applicants must demonstrate compliance with the requirements of Sections 10723.2 and 10727.8 of the Water Code. Eligible projects include:

(1) Groundwater recharge and storage projects including but not limited to groundwater recharge, storage and conveyance facilities; planning of facilities such as feasibility studies and environmental compliance; distribution systems, and monitoring facilities. No grant made pursuant to this section shall exceed ten million dollars (\$10,000,000).

(2) Projects that develop or implement groundwater sustainability plans pursuant to Part 2.74 (commencing with Section 10720) of Division 6 of the Water Code. Projects eligible for funding include but are not limited to feasibility studies, environmental compliance, engineering work used to develop groundwater use and sustainable yield for specific projects, and innovative decision support tools.

(3) Projects that address one or more undesirable results identified in an adopted Groundwater Sustainability Plan that directly benefit one or more disadvantaged communities.

(4) Other activities undertaken in accordance with an approved groundwater sustainability plan adopted under the Sustainable Groundwater Management Act, including sustainable management planning, measurement and monitoring, market development and administration, demand and supply side management incentives for pumpers, land use, land management, groundwater recharge and banking facilities, floodwater capture, on-farm recharge, conveyance improvements, land retirement, habitat creation, mitigation of interconnected surface water depletions, and community outreach.

(b) Of the funds allocated in subdivision (a), the Department of Water Resources may allocate up to ten million dollars (\$10,000,000) for the development of publicly accessible decision support tools to assist Groundwater Sustainability Agencies in conducting drinking water quality analysis, including the development and assessment of sustainable yield, undesirable results, measurable objectives and other required targets. The decision support tools should also support vulnerability assessments to help determine communities that may be at risk of facing water supply or contamination challenges. The tools shall be designed to be available for other efforts such as drought vulnerability assessments and shall be linked to the state board's Human Right to Water indicator.

(c) Of the funds allocated in subdivision (a) the Department of Water Resources shall set aside ten million dollars (\$10,000,000) to support Groundwater Sustainability Agencies with activities in support of establishing a local funding mechanism to finance the implementation of a Groundwater Sustainability Plan pursuant to Water Code section 10730, including supporting studies and analysis and public hearings.

(d) Of the funds allocated in subdivision (a) the Department of Water Resources shall set aside twenty million dollars (\$20,000,000) to enable local Groundwater Sustainability Agencies to purchase meters for wells within their jurisdiction or invest in other methods for measurement of water use.

(e) Of the funds allocated in subdivision (a) the sum of twenty million dollars (\$20,000,000) shall be available to the Department of Water Resources for expenditures, grants, or loans to facilitate

sustainable groundwater management through the collection and dissemination of data and information that support the development of water budgets and evaluation of undesirable results pursuant to subdivisions (x) and (y) of Section 10721 of the Water Code

(f) For the purposes of awarding funding under this section, a local cost share of not less than 50 percent of the total costs of the project shall be required. The cost-sharing requirement may be waived or reduced for projects that directly benefit a disadvantaged community or for those projects that can demonstrate that they will contribute to sustainability faster than the 20 years required under paragraph (1) of subdivision (b) of section 10727.2 of the Water Code.

(g) At least twenty-five percent of the funds available pursuant to this section shall be allocated for projects that serve and directly benefit disadvantaged communities, including at least ten percent of the funds serving severely disadvantaged communities.

(h) At least 10 percent of the funds available pursuant to this section shall be allocated for projects in basins not currently in a condition of critical overdraft, with special consideration for projects in basins where groundwater and surface waters are interconnected.

(i) Of the funds allocated in subdivision (a), at least twenty million dollars (\$20,000,000) shall be available to the state board for planning and for technical assistance to disadvantaged communities. The state board shall operate a multidisciplinary technical assistance program for small and disadvantaged communities, and support the involvement of disadvantaged communities and the public in groundwater sustainability agencies and in the development and implementation of groundwater sustainability plans. The funds shall be distributed by the Office of Sustainable Water Solutions at the state board, in consultation with the Department of Water Resources.

(j) The sum of fifty million dollars (\$50,000,000) shall be used for grants to retire, fallow, create habitat or create recharge basins on irrigated lands for the purpose of reducing groundwater consumption in groundwater basin subject to the requirements of the Sustainable Groundwater Management Act. Grants shall be for projects with willing landowners and may include fee title acquisition, conservation easements, agreements for rotational fallowing, or agreements to fallow lands in certain water year types. Projects must include habitat restoration.

75400. The sum of two hundred million dollars (\$200,000,000) shall be available for the protection, restoration, and improvement of upper watershed lands, including forest lands, meadows, wetlands, chaparral, and riparian habitat including lands owned by the United States, in order to protect and improve water supply and water quality, improve forest health, reduce wildfire danger, mitigate the effects of wildfires on water quality and supply, increase flood protection, or to protect or restore riparian or aquatic resources. Eligible projects may include research and monitoring to measure the impact of forest restoration work on climate and other benefits, including long-term air quality, water quality and quantity, greenhouse gas emissions, carbon storage, habitat,

recreational uses, and community vitality. Projects shall be based on the best available science regarding forest restoration and must be undertaken to protect and restore ecological values and to promote forest conditions that are more resilient to wildfire, climate change, and other disturbances. Funds shall be allocated as follows:

(a) The sum of one hundred fifty million (\$150,000,000) shall be available for the Sierra Nevada Conservancy for the protection and restoration of Sierra Nevada watersheds, including projects consistent with the objectives of the Sierra Nevada Watershed Improvement Program.

(b) The sum of fifty million (\$50,000,000) shall be available for the California Tahoe Conservancy for the protection and restoration of watersheds in the Tahoe Basin.

75410. The sum of two hundred forty million dollars (\$240,000,000) shall be available to the Natural Resources Agency for the Salton Sea restoration activities identified in the Natural Resources Agency report entitled, "Salton Sea Management Program Phase 1: 10 Year Plan," dated March 2017, the final management plan report, and any subsequent revisions to this plan.

(a) Of this amount, not less than ten million dollars (\$10,000,000) shall be available for purposes consistent with the New River Water Quality, Public Health, and River Parkway Development Program, as described in Section 71103.6.

(b) Of this amount, not less than fifty million dollars (\$50,000,000) shall be administered as grants by the Wildlife Conservation Board to local agencies and non-profit organizations for restoration activities identified in the Salton Sea Management Program Phase 1: 10 Year Plan, dated March 2017, the final management plan report, and any subsequent revisions to this plan.

(c) In allocating funds pursuant to this section, the Natural Resources Agency shall give priority to the development and construction of infrastructure to collect, store, and convey water to supply Salton Sea air quality and habitat projects as identified in the Salton Sea Management Program Phase 1: 10 Year Plan. The Natural Resources Agency shall report to the legislative water policy committees and budget committees on progress in completing this infrastructure by December 1st of each even numbered year.

(d) At least fifty percent of the funds available pursuant to this section shall be allocated for projects that directly benefit disadvantaged communities.

75420. The sum of two hundred seventy million dollars (\$270,000,000) shall be available, for projects for restoration, protection and preservation of the Los Angeles River and its tributaries, as follows:

(a) One hundred thirty five million dollars (\$135,000,000) pursuant to Division 22.8 (commencing with Section 32600) of the Public Resources Code, and Section 79508 of the Water Code.

(b) One hundred thirty five million dollars (\$135,000,000) pursuant to Division 23 (commencing with Section 33000) of the Public Resources Code, and Section 79508 of the Water Code.

(c) Of the total amount of funds available pursuant to this section at least forty percent (40%) of the funds shall be allocated for projects serving and directly benefitting disadvantaged communities.

(d) Projects funded by this section may include, but are not limited to, projects to capture stormwater, acquire or develop urban park and recreational areas and facilities, restore habitat, or a combination thereof. No less than ten percent (10%) of the total funds available shall be used for community access projects to promote public access to and participation in the conservation of land, water, and wildlife resources.

75430. (a) The sum of three hundred million dollars (\$300,000,000) shall be available to the state board for grants or loans for water recycling and advanced treatment technology projects, including all of the following:

(1) Water recycling projects, including, but not limited to, treatment, storage, conveyance, and distribution facilities for potable and nonpotable recycling projects.

(2) Contaminant and salt removal projects, including, groundwater desalination and associated treatment, storage, conveyance, and distribution facilities.

(3) Dedicated distribution infrastructure to serve residential, commercial, agricultural, and industrial end-user retrofit projects to allow use of recycled water.

(4) Pilot projects for new potable reuse and other salt and contaminant removal technology.

(5) Multibenefit recycled water projects that improve water quality.

(6) Technical assistance and grant writing assistance for disadvantaged communities.

(b) At least a twenty-five percent (25%) local cost share shall be required for projects funded pursuant to this section. That cost share may be suspended or reduced for disadvantaged communities.

