



Susan Wengraf
Councilmember District 6

CONSENT CALENDAR
June 30, 2020

To: Honorable Mayor and Members of the City Council
From: Councilmember Wengraf
Subject: Support for AB-3256: Economic Recovery and Climate Resiliency Bond

RECOMMENDATION

Adopt a Resolution in support of AB-3256: Economic Recovery, Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020 (E. Garcia, Bloom, Bonta, Friedman, C. Garcia, Mullin, Reyes and Wood).

Send a copy of the Resolution to Assemblymembers Eduardo Garcia and Buffy Wicks, Senator Nancy Skinner and Governor Newsom.

FINANCIAL IMPLICATIONS

None

BACKGROUND

The global pandemic has slashed government funding along with Californians' jobs and paychecks. Funds once committed to protecting communities from climate change crises, such as increasingly severe wildfires and mega droughts, have been redirected to help with the pandemic and make up for lost revenue.

AB-3256, the State Assembly's proposed infrastructure bond supports a long-term, large-scale capital infrastructure investment plan to assist in economic recovery and protect California from near-term climate disasters.

The Bay Area Council Economic Institute notes that a resilient infrastructure bond like AB-3256 would create over 100,000 jobs statewide and generate nearly \$15 billion in total economic activity. It is critical that we pivot through this global pandemic with a bold bond to create the kind of durable employment demand we need to fully recover, while building infrastructure that protects Californians from climate change's disastrous impacts.

ENVIRONMENTAL SUSTAINABILITY

Should the bill pass, new infrastructure will mitigate impacts of climate change.

CONTACT PERSON

Councilmember Wengraf Council District 6 510-981-7160

Attachments: 1: Resolution 2: [AB-3256](#)

RESOLUTION NO. ##,###-N.S.

CITY OF BERKELEY SUPPORTS AB-3256

WHEREAS, The Global Pandemic has slashed government funding for climate change mitigation efforts; and

WHEREAS, Covid-19 has left over 4 million Californians unemployed seemingly overnight; and

WHEREAS, The proposed infrastructure bond of AB-3256 would put an estimated 100,000 people back to work building infrastructure to mitigate climate change disasters; and

WHEREAS, California, and the City of Berkeley, require an infrastructure plan as bold as AB-3256 to recover from this global pandemic and invest in infrastructure to lessen the blows of near-term climate disasters.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that it enthusiastically supports AB-3256.

AMENDED IN ASSEMBLY JUNE 4, 2020
AMENDED IN ASSEMBLY MAY 18, 2020
AMENDED IN ASSEMBLY MAY 4, 2020

california legislature—2019–20 regular session

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February 21, 2020

An act to add Division 47 (commencing with Section 80200) to the Public Resources Code, relating to an economic recovery, wildfire prevention, safe drinking water, drought preparation, and flood protection program, by providing the funds necessary therefor through an election of the issuance and sale of bonds of the State of California and for the handling and disposition of those funds. *funds, and declaring the urgency thereof, to take effect immediately.*

legislative counsel’s digest

AB 3256, as amended, Eduardo Garcia. Economic Recovery, Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020.

The California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access For All Act of 2018, approved by the voters as Proposition 68 at the June 5, 2018, statewide direct primary election, authorizes the issuance of bonds in the amount of \$4,000,000,000 pursuant to the State General Obligation Bond Law to finance a drought, water, parks, climate, coastal protection, and outdoor access for all program.

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This bill would enact the Economic Recovery, Wildfire Prevention, Safe Drinking Water, Drought Preparation, and Flood Protection Bond Act of 2020, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$6,980,000,000 pursuant to the State General Obligation Bond Law to finance projects for an economic recovery, wildfire prevention, safe drinking water, drought preparation, and flood protection program.

This bill would provide for the submission of these provisions to the voters at the November 3, 2020, statewide general election.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The people of California find and declare all of line 2 the following:

3 (a) The climate crisis presents a significant threat to the health, 4 safety, and prosperity of
the people of California. The changing 5 climate increases the risk of extreme weather events,
biodiversity 6 loss, catastrophic wildfire, and sea level rise, resulting in harm to 7
California’s agricultural industry, water supply, unique ecosystems, 8 and economy.

9 (b) According to the state’s Fourth Climate Change Assessment, 10 “[e]merging findings
for California show that costs associated with 11 direct climate impacts by 2050 are dominated
by human mortality, 12 damages to coastal properties, and the potential for droughts and 13
mega-floods.”

14 (c) Improving climate resiliency will require investments in 15 planning and both capital-
and non-capital costs.

16 (d) Strategic restoration and stewardship of California’s natural 17 infrastructure will
increase the state’s resilience to the changing 18 climate and can prevent or reduce many of the
forecasted impacts 19 of climate change.

20 (e) State investments to improve climate resiliency must reflect 21 the varying type and
severity of climate impacts across the state. 22 Already vulnerable communities often face
greater risks from 23 climate change.

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1 (f) Planning, investment, and action to address current and future 2 climate change impacts must be guided by the best available 3 science, including local and traditional knowledge.

4 (g) Investment in transformative, cost-effective, and 5 evidence-based projects that increase the state’s resilience to 6 climate change will protect the lives of all Californians, conserve 7 our unique ecosystems, and save billions of dollars by preventing 8 or reducing damage that may otherwise occur.

9 (h) Climate risks and impacts vary by region and can overwhelm 10 the resources of local governments and communities that must 11 cope with changing conditions and severe climate change-related 12 events.

13 (i) An integrated statewide investment that prevents wildfires 14 and other natural disasters, reduces near-term climate change risks, 15 and increases long-term resilience to climate change will save local 16 and state agencies and California residents billions of dollars by 17 preventing or reducing the amount of damage that would otherwise 18 occur.

19 (j) The investment of public funds pursuant to Division 47 20 (commencing with Section 80200) of the Public Resources Code 21 will result in public benefits that will address the most critical 22 statewide needs and priorities for public funding while saving local 23 and state agencies billions of dollars.

24 SEC. 2. Division 47 (commencing with Section 80200) is added line 25 to the Public Resources Code, to read:

26 27 DIVISION 47. ECONOMIC RECOVERY, WILDFIRE 28 PREVENTION, SAFE DRINKING WATER, DROUGHT 29 PREPARATION, AND FLOOD PROTECTION BOND ACT OF 30 2020

31 32 Chapter 1. General Provisions

33 34 80200. This division shall be known, and may be cited, as the line 35 Economic Recovery, Wildfire Prevention, Safe Drinking Water, line 36 Drought Preparation, and Flood Protection Bond Act of 2020.

37 80201. (a) In expending funds pursuant to this division, an line 38 administering state agency shall give priority to projects that line 39 leverage private, federal, and local funding or produce the greatest line 40 public benefit.

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1 (b) A project funded pursuant to this division shall include 2 signage informing the public
that the project received funding from 3 the Economic Recovery, Wildfire Prevention, Safe
Drinking Water, 4 Drought Preparation, and Flood Protection Bond Act of 2020.

5 80202. For purposes of this division, the following definitions line 6 apply:

7 (a) "Air board" means the State Air Resources Board.

8 (b) "Committee" means the Economic Recovery, Wildfire 9 Prevention, Safe Drinking
Water, Drought Preparation, and Flood 10 Protection Bond Finance Committee created pursuant
to Section 11 80282.

12 (c) "Fund" means the Economic Recovery, Wildfire Prevention, 13 Safe Drinking Water,
Drought Preparation, and Flood Protection 14 Fund created pursuant to Section 80209.

15 (d) "Groundwater sustainability agency" has the same meaning 16 as defined in Section
10721 of the Water Code.

17 (e) "Interpretation" includes, but is not limited to, a 18 visitor-serving amenity that
enhances the ability to understand and 19 appreciate the significance and value of natural,
historical, and 20 cultural resources and that may use educational materials in 21 multiple
languages, digital information in multiple languages, and 22 the expertise of a naturalist or other
skilled specialist.

