

STATE OF CALIFORNIA
Budget Change Proposal - Cover Sheet
 DF-46 (REV 08/15)

Fiscal Year 2016-17	Business Unit	Department Natural Resources Agency	Priority No.
Budget Request Name		Program	Subprogram

Budget Request Description
 Implementation of AB142

Budget Request Summary

Natural Resources Agency requests a one-time appropriation of \$125,000 ELPF to hire a contractor to compile a report as required by AB142. Per statute in AB142, the Upper Mokelumne Watershed Authority will reimburse the state \$125,000 for the study.

AB142 requires the Secretary of the Natural Resources Agency to submit to the Governor and the Legislature a report that analyzes the suitability or non-suitability of certain sections of the Mokelumne River for State Wild and Scenic River designation by December 31, 2017.

Requires Legislation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Code Section(s) to be Added/Amended/Repealed	
Does this BCP contain information technology (IT) components? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes, departmental Chief Information Officer must sign.</i>	Department CIO	Date

For IT requests, specify the date a Special Project Report (SPR) or Feasibility Study Report (FSR) was approved by the Department of Technology, or previously by the Department of Finance.

FSR SPR Project No. Date:

If proposal affects another department, does other department concur with proposal? Yes No
 Attach comments of affected department, signed and dated by the department director or designee.

Prepared By Joey Wall	Date 2/4	Reviewed By 	Date
Department Director	Date	Agency Secretary	Date 3/28/16

Department of Finance Use Only

Additional Review: Capital Outlay ITCU FSCU OSAE CALSTARS Dept. of Technology

BCP Type: Policy Workload Budget per Government Code 13308.05

PPBA	Original Signed by Amanda Martin	Date submitted to the Legislature 4-1-16
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BCP Fiscal Detail Sheet

BCP Title: Implementation of AB 142

DP Name: 0540-010-BCP-DP-2016-A1

Budget Request Summary

	CY	BY	BY+1	FY16 BY+2	BY+3	BY+4
Operating Expenses and Equipment						
5340 - Consulting and Professional Services - External	0	250	0	0	0	0
Total Operating Expenses and Equipment	\$0	\$250	\$0	\$0	\$0	\$0
Total Budget Request	\$0	\$250	\$0	\$0	\$0	\$0

Fund Summary

Fund Source - State Operations

0140 - California Environmental License Plate Fund	0	125	0	0	0	0
0995 - Reimbursements	0	125	0	0	0	0
Total State Operations Expenditures	\$0	\$250	\$0	\$0	\$0	\$0
Total All Funds	\$0	\$250	\$0	\$0	\$0	\$0

Program Summary

Program Funding

0320 - Administration of Natural Resources Agency	0	250	0	0	0	0
Total All Programs	\$0	\$250	\$0	\$0	\$0	\$0

Analysis of Problem

A. Budget Request Summary

The Natural Resources Agency requests a one-time appropriation of \$125,000 ELPF and \$125,000 in reimbursement authority to hire a contractor to compile a report as required by AB142. Per AB142, the Upper Mokelumne Watershed Authority will reimburse the state for at least 50 percent of the costs for the study.

AB142 requires the Secretary of the Natural Resources Agency to submit to the Governor and the Legislature a report that analyzes the suitability or non-suitability of certain sections of the Mokelumne River for State Wild and Scenic River designation by December 31, 2017.

B. Background/History

Per Public Resources Code Section 5093.547, it is the responsibility of the Secretary of the Natural Resources Agency to study and submit to the Governor and Legislature reports on the suitability or non-suitability for rivers or segments thereof for addition to the state Wild and Scenic Rivers system. AB142 requires the Secretary to submit a report that analyzes the suitability or non-suitability of 5 discrete segments of the Mokelumne River that it identifies for this purpose. This is a discrete and mandatory one-time report that the state must pay a portion of pursuant to Public Resources Code 5093.548.

Historically, the last study that assessed suitability for Wild and Scenic River status was in 1994 for Mill Creek and Deer Creek by Jones and Stokes Associates. A similar study was done by Jones and Stokes Associates for the McCloud, East Carson, and West Walkers in 1988.

C. State Level Considerations

This funding is necessary to fulfill statutory obligations in Public Resources Code Sections 5093.56, 5093.548 and 5093.549. The contents of the study will inform a report by the Secretary of Natural Resources to the Governor and the Legislature that must be delivered by December 31, 2017.

D. Justification

AB 142 mandates the Secretary of Natural Resources to carry out this study of the Mokelumne River and report to the Governor and the Legislature by December 31, 2017.

E. Outcomes and Accountability The \$125,000 ELPF appropriation and reimbursement authority will fund a contract managed by the Natural Resources Agency to prepare a study that fulfills the mandate of AB 142. The study will inform a report that must be submitted to the Governor and the Legislature by December 31, 2017.

The study must contain an analysis that considers: the suitability of a Wild and Scenic designation for the specified segments of the Mokelumne River; the impact of possible Wild and Scenic designation on the ability of public agencies and utilities within the Mokelumne River watershed to meet current and projected future water requirements through the development of new and more reliable water supplies from the Mokelumne River and its tributaries; any effects of climate change on river values and current and projected water supplies; feasibility studies and assessments included in the Mokelumne Watershed Interregional Sustainability Evaluation; the instances when the secretary has determined that a water diversion facility may be constructed on a river or segment of a river that is part of the system; and the instances when the State Water Resources Control Board has approved an application to appropriate water from a river or a segment of a river that is part of the system and what restrictions, if any, were placed on the appropriation of water as a result of the river or segment of a river's inclusion in the system.

Projected Outcomes

Workload Measure	CY	BY	BY+1	BY+2	BY+3	BY+4
Study created and submitted to the required entities.			Dec. 31, 2017			

Analysis of Problem

F. Analysis of All Feasible Alternatives

AB 142 mandates that the Secretary of Natural Resources complete the suitability study described above. The expertise and positions to complete the study do not currently exist within the Natural Resources Agency, which has in all prior analogous circumstances been carried out by a contractor. Because of the one-time nature of the request, it is preferred to contract for these services than to take on limited-term staff.

G. Implementation Plan

The Natural Resources Agency is required to implement AB 142 by conducting the study described in Section E, providing for public input from a broad range of stakeholders, and submitting a report to the Governor and the Legislature by December 31, 2017.

H. Supplemental Information

The cost-sharing agreement with the Upper Mokelumne River Watershed Authority requires that the state not pay more than 50 percent of the cost of the study and report, with the remaining cost paid by the authority.

I. Recommendation

Provide the \$125,000 ELPF and \$125,000 in reimbursement authority needed to implement AB 142 and contract for the study it requires.