(c) The following criteria shall be considered in the selection of projects to receive funding pursuant to this section:

(1) Water supply reliability improvement.

(2) Water quality and ecosystem benefits related to decreased reliance on diversions from the Delta or instream flows.

(3) Public health benefits from improved drinking water quality or supply.

(4) Cost-effectiveness.

(5) Energy efficiency and greenhouse gas emission impacts.

(f6) Reasonable geographic allocation to eligible projects throughout the state, including both northern and southern California and coastal and inland regions.

75460. (a) The sum of thirty million dollars (\$30,000,000) shall be available to the Department of Water Resources and the state board for expenditures, grants or loans to improve water management by enhancing the quality and availability of water data. Funds shall be allocated for the following purposes:

(1) Purchase, installation and maintenance of water measuring equipment to monitor instream flow and water diversions,

(2) Development or acquisition of information systems, equipment, or technologies that improve the state's ability to forecast water supply, manage water resources and manage water use, including, but not limited to, reducing adverse impact of droughts.

(3) Development or acquisition of information systems, equipment, or technologies, including methods or platforms that utilize remote sensing technology-to measure evapotranspiration, habitat quality, habitat extent, floodplain characteristics, groundwater basins or depths, or land subsidence.

(4) Monitoring the efficacy of streamflow enhancement projects.

(5) Implementation of Chapter 506, Statutes of 2016.

(6) Digitizing and making available data and record of water rights, water diversion, water use and well data.

(b) The Department of Water Resources and state board shall consult with each other in developing guidelines and setting priorities for the expenditure of these funds.

75470. The sum of two hundred million dollars (\$200,000,000) shall be available to the Wildlife Conservation Board to improve conditions for fish and wildlife in streams, rivers, wildlife refuges, wetland habitat areas and estuaries. Eligible projects include acquisition of water or water rights from willing sellers, acquisition of land that includes water rights or contractual right to water, short or long-term water transfers or leases, projects that provide water for fish and wildlife, or projects that improve aquatic or riparian habitat conditions.

75480. The sum of fifty million dollars (\$50,000,000) shall be available to the Wildlife Conservation Board for coastal, Klamath, and Central Valley salmon and steelhead fisheries restoration projects. The Wildlife Conservation Board shall give priority to projects that contribute to the recovery of salmon and steelhead species listed pursuant to the state or federal endangered species acts.

75485. (a) The sum of one hundred million dollars (\$100,000,000) shall be available to the Wildlife Conservation Board for projects to protect migratory birds consistent with the Central Valley Joint Venture Implementation Plan, as that plan may be amended, through habitat acquisition, easements, restoration: to provide water for wildlife refuges and wildlife habitat areas and including projects pursuant to the California Waterfowl Habitat Program pursuant to Article 7 (commencing with Section 3460) of Chapter 2 of Part 1 of Division 4 of the Fish and Game Code; and for projects to educate the public about the benefits of migratory bird habitat including, but not limited to, water supply and water quality benefits.

(b) Of the amount appropriated by this section, ten million dollars (\$10,000,000) shall be deposited in the Shared Habitat Alliance for Recreational Enhancement (SHARE) Account established pursuant to Section 1572 of the Fish and Game Code and administered by the Department of Fish and Wildlife for the purposes of providing hunting and other wildlife-dependent recreational opportunities to the public through voluntary agreements with private landowners.

75490. The sum of five hundred million dollars (\$500,000,000) shall be available to the Department of Water Resources and the Central Valley Flood Protection Board for multibenefit flood management projects that achieve public safety and provide improvements to wildlife habitat. Eligible project types shall include but not be limited to levee setbacks, creation or enhancement of floodplains and bypasses, connecting rivers with floodplains, building and expanding culverts and bridges, groundwater recharge projects in floodplains, and land acquisitions and easements necessary for these projects.

(a) Of the amount appropriated by this section, one hundred million (\$100,000,000) shall be made available for flood system repairs to protect public health and safety.

(b) Of the amount appropriated by this section, fifty million (\$50,000,000) shall be made available for flood management projects in coastal watersheds. Priority shall be given to multibenefit flood management projects that reduce the impacts of climate change on coastal infrastructure, communities, and ecosystems.

(c) Of the amount appropriated by this section, two million (\$2,000,000) shall be made available to the Department of Fish and Wildlife to expedite the repair, maintenance and improvement of flood control infrastructure through the development and adoption of investment strategies and mitigation credit agreements pursuant to Chapter 9 (commencing with Section 1850) of Division 2 of the Fish and Game Code. Mitigation credit agreements shall be consistent with the Central Valley Flood Protection Plan.

(d) Grants for projects within the State Plan of Flood Control shall be consistent with the Central Valley Flood Protection Plan's Conservation Strategy.

(e) At least twenty-five percent of the funds available pursuant to this section shall be allocated for projects that directly benefit disadvantaged communities.

75500. The sum of one hundred million dollars (\$100,000,000) shall be available to the Department of Water Resources for water conservation and water-use efficiency plans, projects, and programs.

(a) Eligible projects may not result in a significant reduction of instream flows that may cause significant harm to fish or wildlife species or habitat.

(b) At least twenty-five percent of the funds available pursuant to this section shall be allocated for projects that directly benefit disadvantaged communities.

75505. (a) The sum of four hundred million dollars (\$400,000,000) shall be available to the Natural Resources Agency for projects that support the implementation of the settlement agreement to restore the San Joaquin River referenced in Section 2080.2 of the Fish and Game Code.

(b) Of the funds authorized by this section, two hundred million dollars (\$200,000,000) shall be available for projects that support implementation of the water management goal of the settlement, including projects to restore capacity of the Friant-Kern Canal that was lost due to subsidence. For the purposes of awarding funding under this section, a cost share from nonstate sources of not less than fifty percent (50%) of the total costs of the project shall be required.

(c) Of the funds authorized by this section, two hundred million dollars (\$200,000,000) shall be available for projects to implement the restoration goal of the settlement.

(d) Notwithstanding any other provision of law, if the Secretary finds that any of the following conditions occurred, all of the unissued bonds identified for the purpose of this section, and all monies that have been allocated but not expended for the purpose of this section, shall be reallocated to the purposes of, and shall be authorized, issued, and appropriated in accordance with, subdivision (f):

(1) The Settlement Act (Title X, Subtitle A, Part I of Public Law 111-11) is amended without the written consent of all of the parties to the settlement.

(2) The settlement agreement referenced in Section 2080.2 of the Fish and Game Code is not being implemented. For purposes of this section, a failure to implement the Settlement includes, but is not limited to:

(i) The Bureau of Reclamation's failure to release Restoration Flows and dedicate those flows to instream beneficial use to the extent possible, from Friant Dam to the confluence with the Merced River and thence downstream to the Delta, in compliance with and consistent with the conditions of the settlement, applicable water rights order, and Settlement Act.

(ii) The failure to reintroduce salmon to the Restoration Area, consistent with the requirements of the settlement, existing permits, and Settlement Act.

(3) The United States fails to appropriate funding for implementation of the settlement in any fiscal year.

(e) This section shall be implemented consistent with the requirements of the settlement and Settlement Act. No provision in this section shall be implemented or interpreted in a way that violates the contracts clauses of the Constitution of the State of California or the Constitution of the United States.

(f) For the purposes of subdivision (d):

(1) Any funds reallocated from subdivision (b) shall be equally allocated in accordance with subdivision (a) of Section 75520 and subdivision (k) of Section 75610.

(2) Any funds reallocated from subdivision (c) shall be reallocated to the Wildlife Conservation Board for the protection and restoration of fish and wildlife habitat and for public access projects along the San Joaquin River and its tributaries. At least twenty-five percent (25%) of these reallocated funds shall be used for projects that benefit disadvantaged communities.

CHAPTER 4. IMPROVING CLIMATE RESILIENCE OF NATURAL SYSTEMS

ARTICLE 1. CLIMATE RESILIENCE AND NATURAL RESOURCE PROTECTION

75510. Funds allocated in this chapter shall be available for the planning, development and implementation of projects that reduce vulnerability to climate change impacts of the state's water, forest, and

agricultural resources; protect or restore natural systems and fish and wildlife habitat; improve the climate resilience of urban areas, wildlands, and natural resources; provide for climate adaptation; or improve the ability of natural systems to buffer the impacts of climate change; or a combination thereof. Activities funded pursuant to this chapter shall be consistent with the state's Climate Adaptation Strategy and objectives as provided in Section 71153 and Section 71154.