23 (f) "Natural infrastructure" means natural ecological systems 24 or processes that reduce
vulnerability to climate change-related 25 hazards, or other related climate change effects, while
increasing 26 the long-term adaptive capacity of coastal and inland areas by 27 perpetuating
or restoring ecosystem services. "Natural 28 infrastructure" includes, but is not limited to, the
conservation, 29 preservation, or sustainable management of any form of aquatic 30 or
terrestrial vegetated open space, such as beaches, dunes, tidal 31 marshes, reefs, seagrass, parks,
rain gardens, and urban tree 32 canopies. "Natural infrastructure" also includes systems and
33 practices that use or mimic natural processes, such as permeable 34 pavements, bioswales,
and other engineered systems, such as levees 35 that are combined with restored natural systems,
to provide clean 36 water, conserve ecosystem values and functions, and provide a 37 wide
array of benefits to people and wildlife.

38 (g) "Nonprofit organization" means a nonprofit corporation 39 qualified to do business in
California and qualified under Section 40 501(c)(3) of the Internal Revenue Code.

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1 (h) "Socially disadvantaged farmers and ranchers" has the same 2 meaning as defined in
Section 512 of the Food and Agricultural 3 Code.

4 (i) "Tribe" means a California native American tribe that appears 5 on the California
Tribal Consultation List maintained by the Native 6 American Heritage Commission.

7 (j) "Water board" means the State Water Resources Control 8 Board.

9 (k) "Water Resilience Portfolio" means a suite of recommended 10 actions by the Natural
Resources Agency, the California 11 Environmental Protection Agency, and the Department of
Food 12 and Agriculture to help the state cope with more extreme droughts 13 and floods,
rising temperatures, declining fish populations, aging 14 infrastructure, and other challenges.

15 80203. An amount that equals not more than 5 percent of the line 16 funds allocated for a
program funded pursuant to this division may line 17 be used to pay the administrative costs of that
program.

18 80204. (a) The Department of Finance shall provide for an line 19 independent audit of
expenditures pursuant to this division. The line 20 Secretary of the Natural Resources Agency shall
publish a list of line 21 all program and project expenditures pursuant to this division not line 22 less
than annually, in written form, and shall post an electronic line 23 form of the list on the agency's
internet website in a downloadable line 24 spreadsheet format. The spreadsheet shall include
information line 25 about the location and footprint of each funded project, the line 26 project's
objectives, the status of the project, anticipated outcomes, line 27 any matching moneys provided for
the project by the grant line 28 recipient, and the applicable chapter of this division pursuant to line
29 which the grant recipient received moneys.

30 (b) If an audit, required by statute, of any entity that receives 31 funding authorized by
this division is conducted pursuant to state 32 law and reveals any impropriety, the California
State Auditor or 33 the Controller may conduct a full audit of any or all of the activities 34
of that entity.

35 (c) The state agency issuing any grant with funding authorized 36 by this division shall
require adequate reporting of the expenditures 37 of the funding from the grant.

38 (d) The costs associated with the publications, audits, statewide 39 bond tracking, cash
management, and related oversight activities 40 provided for in this section shall be funded from
this division.

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1 These costs shall be shared proportionally by each program through 2 this division. Actual costs incurred to administer nongrant programs 3 authorized by this division shall be paid from the funds authorized 4 in this division.

5 80205. If any moneys allocated pursuant to this division are line 6 not encumbered or expended by the recipient entity within the time line 7 period specified by the administering state agency, the unexpended line 8 moneys shall revert to the administering state agency for allocation line 9 consistent with the applicable chapter.

10 80206. A state agency that receives funding to administer a line 11 grant program under this division shall report to the Legislature line 12 annually in the budget on its expenditures pursuant to this division line 13 and the public benefits received from those expenditures.

14 80207. Funds provided pursuant to this division, and any line 15 appropriation or transfer of those funds, shall not be deemed to be line 16 a transfer of funds for the purposes of Chapter 9 (commencing line 17 with Section 2780) of Division 3 of the Fish and Game Code.

18 80208. For grants awarded for projects under this division, the line 19 administering state agency may provide advanced payments in the line 20 amount of 25 percent of the grant award to the recipient, including line 21 state-related entities, to initiate the project in a timely manner. The line 22 administering state agency shall adopt additional requirements for line 23 the recipient of the grant regarding the use of the advanced line 24 payments to ensure that the moneys are used properly.

25 80209. (a) The proceeds of bonds issued and sold pursuant to line 26 this division, exclusive of refunding bonds issued and sold pursuant line 27 to Section 80292, shall be deposited in the Economic Recovery, line 28 Wildfire Prevention, Safe Drinking Water, Drought Preparation, line 29 and Flood Protection Fund, which is hereby created in the State line 30 Treasury. Moneys in the fund shall be available, upon appropriation line 31 by the Legislature, for purposes of this division.

32 (b) Proceeds of bonds issued and sold pursuant to this division 33 shall be allocated according to the following schedule:

34 (1) One billion six hundred twenty-five million dollars 35 (\$1,625,000,000) for wildfire prevention and climate risk reduction, 36 in accordance with Chapter 2 (commencing with Section 80220).

37 (2) One billion one hundred million dollars (\$1,100,000,000) 38 for the protection of coastal lands, bays, and oceans from climate 39 risks, in accordance with Chapter 3 (commencing with Section 40 80230).

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1 (3) One billion three hundred fifty-five million dollars 2 (\$1,355,000,000) for the protection of California’s water supplies 3 from multiyear droughts, reducing flood risk from extreme events, 4 and providing safe drinking water, in accordance with Chapter 4 5 (commencing with Section 80240).

6 (4) One billion three hundred million dollars (\$1,300,000,000) 7 for the protection of California’s wildlife, biodiversity, fisheries, 8 and working and agricultural lands from climate risks, in 9 accordance with Chapter 5 (commencing with Section 80260).

10 (5) One billion six hundred million dollars (\$1,600,000,000) 11 for regional climate resilience projects that address multiple risks, 12 in accordance with Chapter 6 (commencing with Section 80270).

13 80210. The Legislature may enact legislation necessary to line 14 implement programs funded by this division.

15 16 Chapter 2. 17 Reduction Wildfire Prevention and Climate Risk

18 19 80220. For purposes of this chapter, the following definitions line 20 apply:

21 (a) “Risk reduction buffer” means community design measures 22 that integrate greenspaces or open spaces that are managed to 23 reduce the spread of wildfires, and are located either between the 24 structures and the wildlands or are strategically interspersed among 25 the structures in a community to reduce structure vulnerability to 26 wildfire risks. Risk reduction buffers shall be designed to provide 27 additional benefits that may include shelter from natural disasters, 28 recreation, habitat, storm water capture, and active transportation.

29 (b) “Structure hardening” means the installation, replacement, 30 or retrofitting of building materials, systems, or assemblies used 31 in the exterior design and construction of existing nonconforming 32 structures with features that are in compliance with Chapter 7A 33 (commencing with Section 701A.1) of Title 24 of the California 34 Code of Regulations, or any appropriate successor regulatory code 35 with the primary purpose of reducing risk to structures from 36 wildfire or conforming to the low-cost retrofit list, and updates to 37 that list, developed pursuant to paragraph (1) of subdivision (c) of 38 Section 51189 of the Government Code.

39 80220.5. The sum of one billion six hundred twenty-five line 40 million dollars (\$1,625,000,000) shall be available, upon

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4 (a) The creation of risk reduction buffer between communities 5 and the wildland.

6 (b) The creation of strong local fire safe planning and risk 7 reduction work to improve community fire resilience.

8 (c) The improvement of forest and other habitat health to reduce 9 the risk of fire, reduce fire intensity, and restore historic ecosystem 10 function while improving water supply and water quality.

11 (d) The creation of cost-effective efforts to complete community 12 and structure hardening projects that target entire neighborhoods 13 or communities.

