

**State of California  
Office of Administrative Law**

**In re:**  
**State Water Resources Control Board**

**NOTICE OF APPROVAL OF REGULATORY  
ACTION**

**Regulatory Action:**

**Government Code Section 11349.3**

**Title 23, California Code of Regulations**

**OAL File No. 2011-1115-03 S**

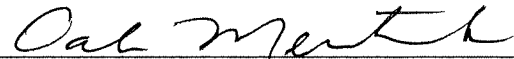
**Adopt sections: 862**  
**Amend sections:**  
**Repeal sections:**

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This rulemaking action adds section 862 to Title 23 of the California Code of Regulations. This section provides that diversions of water from the Russian River stream system, including the pumping of groundwater which is hydraulically connected to the stream system, for the purposes of frost protection between March 15 and May 15, must be done in accordance with a State Water Resources Control Board approved Water Demand Management Program (WDMP). The regulation specifies the contents of a WDMP, as well as the circumstances under which groundwater diverters may be exempted from the application of the regulation. The regulation also establishes that compliance with the regulation shall constitute a condition of all water permits and licenses that authorize the diversion of water from this stream system for frost protection.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 12/29/2011.

Date: 12/29/2011



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