75520. (a) The sum of three hundred five million dollars (\$305,000,000) is hereby continuously appropriated from the fund, without regard to fiscal years, to the Wildlife Conservation Board for the protection or restoration of natural systems and wildlife habitat. Projects must accomplish one or more of the following objectives:

- (1) Promotes the recovery of threatened and endangered species.
- (2) Provides corridors linking separate habitat areas to prevent fragmentation.
- (3) Protects significant natural landscapes and ecosystems such as redwoods, mixed conifer forests, oak woodlands, riparian habitat, wetlands, grasslands, desert ecosystems and other significant habitat areas.
- (4) Supports climate adaptation and improves the resilience of natural systems.
- (5) Promotes public access to conserved areas.
- (6) Improves the condition of native fish and wildlife including species of special concern.
- (7) Controls invasive plants or insects that degrade wildlife corridors or habitat linkages, inhibit the recovery of threatened and endangered species, or reduce the climate resilience of a natural system.
- (8) Provides restoration and improvements for habitat areas and ecological reserves operated by the Department of Fish and Wildlife.
- (9) Provides information on multi-benefit conservation outcomes through decision support tools and co-investment models that drive sustainable land use decisions.

(b) Of the amount made available pursuant to subdivision (a), not less than sixty million dollars (\$60,000,000) shall be available for projects that advance the conservation objectives of natural community conservation plans adopted pursuant to the Natural Community Conservation Planning Act, commencing with Section 2800 of the Fish and Game Code, or other large-scale habitat conservation plans, which resolve resource conflicts by balancing communitywide conservation, planning and economic activities. Funding pursuant to this paragraph shall not be used to offset mitigation obligations otherwise required, but may be used as part of a funding partnership to enhance, expand or augment conservation efforts required as mitigation.

(c) Of the amount made available pursuant to subdivision (a), not less than thirty million dollars (\$30,000,000) shall be available for implementation of wildlife corridors identified by the South Coast Wildlands Project, with priority given to projects necessary to provide habitat linkages impacted by state highways. Funds allocated pursuant to this provision shall be expended in accordance with the procedure in Section 79572(a)(2) of

the Water Code. Grant applicants shall identify the feasibility of private donations to any project under this subdivision and shall recommend to the Wildlife Conservation Board an appropriate matching fund amount.

(d) Of the amount made available pursuant to subdivision (a), the sum of thirty million dollars (\$30,000,000) shall be available for grazing land protection pursuant to the California Rangeland, Grazing Land and Grassland Protection Act, commencing with Section 10330 of Division 10.4 of the Public Resources Code.

(e) Of the amount made available pursuant to subdivision (a), the sum of thirty million dollars (\$30,000,000) shall be available for oak woodland preservation pursuant to Article 3.5 (commencing with Section 1360) of Chapter 4 of Division 2 of the Fish and Game Code.

(f) Of the amount made available pursuant to subdivision (a), the sum of ten million dollars (\$10,000,000) shall be available to assist farmers in integrating agricultural activities with ecosystem restoration and wildlife protection. Priority shall be given to projects that include partnerships with resource conservation districts.

(g) Of the amount made available pursuant to subdivision (a), the sum of five million dollars (\$5,000,000) shall be available for grants to wildlife rehabilitation facilities operated by nongovernmental entities.

(h) The Wildlife Conservation Board may expend funds available under this section for the protection and restoration of lands and resources that are under threat as a result of federal actions that reduce or eliminate existing protections.

(i) In implementing this section, special consideration may be given to the acquisition of lands that are in deferred certification areas of county local coastal plans.

(j) Of the funds available pursuant to subdivision (a), at least twenty five percent (25%) shall be allocated for projects benefitting disadvantaged communities and low-income families. Eligible projects may include, but are not limited to, community access programs and infrastructure to support public visitation on natural lands owned by public agencies or nonprofit organizations that provide access free of charge and focus on diverse and inclusive public visitation.

(k) Up to three percent (3%) of the funding available pursuant to this section shall be available to the Wildlife Conservation Board to develop and implement strategies and programs to facilitate environmental review and permitting for restoration projects funded pursuant to this division.

75530. The sum of sixty million dollars (\$60,000,000) shall be available to the Department of Conservation for watershed restoration and conservation projects on agricultural lands, rangelands, and forested lands as follows:

(a) The sum of twenty five million dollars (\$25,000,000) shall be used for grants pursuant to Section 9084 of the Public Resources Code.

(b) The sum of twenty million dollars (\$20,000,000) shall be used for the purposes of Division 10.2 (commencing with Section 10200) of the Public Resources Code.

(c) The sum of ten million dollars (\$10,000,000) shall be used for the Watershed Coordinator Grant Program.

(d) The sum of five million dollars (\$5,000,000) shall be used for restoration activities to control or eradicate invasive plants.

(e) Up to 10 percent of the funds available pursuant to this section may be allocated for technical assistance.

75540. The sum of fifty million dollars (\$50,000,000) shall be available to the Wildlife Conservation Board for grants to implement conservation actions and habitat enhancement actions that measurably advance the conservation objectives of Regional Conservation Investment Strategies approved pursuant to Chapter 9 (commencing with Section 1850) of Division 2 of the Fish and Game Code. Where such actions are used to create mitigation values or mitigation credits, the grant funds shall either be repaid to the Wildlife Conservation Board or shall, with the concurrence of the Wildlife Conservation Board, be used by the grantee to implement additional conservation actions or habitat enhancement actions. In implementing this section, the Wildlife Conservation Board may make grants, expenditures or loans to enhance the quality and availability of conservation data and for the development of Regional Conservation Investment Strategies pursuant to Chapter 9 (commencing with Section 1850) of Division 2 of the Fish and Game Code.

75550. The sum of one hundred forty five million dollars (\$145,000,000) shall be available for urban greening and climate resiliency projects that improve water and air quality, conserve water, reduce energy consumption, or provide other community benefits or a combination thereof. Priority shall be given to projects that provide multiple benefits, serve communities with the greatest need, and facilitate joint use of public resources and investments including schools.

(a) Of the amount made available pursuant to this section:

(1) Thirty five million dollars (\$35,000,000) shall be available to the Department of Forestry and Fire Protection for grants to local agencies and nonprofit organizations pursuant to the Urban Forestry Act, commencing with Section 4799.06. Not less than ten million dollars (\$10,000,000) of these funds may be available to the Department of Forestry and Fire Protection for projects to protect urban forests from pests and disease.

(2) Sixty million dollars (\$60,000,000) shall be available to the Strategic Growth Council for the purposes of subdivision (c) of Section 75065 for grants to local and regional agencies and nonprofit organizations to develop sustainable communities, urban greening, and climate adaptation plans and greenprints.

(3) Fifty million dollars (\$50,000,000) shall be available to the Strategic Growth Council for the purposes of Section 75129 for grants to local agencies and non-profit organizations for urban greening projects.

(b) At least 50 percent of the funds available pursuant to each paragraph in subdivision (a) shall be allocated for projects serving disadvantaged and low-income communities. For paragraphs (2) and (3), at least

one-third of this amount shall be made available for cities with a population of not more than 40,000 residents and for unincorporated communities.

75560. The sum of fifty million dollars (\$50,000,000) shall be deposited into the California Climate Resilience Account pursuant to subdivision (d) of Section 31012 to assist coastal communities in adapting to climate change. Funds may be used for planning and projects that address sea level rise, ocean acidification, protection and restoration of fish and wildlife habitat, and other impacts of climate change. Additional consideration shall be given to assisting communities reliant on commercial fisheries and to communities that are the most vulnerable to the impacts of climate change.

75570. (a) The sum of thirty million dollars (\$30,000,000) shall be available to the California Conservation Corps for projects to conserve water, improve water quality, restore watersheds and riparian zones, rehabilitate or improve local and state parks, implement regional and community-level fuel load reduction projects, and for facility or equipment acquisition, development, restoration and rehabilitation.

(b) Not less than fifteen million dollars (\$15,000,000) shall be allocated for grants to certified local community conservation corps, as defined in Section 14507.5.

75580. The sum often million dollars (\$10,000,000) shall be available to the Natural Resources Agency for grants to other nonprofit entities that provide job training and education opportunities for veterans, foster care recipients, farmworkers, or local youth in conservation, restoration, stormwater management, and water system improvement projects. Entities eligible to receive funding pursuant to subdivision (b) of Section 75570 are not eligible to receive funding under this section.

75590. The sum of fifty million dollars (\$50,000,000) shall be available to the Wildlife Conservation Board for grants to public agencies, nonprofit organizations and resource conservation districts for projects that are designed to provide benefits to fish and wildlife through voluntary actions on privately owned lands and that demonstrate quantifiable and measurable habitat enhancement for wildlife.

(a) Funds provided pursuant to this section shall assist landowners in developing and implementing wildlife friendly practices, restoration projects, and other conservation actions on private lands. Projects may be short-term in nature, and shall be designed to be appropriately flexible and responsive to the highly variable habitat needs required by fish and wildlife.

(b) Projects may use habitat credit exchange mechanisms to improve project outcomes.

(c) Up to ten percent (10%) of the funds provided by this section may be used for monitoring to evaluate project success and provide for adaptive management as needed.