14 80221. (a) Of the funds made available by Section 80220.5, line 15 five hundred million dollars (\$500,000,000) shall be available to line 16 the Office of Emergency Services, in coordination and conjunction line 17 with the Department of Forestry and Fire Protection, for a line 18 prehazard mitigation grant program. The grant program shall be line 19 allocated to assist local and state agencies to leverage additional line 20 funds, including matching grants from federal agencies. The grant line 21 program shall fund efforts that include providing loans, rebates, line 22 direct assistance, and matching funds that prevent wildfires and line 23 reduce the risk of wildfires to communities, increasing community line 24 hardening. Eligible projects include, but are not limited to, the line 25 following:

26 (1) Grants to local agencies, state agencies, joint powers 27 authorities, and tribes for projects that reduce wildfire risks to 28 people and property consistent with an approved community 29 wildfire protection plan.

30 (2) Grants to local agencies, state agencies, joint power 31 authorities, tribes, resource conservation districts, fire safe councils, 32 and nonprofit organizations for hardening of critical community 33 infrastructure, evacuation centers, hardening projects that reduce 34 the risk of wildfire for entire neighborhoods and communities, risk 35 reduction buffers, and incentives to remove structures that 36 significantly increase hazard risk.

37 (b) The Office of Emergency Services and the Department of 38 Forestry and Fire Protection shall prioritize prehazard mitigation 39 grant funding applications from local agencies based on the "Fire

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1 Risk Reduction Community” list, upon development of that list, 2 pursuant to Section 4290.1.

3 (c) The Office of Emergency Services and the Department of 4 Forestry and Fire Protection shall provide technical assistance to 5 disadvantaged communities, vulnerable populations, including 6 those with access and functional needs, at-risk infrastructure, 7 socially disadvantaged farmers or ranchers, and economically 8 distressed areas to ensure the grant program reduces the 9 vulnerability of those most in need.

10 80222. Of the funds made available by Section 80220.5, one line 11 billion twenty-five million dollars (\$1,025,000,000) shall be made line 12 available to the Natural Resources Agency and to its departments, line 13 boards, and conservancies for projects and grants to improve local line 14 fire prevention capacity, improve forest health and resiliency, and line 15 reduce the risk of wildfire spreading into populated areas from line 16 wildlands. Where appropriate, projects may include activities on line 17 lands owned by the United States. The funding made available by line 18 this section shall be allocated as follows:

19 (a) Three hundred million dollars (\$300,000,000) shall be made 20 available to the Regional Fire and Forest Capacity Program to 21 increase regional capacity to prioritize, develop, and implement 22 projects that improve forest health and fire resilience, facilitate 23 greenhouse gas emissions reductions, and increase carbon 24 sequestration in forests throughout California. The funding shall 25 be allocated based, to the extent feasible, on the findings of the 26 review of the regional capacity required by Section 4123.7.

27 (b) Three hundred million dollars (\$300,000,000) shall be made 28 available to the Department of Forestry and Fire Protection to 29 support various long-term forest health projects, including 30 reforestation; conservation easements; activities that promote 31 long-term carbon storage; and upper watershed, riparian, mountain 32 meadow, and inland wetland restoration. Projects shall reflect the 33 concurrence of the Department of Fish and Wildlife and the water 34 board, respectively, when a project may affect their statutory 35 jurisdiction and shall be consistent with Section 4799.05.

36 (c) Three hundred million dollars (\$300,000,000) shall be made 37 available to forests and other habitats, including, but not limited 38 to, redwoods, conifers, oak woodlands, chaparral, deserts, and 39 coastal forest watershed improvement projects that include the use 40 of prescribed fire and improve water supply or water quality.

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1 Projects shall include the restoration of natural ecosystem functions 2 in high fire hazard areas and provide multiple benefits including, 3 but not be limited to, habitat protection, science-based fuel 4 reduction, watershed protection, carbon sequestration, protection 5 of older fire-resistant trees, and improved forest health. The Natural 6 Resources Agency shall require a contribution of matching funds 7 or in-kind work, as determined appropriate, from beneficiaries of 8 the watershed, which may include, but not limited to, water 9 districts, public utilities, local agencies, or private users. As a 10 condition of funds granted pursuant to this section, the Natural 11 Resources Agency shall ensure long-term benefits for projects 12 funded pursuant to this subdivision, including an ongoing 13 commitment to future maintenance and a commitment to long-term 14 increases in carbon sequestration.

15 (d) Fifty million dollars (\$50,000,000) shall be made available 16 to the Department of Forestry and Fire Protection to provide 17 funding to fire safe councils, nongovernmental organizations with 18 demonstrated expertise, and resource conservation districts for the 19 purchase of large equipment necessary to conduct fuel reduction 20 and forest health projects. The department shall develop funding 21 guidelines to ensure the equipment purchased receives necessary 22 maintenance by the owner, is used appropriately by trained 23 operators, provides public benefits, and is made available for fuel 24 reduction and forest health projects in a cost-effective manner. 25 Eligible equipment may include equipment for biomass utilization 26 and shall have a durability suitable for capital expenditure.

27 (e) Seventy-five million dollars (\$75,000,000) shall be made 28 available to the Sierra Nevada Conservancy for purposes of 29 watershed improvement, forest health, biomass utilization, and 30 forest restoration workforce development. Seventy percent of the 31 funds made available by this subdivision shall be made available 32 to the Sierra Nevada Watershed Improvement Program created by 33 Section 33345.1.

34 80223. Of the funds made available by Section 80220.5, not line 35 less than fifty million dollars (\$50,000,000) shall be allocated to line 36 the air board, in consultation with the Natural Resources Agency line 37 and the Department of Forestry and Fire Protection, to incentivize line 38 new projects in California that provide long-term capital line 39 infrastructure to convert forest and other vegetation waste removed line 40 for wildfire mitigation to beneficial uses that maximize reductions

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4 80224. Of the funds made available by Section 80220.5, fifty line 5 million dollars (\$50,000,000) shall be available to the Department line 6 of Parks and Recreation to plan for and implement projects to line 7 reduce the risks of fire and for the fire hardening of infrastructure line 8 for units of the state park system.

9 80225. To the extent feasible, a project whose application line 10 includes the use of services of the California Conservation Corps line 11 or certified community conservation corps, as defined in Section line 12 14507.5, shall be given preference for receipt of a grant under this line 13 division.

14 15 Chapter 3. 16 from Sea Level Rise and Other Climate Risks Protecting Coastal Lands, Bays, and Oceans

17 18 80230. The sum of one billion one hundred million dollars line 19 (\$1,100,000,000) shall be available, upon appropriation by the line 20 Legislature, for the protection and restoration of coastal and ocean line 21 resources from sea level rise, ocean acidification, and other impacts line 22 of climate change. The goal of this chapter is to provide funding line 23 for projects that slow the impacts of sea level rise, especially in line 24 combination with storm surges, with nature-based solutions; line 25 increase the ability of the ocean and coastal systems to capture line 26 and store carbon dioxide; and support sustainable fisheries.

27 80231. (a) Eligible projects under this chapter include, but are line 28 not limited to, projects to protect, restore, and increase the line 29 resilience of coastal and ocean ecosystems, such as beaches, bluffs, line 30 grasslands, chaparral, shrublands, forests, waters, coastal line 31 watersheds, wetlands, natural resources, fisheries, estuarine habitat, line 32 kelp forests, seagrass and eelgrass habitat, and wildlife in coastal line 33 areas. Projects may address the protection and resilience of public line 34 recreation and public access facilities.

35 (b) The following criteria shall be used for projects under this 36 chapter:

37 (1) Projects shall leverage local, nonbond state, federal, or 38 private funding of at least 50 percent for infrastructure projects.

39 (2) Projects should prioritize natural infrastructure. For projects 40 with multiple benefits to water supply, water quality, wildlife, and

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1 biodiversity, a match of at least 25 percent from local, state, federal, 2 or private funding is required.

3 (3) Projects leveraging ongoing state funding for carbon 4 sequestration, transportation, general funds shall be given priority.

