

Delta Levee Rehabilitation Program Work Group

Draft Language

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From: George Basye

Subject: Delta Levee Rehabilitation Program

The California Central Valley Flood Control Association supports the following language for inclusion in the water bond. There appears to be no objection or opposition to this article.

The \$50 million would fund the Delta Levee Rehabilitation Program for the years 2000-2001 and 2001-2002 at a rate of \$25 million per year. This is the appropriate amount, according to the Department of Water Resources. This is consistent with the CALFED Revised Phase II report dated 12/18/98 which states at Pages 49 and 51 that it will "seek continuity with and build on the successes of ... (the two components of this) Program which is currently administered by DWR."

The Flood Control Association and DWR will work together with the authors to attempt to have \$25 million for the Delta Levee Rehabilitation Program added to the Governor's budget for 1999-2000. This will fund the program during the year 1999-2000 which otherwise would have no significant funding left from Prop 204 or other sources.

Article 3. Delta Levee Rehabilitation Program

79041. (a) There is hereby created in the account the Delta Levee Rehabilitation Subaccount.

(b) For the purposes of this article, "subaccount" means the Delta Levee Rehabilitation Subaccount created by subdivision (a).

79042. The sum of fifty million dollars (\$50,000,000) is hereby transferred from the account to the subaccount for the purpose of implementing this article pursuant to Section 12986.

79043. Notwithstanding Section 13340 of the Government Code, the money in the subaccount is hereby continuously appropriated, without regard to fiscal years, to the department for projects and administrative costs authorized under subdivisions (a) and (b), as follows:

(a) Twenty-five million dollars (\$25,000,000) for local assistance under the delta levee maintenance subventions program under Part 9 (commencing with Section 12960) of Division 6, and for the administration of that assistance.

(b) Twenty-five million dollars (\$25,000,000) for special flood protection projects under Chapter 2 (commencing with Section 12310) of Part 4.8 of Division 6, subsidence studies and monitoring, and for the administration of this subdivision. Allocation of these funds shall be for flood protection projects on Bethel, Bradford, Holland, Hotchkiss, Jersey, Sherman, Twitchell, and Webb Islands, and at other locations in the delta.

79044. The expenditure of funds under this article is subject to Chapter 1.5 (commencing with Section 12306) of Part 4.8 of Division 6.

79045. No expenditure of funds may be made under this article unless the Department of Fish and Game makes a written determination as part of its review and approval of a plan or project pursuant to Section 12314 or 12987. The Department of Fish and Game shall make its determination in a reasonable and timely manner following the submission of the project or plan to that department. For the purposes of

this article, an expenditure may include more than one levee project or plan.

79046. For the purposes of this article, a levee project includes levee improvements and related habitat improvements undertaken in the delta at a location other than the location of that levee improvement.

79047. Following the date on which a program for the bay-delta is adopted by the CALFED Bay-Delta Program, the remaining funds in the subaccount shall be used for levee rehabilitation improvement projects that, to the greatest extent possible, are consistent with the CALFED Bay-Delta Program.

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