75600. The sum of fifty million dollars (\$50,000,000) shall be available to the University of California for the Natural Reserve System for matching grants for land acquisition and for the construction and development of facilities that will be used for research and training to improve the management of natural lands and the preservation of California's wildlife resources. Priority shall be given to projects that advance research on the

protection of lands and rivers that are sources of drinking water supplies; reduction of greenhouse gas emissions; impacts of climate change; and adaptation of natural systems to the impacts of climate change.

ARTICLE 2. PROTECTING RIVERS, LAKES AND STREAMS

75610. The sum of five hundred seventy million dollars (\$570,000,000) shall be available for the protection and restoration of rivers, lakes and natural lands, improvement of public recreation facilities, and for grants to local agencies and nonprofit organizations to increase community access to parks and recreational opportunities for underserved urban communities in accordance with the following schedule:

(a) The sum of twenty million dollars (\$20,000,000) shall be available to the San Joaquin River Conservancy for river parkway projects pursuant to Division 22.5 (commencing with Section 32500). At least sixty percent of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities.

(b) The sum of one hundred and twenty million dollars (\$120,000,000) shall be available for projects within the watersheds of the Los Angeles and San Gabriel Rivers according to the following schedule:

(1) \$60,000,000 to the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy pursuant to Division 22.8 (commencing with Section 32600).

(2) \$60,000,000 to the Santa Monica Mountains Conservancy pursuant to Division 23 (commencing with Section 33000) which may also be expended within the areas described in Sections 33204.3 and 33204.4.

(c) The sum of thirty million dollars (\$30,000,000) shall be available for the Coachella Valley Mountains Conservancy pursuant to Division 23.5 (commencing with Section 33500). At least twenty-five percent (25%) of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities.

(d) The sum of fifty million dollars (\$50,000,000) shall be available for projects to expand and improve the Santa Ana River Parkway pursuant to Chapter 4.6 (commencing with Section 31170) of Division 21. At least forty percent (40%) of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities.

(e) The sum of fifty million dollars (\$50,000,000) shall be available for the Sierra Nevada Conservancy pursuant to Division 23.3 (commencing with Section 33300).

(f) The sum of forty million dollars (\$40,000,000) shall be available for the California Tahoe Conservancy pursuant to Title 7.42 (commencing with Section 66905) of the Government Code.

(g) The sum of twenty five million dollars (\$25,000,000) shall be available to the Lower American River Conservancy Program, pursuant to Chapter 10.5 (commencing with Section 5845) of Division 5. At least one-third of the funds shall be allocated for projects within or immediately adjacent to the City of Sacramento.

(h) The sum of thirty million dollars (\$30,000,000) shall be available for the Sacramento-San Joaquin Delta Conservancy pursuant to Division 22.3 (commencing with Section 32300).

(i) The sum of twenty million dollars (\$20,000,000) shall be available for the San Diego River Conservancy pursuant to Division 22.9 (commencing with Section 32630).

(j) The sum of twenty million dollars (\$20,000,000) shall be available for the Baldwin Hills Conservancy pursuant to Division 22.7 (commencing with Section 32550). Projects funded pursuant to this subdivision shall directly benefit disadvantaged communities.

(k) The sum of one hundred forty five million dollars (\$145,000,000) shall be available to the secretary for projects in accordance with the California River Parkways Act of 2004 pursuant to Chapter 3.8 (commencing with Section 5750) of Division 5.

(1) Of the funds available pursuant to this subdivision, at least fifteen million dollars (\$15,000,000) shall be available for river parkway projects within the San Diego Bay watershed.

(2) Of the funds available pursuant to this subdivision, at least fifteen million dollars (\$15,000,000) shall be available for river parkway projects along the Santa Margarita River in San Diego County.

(3) At least forty percent of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities.

(l) The sum of twenty million dollars (\$20,000,000) shall be available to the Department of Water Resources for the Urban Streams Restoration Program pursuant to Section 7048 of the Water Code. At least forty percent of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities.

ARTICLE 3. PROTECTING BEACHES, BAYS, COASTAL WATERS AND COASTAL LANDS

75620. Funds allocated in this article shall be available for the protection of beaches, bays and coastal waters, coastal forests, and coastal watersheds, including projects to prevent contamination and degradation of coastal waters and watersheds, projects to prevent the destruction of coastal forests, projects to protect and restore the natural habitat values of coastal waters and lands, projects to help coastal communities adapt to the impacts of climate change including sea level rise, and projects and expenditures to promote access to and enjoyment of the coastal resources of the state.

75630. (a) The sum of two hundred thirty million dollars (\$230,000,000) shall be available to the State Coastal Conservancy for the protection of and public access to beaches, bays, coastal forests, and coastal watershed resources. Eligible projects include, but are not limited to, the following:

(1) Preserving agricultural lands pursuant to Chapter 4 (commencing with Section 31150) of Division 21 and enhancing carbon sequestration through agricultural practices.

- (2) Completing trails within the geographic jurisdiction of Division 21 (commencing with Section 31000).
- (3) Planning and implementation activities to address the risks and impacts of climate change, sea level rise, and associated extreme events to coastal and bay communities and natural resources.
- (4) Converting, restoring, rehabilitating or repurposing properties formally operating as industrial plants to create permanently protected open space, wildlife habitat and recreational opportunities.
- (5) Restoring and protecting coastal forests.
- (6) Restoring or protecting coastal wetlands and riparian habitat.
- (7) Protection of Native American cultural sites.
- (8) Protection of wildlife corridors.
- (9) Enhancing carbon sequestration and watershed health in urban areas through green infrastructure projects.

(b) Of the amount made available pursuant to this section, fifty million dollars (\$50,000,000) shall be available for projects and grants to improve existing or develop new lower cost overnight coastal accommodations on lands owned or operated by public agencies or nonprofit organizations.

(c) At least thirty percent of the funds available pursuant to this section shall be allocated for projects that facilitate public access to the coast for or otherwise benefit disadvantaged communities.

(d) In implementing this section, special consideration may be given to:

(1) Projects that protect lands within or adjacent to areas designated as federal National Monuments prior to January 20, 2017.

(2) The acquisition of lands that are in deferred certification areas of county local coastal plans.

75640. The sum of one hundred million dollars (\$100,000,000) shall be available to the Ocean Protection Council for grants consistent with Section 35650. Priority shall be given to projects that: (1) reduce the amount of pollutants that flow to coastal rivers and streams, beaches, bays, coastal estuaries, and near-shore ecosystems; (2) protect coastal and near-shore ocean resources from the impacts of climate change including rising sea levels, storm surges, ocean acidification, damage to fish and wildlife habitat, and related hazards; and (3) protect or restore beaches, coastal estuaries, coastal watersheds, bays, and near-shore ecosystems including marine protected areas.

75650. (a) The sum of two hundred million dollars (\$200,000,000) shall be available to the State Coastal Conservancy for the San Francisco Bay Area Conservancy Program (Chapter 4.5 of Division 21). At least twenty-five percent (25%) of the funds available pursuant to this subdivision that are not allocated pursuant to subdivision (b) shall be allocated for projects that directly benefit disadvantaged communities.

(b) Of the funds identified in this section, one hundred million dollars (\$100,000,000) shall be available for matching grants for flood management, wetlands restoration, and other projects consistent with Article 2 (commencing with Section 66704.5) of Chapter 5 of Title 7.25 of the Government Code. For purposes of this

section, matching grants may provide funding up to the amount contributed for an eligible project by local governments, regional governments, the federal government, private parties, and the San Francisco Bay Restoration Authority. No grant shall exceed fifty percent (50%) of the cost of the project. At least twenty five percent (25%) of the funds available pursuant to this subdivision shall be allocated for projects that directly benefit disadvantaged communities. For purposes of this subdivision, the State Coastal Conservancy shall use a definition of “disadvantaged communities” that is developed pursuant to Title 7.25 (commencing with Section 66700) of the Government Code.

75655. The sum of fifty million dollars (\$50,000,000) shall be available pursuant to Division 23 (commencing with Section 33000) for the preservation, protection, and restoration of lands and waters in the watersheds of Santa Monica Bay and adjacent Ventura County watersheds.

75660. The sum of one hundred fifty million (\$150,000,000) shall be available for grants and expenditures for the protection, restoration and improvement of coastal forest watersheds, including managed forest lands, forest reserve areas, redwood forests, and other forest types. Eligible project types shall include projects that improve water quality and supply, increase coastal watershed storage capacity, reduce fire risk, provide habitat for fish and wildlife or improve coastal forest health. Funds shall be allocated as follows:

- (a) The sum of one hundred million (\$100,000,000) shall be available to the Wildlife Conservation Board.
- (b) The sum of fifty million (\$50,000,000) shall be available to the State Coastal Conservancy.

