

**WATER CODE - WAT**  
**DIVISION 6. CONSERVATION, DEVELOPMENT, AND UTILIZATION OF STATE WATER RESOURCES**  
**[10000 - 12999]**

*( Heading of Division 6 amended by Stats. 1957, Ch. 1932. )*

**PART 6. WATER DEVELOPMENT PROJECTS [12570 - 12949.6]**

*( Part 6 added by Stats. 1953, Ch. 196. )*

**CHAPTER 7. California Water Fund [12900 - 12915]**

*( Chapter 7 added by Stats. 1959, Ch. 140. )*

**ARTICLE 1. General Provisions [12900 - 12901]**

*( Article 1 added by Stats. 1959, Ch. 140. )*

**12900.**

This chapter shall be known and may be cited as the California Water Fund Law of 1959.

*(Added by Stats. 1959, Ch. 140.)*

**12901.**

As used in this chapter:

(a) "Project" means any project constructed by a public agency, as defined by Section 12880, by the State, or by the State in co-operation with the Federal Government, for the development, utilization, and distribution of the water resources of the State, including all necessary or convenient property, works, and facilities.

(b) "Fund" means the California Water Fund.

*(Amended by Stats. 1959, Ch. 2104.)*

**ARTICLE 2. The California Water Fund [12910 - 12915]**

*( Article 2 added by Stats. 1959, Ch. 140. )*

**12910.**

The California Water Fund is created as a special fund in the State Treasury, the moneys, securities, and increment of which shall be held by the State Treasurer and shall be expended upon projects when appropriated by the Legislature.

*(Added by Stats. 1959, Ch. 140.)*

#### 12911.

The Investment Fund in the State Treasury is hereby abolished. Upon the effective date of this chapter, the Controller shall transfer all resources of the Investment Fund to the California Water Fund. All references in any law to the Investment Fund shall hereafter be deemed to refer to the California Water Fund.

*(Added by Stats. 1959, Ch. 140.)*

#### 12912.

There shall be deposited in the California Water Fund:

- (a) All resources of the Investment Fund.
- (b) All receipts and revenues of any type and nature derived from any project constructed, operated, or maintained in whole or in part from the fund, except such receipts and revenues which are necessary to pay the costs of operation, maintenance, replacement, and debt service in connection with the project, and all receipts and revenues of any type or nature derived by the state from joint-use projects between the state and the federal government, except such receipts and revenues which are necessary to pay the costs of operation, maintenance, replacement and debt service, in connection with any such project.
- (c) Such moneys in other funds which the Legislature may hereafter direct the Controller to transfer to the fund, and any money required to be deposited in the California Water Fund pursuant to the provisions of subdivision (b) of Section 6217 of the Public Resources Code.
- (d) All revenues received by the state pursuant to the provisions of Chapter 29, Statutes of 1956, First Extraordinary Session.
- (e) All money from any state bond issue authorized and sold for the purposes of this chapter.
- (f) All other funds made available solely for the purposes of this chapter by gift or any other means.
- (g) All income derived from the investment of moneys that are in the fund.

*(Amended by Stats. 1975, Ch. 678.)*

#### 12912.5.

Of the amounts deposited in the California Water Fund pursuant to subdivision (b) of Section 6217 of the Public Resources Code, five million dollars (\$5,000,000) shall be deposited annually in a special account in the California Water Fund for appropriation by the Legislature to the Department of Water Resources for purposes of mitigation of adverse effects to water quality, fisheries, or wildlife in (1) the Sacramento-San Joaquin Delta, Suisun Marsh, and San Francisco Bay caused by historic upstream depletions and diversions, as nonreimbursable costs under Section 11912 and for other nonreimbursable costs, and (2) the Salton Sea and its tributaries.

*(Added by Stats. 1988, Ch. 28, Sec. 4. Effective March 14, 1988.)*

### 12913.

The Director of Finance shall cause all moneys in the fund which are in excess of current requirements to be invested and reinvested from time to time in securities described in Section 16430 of the Government Code, and such securities may be sold or exchanged if in his opinion such sale or exchange is in the best interests of the State in effectuating the purposes of this chapter. All income derived from such investment, reinvestment, sale, or exchange shall be credited to the fund.

*(Added by Stats. 1959, Ch. 140.)*

### 12914.

All of the assets in the fund shall be retained in the State Treasury in the fund and shall not be expended except upon appropriations made by the Legislature.

*(Added by Stats. 1959, Ch. 140.)*

### 12915.

To the extent the provisions of this chapter are inconsistent or in conflict with any of those provisions of Part 3 (commencing at Section 11100) of Division 6, the provisions of this chapter shall prevail.

*(Added by Stats. 1959, Ch. 140.)*