

Updated Informative Digest
Surface Water Augmentation Using Recycled Water
Title 22, California Code of Regulations

There have been no changes in applicable laws or to the effect of the proposed regulations from the laws and effects described in the Informative Digest/Policy Statement Overview published in the California Regulatory Notice Register (July 21, 2017, No. 29-Z), except as follows:

On October 6, 2017, after completion of the 45-day comment period, Assembly Bill 574 (AB 574), Chapter 528, was approved by the Governor and filed with the Secretary of State. AB 574 became operative on January 1, 2018, after completion of both the 45-day and 15-day comment periods. AB 574 established mandates and recommendations for the State Board regarding future regulatory actions associated with indirect potable reuse (IPR), as well as direct potable reuse (DPR). The bill revised portions of some sections found in Chapter 7.3, Division 7, of the Water Code that were cited in the Initial Statement of Reasons.

The passage of AB 574 and its revisions to the Water Code do not impact the State Board's statutory mandate to adopt SWA criteria (Water Code section 13562); however, it should be noted that a statutory definition for "surface water augmentation" no longer exists. Rather, AB 574 established a definition for "reservoir water augmentation" that is broader than the previous definition of "surface water augmentation," with the intent being that State Board address the broader impact of reservoir water augmentation after the adoption of the SWA regulations, through a future regulatory action.