5 (4) Up to 10 percent of project costs may be used for project 6 planning.

7 (5) Projects are required to demonstrate ongoing monitoring 8 and scientific review. Up to 5 percent of project funds may be used 9 for this purpose.

10 80232. (a) Of the funds made available by Section 80230, the line 11 sum of six hundred million dollars (\$600,000,000) shall be line 12 available to the State Coastal Conservancy, the California Coastal line 13 Commission, and the San Francisco Bay Conservation and line 14 Development Commission.

15 (b) Of the funds made available by subdivision (a), three 16 hundred million dollars (\$300,000,000) shall be available to the 17 State Coastal Conservancy for projects to protect, restore, and 18 increase the resilience of beaches, bays, coastal dunes, wetlands, 19 coastal forests, and coastal watershed resources pursuant to 20 Division 21 (commencing with Section 31000), including land 21 acquisition, or conservation easements on, land in or adjacent to 22 the California coastal zone with open space, recreational, 23 biological, cultural, scenic, or agricultural values, or lands adjacent 24 to marine protected areas, including marine conservation areas, 25 whose preservation will contribute to the ecological quality of 26 those marine protected areas.

27 (c) Of the funds made available by subdivision (a), one hundred 28 fifty million dollars (\$150,000,000) shall be available to the State 29 Coastal Conservancy for competitive grants for demonstration and 30 pilot projects that use natural infrastructure to protect critical 31 infrastructure that is vulnerable to sea level rise and flooding.

32 (d) Of the funds made available by subdivision (a), one hundred 33 million dollars (\$100,000,000) shall be available to the State 34 Coastal Conservancy for grants to remove outdated or obsolete 35 dams and water infrastructure. Up to 25 percent of the funds made 36 available in this subdivision may be awarded for the public benefits 37 associated with updating outdated dams and water infrastructure.

38 (e) Of the funds made available by subdivision (a), the sum of 39 thirty million dollars (\$30,000,000) shall be available to the 40 California Coastal Commission for grants for local adaptation

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1 planning and updating local coastal programs and twenty million 2 dollars (\$20,000,000) shall be available to the San Francisco Bay 3 Conservation and Development Commission for coastal planning 4 and projects within its jurisdiction.

5 80233. (a) Of the funds made available by Section 80230, the line 6 sum of two hundred million dollars (\$200,000,000) shall be line 7 available to the Ocean Protection Council.

8 (b) Of the amount made available by subdivision (a), one 9 hundred million dollars (\$100,000,000) shall be available for 10 deposit into the California Ocean Protection Trust Fund for 11 competitive grants consistent with Section 35650. Priority shall 12 be given to projects that assist coastal communities, including 13 those reliant on commercial fisheries, with adaptation to climate 14 change, including projects that address ocean acidification, 15 increasing ocean temperatures, sea level rise, and habitat restoration 16 and protection.

17 (c) Of the funds made available by subdivision (a), fifty million 18 dollars (\$50,000,000) shall be available for projects that increase 19 the ability of the ocean and coastal ecosystems to capture, 20 sequester, and store carbon dioxide.

21 80234. Of the funds made available by Section 80230, two line 22 hundred fifty million dollars (\$250,000,000) shall be available to line 23 the Natural Resources Agency and its departments, boards, and line 24 conservancies or the Ocean Protection Council for competitive line 25 grants to restore or enhance coastal and ocean ecosystems. No less line 26 than 50 percent of the funds allocated by this subdivision shall be line 27 for competitive grants for projects that use nature-based solutions line 28 to address climate change impacts to California’s ocean and coastal line 29 ecosystems, including, but not limited to, wetlands, estuarine line 30 habitat, kelp forests, seagrass habitat, eelgrass beds, and the state’s line 31 system of marine protected areas. Grant programs may be line 32 administered by the State Coastal Conservancy, the Department line 33 of Fish and Wildlife, the water board, or the Ocean Protection line 34 Council. The administering agency shall coordinate with all line 35 relevant state agencies, and relevant local, regional, and state line 36 conservancies.

37 80235. Of the funds made available by Section 80230, fifty line 38 million dollars (\$50,000,000) shall be available to the Department line 39 of Parks and Recreation to plan for and implement projects to line 40 reduce the risks of sea level rise for units of the state park system.

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1 80236. Projects funded pursuant to this chapter shall be line 2 consistent with climate and sea
level rise policies and guidelines line 3 established by the California Coastal Commission, the Ocean
line 4 Protection Council, the San Francisco Bay Conservation and line 5 Development Commission,
and the State Coastal Conservancy, if line 6 applicable.

7 8 Chapter 4. 9 During Drought, Enhancing the State’s Flood Protection, 10
and Ensuring Safe Drinking Water Protecting California’s Water Supply

11 12 80240. The sum of one billion three hundred fifty-five million line 13 dollars
(\$1,355,000,000) shall be available, upon appropriation by line 14 the Legislature, for climate
resilience related to the delivery of line 15 water.

16 80241. Projects funded under this chapter shall ensure access line 17 to safe drinking water
and water supply in multiyear droughts, and line 18 provide for protection from flood risks,
especially risks that are line 19 magnified by sea level rise, storm surges, and increased intensity line
20 atmospheric rivers.

21 80242. (a) Before disbursing grants under this chapter, each line 22 state agency that receives
funding to administer a competitive grant line 23 program under this division shall develop and adopt
project line 24 solicitation and evaluation guidelines. The guidelines shall include line 25 monitoring
and reporting requirements and may include a limitation line 26 on the dollar amount of grants to be
awarded. If the state agency line 27 has previously developed and adopted project solicitation and
line 28 evaluation guidelines that comply with the requirements of this line 29 section, it may use
those guidelines.

30 (b) Guidelines adopted pursuant to subdivision (a) shall 31 encourage, where feasible, the
inclusion of the following project 32 components:

33 (1) Efficient use and conservation of water supplies.

34 (2) The capture of stormwater to reduce stormwater runoff, 35 reduce water pollution, or
recharge groundwater supplies, or a 36 combination thereof.

37 (3) Provision of safe and reliable drinking water supplies to 38 park and open-space
visitors, and state fairgrounds that serve as 39 emergency evacuation facilities.

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1 (4) Support to groundwater sustainability agencies for regional 2 ground water sustainability.

3 (5) Increased climate resilience for wildlife and fish species.

4 80243. (a) Nothing in this chapter determines or alters water line 5 rights or water right priorities.

6 (b) Funds provided by this chapter shall not be used to acquire 7 land via eminent domain.

8 80244. An eligible applicant under this chapter is a public line 9 agency, joint powers authority, nonprofit organization, public line 10 utility, tribe, or mutual water company. To be eligible for funding line 11 under this chapter, a project proposed by a public utility that is line 12 regulated by the Public Utilities Commission or a mutual water line 13 company shall have a clear and definite public purpose and shall line 14 benefit the customers of the water system and not the investors.

15 80245. Of the funds made available by Section 80240, three line 16 hundred ninety-five million dollars (\$395,000,000) shall be line 17 available to the Department of Water Resources in collaboration line 18 with the water board, upon appropriation by the Legislature, for line 19 competitive grants for projects that support sustainable groundwater line 20 management implementation. These funds are dedicated to line 21 supporting local groundwater sustainability agencies implementing line 22 projects and programs related to the groundwater sustainability line 23 plans for critically overdrafted basins. This includes projects with line 24 multiple benefits that encourage redundancy in the regional water line 25 system, groundwater recharge, including infrastructure projects, line 26 and interties. Funding allocated pursuant to this section shall line 27 support the regional approach identified in the Water Resilience line 28 Portfolio and shall be used for comprehensive regional projects line 29 that include water efficiency, water infrastructure, flood control, line 30 and groundwater recharge. Projects shall demonstrate multiple line 31 water resilience benefits.

