

CHAPTER 27

An act to add Sections 12.1 and 12.2 to Chapter 138, Statutes 1964, First Extraordinary Session, and to amend Sections 11912 and 11913 of, and to add Sections 11915 and 11915.1 to, the Water Code, relating to water projects, and making an appropriation.

[Approved by Governor April 22, 1966. Filed with Secretary of State April 25, 1966.]

The people of the State of California do enact as follows:

SECTION 1. Section 12.1 is added to Chapter 138, Statutes of 1964, First Extraordinary Session, to read:

Sec. 12.1. Five million dollars (\$5,000,000) of the oil revenue and dry gas revenue payable to the State of California under this act each year shall be deposited in the Central Valley Water Project Construction Fund, after the amount provided for in Section 12 is deposited in the California Water Fund.

SEC. 1.5. Section 12.2 is added to Chapter 138, Statutes of 1964, First Extraordinary Session, to read:

12.2. During the fiscal years 1966-67, 1967-68, 1968-69, 1969-70 and 1970-71, two million dollars (\$2,000,000) of the oil revenue and dry gas revenue payable to the State of California under this act each year shall be deposited in the State Water Pollution Control Fund, after the amount provided for in Section 12 is deposited in the California Water Fund and the amount provided for in Section 12.1 is deposited in the Central Valley Water Project Construction Fund, and shall be available for expenditure, when appropriated by the Legislature, for capital outlay expenditures for works to prevent and correct water pollution.

SEC. 2. Section 11912 of the Water Code is amended to read:

11912. The department, in fixing and establishing prices, rates, and charges for water and power, shall include as a reimbursable cost of any state water project an amount sufficient to repay all costs incurred by the department, directly or by contract with other agencies, for the preservation of fish and wildlife and determined to be allocable to the costs of the project works constructed for the development of such water and power, or either. Costs incurred for the enhancement of fish and wildlife or for the development of public recreation shall not be included in the prices, rates, and charges for water and power, and shall be nonreimbursable costs.

It shall be the duty of the department to report annually to the Legislature the costs, if any, which the department has allocated to recreation and fish and wildlife enhancement for each facility of any state water project. The department shall also report to the Legislature any revisions which the department makes in such allocations.

The department shall submit each such cost allocation to the Department of Parks and Recreation and to the Department of Fish and Game. The Department of Parks and Recreation and the Department of Fish and Game shall file with the Department of Water Resources their written comments with respect to each such cost allocation, which written comments shall be included in the report required by this section.

The allocations or revised allocations reported to the Legislature shall become effective for the purposes of Section 11915 upon approval by the Legislature.

It shall also be the duty of the department to report to the Legislature on any expenditure of funds for acquiring rights-of-way, easements and property pursuant to Section 346 for recreation development associated with such facilities. For the purposes of Section 11915 such expenditures shall become approved in the same manner as provided above with respect to cost allocations.

SEC. 3. Section 11913 of said code is amended to read:

11913. The Legislature hereby declares its intent that, except as funds are provided pursuant to Section 11915, there shall be included in the budget for the department for the 1962-1963 fiscal year and each succeeding fiscal year, and in the Budget Act for that fiscal year and each succeeding fiscal year, an appropriation from the General Fund of the funds necessary for enhancement of fish and wildlife and for recreation in connection with state water projects as provided in this chapter.

SEC. 4. Section 11915 is added to said code, to read:

11915. All moneys deposited in the Central Valley Water Project Construction Fund pursuant to the provisions of Chapter 138, Statutes of 1964, First Extraordinary Session, and all accruals to such moneys so deposited, are hereby appropriated to the department for expenditure by the department without regard to fiscal years for the purposes of the construction fund, in amounts equal to allocations to recreation and fish and wildlife enhancement and to the costs of acquiring rights-of-way, easements and property for recreation development which have become effective pursuant to Section 11912.

SEC. 5. Section 11915.1 is added to said code, to read:

11915.1. The provisions of this chapter shall not limit the department in the financing and construction of any of the facilities of the State Water Resources Development System pursuant to the provisions of Chapter 8 (commencing with Section 12930) of Part 6, nor shall they constitute a limitation on or modification of the responsibility of the department to make allocations of costs provided for in water supply contracts executed pursuant thereto.

SEC. 6. Section 1.5 of this act shall not become operative if Senate Bill No. 2 of the 1966 First Extraordinary Session is enacted by the Legislature and becomes effective.