

**State of California
Office of Administrative Law**

In re:

Department of Water Resources

Regulatory Action:

Title 23, California Code of Regulations

Adopt sections: 596, 596.1, 596.2, 596.3,
596.4, 596.5

NOTICE OF APPROVAL OF CERTIFICATE OF
COMPLIANCE

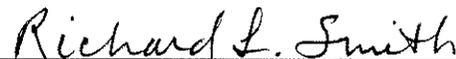
Government Code Section 11349.1 and
11349.6(d)

OAL File No. 2011-0603-01 C

The Department of Water Resources submitted this certificate of compliance action to make permanent the emergency regulations adopted in OAL File No. 2010-1207-01E. These regulations implement portions of the Water Conservation Act of 2009 (enacted, SBX7 7 (2009)) by adopting sections 596 through 596.5 to title 23 of the California Code of Regulations. SBX7 7 requires the state to achieve a 20% reduction in California urban per capita water use by December 31, 2020. This goal is to be achieved substantially through incremental water use reductions by urban retail water suppliers until the 20% reduction is reached. Urban retail water suppliers are allowed to exclude "process water" from the calculation of gross water use if the supplier meets certain criteria and water use targets, based on the criteria and calculation methods in these regulations.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date: 7/8/2011



Richard L. Smith
Staff Counsel

For: DEBRA M. CORNEZ
Assistant Chief Counsel/
Acting Director

Original: Mark Cowin
Copy: Kent Frame

CERT

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

ENDORSED FILED
IN THE OFFICE OF

2011 JUL -8 PM 3:07

Jelena Brown
SECRETARY OF STATE

2011 JUN -3 PM 1:05
OFFICE OF
ADMINISTRATIVE LAW

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-2011-0999-11	2011-0603-01C	

For use by Office of Administrative Law (OAL) only

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY
Department of Water Resources

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Process Water	TITLE(S) 23	FIRST SECTION AFFECTED 596	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Kent Frame	TELEPHONE NUMBER 916 651-7055	FAX NUMBER (Optional) (916) 651-7059
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER 2011-719-2	PUBLICATION DATE 3-4-2011

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Process Water	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2010-1207-01E, 2011-0222-11 RS/OAL
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics-related)	ENDORSED APPROVED JUL 08 2011
SECTION(S) AFFECTED (List all section number(s) individually) ADOPT Division 2, Chapter 5, Article 1, Sections 596, 596.1, 596.2, 596.3, 596.4, 596.5 AMEND REPEAL	
TITLE(S) 23	

3. TYPE OF FILING

Regular Rulemaking (Gov. Code, § 11346)

Resubmission of disapproved or withdrawn nonemergency filing (Gov. Code, §§ 11349.3, 11349.4)

Emergency (Gov. Code, § 11346.1(b))

Emergency Readopt (Gov. Code, § 11346.1(h))

Resubmission of disapproved or withdrawn emergency filing (Gov. Code, § 11346.1)

Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Government Code §§ 11346.2 - 11346.9 prior to, or within 120 days of, the effective date of the regulations listed above.

Print Only

Changes Without Regulatory Effect (Cal. Code Regs., title 1, § 100)

Other (specify)

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §§ 44 and 45)

5. EFFECTIVE DATE OF REGULATORY CHANGES (Gov. Code, §§ 11343.4, 11346.1(d))

Effective 30th day after filing with Secretary of State

Effective on filing with Secretary of State

Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

Department of Finance (Form STD. 399) (SAM §6660)

Fair Political Practices Commission

State Fire Marshal

Other (Specify) California Urban Water Conservation Council (CUWCC)

7. CONTACT PERSON Kent Frame	TELEPHONE NUMBER (916) 651-7055	FAX NUMBER (Optional) (916) 651-7059	E-MAIL ADDRESS (Optional) kframe@water.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Mark W. Cowin</i>	DATE 5/31/2011
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TYPED NAME AND TITLE OF SIGNATORY
Mark W. Cowin, Director, California Department of Water Resources