

Comments/Edits by BDAC Governance Workgroup

Principles for Long-Term Governance of the CALFED Bay-Delta Program

12/13/99

The following principles propose an bold approach to implementation and management of the CALFED Program. A lot of additional negotiations are needed to develop a proposal that embodies these principles. To the extent agreement cannot be reached, alternative principles and proposals will need to be considered for CALFED governance.

- Principle 1:** Federal/State Partnership. *The CALFED Program should be carried out through a joint State and Federal government partnership. Most but not all supported*
- Principle 2:** Accountability. *There should be a clear point of, and process for accountability of the Program to the Legislature, the Congress, stakeholders and the public. Most but not all supported*
- Principle 3:** Commission. *A new joint State/ Federal CALFED Commission should be created to direct efforts to achieve CALFED Bay-Delta Program goals and objectives. Most but not all supported*
- Principle 4:** Membership. *The membership of the CALFED Commission should be made up of State, Federal, tribal and public members. Public members should represent a broad array of interested constituencies. Most but not all supported*
- Principle 5:** Leadership. *The governing structure and authorities of the Commission should be designed to attract strong effective leadership. Support*
- Principle 6:** Commission Responsibilities. *The Commissioners should serve as the decision-making body for the CALFED Bay-Delta Program and the Executive Director and Commission staff should manage the ~~implementation of the Program.~~ No Agreement*
- Principle 7:** Changes in Authorities. *The Commission will not exercise or supplant any regulatory authorities. Legislative changes in specified program and funding authorities should be made to consolidate or and coordinate management of each program element within the Commission. No Agreement*
- Principle 8:** Program Approval Authority over Program Elements. *For each Program Element, the Commission will exercise a comparable degree of authority, or independence, over specified funding and programs including funding and programs within existing agencies. (moved Crosscut Budget sentence to Principle 12--new principle) No agreement*

- Principle 9:** Commission Program Management. The Commission should serve the function of program management of each of the CALFED Program Elements in order to reduce fragmentation of responsibility and accountability, maximize coordination and integration among the Program Elements, and to avoid conflicting mandates within existing agencies. **No agreement**
- Principle 10:** Agency Delegation. The Commission should delegate program management and implementation responsibilities, as appropriate, to existing agencies or new entities. Delegation will vary between program elements depending on the nature of the program and actions, the expertise of agencies, and the ability of the agency to manage the program without significant conflicting mandates. **No agreement**
- Principle 11:** Funding. Funding for implementation of the CALFED Program should be appropriated directly to the Commission for those activities to be directly managed by the Commission. Funding for the CALFED Program delegated to a State or Federal agency should be appropriated directly to that agency, with control language requiring Commission approval of program plans and priorities. **No agreement**
- Principle 12:** Crosscut Budget. For those funds and programs not under Commission approval but which are related to CALFED (to be specified in a interagency MOU), the appropriate agencies should participate in preparing an annual Crosscut Budget to ensure coordination with the CALFED Program. **Support**
- Principle 13:** Ecosystem Restoration Program(ERP). Due to the complexity and size of the ERP, there should be significant focus and accountability given to its management. A new ERP entity, ~~under the authority of the Commission,~~ should manage the ERP. **No agreement**
- Principle 14:** Legislative Reporting. Commission should serve as focal point for contact with Congress and the Legislature and should provide annual status reports on the Program. **Support**
- Principle 15:** Agency/Tribal Participation. The Commission should establish a process to support participation and coordination with agencies (federal, state, and local) and tribes involved in and affected by the CALFED Program, but not members of the Commission. The Commission will facilitate government -to-government consultation with the Tribes. **Support**
- Principle 16:** Public Involvement. The Commission's meetings should be open and public, and the Commission should seek ways to maximize public knowledge of, and involvement in, its work. The Commission should support involvement in the Program at a ~~local~~ community-based level. **Support**