

STATE WATER BOARD  
**RESOLUTION NO. 2005-0049**

ADOPTING EMERGENCY REGULATION REVISIONS TO THE FEE SCHEDULES  
CONTAINED IN TITLE 23, DIVISION 3, CHAPTER 9, ARTICLE 1, SECTION 2200.6 OF THE  
CALIFORNIA CODE OF REGULATIONS

**WHEREAS:**

1. SB 923 (Sher), Chapter 801, Statutes of 2003, amended California Water Code section 13269 to authorize the State Board to establish a fee schedule for waivers.
2. The State Budget Act for fiscal year 2004-05 appropriated \$1.9 million annually in fee revenue to fund the SWRCB's Agricultural Waiver program, to be paid by those to whom waiver requirements are issued.
3. Water Code Section 13260 requires the SWRCB to adopt a schedule of fees by emergency regulation.
4. The fee schedule adopted pursuant to Water Code Section 13260 is found at Title 23, Division 3, Chapter 9, Article 1, Section 2200 of the California Code of Regulations.
5. SWRCB staff prepared a recommended Agricultural Waiver fee schedule ([attachment A](#)) to implement the State Budget Act requirements. The fee schedule must generate the fee revenue appropriated in the State Budget Act.

**THEREFORE BE IT RESOLVED THAT:**

The State Water Board:

Approves the adoption of a fee schedule for agricultural waivers.

**CERTIFICATION**

The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at the State Water Board June 16, 2005 meeting.

  
Debbie Irvin  
Clerk to the Board