75670. The sum of seventy million (\$70,000,000) shall be available to the State Coastal Conservancy for the removal or conversion of outdated industrial facilities that are on the coast or within coastal watersheds to protect water quality, reduce environmental degradation, restore natural ecosystems, enhance recreational access to natural areas and provide other community benefits. Eligible projects shall include identification of conversion opportunities, planning and environmental review costs and conversion costs, ecosystem restoration and protection, and providing matching funds for multi-benefit projects that provide significant community access and ecosystem benefits.

75680. The sum of eighty million (\$80,000,000) shall be available to the State Coastal Conservancy for restoration of Southern California Steelhead habitat consistent with the Department of Fish and Wildlife’s Steelhead Restoration and Management Plan and the National Marine Fisheries Southern California Steelhead Recovery Plan. Highest priority shall be on projects that remove significant barriers to steelhead migration and include other habitat restoration and associated infrastructure improvements.

CHAPTER 5. RESTORING AND IMPROVING STATE AND LOCAL PARKS

75690. (a) The sum of eight hundred million dollars (\$800,000,000) shall be available to the department for the creation, expansion and enhancement of safe neighborhood parks in park-poor neighborhoods in

accordance with the Statewide Park Development and Community Revitalization Act of 2008's competitive grant program described in Chapter 3.3 (commencing with Section 5640) of Division 5.

(b) The department shall update guidelines for the grant program before granting funds pursuant to this section. The guidelines shall require that any water fixtures, landscaping, and irrigation methods that are part of a project be designed to advance efficient use of water.

(c) In determining which grantees and projects to fund, the department shall consider whether the prospective grantee and its project partners have the capacity to implement the project in a timely manner.

(d) Of the amount available pursuant to this section, not less than 20 percent shall be available for the rehabilitation, repurposing, or substantial improvement of existing park infrastructure in communities of the state that will lead to increased use and enhanced user experiences.

(e) Of the amount available pursuant to this section, to correct historic under-investments in the Central Valley, Inland Empire, gateway, desert, and rural communities, the sum of one hundred million dollars (\$100,000,000) shall be available for local park improvement grants to the communities identified by the department as park deficient within those areas for active recreational projects, including aquatic centers, to encourage youth health, fitness, and recreational pursuits. Projects that include the donation of land, materials, or volunteer services and that demonstrate collaborations of multiple entities and the leveraging of scarce resources may be given special consideration. Entities that receive a grant under this section may also be eligible to receive other grants under subdivision (a) of Section 75690.

(f) The department shall give priority to projects that: (1) protect or improve water quality or supplies, (2) conserve water, (3) replace non-native vegetation with water saving landscapes, (4) incorporate stormwater capture features that increase water supplies, reduce water pollution, reduce flooding, or a combination thereof; (5) provide positive recreational, educational, and employment opportunities for underserved youth and young adults from disadvantaged and low income communities; or provide a combination thereof.

75700. (a) The sum of five hundred million dollars (\$500,000,000) shall be available to the department for the restoration, preservation and protection of state park facilities and units. Eligible project types include, but are not limited to:

(1) Protection of natural resources to provide climate resilience, water supply, and water quality benefits.
(2) Enhancement of community access to state park facilities and units including protection and improvement of lands adjacent to state park facilities to improve access or management efficiency.

(3) The provision of lower cost overnight accommodations in ways that enhance access and recreational opportunities for disadvantaged community residents and low-income park visitors.

(4) The protection of cultural and historical resources.

(5) Implementation of projects that address the department's backlog of deferred maintenance.

(6) Improvements to infrastructure including stormwater and sewer modifications to protect water quality, important park resources and public health.

(b) Of the amount made available pursuant to subdivision (a) fifteen million dollars (\$15,000,000) shall be available for enterprise projects that facilitate new or enhanced park use and user experiences, utilize green design practices, leverage public-private partnerships, and increase revenue generation to support operations of the department.

(c) Of the amount made available pursuant to subdivision (a), twenty million dollars (\$20,000,000) shall be available for grants to local agencies and nonprofit organizations that operate a unit of the state park system to address urgent need for the repair, restoration, enhancement, or replacement of aging infrastructure.

(d) Of the amount made available pursuant to subdivision (a), not less than fifty million dollars (\$50,000,000) shall be available to the department for the protection, restoration, and enhancement of the natural resource values of the State Park System, including:

(1) Protection and improvement of water quality and biological health in streams, aquifers, and estuarine ecosystems.

(2) Protection and restoration of natural resources and ecosystems representative of California's diverse landscapes, including landform, habitat, and biological community restoration.

(3) Acquisition, rehabilitation, restoration, protection and expansion of wildlife corridors including projects to improve connectivity and reduce barriers between habitat areas.

(4) Improvement of native ecosystem resilience and adaptation to climate change.

(e) Of the amount made available pursuant to subdivision (a), thirty million dollars (\$30,000,000) shall be available for the protection, restoration, preservation and interpretation of lands and resources that are of cultural and archeological significance, including but not limited to, projects that protect lands of importance to federally recognized Native American tribes, or non-federally recognized California Native American tribes listed on the California Tribal Consultation List maintained by the Native American Heritage Commission.

(f) Of the amount made available pursuant to subdivision (a), no less than fifty million dollars (\$50,000,000) shall be available for lower cost coastal accommodations on park lands or lands owned or operated by other public agencies, or nonprofit organizations.

(g) Of the amount made available pursuant to subdivision (a), not less than twenty million dollars (\$20,000,000) shall be available for projects to enhance the health of redwood forests in order to accelerate old growth characteristics, maximize carbon sequestration, improve water quality and build climate resilience.

(h) Funds made available by this section may be used for the planning, permitting, monitoring and maintenance of projects for the period necessary to ensure their successful implementation.

(i) The department may expend funds available under this section for the protection and restoration of lands and resources that are under threat as a result of federal actions that reduce or eliminate existing protections.

(j) The department, in expending the funding available under this section, shall endeavor, where practical, to partner with cities, counties, nonprofit organizations, and nongovernmental organizations to maximize leveraging opportunities to enhance tourism, visitation, and visitor experiences.

(k) At least twenty-five percent of the funds available pursuant to this section shall be allocated for projects that directly benefit disadvantaged communities.

(l) The department shall give priority to projects that protect or improve water quality, conserve water, replace non-native vegetation with water saving native plants, provide safe drinking water for park visitors, or otherwise protect water quality and water supplies.

75710. (a) The sum of one hundred million dollars (\$100,000,000) shall be available to the department for grants for nature education and research facilities and equipment to nonprofit organizations and public institutions, including natural history museums, aquariums, Pacific Flyway-related education and interpretive centers, research facilities and botanical gardens. Eligible grantees include: institutions that combine the study of natural science with preservation, demonstration and education programs that serve diverse populations; state park cooperating associations; institutions that provide collections and programs related to the relationship of Native American cultures to the environment; institutions for marine wildlife conservation research; the University of California Institute for California Water Resources; centers for education and interpretation related to the Pacific Flyway; and institutions that combine study of natural resources with urban nature, coastal ecosystems, and human and environmental history. The department shall give priority to grants that facilitate public education about the benefits that natural systems provide to California's water supplies, water quality, aquatic ecosystems, and other public resources. Grants may be used for buildings, structures and exhibit galleries to inspire and educate the public about science and the environment and for marine wildlife conservation research equipment and facilities.

(b) At least twenty-five percent (25%) of the funds available pursuant to this section shall be allocated for projects that benefit disadvantaged communities.

75720. For purposes of this chapter, "district" means any regional park district, regional park and open-space district, or regional open-space district formed pursuant to Article 3 (commencing with Section 5500) of Chapter 3 of Division 5, any recreation and park district formed pursuant to Chapter 4 (commencing with Section 5780) of Division 5, or any authority formed pursuant to Division 26 (commencing with Section 35100). With respect to any community or unincorporated region that is not included within a district, and in which no city or county provides parks or recreational areas or facilities, "district" also means any other entity, including, but not limited to, a district operating multiple-use parklands pursuant to Division 20 (commencing with Section 71000) of the Water Code, that is authorized by statute to operate and manage parks or recreational areas or facilities, employs a full-time park and recreation director, offers year-round park and recreation services on land and facilities owned by the entity, and allocates a substantial portion of its annual operating budget to parks or recreation areas or facilities.

75730. (a) The sum of four hundred million dollars (\$400,000,000) shall be available to the department for local park rehabilitation, creation, and improvement grants to local governments on a per capita basis. Grant recipients shall be encouraged to utilize awards to increase water efficiency at existing parks, improve water quality, incorporate stormwater capture features to improve water supplies and to prevent water pollution, rehabilitate existing infrastructure and address deficiencies in neighborhoods lacking access to the outdoors.

(b) Unless the entity has been identified as a disadvantaged community, an entity that receives an award pursuant to this section shall be required to provide a match of 20 percent as a local share.

