

# WateReuse California Los Angeles Chapter Meeting



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Legislation & Regulation Update

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# 2019 California Legislative Dates

- Jan. 1 Statutes take effect
- Jan. 7 Legislature reconvenes
- Feb. 22 Last day for bills to be introduced
- Apr. 26 Last day policy comm. to report fiscal bills
- May 17 Last day fiscal comm. to report fiscal bills
- May 31 Last day for bills to pass house of origin
- June 15 Last day to pass budget
- Aug. 30 Last day for any bill to be passed
- Oct. 13 Last day for Governor to sign or veto bills
- See: <http://assembly.ca.gov/legislativedeadlines>



# SB 166: Process Water Treatment Systems (Weiner)

- Require SWRCB in consultation with DPH to adopt regulations for onsite treatment & reuse of process water in breweries and wineries before 12/1/2025
- Regulations require microbiological, chemical, physical water quality, and treatment standards
- Prohibit reuse unless in compliance with regulations in 2 years
- Require reporting and termination if directed by SWRCB
- Last Action: 01/28/19 – Introduced
- Sponsor: SFPUC
- WRCA is considering concept
- Uncertain of need for regulations – may already have pretreatment permit requirements
- Uncertain if highest priority for SWRCB regulation staff

# AB 231: CEQA Exemption Recycled Water (Mathis)

- Exempt project to construct or expand RW pipeline from CEQA for purpose of mitigating drought conditions if Gov. declared state of emergency
- Project must be within existing right of way and not affect wetlands or sensitive habitats
- Project must be on or adjacent to critically over drafted groundwater basin
- Exempt the development and approval of building standards by state agencies for recycled water
- No reimbursement for local agencies for mandated costs
- Last Action: 01/17/19 – Introduced
- WRCA is considering legislation
- Existing CEQA exemption for pipelines less than 1-mile

# AB 292: Recycled Water: raw water & GW augmentation (Quirk)

- Eliminate terms indirect potable reuse & direct potable reuse
- Rename "indirect potable reuse for groundwater recharge" as groundwater augmentation
- Clarify Potable Reuses as 1 of 4 types
  - Groundwater augmentation
  - Reservoir water augmentation
  - Raw water augmentation
  - Treated drinking water augmentation
- SWRCB adopt raw water augmentation before 12/31/2023
- Sponsor: WaterReuse California
- Last Action: 01/28/19 – Introduced
- Expect additional amendments



# Other Potential Legislation

- Update Title 17 & 22
  - Swivel Ells
  - Auxiliary water supply
  - Coagulated wastewater
  - Update allowable uses
- Minimize Ocean Discharges?



# Recycled Water Regulations - Update

- Surface Water Augmentation – effective 10/1/18
- CWSRF Policy - adopted 11/6/18
- Recycled Water Policy - adopted 12/11/18
- AWT Operator Certification – CA-NV AWWA & CWEA developing certification; expect new exams in spring 2019
- Backflow/Cross-Connection Regulations – SWRCB policy handbook by 1/1/2020; 2 workshops anticipated
- Urban Water Advisory Group – 1<sup>st</sup> meeting in April
- Bioassay Implementation Advisory Group – 1<sup>st</sup> meeting was productive; next meeting in March or April



# Recycled Water Policy Amendment

- Purpose:
  - Increase use of RW while protecting Env. & public health
  - Update Policy based on Science Advisory panel recommendations
  - Clarify, streamline RW permitting, and provide statewide consistency
- Status: adopted December 11, 2018
- WRCA concerns include:
  1. Minimizing WWTP ocean discharges
  2. RW Tracking/Reporting requirements
  3. Wastewater change petitions process (Section 1211)
  4. CEC Bioassay monitoring, QA/QC, phased implementation
- Does not address direct potable reuse
- Final policy not yet posted
- [https://www.waterboards.ca.gov/water\\_issues/programs/water\\_recycling\\_policy/](https://www.waterboards.ca.gov/water_issues/programs/water_recycling_policy/)





# Federal Update

- Government Shutdown – 2/15/19 deadline
  - Negotiators reached a tentative deal
- FY 19 Appropriations – seven remaining bills
- House of Representatives hearings
  - Natural Resources Committee on climate change
  - Transportation and Infrastructure Committee on infrastructure
- David Bernhardt nominated to lead Department of Interior
- Andrew Wheeler nominated to lead the EPA,
- Proposed Recycled Water Legislation
  - H.R. XX - Water Recycling Investment and Improvement Act
  - H.R. 658 - National Infrastructure Development Act of 2019



# H.R. XX: Water Recycling Investment and Improvement Act (Napolitano)

- Increase \$ for Title XVI
- Increase Title XVI appropriation from \$50M to \$500M
- Increase Title XVI federal funding ceiling from \$20M to \$30M
- Delete funding priority for projects identified by U.S. Drought monitor or as a disaster area for past 4 years
- Make program permanent by removing the WIIN Act Title XVI 2021 expiration date
- Remove the requirement for projects to be specifically name in appropriation legislation.
- Last Action: 2/XX/19 – Introduced to House

# Questions?

If you have any questions, please contact:

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