

DEPARTMENT OF WATER RESOURCES

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(916) 653-5791



February 1, 2012

Ms. Nancy Patton
Acting Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, California 95814

Re: Test Claim No. 10-TC-12 "Water Conservation Act of 2009"

Dear Ms. Patton:

This letter confirms our email communication from January 25, 2011, in which you agreed to grant another 60-day extension of time to the Department of Water Resources (DWR) to provide comments to the referenced claim. You had previously granted DWR's request for a 60-day extension, which will expire on February 7, 2012. This new request would extend DWR's response time to April 9, 2012 by my calculation. DWR and the Department of Finance will submit comments to the Commission on or before April, 9 2012.

As I stated in my email, DWR's request is primarily based on workload and competing priorities. The two departments recently met and determined that the scope, breadth and complexity of the response will be much greater than we had initially anticipated. Coordinating a proper and comprehensible response will simply take more time. The regulation itself applies to over 500 urban and agricultural water suppliers state-wide. Also, the regulation at issue is controversial requiring an additional level of sensitivity in crafting an appropriate response.

Pursuant to section 1181.2, subdivision (c)(1)(E) of the California Code of Regulations, "documents e-filed with the Commission need not be otherwise served on persons that have provided an e-mail address for the mailing list."

If you have any questions regarding this letter, please contact me at (916) 651-0874 or skenner@water.ca.gov.

Best,

A handwritten signature in blue ink, appearing to read "Spencer Kenner".

Spencer Kenner
Assistant Chief Counsel