(c)(1) The department shall allocate 60 percent of the funds available pursuant to subdivision (a) to cities and districts, other than a regional park district, regional park and open-space district, open-space authority, or regional open-space district. Each city's and district's allocation shall be in the same ratio as the city's or district's population is to the combined total of the state's population that is included in incorporated and unincorporated areas within the county, except that each city or district shall be entitled to a minimum allocation of two hundred thousand dollars (\$200,000). If the boundary of a city overlaps the boundary of a district, the population in the overlapping area shall be attributed to each jurisdiction in proportion to the extent to which each operates and manages parks and recreational areas and facilities for that population. If the boundary of a city overlaps the boundary of a district, and in the area of overlap the city does not operate and manage parks and recreational areas and facilities, all grant funds for that area shall be allocated to the district.

(2) On or before April 1, 2020, a city and a district that are subject to paragraph (1), and whose boundaries overlap, shall collaboratively develop and submit to the department a specific plan for allocating the grant funds in accordance with the formula specified in paragraph (1). If, by that date, the plan has not been developed and submitted to the department, the director shall determine the allocation of the grant funds between the affected jurisdictions.

(d) (1) The department shall allocate forty percent (40%) of the funds available pursuant to subdivision (a) to counties and regional park districts, regional park and open-space districts, open-space authorities formed pursuant to Division 26 (commencing with Section 35100), and regional open-space districts formed pursuant to Article 3 (commencing with Section 5500) of Chapter 3 of Division 5.

(2) Each county's allocation under paragraph (1) shall be in the same ratio that the county's population is to the total state population, except that each county shall be entitled to a minimum allocation of four hundred thousand dollars (\$400,000).

(3) In any county that embraces all or part of the territory of a regional park district, regional park and open-space district, open-space authority, or regional open-space district, and whose board of directors is not the county board of supervisors, the amount allocated to the county shall be apportioned between that district and the county in proportion to the population of the county that is included within the territory of the district and the population of the county that is outside the territory of the district.

(e) For the purpose of making the calculations required by this section, population shall be determined by the department, in cooperation with the Department of Finance, on the basis of the most recent verifiable census data and other verifiable population data that the department may require to be furnished by the applicant city, county, or district.

(f) The People of California intend all recipients of funds pursuant to this section to use those funds to supplement local revenues in existence on the effective date of the act adding this chapter. To receive an allocation pursuant to this section, the recipient shall not reduce the amount of funding otherwise available to be spent on parks or other projects eligible for funds under this chapter in its jurisdiction. A one-time allocation of other funding that has been expended for parks or other projects, but that is not available on an ongoing basis, shall not be considered when calculating a recipient's annual expenditures. For purposes of this subdivision, the Controller may request fiscal data from recipients for the preceding three fiscal years. Each recipient shall furnish the data to the Controller no later than 120 days after receiving the request from the Controller.

(g) The director of the department shall prepare and adopt criteria and procedures for evaluating applications for grants allocated pursuant to this section. The application shall be accompanied by certification that the project is consistent with the park and recreation element of the applicable city or county general plan or the district park recreation plan, as the case may be.

(h) To utilize available grant funds as effectively as possible, overlapping and adjoining jurisdictions and applicants with similar objectives are encouraged to combine projects and submit a joint application. A recipient may allocate all or a portion of its per capita share for a regional or state project

(i) The director of the department shall annually forward a statement of the total amount to be appropriated each fiscal year for projects approved for grants pursuant to this section to the Director of Finance for inclusion in the annual Budget Act. A list of eligible jurisdictions and the amount of grant funds to be allocated to each jurisdiction shall also be made available by the department.

(j) Funds appropriated pursuant to this section shall be encumbered by the recipient within three years from the date the appropriation is effective. Regardless of the date of encumbrance of the granted funds, the recipient is expected to complete all funded projects within eight years of the effective date of the appropriation.

CHAPTER 6. ACCOUNTABILITY

75770. (a) The Department of Finance shall provide for an independent audit of expenditures pursuant to this division.

(b) If an audit, required by statute, of any entity that receives funding authorized by this division is conducted pursuant to state law and reveals any impropriety, the California State Auditor or the Controller may conduct a full audit of any or all of the activities of that entity.

(c) The state agency issuing any grant or loan with funding authorized by this division shall require adequate reporting of the expenditures of the funding from the grant or loan.

(d) Prior to soliciting projects pursuant to this division, state agencies shall submit guidelines to the secretary. The secretary shall verify that the guidelines are consistent with applicable statutes and for all the purposes enumerated in this division. The secretary shall post an electronic form of the guidelines submitted by state agencies and the subsequent verifications on the Natural Resources Agency's Internet Web site.

75780. The Secretary of the Natural Resources Agency and Chair of the state board shall:

(a) Publish a list of all program and project expenditures pursuant to this division not less than quarterly, in written form, and shall post an electronic form of the list on the agency's Internet Web site in a downloadable spreadsheet format. The spreadsheet and other information shall include information about the location and footprint of each funded project, the project's objectives, the status of the project, anticipated outcomes, any matching moneys provided for the project by the grant recipient, any benefits the project provides to disadvantaged communities, and the applicable section of this chapter pursuant to which the grant recipient received moneys.

(b) Include any new acquisition project funded pursuant to this division in a statewide spatial database that shows the location, ownership, and public access opportunities for parklands.

(c) Include any conservation easement purchased with funds pursuant to this division in a statewide database of conservation easements.

(d) The Natural Resources Agency and state board may use funding under this division for the purpose of supporting databases for these purposes.

75790. The Secretary shall appoint a citizen advisory committee to review the annual audit and to identify and recommend actions to ensure that the intent and purposes of this division are met by the agencies responsible for implementation of this division.

75791. A state agency that receives funding to administer a grant program under this division shall report to the Legislature by January 1, 2027 on its expenditures pursuant to this division and the public benefits received from those expenditures including, but not limited to, benefits to disadvantaged communities.

CHAPTER 7. GENERAL PROVISIONS

75800. As used in this division, the following terms have the following meanings:

(a) "Acquisition" means the acquisition of a fee interest or any other interest in real property including conservation easements, leases and development rights.

(b) "Community access" means engagement programs, technical assistance, or facilities that maximize safe and equitable physical admittance, especially for low-income communities, to natural or cultural resources,

community education, or recreational amenities. Projects may include, but are not limited to, transportation, physical activity programming, resource interpretation, multi-lingual translation, natural science, workforce development and career pathways, education, or communication related to water, parks, climate, coastal protection, and other outdoor pursuits.

(c) "Conservation actions on private lands" means projects with willing landowners that involve the adaptive flexible management or protection of natural resources in response to changing conditions and threats to habitat and wildlife. The actions may include the acquisition of conservation interests or fee interests in the land. These projects result in habitat conditions on private lands that, when managed adaptively over time, contribute to the long-term health and resiliency of vital ecosystems and enhance wildlife populations.

(d) "Delta" means the Sacramento-San Joaquin River Delta.

(e) "Department" means the Department of Parks and Recreation.

(f) "Development" includes, but is not limited to the physical improvement of real property including the construction of facilities or structures.

(g) "Disadvantaged community" means a community with a median household income less than eighty percent (80%) of the statewide average.

(h) "Fund" means the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Fund of 2018.

(i) "Industrial facilities" include mines, power plants, oil fields or portions of oil fields, manufacturing facilities or other similar facilities, that are closed or scheduled for closing or phase out by their owners.

(j) "Interpretation" includes, but is not limited to, a visitor serving amenity that educates and communicates the significance and value of natural, historical, and cultural resources in a way that increases the understanding and enjoyment of these resources and that may utilize the expertise of a naturalist or other specialist skilled at educational interpretation.

(k) "Nonprofit organization" means any nonprofit corporation qualified to do business in California, and qualified under Section 501 (c)(3) of the Internal Revenue Code.

(l) "Preservation" means rehabilitation, stabilization, restoration, development, and reconstruction, or any combination of those activities.

(m) "Protection" means those actions necessary to prevent harm or damage to persons, property, natural resources, or cultural resources, or those actions necessary to allow the continued use, access and enjoyment of property or natural or cultural resources, including improvements to accommodate access for visitors with disabilities, and includes acquisition, development, restoration, preservation, community access, and interpretation.

(n) "Restoration" means the improvement of physical structures or facilities and, in the case of natural systems and landscape features includes, but is not limited to, projects for the control of erosion, storm water

capture and storage or otherwise reduce storm water pollution, the control and elimination of invasive species, planting of native species, prescribed burning, fuel hazard reduction, fencing out threats to existing or restored natural resources, road elimination, improving instream, riparian, or managed wetland habitat conditions, and other plant and wildlife habitat improvement to increase the natural system value of the property. Restoration projects shall include the planning, monitoring and reporting necessary to ensure successful implementation of the project objectives.

