Change Sheet #2 for Amendments to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Watershed and Final Staff Report/Substitute Environmental Document

This change sheet contains revisions made to the final draft Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Watershed (Bay-Delta Plan) that was released for public review and comment on August 19, 2026, as revised by Change Sheet #1. The changes include revisions made in response to comments received after release of the Board meeting agenda on October 16, 2026, and additional minor typographical and editorial changes.

This change sheet also contains revisions made to the final *Staff Report/Substitute Environmental Document in Support of Potential Updates to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary for the Sacramento River and Its Tributaries, Delta Eastside Tributaries, and Delta* (Staff Report), after it was released on August 19, 2026. These changes include minor clarifying edits.

Change Sheet #2 only reflects changes made since Change Sheet #1. Changes previously made by Change Sheet #1 are shown in plain text below. Changes made by this Change Sheet #2 are shown in ~~strikeout~~ and underline. Minor and typographical edits (e.g., clarifying edits and corrections) are identified in a separate section. Within each section, the revisions are generally organized according to their order of appearance in the August 2026 final draft Bay-Delta Plan or final Staff Report. The revisions are generally identified by section number, as well as table or figure number, as applicable.

Changes to August 2026 Final Draft Bay-Delta Plan

Location	Change
Section 4.4.4.1, Narrative Objective for Interior Delta Flows	The narrative objective for interior Delta flows maintains water quality conditions, including flow conditions in the interior Delta, together with other measures in the watershed and is implemented primarily through compliance by the SWP and CVP with the numeric interior Delta flow objectives and implementation measures described below and required pursuant to State and federal Endangered Species Act requirements for the operations of the CVP and SWP export facilities. As appropriate, during the annual or periodic review of the Bay-Delta Plan and its implementation, the State Water Board will evaluate the effectiveness of the interior Delta flow objectives and implementation actions and any needed changes to the Bay-Delta Plan or its implementation to ensure the reasonable protection of fish and wildlife beneficial uses, including to provide for consistent operations of the CVP and SWP export facilities for the reasonable protection of fish and wildlife.
Section 4.4.9, Implementation of Healthy Rivers and Landscapes Commitments Under the Voluntary Agreement (VA) Pathway	By June 1, 2027, HRL participants must submit a final confirmation of water rights identified in Appendix B.1 that will be participating in the VA pathway. HRL participants may ~~submit a~~ subsequently request ~~to the Executive Director~~ to remove their own or other HRL water rights from Appendix B.1. The Executive Director may require remaining HRL participants to submit to the State Water Board documentation describing how the request affects HRL commitments and associated accounting, if at all. If there is an effect on HRL commitments and associated accounting, the ~~submittal~~ remaining HRL participants must describe how the remaining HRL commitments will be fulfilled, consistent with Section 4.4.9.10, and other appropriate information. The request will be subject to a minimum 45-day public comment period. The Executive Director may approve, including with conditions, requested changes to HRL commitments of remaining HRL participants and associated accounting in Appendix B.1, or recommend the State Water Board consider the provisions in Section 4.4.9.10. The Executive Director or State Water Board may approve requests for removal of HRL water rights from the

Location	Change
	water right list in Appendix B.1 as appropriate, including removal of rights associated with any commitments that will no longer be met. Upon removal of any HRL water rights or voluntary exit from the VA pathway, the implementation provisions described in Sections 4.4.2.2, 4.4.2.3, and 4.4.2.6 would apply to those water rights.
4.4.9.2 HRL Flow Commitments	The specific water rights under which HRL flow commitments are to be provided for instream flow and Delta outflow purposes must be identified at least 90 days in advance of the planned use for an initial verification that water is available at that priority of right at the time the water is provided, and consistent with the implementation methodology once that methodology is in effect. The State Water Board will notify the public and provide a 30-day comment period for comments on whether the dedication will injure other legal users of water or increase the amount of water that would have otherwise been used under that right. The Executive Director will provide notification to HRL participants and the public if any issues are identified that must be resolved in order for a specific water right to be ~~dedicated~~ put to use instream for purposes of an HRL flow commitment. Resubmittal is not required after initial verification unless an HRL participant proposes to use different water rights to support its HRL flow commitments or change the timing of the flows.
Section 4.4.9.3, Additive Flows Above Base Conditions: Water Purchases	ii. Permanent state water purchases of 65 TAF in critical, 108 TAF in dry, 9 TAF in below normal, 52 TAF in above normal, and 123 TAF in wet water year types. HRL participants are in the process of identifying purchases to fulfill this flow commitment. As those purchases are identified, Appendix B.1 will be updated with opportunity for public review and comment. Any volume of permanent state water purchases not available in a year must be fulfilled through ~~increased flow volumes from other HRL sources, including~~ additional market price water purchases consistent with applicable accounting provisions.
4.4.9.10, Continuation, Modification, or	In addition to the factors set forth in (i) through (xii) above, if the State Water Board staff's draft recommendation is to terminate the VA pathway, the staff will include an addendum to the Scientific Basis Report Supplement that synthesizes the then-current scientific information