32 80246. Of the funds made available by Section 80240, three line 33 hundred sixty million dollars (\$360,000,000) shall be available to line 34 the water board, upon appropriation by the Legislature, for line 35 competitive grants or loans for the purposes described in Chapter line 36 5 (commencing with Section 79720) of Division 26.7 of the Water line 37 Code to help provide clean, safe, and reliable drinking water to all line 38 Californians.

39 80247. Of the funds made available by Section 80240, four line 40 hundred million dollars (\$400,000,000) shall be available to the

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7 (a) Multiple benefit river and urban stream parkway projects 8 that protect and restore riparian habitats, improve climate resilience, 9 enhance natural drainages, protect and restore watersheds, and 10 provide urban access, including for statewide obligations involving 11 multistate agreements.

12 (b) At least 60 percent of the funds shall be available to the 13 Natural Resources Agency for capital outlay projects that provide 14 air quality and habitat benefits and that implement state obligations 15 in arid, desert areas of the state.

16 80248. (a) Of the funds made available by Section 80240, one line 17 hundred fifty million dollars (\$150,000,000) shall be available for line 18 flood management projects that are components of multiple benefit line 19 flood management system improvements that reduce risks to public line 20 safety and provide improvement to wildlife habitat. Eligible project line 21 types include, but are not limited to, levee setbacks, projects line 22 connecting rivers with flood plains, enhancement of flood plains line 23 and bypasses, offstream groundwater recharge, and land line 24 acquisitions and easements necessary for these project types. To line 25 the extent feasible, project selection shall be guided by approved line 26 local hazard mitigation plans and preference shall be given to line 27 natural infrastructure projects. Eligible projects include any of the line 28 following:

29 (1) Multiple benefit flood management projects that reduce the 30 impacts of climate change on inland or coastal infrastructure, 31 communities, or ecosystems, and provide ecosystem, wildlife, or 32 groundwater recharge benefits.

33 (2) Natural infrastructure projects to reduce flood intensity and 34 slow watershed runoff.

35 (3) Projects that capture, clean, or otherwise productively use 36 stormwater.

37 (4) Projects that provide matching grants for, or otherwise 38 leverage funding from, the Federal Emergency Management 39 Agency, the United States Army Corps of Engineers, or other 40 federal mitigation and resilience funding.

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1 (5) Projects that provide benefits to fish, waterfowl, wildlife, 2 and anadromous and other
native fish species along migratory 3 corridors.

4 (6) Projects that restore streams to a more natural state by 5 removing drainage
obstructions, culverts, and paved channels to 6 enable more stormwater to be absorbed and
gradually released by 7 soil and plants.

8 (b) Of the funds made available pursuant to this section, at least 9 fifty million dollars
(\$50,000,000) shall be allocated for multiple 10 benefit flood management projects in urban
coastal watersheds.

11 80249. Of the funds made available by Section 80240, fifty line 12 million dollars
(\$50,000,000) shall be available to the Central line 13 Valley Flood Protection Board for further
development of the State line 14 Plan of Flood Control, including the San Joaquin River and line 15
Sacramento Valley flood risk management plans. The Central line 16 Valley Flood Protection Board
shall ensure equitable distribution line 17 of funds.

18 80250. To the extent feasible, a project that includes water line 19 efficiencies, stormwater
capture for infiltration or reuse, or carbon line 20 sequestration features in the project design may be
given priority line 21 for grant funding under this chapter.

22 80251. Moneys allocated by this chapter shall not be used to line 23 fulfill any environmental
mitigation requirements imposed by law, line 24 including paying for the costs of the design,
construction, operation, line 25 mitigation, or maintenance of Delta conveyance facilities. Those line
26 costs shall be the responsibility of the water agencies that benefit line 27 from the design,
construction, mitigation, or maintenance of those line 28 facilities.

29 80252. To the extent feasible, a project whose application line 30 includes the use of services
of the California Conservation Corps line 31 or certified community conservation corps, as defined in
Section line 32 14507.5, and resource conservation districts, shall be given line 33 preference for
receipt of a grant under this chapter.

34 35 Chapter 5. 36 Working Lands, and Agriculture from Climate Risks Protecting
Fish, Wildlife, Natural Areas,

37 38 80260. The sum of one billion three hundred million dollars line 39 (\$1,300,000,000)
shall be available, upon appropriation by the

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3 (a) Restore natural lands to better maintain ecosystem benefits 4 as climate conditions change.

5 (b) Enhance fish and wildlife corridors and habitat linkages to 6 enhance the ability of wildlife to adapt to changing climate 7 conditions.

8 (c) Protect our farms, ranches, and working lands from changing 9 climate conditions.

10 80261. (a) Of the funds made available by Section 80260, four line 11 hundred million dollars (\$400,000,000) shall be available to the line 12 Wildlife Conservation Board for the protection of California's fish line 13 and wildlife resources in response to changing climate conditions, line 14 as well as for restoration and stewardship projects that restore or line 15 manage land or habitat to improve its resiliency to climate impacts line 16 and natural disasters. Eligible projects include, but are not limited line 17 to, the following:

18 (1) Salmon and other fishery preservation, enhancement, and 19 habitat restoration projects.

20 (2) Projects to protect and restore wetlands and other fish and 21 wildlife habitat, including, but not limited to, habitat used by 22 migratory birds.

23 (3) Projects for the protection and restoration of fish and wildlife 24 corridors and habitat linkages, the construction or repair of 25 corridors, and the removal or modification of barriers. Projects 26 may include planning, monitoring, and data collection necessary 27 to track movement of wildlife around and across transportation 28 facilities and to establish the best locations to construct wildlife 29 crossing features, including fish passage improvements.

30 (4) Land acquisition projects, including, but not limited to, those 31 that protect land from development or prevent the conversion of 32 rangeland, grazing land, or grassland to nonagricultural uses.

33 (5) Projects for conservation actions on private lands, including, 34 but not limited to, incentives, matching grants, and technical 35 assistance for private landowners to implement conservation 36 actions.

37 (6) Projects for the protection of threatened and endangered 38 species, including projects within natural community conservation 39 plans adopted pursuant to the Natural Community Conservation 40 Planning Act (Chapter 10 (commencing with Section 2800) of

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1 Division 3 of the Fish and Game Code) or habitat conservation 2 plans. Projects may include land acquisition through either 3 easement or fee title.

4 (7) Projects that include acquisition of water or water rights 5 from willing sellers, acquisition of land that includes water rights 6 or contractual rights to water, and other projects that provide water 7 for fish and wildlife or improve aquatic or riparian habitat 8 conditions.

9 (8) Projects for the development and implementation of regional 10 conservation investment strategies that include climate resilience 11 elements and are not otherwise funded by the state pursuant to 12 Section 800 of the Streets and Highways Code.

13 (9) Restoration activities to control or eradicate invasive plants 14 or insects that degrade wildlife corridors or habitat linkages, inhibit 15 the recovery of threatened or endangered species, or reduce the 16 climate resilience of a natural system and its species.

17 (10) Protection and restoration of redwood forests in order to 18 accelerate old growth characteristics, maximize carbon 19 sequestration, improve water quality, and build climate resilience.

20 (11) Protection and restoration of oak woodlands pursuant to 21 Section 1363 of the Fish and Game Code and grasslands pursuant 22 to Section 10330 of the Public Resources Code.

23 (b) Funding made available by subdivision (a) shall not be used 24 to offset mitigation obligations otherwise required, but may be 25 used as part of a funding partnership to enhance, expand, or 26 augment conservation efforts required by mitigation.

27 80262. Of the funds made available by Section 80260, one line 28 hundred million dollars (\$100,000,000) shall be available to the line 29 Wildlife Conservation Board for groundwater sustainability line 30 projects that provide wildlife habitat. Projects may support line 31 implementation of the Sustainable Groundwater Management Act line 32 (Part 2.74 (commencing with Section 10720) of Division 6 of the line 33 Water Code). Eligible projects include, but are not limited to, the line 34 following:

35 (a) Projects that create, protect, or restore permanent wildlife 36 habitat.