(o) "Secretary" means the Secretary of the Natural Resources Agency.

(p) "Severely disadvantaged community" means a community with a median household income less than sixty percent (60%) of the statewide average.

(q) "State Board" means the State Water Resources Control Board.

(r) "Stormwater" has the meaning set forth in subdivision (e) of Section 10561.5 of the Water Code.

75810. (a) Applicants eligible to receive grants, loans and contracts pursuant to this division are public agencies, cities, counties, cities and counties, special districts, joint powers authorities, state universities (including university-managed national laboratories), resource conservation districts, nonprofit organizations, public utilities, mutual water companies, public water systems as defined in subdivision (h) of Section 116275 of the Health and Safety Code, urban water suppliers as defined in Section 10617 of the Water Code, federally recognized Indian tribes, federal agencies owning or managing land in California, and nonfederally recognized California Native American tribes listed on the Native American Heritage Commission's California Tribal Consultation List. State agencies granting funds pursuant to this division shall give priority to eligible applicants with experience in planning, designing, and developing the types of projects receiving funding from the agencies, or which have access to consulting help in these areas.

(b)(1) To be eligible for funding under this division, a project proposed by a public utility that is regulated by the Public Utilities Commission, or a mutual water company, shall have a clear and definite public purpose and the project shall benefit the customers of the watersystem and not the investors.

(2) To be eligible for funding under this division, an urban water supplier shall have adopted and submitted an urban water management plan in accordance with the Urban Water Management Planning Act, Part 2.6 (commencing with Section 10610) of Division 6 of the Water Code.

(3) To be eligible for funding under this division, an agricultural water supplier shall have adopted and submitted an agricultural water management plan in accordance with the Agricultural Water Management Planning Act, Part 2.8 (commencing with Section 10800) of Division 6 of the Water Code.

(4) In accordance with Section 10608.56 of the Water Code, an agricultural water supplier or an urban water supplier is ineligible for grant funding under this division unless it complies with the requirements of Part 2.55 (commencing with Section 10608) of Division 6 of the Water Code.

75820. State entities providing grants pursuant to this measure shall give additional priority to projects that expand job and or workforce development opportunities for veterans, residents of low-income communities, disconnected youth, farmworkers, and commercial fishermen whose livelihoods depend on fisheries that have been significantly depleted.

75821. (a) In projects involving voluntary habitat restoration, water quality improvement and multi-benefit floodplain restoration each agency administering provisions of this division shall encourage interagency coordination and develop and utilize efficient project approval and permitting mechanisms, including but not limited to the provisions of Chapter 6.5 (commencing with Section 1650) of Division 2 of the Fish and Game Code (regardless of whether that chapter is still in effect) and programmatic permits for voluntary habitat restoration, so as to avoid project delays and maximize the amount of money spent on project implementation.

(b) Projects designed to primarily protect migratory birds through acquisition, easements, restoration or other projects shall be consistent with the plans and recommendations established by the federal Migratory Bird Joint Venture partnerships that encompass parts of California.

(c) Any agency providing funds pursuant to this division to disadvantaged communities or economically distressed areas may provide funding to assist these communities in applying for that funding, including technical and grant writing assistance. These funds may be provided to nonprofit organizations and local public agencies assisting these communities.

(d) Any agency receiving funds pursuant to this division may contract for the services of resource conservation districts pursuant to Section 9003 of the Public Resources Code.

(e) Agencies may count in-kind contributions up to twenty-five percent (25%) of the total project cost as part of cost sharing. Agencies may count the value of the donated land in a bargain sale as part of cost sharing.

(f) Agencies considering proposals for acquisition of lands shall also consider the ability of the proposed final owner of the land to maintain it in a condition that will protect the values for which it is to be acquired, and to prevent any problems that might occur on neighboring lands if the land is not properly managed.

(g) Projects designed to primarily protect riparian habitat through acquisition, easements, restoration or other projects shall consider the plans and recommendations established by the California Riparian Habitat Conservation Program pursuant to Chapter 4.1 (commencing with Section 1385) of Division 2 of the Fish and Game Code.

(h) Eligible grant costs shall include indirect costs as defined in federal Office of Management and Budget guidelines, as well as reasonable overhead costs.

75822. To the extent consistent with the other provisions of this division, statewide agencies making grants pursuant to this division shall seek to allocate funds equitably to eligible projects throughout the state, including northern and southern California, coastal and inland regions, and Sierra and Cascade foothill and mountain regions.

75823. Funds provided by this division shall not be expended to pay the costs of the design, construction, operation, mitigation, or maintenance of Delta water conveyance facilities. Those costs shall be the responsibility of the water agencies that benefit from the design, construction, operation, mitigation, or maintenance of those facilities.

75824. (a) This division does not diminish, impair, or otherwise affect in any manner whatsoever any area of origin, watershed of origin, county of origin, or any other water rights protections, including, but not limited to, rights to water appropriated prior to December 19, 1914, provided under the law. This division does not limit or affect the application of Article 1.7 (commencing with Section 1215) of Chapter 1 of Part 2 of Division 2, Sections 10505, 10505.5, 11128, 11460, 11461, 11462, and 11463, and Sections 12200 to 12220, inclusive of the Water Code.

(b) For the purposes of this division, an area that utilizes water that has been diverted and conveyed from the Sacramento River hydrologic region, for use outside the Sacramento River hydrologic region or the Delta, shall not be deemed to be immediately adjacent thereto or capable of being conveniently supplied with water therefrom by virtue or on account of the diversion and conveyance of that water through facilities that may be constructed for that purpose after January 1, 2018.

(c) Nothing in this division supersedes, limits, or otherwise modifies the applicability of Chapter 10 (commencing with Section 1700) of Part 2 of Division 2 of the Water Code, including petitions related to any new conveyance constructed or operated in accordance with Chapter 2 (commencing with Section 85320) of Part 4 of Division 35 of the Water Code.

(d) Unless otherwise expressly provided, nothing in this division supersedes, reduces, or otherwise affects existing legal protections, both procedural and substantive, relating to the State Board's regulation of diversion and use of water, including, but not limited to, water right priorities, the protection provided to municipal interests by Sections 106 and 106.5 of the Water Code, and changes in water rights. Nothing in this division expands or otherwise alters the State Board's existing authority to regulate the diversion and use of water or the courts' existing concurrent jurisdiction over California water rights.

(e) Nothing in this division shall be construed to affect the California Wild and Scenic Rivers Act (Chapter 1.4 (commencing with Section 5093.50) of Division 5) or the federal Wild and Scenic Rivers Act (16 U.S.C. Section 1271 et seq.) and funds authorized pursuant to this division shall not be available for any project that could have an adverse effect on the values upon which a wild and scenic river or any other river is afforded protections pursuant to the California Wild and Scenic Rivers Act or the federal Wild and Scenic Rivers Act.

(f) Nothing in this division supersedes, limits, or otherwise modifies the Sacramento-San Joaquin Delta Reform Act of 2009 (commencing with Section 85000 of the Water Code) or any other applicable law, including, but not limited to, Division 22.3 (commencing with Section 32300) of the Public Resources Code. 75830. (a) An

amount that equals not more than five percent (5%) of the funds allocated for a grant program pursuant to this division may be used to pay the administrative costs of that program.

(b) Unless otherwise specified, up to ten percent (10%) of funds allocated for each program funded by this division may be expended for planning and monitoring necessary for the successful design, selection, and implementation of the projects authorized under that program. This section shall not otherwise restrict funds ordinarily used by an agency for "preliminary plans," "working drawings," and "construction" as defined in the annual Budget Act for a capital outlay project or grant project

(c) (1) Unless otherwise specified, up to ten percent (10%) of the funds available pursuant to each chapter of this division may be allocated for technical assistance and outreach to disadvantaged communities. The agency administering the moneys shall operate a multidisciplinary technical assistance program for disadvantaged communities.

(2) Funds used for providing technical assistance to disadvantaged communities may exceed ten percent (10%) of the funds allocated if the state agency administering the moneys determines that there is a need for the additional funding.

(d) State agencies providing grants pursuant to this measure may provide advanced payments up to twenty five percent (25%) of the grant award to the recipient to initiate the project in a timely manner. The state agency administering the grants may adopt additional requirements for the recipient of the grant regarding the use of advanced payments to ensure the moneys are used properly.

75840. (a) With respect to a project funded by the Wildlife Conservation Board, the department, the Strategic Growth Council, or by a state conservancy directly or through grants:

(1) Any income accruing from the intended recreational or open space preservation uses of a project may be spent for recreational and open space purposes pursuant to the terms and conditions specified by the grant agreement.

(2) Any other income from a project shall be refunded to the granting agency, except that the project agreement or grant may provide for the use of such funds by the grantee for recreation development, community access, expansion of the project, including acquisition, or operation of the project, subject to a periodic audit and such other terms and conditions that may be specified by the grantor agency.