Location	Change
Termination of the VA Pathway: Default Processes for Continuation, Modification, or Termination of the VA Pathway	concerning flows and habitat conditions for the protection of fish and wildlife beneficial uses. The addendum will be publicly circulated for comment with the draft recommendation for continuation, modification, or termination of the VA pathway and provided to the Delta Independent Science Board for review and input. The State Water Board will consider that addendum as part of its Board Meeting on the staff recommendation for continuation, modification, or termination of the VA pathway. If the State Water Board concludes that it is appropriate to terminate the VA pathway under the red light scenario discussed below, it will also decide whether any modifications to the regulatory provisions in Sections 4.4.2.2, 4.4.2.3, ~~and~~ 4.4.2.6, and 4.4.8 of the Bay-Delta Plan are necessary in recognition of updated scientific information in the addendum or other legal or policy reasons and take one of the following actions: (a) If the Board determines modifications to the regulatory provisions in Sections 4.4.2.2, 4.4.2.3, ~~and~~ 4.4.2.6, and 4.4.8 are necessary, it will immediately commence an update to the Bay-Delta Plan or its implementing regulation to incorporate the necessary changes. (b) If the Board determines modifications to the regulatory provisions in Sections 4.4.2.2, 4.4.2.3, ~~and~~ 4.4.2.6, and 4.4.8 are not necessary, it will provide a new determination, that is judicially reviewable under Code of Civil Procedure section 1085, that the regulatory provisions in Sections 4.4.2.2, 4.4.2.3, ~~and~~ 4.4.2.6, and 4.4.8 of the Bay-Delta Plan are legally and scientifically appropriate under the provisions of Water Code section 13241.

Other Minor and Typographical Edits to August 2026 Final Draft Plan

Location	Change
Section 4.4.9.10, Continuation, Modification, or Termination of the VA Pathway: Possible Modification or Termination of the VA Pathway as Part of Annual and Periodic Review Processes: Significant Evidence that Continuing Implementation of the VA Pathway Will Not Provide Reasonable Protection of Beneficial Uses or Will Jeopardize the	As part of the periodic review processes, the State Water Board may consider modifying or terminating the VA pathway, including components of the VA pathway or the VA pathway as a whole, at any time, including before year eight, based on significant evidence that continuing implementation of the VA pathway will not provide reasonable protection of beneficial uses or will jeopardize the continued survival of native fishes. Any such consideration of modification or termination of the VA pathway will be informed by an assessment prepared by State Water Board staff that is subject to a minimum 45-day public review and comment period. Based on public comments, the draft assessment will be updated, provided to the Delta Independent Science Board for review and input, and then a final staff recommendation, along with any recommendations from the Delta Independent Science Board, will be brought to the State Water Board for consideration at a public Board meeting. If, after consideration of public input and Delta Independent Science review, the State Water Board determines that significant evidence supports the conclusion that continuing implementation of the VA pathway will not provide reasonable protection of beneficial uses or will jeopardize the continued survival of native fishes, the Board may modify or terminate the Bay-Delta Plan's VA pathway <u>and would do so</u> through a Bay-Delta Plan amendment.

Location	Change
Continued Survival of Native Fishes	

Changes to August 2026 Final Draft Bay-Delta Plan Appendix A, Bay-Delta Monitoring and Evaluation Program (BDMEP)

None.

Changes to August 2026 Final Draft Bay-Delta Plan Appendix B.1, Voluntary Agreement Pathway Accounting Protocols, Flow Accounting

Location	Change
B.1.6.1 Description of Water Purchase Program HRL Flow Commitments, Permanent State Water Purchases	HRL participants are in the process of identifying purchases to fulfill this flow commitment. As those purchases are identified, this appendix will be updated as appropriate to identify the specific sources and accounting methods for those commitments, after an opportunity for public review and comment. Any purchases not in place 90 days prior to each year's purchase commitment will be met with ~~increased flow volumes from other HRL sources, including~~ additional market price purchases.

Other Minor and Typographical Edits to Appendix B.1 of August 2026 Final Draft Plan

No additional changes in Change Sheet #2.

Changes to August 2026 Final Draft Bay-Delta Plan Appendix B.2, Voluntary Agreement Pathway Accounting Protocols, Non-Flow Accounting

None.

Other Minor and Typographical Edits to Final Staff Report

Location	Change
Cover, page 1	August 2026, Approved October 2026
Cover, page 2	August 2026, Approved October 2026
Cover, page 3	State Water Resources Control Board. 2026. Staff Report/Substitute Environmental Document in Support of Potential Updates to the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary for the Sacramento River and Its Tributaries, Delta Eastside Tributaries, and Delta. Final. August. Sacramento, CA. (Approved October 2026)