37 (b) Projects that permanently create, protect, or restore seasonal 38 wetland habitat that provides aquifer replenishment.

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1 (c) Projects that improve groundwater supply, including 2 groundwater recharge, improved baseflows in rivers and streams, 3 and groundwater supply improvement for fish and wildlife habitat.

4 (d) (1) Projects that convert land to lesser water use while 5 maintaining natural and working lands.

6 (2) Any groundwater recharge achieved under this section shall 7 remain in the basin to improve groundwater conditions. Payments 8 shall be linked to achievement and delivery of defined conservation 9 outcomes, the duration of those outcomes, and the commitment 10 of matching funds.

11 80263. Of the funds made available by Section 80260, one line 12 hundred million dollars (\$100,000,000) shall be available to the line 13 Department of Fish and Wildlife to improve the climate resilience line 14 of fish and wildlife habitat. Eligible projects include, but are not line 15 limited to, the following:

16 (a) Projects on lands managed by the Department of Fish and 17 Wildlife to reduce the risks of fire, flood, inundation, sea level 18 rise, and other risks associated with climate change and for the 19 protection and restoration of infrastructure and natural resources.

20 (b) Competitive grants for projects that enhance or restore inland 21 or diadromous native fish species habitat. Projects include, but are 22 not limited to, enhanced stream flows, improved fish passage, 23 reconnection of riverine and floodplain habitat, and other actions 24 to help fish adapt to climate change.

25 80264. To the extent feasible in implementing this chapter, a line 26 state agency receiving funding under this chapter shall seek to line 27 achieve wildlife conservation objectives through projects on public line 28 lands or voluntary projects on private lands. Projects on private line 29 lands shall be evaluated based on the durability of the benefits line 30 created by the investment. Funds may be used for payments for line 31 the protection or creation of measurable habitat improvements or line 32 other improvements to the condition of endangered or threatened line 33 species, including through the development and implementation line 34 of habitat credit exchanges.

35 80265. (a) Of the funds made available pursuant to Section line 36 80260, the sum of five hundred million dollars (\$500,000,000) line 37 shall be available to the Natural Resources Agency for line 38 conservancies specified in subdivision (b). The Natural Resources line 39 Agency shall allocate funds according to each conservancy's line 40 governing statutes and funds shall be for climate resilience and

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3 (b) The conservancy that are eligible for these funds include 4 Baldwin Hills Conservancy, State Coastal Conservancy, California 5 Tahoe Conservancy, Coachella Valley Mountains Conservancy, 6 Sacramento-San Joaquin Delta Conservancy, San Diego River 7 Conservancy, San Gabriel and Lower Los Angeles Rivers and 8 Mountains Conservancy, San Joaquin River Conservancy, Santa 9 Monica Mountains Conservancy, Sierra Nevada Conservancy, and 10 any subsequent conservancies approved by the Legislature, 11 including changes to those conservancies. The State Coastal 12 Conservancy’s allocation shall include projects for its San 13 Francisco Bay Area Conservancy Program and the Santa Ana 14 River Conservancy programs.

15 (c) The Natural Resources Agency, in consultation with the 16 Wildlife Conservation Board, shall allocate funds based on a review 17 of the strength of the information outlined in each conservancy’s 18 climate resiliency plan required pursuant to Section 80266. The 19 Natural Resources Agency shall allocate no less than ten million 20 dollars (\$10,000,000) of the funds made available pursuant to this 21 section to each conservancy.

22 (d) When allocating funds pursuant to this section, the Natural 23 Resources Agency shall give preference to all of the following:

24 (1) Projects that use natural infrastructure.

25 (2) Projects done jointly by more than one conservancy.

26 (3) Projects that maximize greenhouse gas reductions.

27 (4) Conservancies that provide technical assistance to 28 disadvantaged communities, vulnerable populations, including 29 those with access and functional needs, at-risk infrastructure, 30 socially disadvantaged farmers or ranchers, and economically 31 distressed areas.

32 (e) On or before March 1, 2021, the Natural Resources Agency 33 shall develop and provide guidelines for climate resiliency plans 34 to each conservancy.

35 (f) The Natural Resources Agency shall hold at least one public 36 workshop before allocating the funds made available pursuant to 37 this section and shall make information describing the final 38 allocation publicly available on its internet website.

39 80266. (a) On or before January 1, 2022, the Baldwin Hills line 40 Conservancy, State Coastal Conservancy, California Tahoe

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9 (1) Describe how the impacts of climate change relate to the 10 conservancy’s mission and how they will affect the lands within 11 its jurisdiction.

12 (2) Describe the conservancy’s past investment and work 13 addressing the impacts of climate change, reducing greenhouse 14 gas emissions, and improving climate resiliency.

15 (3) Outline a list of all projects or programs that the conservancy 16 would propose to fund with an allocation by the Natural Resources 17 Agency pursuant to Section 80265.

18 (4) Describe the potential benefits of each project or program 19 in increasing climate resilience and reducing the risks of climate 20 change impacts upon communities, fish and wildlife, and natural 21 resources.

22 (b) Each conservancy shall make the climate resiliency plan 23 available on its internet website and provide the climate resiliency 24 plan to the Natural Resources Agency.

25 80267. (a) For purposes of this section, “small- and line 26 medium-sized farms” means farms and ranches of 500 acres or line 27 less.

28 (b) Of the funds made available by Section 80260, two hundred 29 million dollars (\$200,000,000) shall be available, upon 30 appropriation by the Legislature, for purposes of protecting 31 California’s agricultural resources, open spaces, and lands from 32 climate resiliency. Projects pursuant to this chapter shall have 33 climate resiliency goals including:

34 (1) Improving soil health to allow for better water retention, 35 carbon sequestration, and reduced soil erosion to improve resiliency 36 from droughts and floods while improving water quality.

37 (2) Improve on-farm water efficiency to improve resiliency 38 from multiyear droughts.

39 (3) Improve the state’s ability to respond to risks from invasive 40 species.

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1 (c) Of the funds made available by subdivision (b), one hundred 2 fifty million dollars (\$150,000,000) shall be available to the 3 Department of Food and Agriculture for improvements in climate 4 resilience of agricultural lands and ecosystem health and allocated 5 to eligible projects as follows:

6 (1) (A) Fifty million dollars (\$50,000,000) for grants to promote 7 practices on farms and ranches that improve soil health, accelerate 8 atmospheric carbon removal or soil carbon sequestration, improve 9 water quality, enhance groundwater recharge and surface water 10 supplies, or improve fish or wildlife habitat.

11 (B) At least 35 percent of the funds allocated pursuant to this 12 paragraph shall be allocated to projects that provide direct and 13 meaningful benefits to farmers and ranchers in disadvantaged 14 communities.

15 (C) Priority shall be given to small- and medium-sized farms 16 and socially disadvantaged farmers and ranchers.

17 (2) (A) Forty million dollars (\$40,000,000) for grants to 18 promote on-farm water use efficiency with a focus on multiple 19 benefit projects that improve groundwater management, climate 20 resiliency, water quality, surface water use efficiency, drought and 21 flood tolerance, or water supply and water quality conditions for 22 fish and wildlife.

23 (B) At least 35 percent of the funds allocated pursuant to this 24 paragraph shall be allocated to projects that provide direct and 25 meaningful benefits to farmers and ranchers in disadvantaged 26 communities.

27 (C) Priority shall be given to small- and medium-sized farms 28 and socially disadvantaged farmers and ranchers.

29 (3) Forty million dollars (\$40,000,000) for projects that promote 30 the reduction of methane emissions from dairy and livestock 31 operations and improved water quality through alternative manure 32 management and handling, including, but not limited to, the 33 creation of composted manure products. Projects shall not include 34 the funding of anaerobic digesters.

35 (4) Twenty million dollars (\$20,000,000) to be deposited in the 36 Invasive Species Account established pursuant to Section 7706 of 37 the Food and Agricultural Code for purposes of funding invasive 38 species projects and activities recommended by the Invasive 39 Species Council of California. Priority shall be given to projects 40 that restore and protect ecosystem health.

