

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: June 10, 2008
POSITION: Neutral, note concerns

BILL NUMBER: SB 1102
AUTHOR: M. Machado
RELATED BILLS: AB 1803, 2006

BILL SUMMARY: California Bay-Delta Authority Act

The California Bay-Delta Authority (CBDA) was established in 2003 to oversee implementation of the CALFED Bay Delta Program. This bill would repeal the California Bay-Delta Authority Act (Act) which established the CBDA in the Resources Agency.

FISCAL SUMMARY

Effective July 1, 2006, Chapter 77, Statutes of 2006 reorganized the CALFED Bay-Delta Program (CALFED Program) and transferred the funding, positions, and responsibilities of the CBDA to other departments and agencies. No funding is currently provided to the CBDA and it is no longer in operation. As such, repeal of the statutory authority for the CBDA is technically consistent with actions previously taken by the Administration and the Legislature and would therefore have minimal or no fiscal impact.

SUMMARY OF CHANGES

Amendments to this bill since our analysis of the April 7, 2008 version are minor and do not alter our position. The amendments include specifying the Secretary of Resources as the successor agency of the CBDA and specifying that the science program element of the CBDA is also assumed by the Secretary of the Resources Agency. While this addresses our previously noted concern regarding statutory cross references, Finance still believes this bill may be premature.

COMMENTS

Finance is neutral on this bill because it is technically consistent with the 2006 reorganization of the CALFED Program and would have minimal or no fiscal impact. However, we note the following concerns:

- The CALFED Program includes partnerships with several federal entities who have expressed their desire for a clearly established governing structure for the CALFED Program. Repeal of the Act without providing a new statutory governing structure for the CALFED Program could jeopardize federal participation and federal funding for projects in the Delta.
The Delta Vision Blue Ribbon Task Force is currently developing a strategic plan that will address a wide variety of issues affecting the Delta, including governance of the CALFED Program. Therefore, it would be premature to repeal the Act prior to the establishment of a new statutory governing structure.

The CALFED Program was established in 1995 to address environmental concerns in the Delta while ensuring adequate water supplies for agricultural and urban users. Consistent with the Record of Decision, existing law defines 11 program elements within the CALFED Program, including ecosystem restoration, water storage, water quality, and water use efficiency. The 2008-09 Governor's Budget includes \$242.4 million for the CALFED Program.

(Continued)

Analyst/Principal (0631) M. Almy Date Program Budget Manager Karen Finn Date

Department Deputy Director Date

Governor's Office: By: Date: Position Approved Position Disapproved

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BILL ANALYSIS/ENROLLED BILL REPORT--(CONTINUED)

AUTHOR

AMENDMENT DATE

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M. Machado

June 10, 2008

SB 1102

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)							Fund Code
	LA	(Dollars in Thousands)							
	CO	PROP							
	RV	98	FC	2007-2008	FC	2008-2009	FC	2009-2010	
0540/Secty Res	SO	No		-----	No/Minor	Fiscal Impact	-----		0001