



April 26, 2017

**TO:** LOCSD Board of Directors

**FROM:** Renee Osborne, General Manager

**SUBJECT: Agenda Item 11F – 5/4/2017 Board Meeting**  
Authorize Board President to Send Letter Supporting AB 457

**President**  
Marshall E. Ochylski

**Vice President**  
Jon-Erik G. Storm

**Directors**  
Charles L. Cesena  
Louis G. Tornatzky  
R. Michael Wright

**General Manager**  
Renee Osborne

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[www.lososocsd.org](http://www.lososocsd.org)

**DESCRIPTION**

This item is requesting that your Board authorize the Board President to send a letter in support of Assembly Bill No. 457, an act relating to water.

**STAFF RECOMMENDATION**

This item will be approved along with the Consent Calendar unless it is pulled by a Director for separate consideration. If so, Staff recommends that the Board adopt the following motion:

***Motion: I move that the Board authorize President Jon-Erik Storm to send a letter, on behalf of the District, in support of Assembly Bill No. 457.***

**DISCUSSION**

On April 8, Assemblyman Cunningham's office contacted us with a request for support of AB 457. As amended on March 30, 2017, this bill calls for a study of the potential uses of the Diablo Canyon desalination plant after the closure of the nuclear power generating facility. It calls for "consultation" with "impacted regional water districts." Because the Los Osos Community Services District (District) is one such District, having our voice included in that study would be good for District's interests.

Support for AB 457 or the study does not involve taking a position on desalination. If the bill passes and the study is conducted with our input, we can submit a detailed position at that time.

The request asked for letters earlier this month. However, at this time, the Assembly Committee has not completed its report so our support may still be considered by the Legislative Analyst.

A proposed letter of support and the bill as currently amended are included.

Attachments



May 4, 2017

Hon. Jordan Cunningham  
State Capitol Rm. 4102  
Sacramento, CA 95814

**President**

Jon-Erik G. Storm

**Vice President**

Vicki L. Milledge

**Directors**

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**RE: SUPPORT for AB 457 [As amended 3/30/2017]**

Dear Assemblyman Cunningham:

The purpose of this letter is to express the support of the Los Osos Community Services District for Assembly Bill 457 regarding a feasibility study for the desalination facility at Diablo Canyon. We are one such District and ask to be consulted in this process.

Thank you for your leadership on this issue.

Very truly yours,

Jon-Erik G. Storm, President  
LOCSB Board of Directors

**ASSEMBLY BILL**

**No. 457**

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**Introduced by Assembly Member Cunningham**

February 13, 2017

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An act relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 457, as amended, Cunningham. Saline water conversion: Diablo Canyon Nuclear Plant.

The Cobey-Porter Saline Water Conversion Law required, by July 1, 2004, the Department of Water Resources to report to the Legislature on potential opportunities for the use of seawater and brackish water desalination in California. Existing law required the report to evaluate the impediments to the use of desalination technology and to examine what role, if any, the state should play in furthering the use of desalination in California.

~~This bill would declare the intent of the Legislature to enact subsequent legislation that would require a study of the feasibility of repurposing for local use water produced by the water desalination facility at the Diablo Canyon Nuclear Plant in the County of San Luis Obispo.~~

*This bill would require the department, in consultation with specified entities, to conduct a study on the feasibility of repurposing the water desalination facility at the Diablo Canyon Nuclear Plant in the County of San Luis Obispo for purposes of desalinating water for local use.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

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

1     SECTION 1. (a) *The Department of Water Resources, in*  
2 *consultation with the Board of Supervisors of the County of San*  
3 *Luis Obispo and impacted regional water districts, shall conduct*  
4 *a study on the feasibility of repurposing the water desalination*  
5 *facility at the Diablo Canyon Nuclear Plant in the County of San*  
6 *Luis Obispo for the purpose of desalinating water for local use.*  
7 *The study shall determine, but is not limited to, all of the following:*  
8     (1) *The economic viability of repurposing the facility.*  
9     (2) *Potential water capacity and potential regional communities*  
10 *that would benefit from the repurposing of the facility.*  
11     (3) *Unique engineering challenges, if any.*  
12     (b) *In implementing this section, the department may contract*  
13 *with an independent third party to carry out the study on its behalf.*  
14     ~~SECTION 1. It is the intent of the Legislature to enact~~  
15 ~~subsequent legislation that would require a study of the feasibility~~  
16 ~~of repurposing for local use water produced by the water~~  
17 ~~desalination facility at the Diablo Canyon Nuclear Plant in the~~  
18 ~~County of San Luis Obispo.~~