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1 (d) Of the funds made available by subdivision (b), fifty million 2 dollars (\$50,000,000) shall be available to the Department of 3 Conservation for projects for the protection, restoration, and 4 enhancement of farmland and rangeland, including, but not limited 5 to, the acquisition of fee titles or easements, that improve climate 6 resilience, open-space soil health, atmospheric carbon removal, 7 soil carbon sequestration, erosion control, watershed restoration, 8 conservation projects, water quality, water retention, and provide 9 multiple benefits. In awarding funds for farmland and rangeland 10 projects pursuant to this section, the Department of Conservation 11 shall give preference to projects for small- and medium-sized farms 12 At least 35 percent of the funds allocated pursuant to this section 13 shall be allocated to projects that provide direct and meaningful 14 benefits to farmers and ranchers in severely disadvantaged 15 communities.

16 80268. Funds provided by this chapter shall not be expended line 17 to pay the costs of the design, construction, operation, mitigation, line 18 or maintenance of Delta conveyance facilities. Those costs shall line 19 be the responsibility of the water agencies that benefit from the line 20 design, construction, operation, mitigation, or maintenance of those line 21 facilities.

22 23 Chapter 6. 24 Resilience Strengthening California’s Regional Climate

25 26 80270. The sum of one billion six hundred million dollars line 27 (\$1,600,000,000) shall be made available, upon appropriation by line 28 the Legislature, for the purposes of strengthening California’s line 29 climate resilience based on projects tailored to its unique regions.

30 80271. (a) Of the funds made available by Section 80270, one line 31 billion three hundred million dollars (\$1,300,000,000) shall be line 32 available to the Strategic Growth Council for the reduction in the line 33 risk of climate impacts to communities, including, but not limited line 34 to, wildfire, sea level rise, and extreme heat events. The goal of line 35 these funds is to encourage the development and implementation line 36 of multiple-benefit, cross-sector projects that respond to the line 37 region’s greatest climate vulnerabilities.

38 (b) Funds made available by this section shall be available to 39 regional climate networks to implement the highest priority projects 40 identified in approved regional climate adaptation action plans.

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1 (c) Funds made available by this section shall be for public 2 benefits associated with
climate resiliency projects that reduce 3 climate vulnerabilities.

4 (d) Funds made available *available* by this section shall be 5 allocated to regional climate
networks, as follows:

6 (1) At least 60 percent of funds shall be available to regional 7 climate networks based on
the percentage of the state’s population 8 included in the jurisdiction of the network’s regional
climate 9 adaptation action plan, but not less than two million dollars 10 (\$2,000,000) per
network.

11 (2) The remaining funds may be provided to increase the size 12 of the awards under
paragraph (1) to the extent the approved 13 regional climate adaptation action plan does any of
the following:

14 (A) Protects vulnerable populations.

15 (B) Protects natural resources prioritized by the state.

16 (C) Enhances statewide climate adaptation strategies, as 17 identified by the most recent
update of the Safeguarding California 18 Plan developed by the Natural Resources Agency.

19 (D) Reduces or sequesters carbon emissions.

20 (E) Scales to maximize effectiveness of response.

21 (F) Includes information regarding the regional climate 22 network’s ability to secure
matching funds for projects identified 23 within the plan.

24 80272. Of the funds made available by Section 80270, two line 25 hundred million dollars
(\$200,000,000) shall be available to the line 26 Strategic Growth Council for a competitive grant
program to reduce line 27 the urban heat island effect. Priority shall be given to projects that line 28
provide multiple benefits, including rainwater capture, reduction line 29 of stormwater pollution, and
increased use of natural spaces for line 30 urban vegetation and forestry.

31 80273. Of the funds made available by Section 80270, one line 32 hundred million dollars
(\$100,000,000) shall be available, upon line 33 appropriation by the Legislature, to the Department
of Food and line 34 Agriculture for grants to fairgrounds operated by the network of line 35
California fairs for modifications or upgrades that do either or both line 36 of the following activities:

37 (a) Enhance the ability of those facilities to serve as multirole 38 community, staging,
and evacuation centers to provide community 39 resilience benefits during a disaster, state of
emergency, local 40 emergency, or public safety power shutoff event.

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1 (b) Deploy communications and broadband infrastructure at 2 those facilities to improve
their capability to serve as a multirole 3 community, staging, and evacuation centers and enhance
local 4 telecommunications service.

5 6 Chapter 7. Fiscal Provisions

7 8 80280. (a) Bonds in the total amount of six billion nine line 9 hundred eighty million
dollars (\$6,980,000,000), not including the line 10 amount of any refunding bonds issued in
accordance with Section line 11 80292, may be issued and sold to provide a fund to be used for line
12 carrying out the purposes expressed in this division and to line 13 reimburse the General
Obligation Bond Expense Revolving Fund line 14 pursuant to Section 16724.5 of the Government
Code. The bonds, line 15 when sold, issued, and delivered, shall be and constitute a valid line 16 and
binding obligation of the State of California, and the full faith line 17 and credit of the State of
California is hereby pledged for the line 18 punctual payment of both the principal of, and interest
on, the line 19 bonds as the principal and interest become due and payable.

20 (b) The Treasurer shall cause the issuance and sell the bonds 21 authorized by the
committee pursuant to this section. The bonds 22 shall be issued and sold upon the terms and
conditions specified 23 in a resolution to be adopted by the committee pursuant to Section
24 16731 of the Government Code.

25 80281. The bonds authorized by this division shall be prepared, line 26 executed, issued, sold,
paid, and redeemed as provided in the State line 27 General Obligation Bond Law (Chapter 4
(commencing with line 28 Section 16720) of Part 3 of Division 4 of Title 2 of the Government line
29 Code), as amended from time to time, and all of the provisions of line 30 that law, except
subdivisions (a) and (b) of Section 16727 of the line 31 Government Code, apply to the bonds and to
this division and are line 32 hereby incorporated in this division as though set forth in full in line 33
this division.

34 80282. (a) Solely for the purpose of authorizing the issuance line 35 and sale, pursuant to the
State General Obligation Bond Law line 36 (Chapter 4 (commencing with Section 16720) of Part 3
of Division line 37 4 of Title 2 of the Government Code), of the bonds authorized by line 38 this
division, the Economic Recovery, Wildfire Prevention, Safe line 39 Drinking Water, Drought
Preparation, and Flood Protection Bond line 40 Finance Committee is hereby created. For purposes
of this division,

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5 (b) The committee consists of the Director of Finance, the 6 Treasurer, the Controller, and the Secretary of the Natural 7 Resources Agency. Notwithstanding any other law, any member 8 may designate a representative to act as that member in that 9 member’s place for all purposes, as though the member were 10 personally present.

11 (c) The Treasurer shall serve as the chairperson of the 12 committee.

13 (d) A majority of the committee may act for the committee.

14 80283. The committee shall determine whether or not it is line 15 necessary or desirable to issue bonds authorized by this division line 16 in order to carry out the actions specified in this division and, if line 17 so, the amount of bonds to be issued and sold. Successive issues line 18 of bonds may be authorized and sold to carry out those actions line 19 progressively, and it is not necessary that all of the bonds line 20 authorized to be issued be sold at any one time.

21 80284. For purposes of the State General Obligation Bond Law line 22 (Chapter 4 (commencing with Section 16720) of Part 3 of Division line 23 4 of Title 2 of the Government Code), “board,” as defined in line 24 Section 16722 of the Government Code, means the Secretary of line 25 the Natural Resources Agency.

26 80285. There shall be collected each year and in the same line 27 manner and at the same time as other state revenue is collected, line 28 in addition to the ordinary revenues of the state, a sum in an amount line 29 required to pay the principal of, and interest on, the bonds each line 30 year. It is the duty of all officers charged by law with any duty line 31 regarding the collection of the revenue to do and perform each and line 32 every act that is necessary to collect that additional sum.