(b) Income from projects subject to this section includes income derived from the sale or lease of real property, sale of mitigation credits or other income received in exchange for non-recreational or non-open space preservation activity conducted on the land acquired and/or developed.

(c) Notwithstanding paragraph (2) of subdivision (a), if the use of the property acquired through grants pursuant to this division is changed to one other than permitted under the category from which the funds were appropriated, or the property is sold or otherwise disposed of, an amount equal to the greater of the (1) amount of the grant, (2) the fair market value of the real property, or (3) the proceeds from the portion thereof acquired,

developed, rehabilitated, or restored with the grant shall be used by the grantee, subject to the approval of granting entity, for a purpose authorized in that category or shall be reimbursed to the granting agency which shall only use the returned funds for a use authorized in the respective category of the bond. If the property sold or otherwise disposed of is less than the entire interest in the property originally acquired, developed, rehabilitated, or restored with the grant, an amount equal to the proceeds or the fair market value of the property interest sold or otherwise disposed of, whichever is greater, shall be used by the grantee, subject to the approval of the granting entity, for a purpose authorized in that category or shall be reimbursed to the granting agency which shall only use the returned funds for a use authorized in the respective category of the bond.

75850. Notwithstanding any other provision of law, funds allocated for expenditure by the Wildlife Conservation Board and pursuant to Divisions 22.8 and 23 are continuously appropriated without regard to fiscal year.

75860. In enacting Chapter 3 and Chapter 4 of this division, it is the intent of the people that funds allocated to a conservancy may be used to the fullest extent authorized by the statute governing the conservancy receiving the funds.

75870. To the extent feasible in implementing this division, a state agency receiving funding under this division shall seek to achieve wildlife conservation objectives through projects on public lands or voluntary projects on private lands. Funds may be used for payments for the creation of measurable habitat improvements or other improvements to the condition of endangered or threatened species, including through the development and implementation of habitat credit exchanges.

75875. To the extent feasible in implementing this division, a state agency receiving funding under this division shall seek to achieve wildlife conservation objectives by reducing permitting costs and expediting permitting timelines for state funded habitat improvement projects.

75880. Projects funded pursuant to this division that are located within the boundary of an approved regional conservation investment strategy, pursuant to section 1850 of the Fish and Game Code, shall be consistent with the conservation objectives of the regional conservation investment strategy.

75890. Projects funded pursuant to this division may use the services of the California Conservation Corps, certified community conservation corps, as defined in Section 14507.5, or other nonprofit entities that provide job training and education opportunities for veterans, foster care recipients, farmworkers, or local youth in conservation or restoration projects.

75900. Prior to the expenditure of funds appropriated pursuant to Section 75520, the Wildlife Conservation Board shall develop and update a strategic plan to guide the expenditure of funds. The expenditure plan shall recognize and address regional and statewide watershed protection and restoration priorities. The Wildlife Conservation Board's agendas and minutes shall explain how each proposed and funded project advances the implementation of its strategic plan.

75910. Funding pursuant to this division may be used for grants and loans to nonprofit organizations to repay financing described in Section 22064 of the Financial Code for projects that are consistent with the purposes of this division.

75911. Funds provided by this division shall not be expended to support or pay for the cost of any environmental compliance or mitigation measures required of any private or public party, except that funds can be used to pay for any mitigation measures required as a result of project components financed by this division. Funds provided by this division may be used for environmental enhancements or other public benefits.

CHAPTER 8. FISCAL PROVISIONS

75920. Funds scheduled in Chapters 3, 4 and 5 of this division that are not designated for competitive grant programs may also be used for the purposes of reimbursing the General Fund pursuant to the Natural Heritage Preservation Tax Credit Act of 2000 (Division 28 (commencing with Section 37000)).

75930. The body awarding any contract for a public works project financed in any part from funds made available pursuant to this division shall comply with the prevailing wage requirements of Article 2 (commencing with Section 1770) of Chapter 1 of Part 7 of Division 2 of the Labor Code.

75940. Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code does not apply to the development and adoption of program guidelines and selection criteria adopted pursuant to this division.

75950. Funds provided pursuant to this chapter, and any appropriation or transfer of those funds, shall not be deemed to be a transfer of funds for the purposes of Chapter 9 (commencing with Section 2780) of Division 3 of the Fish and Game Code.

75960. Bonds in the total amount of seven billion nine hundred ninety million dollars (7,990,000,000) not including the amount of any refunding bonds issued in accordance with Section 76040, or so much thereof as is necessary, may be issued and sold to be used for carrying out the purposes set forth in this division and to be used to reimburse the General Obligation Bond Expense Revolving Fund pursuant to Section 16724.5 of the Government Code. The bond proceeds shall be deposited in the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Fund of 2018 created by Section 75305. The bonds shall, when sold, be and constitute a valid and binding obligation of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal of and interest on the bonds as they become due and payable.

75970. The bonds authorized by this division shall be prepared, executed, issued, sold, paid, and redeemed as provided in the State General Obligation Bond Law, Chapter 4 (commencing with Section 16720) of Part 3 of Division 4 of Title 2 of the Government Code, and all provisions of that law shall apply to the bonds and

to this division and are hereby incorporated in this division by this reference as though fully set forth in this division.

75980. (a) Solely for the purpose of authorizing the issuance and sale, pursuant to the State General Obligation Bond Law, of the bonds authorized by this division, the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Fund of 2018 Finance Committee is hereby created. For purposes of this division, the Safe Drinking Water, Water Quality and Supply, Natural Resources Protection and Park Improvement Fund of 2018 Finance Committee is "the committee" as that term is used by the State General Obligation Bond Law. The committee shall consist of the Controller, the Director of Finance, and the Treasurer, or their designated representatives. The Treasurer shall serve as chairperson of the committee. A majority of the committee may act for the committee.

(b) For purposes of this chapter and the State General Obligation Bond Law, the secretary is designated as "the board."

75990. The committee shall determine whether or not it is necessary or desirable to issue bonds authorized pursuant to this division in order to carry out the actions specified in this division and, if so, the amount of bonds to be issued and sold. Successive issues of bonds may be authorized and sold to carry out those actions progressively, and it is not necessary that all of the bonds authorized to be issued be sold at any one time.

76000. There shall be collected annually in the same manner and at the same time as other state revenue is collected, in addition to the ordinary revenues of the state, a sum in an amount required to pay the principal of, and interest on, the bonds maturing each year, and it is the duty of all officers charged by law with any duty in regard to the collection of the revenue to do so and perform each and every act that is necessary to collect that additional sum.

76010. Notwithstanding Section 13340 of the Government Code, there is hereby appropriated from the General Fund, for purposes of this division, an amount that will equal the total of the following:

(a) The sum annually necessary to pay the principal of, and interest on, bonds issued and sold pursuant to this division, as the principal and interest become due and payable.

(b) The sum which is necessary to carry out the provisions of Section 76020, appropriated without regard to fiscal years.

76020. For the purposes of carrying out this division, the Director of Finance may authorize the withdrawal from the General Fund of an amount or amounts not to exceed the amount of the unsold bonds that have been authorized to be sold for the purpose of carrying out this division. Any amounts withdrawn shall be deposited in the fund. Any money made available under this section shall be returned to the General Fund, plus the interest that the amounts would have earned in the Pooled Money Investment Account, from money received from the sale of bonds that would otherwise be deposited in that fund.

76030. All money derived from premium and accrued interest on bonds sold shall be reserved and shall be available for transfer to the General Fund as a credit to expenditures for bond interest.

76040. Any bonds issued or sold pursuant to this division may be refunded by the issuance of refunding bonds in accordance with Article 6 (commencing with Section 16780) of Chapter 4 of Part 3 of Division 4 of Title 2 of the Government Code. Approval by the electors of the state for the issuance of the bonds shall include approval of the issuance of any bonds issued to refund any bonds originally issued or any previously issued refunding bonds.

76050. The people of California hereby find and declare that inasmuch as the proceeds from the sale of bonds authorized by this division are not "proceeds of taxes" as that term is used in Article XIII B of the California Constitution, the disbursement of these proceeds is not subject to the limitation imposed by that article.

SECTION 2. This Act is an exercise of the public power of the People of the State of California for the protection of their health, safety, and welfare and shall be liberally construed to effectuate those purposes.

SECTION 3. If this Act is approved by the voters, but superseded by any other conflicting ballot measure approved by more voters at the same election, and the conflicting ballot measure is later held invalid, it is the intent of the voters that this Act shall be given the full force of law. If any rival or conflicting measure regulating any matter addressed by this Act receives the higher affirmative vote, then all non-conflicting parts of this Act shall become operative.

SECTION 4. If any provision of this Act or the application thereof is held invalid, that invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provisions or applications, and to this end the provisions of this Act are severable.