

Rep. _____ offered the following amendment to Senate Bill No. 852 (S-5):

1. Amend page 5, line 27, by striking out all of section 32708A and inserting:

"SEC. 32708A. (1) WITHIN 24 MONTHS OF THE DATE OF THIS AMENDATORY ACT, EACH WATER USERS' SECTOR SHALL DESIGN AND ADOPT GUIDELINES FOR GENERALLY ACCEPTED WATER MANAGEMENT PRACTICES WITHIN THAT SECTOR. SUCH GUIDELINES SHALL BE ADOPTED BY AN ESTABLISHED STATEWIDE PROFESSIONAL OR TRADE ASSOCIATION REPRESENTING THAT SECTOR. THE DEPARTMENT SHALL REVIEW AND ACCEPT THOSE GUIDELINES IF THEY ESTABLISHED REASONABLY DETAILED CRITERIA FOR DETERMINING WHETHER WATER IS BEING USED IN AN EFFICIENT MANNER BY AN INDIVIDUAL FACILITY. IF A SECTOR DOES NOT PREPARE ACCEPTABLE GUIDELINES FOR GENERALLY ACCEPTED WATER MANAGEMENT PRACTICES, THE DEPARTMENT SHALL ESTABLISH, BY RULE OR GUIDELINE, GENERALLY ACCEPTED MANAGEMENT PRACTICES FOR THAT SECTOR. THE PROFESSIONAL ORGANIZATION, THE TRADE ASSOCIATION, OR THE DEPARTMENT SHALL REVIEW THESE GUIDELINES AT LEAST EVERY 5 YEARS TO DETERMINE WHETHER THE RULES SHOULD BE UPDATED.

(2) EVERY REGISTERED USER UNDER SECTION 32705 SHALL CERTIFY THAT THE REGISTRANT IS UTILIZING GENERALLY ACCEPTED WATER MANAGEMENT PRACTICES FOR ITS SECTOR AS PROVIDED BY RULE OR GUIDELINE AUTHORIZED BY THE DEPARTMENT.

(3) COMPLIANCE WITH GENERALLY ACCEPTED WATER MANAGEMENT PRACTICES DOES NOT AUTHORIZE A WATER WITHDRAWAL THAT IS OTHERWISE PROHIBITED BY LAW.

(4) "GENERALLY ACCEPTED WATER MANAGEMENT PRACTICES" MEANS STANDARDS OR GUIDELINES FOR WATER USE THAT INSURE WATER IS USED EFFICIENTLY. SUCH STANDARDS SHOULD INCLUDE BOTH BENEFICIAL REDUCTION IN WATER LOSS AND IN WASTE AND IMPROVEMENT IN WATER EFFICIENCY MEASURES. "