33 80286. Notwithstanding Section 13340 of the Government line 34 Code, there is hereby continuously appropriated from the General line 35 Fund in the State Treasury, for the purposes of this division, and line 36 without regard to fiscal years, an amount that will equal the total line 37 of the following:

38 (a) The sum annually necessary to pay the principal of, and 39 interest on, bonds issued and sold pursuant to this division, as the 40 principal and interest become due and payable.

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1 (b) The sum that is necessary to carry out Section 80289.

2 80287. The board may request the Pooled Money Investment line 3 Board to make a loan from
the Pooled Money Investment Account, line 4 including other authorized forms of interim financing
that include, line 5 but are not limited to, commercial paper, in accordance with line 6 Section 16312
of the Government Code, for the purpose of carrying line 7 out this division. The amount of the
request shall not exceed the line 8 amount of the unsold bonds that the committee has, by resolution,
line 9 authorized to be sold for the purpose of carrying out this division, line 10 excluding any
refunding bonds authorized pursuant to Section line 11 80292, less any amount loaned and not yet
repaid pursuant to this line 12 section and withdrawn from the General Fund pursuant to Section line
13 80289 and not yet returned to the General Fund. The board shall line 14 execute those documents
required by the Pooled Money Investment line 15 Board to obtain and repay the loan. Any amounts
loaned shall be line 16 deposited in the fund to be allocated in accordance with this line 17 division.

18 80288. Notwithstanding any other provision of this division, line 19 or of the State General
Obligation Bond Law (Chapter 4 line 20 (commencing with Section 16720) of Part 3 of Division 4 of
Title line 21 2 of the Government Code), if the Treasurer sells bonds pursuant line 22 to this chapter
that include a bond counsel opinion to the effect line 23 that the interest on the bonds is excluded
from gross income for line 24 federal tax purposes under designated conditions or is otherwise line
25 entitled to any federal tax advantage, the Treasurer may maintain line 26 separate accounts for the
bond proceeds invested and for the line 27 investment earnings on those proceeds and may use or
direct the line 28 use of those proceeds or earnings to pay any rebate, penalty, or line 29 other
payment required under federal law or take any other action line 30 with respect to the investment
and use of those bond proceeds, as line 31 may be required or desirable under federal law in order to
maintain line 32 the tax-exempt status of those bonds and to obtain any other line 33 advantage under
federal law on behalf of the funds of this state.

34 80289. For purposes of carrying out this division, the Director line 35 of Finance may
authorize the withdrawal from the General Fund line 36 of an amount or amounts not to exceed the
amount of the unsold line 37 bonds that have been authorized by the committee to be sold for line 38
the purpose of carrying out this division, excluding refunding line 39 bonds authorized pursuant to
Section 80292, less any amount line 40 loaned pursuant to Section 80287 and not yet repaid and any

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9 80290. All moneys deposited in the fund that are derived from line 10 premiums and accrued interest on bonds sold pursuant to this line 11 division shall be reserved in the fund and shall be available for line 12 transfer to the General Fund as a credit to expenditures for bond line 13 interest, except that amounts derived from premiums may be line 14 reserved and used to pay the cost of bond issuance before any line 15 transfer to the General Fund.

16 80291. Pursuant to the State General Obligation Bond Law line 17 (Chapter 4 (commencing with Section 16720) of Part 3 of Division line 18 4 of Title 2 of the Government Code), the cost of bond issuance line 19 shall be paid or reimbursed out of the bond proceeds, including line 20 premiums, if any. To the extent the cost of bond issuance is not line 21 paid from premiums received from the sale of bonds, these costs line 22 shall be allocated proportionally to each program funded through line 23 this division by the applicable bond sale.

24 80292. The bonds issued and sold pursuant to this division line 25 may be refunded in accordance with Article 6 (commencing with line 26 Section 16780) of Chapter 4 of Part 3 of Division 4 of Title 2 of line 27 the Government Code, which is a part of the State General line 28 Obligation Bond Law. Approval by the voters of the state for the line 29 issuance of the bonds under this division shall include approval line 30 of the issuance of any bonds issued to refund any bonds originally line 31 issued under this division or any previously issued refunding bonds. line 32 Any bond refunded with the proceeds of a refunding bond as line 33 authorized by this section may be legally defeased to the extent line 34 permitted by law in the manner and to the extent set forth in the line 35 resolution, as amended from time to time, authorizing that refunded line 36 bond.

37 80293. Notwithstanding Section 16727 of the Government line 38 Code, funds provided pursuant to this division may be used for line 39 grants and loans to nonprofit organizations to repay financing line 40 described in Section 22064 of the Financial Code related to projects

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3 80294. The proceeds from the sale of bonds authorized by this line 4 division are not “proceeds of taxes” as that term is used in Article line 5 XIII B of the California Constitution, and the disbursement of line 6 these proceeds is not subject to the limitations imposed by that line 7 article.

8 SEC. 3. Section 2 of this act shall take effect upon the approval line 9 by the voters of the Economic Recovery, Wildfire Prevention, Safe line 10 Drinking Water, Drought Preparation, and Flood Protection Bond line 11 Act of 2020, as set forth in Section 2 of this act.

12 SEC. 4. (a) (1) Notwithstanding Sections 9040, 9043, 9044, line 13 9061, and 9082 of the Elections Code, or any other law, Section line 14 2 of this act shall be submitted by the Secretary of State to the line 15 voters at the November 3, 2020, statewide general election.

16 (2) The requirement of Section 9040 of the Elections Code that line 17 a measure submitted to the people by the Legislature appear on line 18 the ballot of the November 3, 2020, statewide general election line 19 occurring at least 131 days after the adoption of the proposal by line 20 the Legislature shall not apply to Section 2 of this act.

21 (b) The Secretary of State shall include in the ballot pamphlets line 22 mailed pursuant to Section 9094 of the Elections Code the line 23 information specified in Section 9084 of the Elections Code line 24 regarding Section 2 of this act. If that inclusion is not possible, the line 25 Secretary of State shall publish a supplemental ballot pamphlet line 26 regarding Section 2 of this act to be mailed with the ballot line 27 pamphlet. If the supplemental ballot pamphlet cannot be mailed line 28 with the ballot pamphlet, the supplemental ballot pamphlet shall line 29 be mailed separately.

30 (c) Notwithstanding Section 9054 of the Elections Code or any line 31 other law, the translations of the ballot title and the condensed line 32 statement of the ballot title required pursuant to Section 9054 of line 33 the Elections Code for Section 2 of this act may be made available line 34 for public examination at a later date than the start of the public line 35 examination period for the ballot pamphlet.

36 (d) Notwithstanding Sections 13115 and 13117 of the Elections line 37 Code, Section 2 of this act and any other measure placed on the line 38 ballot by the Legislature for the November 3, 2020, statewide line 39 general election after the 131-day deadline set forth in Section line 40 9040 of the Elections Code shall be placed on the ballot, following

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1 all other ballot measures, in the order in which they qualified as 2 determined by chapter number.

3 SEC. 5. The provisions of this act are severable. If any line 4 provision of this act or its application is held invalid, that invalidity line 5 shall not affect other provisions or applications that can be given line 6 effect without the invalid provision or application.

This act is an urgency statute necessary for the line 8 immediate preservation of the public peace, health, or safety within line 9 the meaning of Article IV of the California Constitution and shall line 10 go into immediate effect. The facts constituting the necessity are:

In order to ensure that the Economic Recovery, Wildfire line 12 Prevention, Safe Drinking Water, Drought Preparation, and Flood line 13 Protection Bond Act of 2020 is placed on the ballot for the line 14 November 3, 2020, statewide general election and that revenues line 15 from the sale of bonds authorized under the Economic Recovery, line 16 Wildfire Prevention, Safe Drinking Water, Drought Preparation, line 17 and Flood Protection Bond Act of 2020, if approved by the voters, line 18 are available as soon as possible to fund programs for the line 19 economic recovery of the state, it is necessary for this act to take line 20 effect immediately.

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