

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2026-0002**

**ADOPTING EMERGENCY REGULATIONS TO ADMINISTER THE BUDGET ACT OF
2025 APPROPRIATION OF PROPOSITION 4 WATER RECYCLING FUNDING**

WHEREAS:

1. In November 2024, Proposition 4 was approved by voters and made available, upon appropriation by the Legislature, approximately \$386 million for grants which fund projects related to water reuse and recycling.
2. In Senate Bill 105 (2025-26 Reg. Sess.), the Legislature added to the Budget Act of 2025 an appropriation of \$150 million to the State Water Resources Control Board (State Water Board) for grants related to water recycling.
3. Any rules or guidelines governing the administration of these funds are regulations which must be adopted in accordance with the requirements of the Administrative Procedure Act (APA), as there is no provision exempting such rules or guidelines from the APA.
4. Section 90135(e) of the Public Resources Code permits the rules and guidelines which govern Proposition 4 funds to be adopted as emergency regulations, as a way of complying with the APA.
5. These proposed emergency regulations will be used to administer Budget Act of 2025 appropriation of Proposition 4 water recycling funds.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Adopts the proposed emergency regulations governing the administration of the \$150 million of Proposition 4 funds appropriated by the Budget Act of 2025 for water recycling funding.
2. Authorizes the Deputy Director of Division of Financial Assistance (DFA) or designee to properly perform the duties imposed upon the Board by these emergency regulations, including but not limited to the power to enter into grant financing agreements on behalf of the State Water Board.

3. Authorizes the Deputy Director of DFA or designee to transmit these emergency regulations to the Office of Administrative Law (OAL) for approval and filing with the Secretary of State, and to execute and deliver any documents that may be necessary or advisable in order to effectuate the purposes of this Resolution.
4. Authorizes the Deputy Director of DFA or designee to make non-substantive revisions to the emergency regulations or supporting documentation, if the State Water Board or its staff, or OAL, determine that non-substantive revisions are needed.

CERTIFICATION

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on January 21, 2026.

AYE: Chair E. Joaquin Esquivel
Vice Chair Dorene D'Adamo
Board Member Sean Maguire
Board Member Laurel Firestone
Board Member Nichole Morgan

NAY: None

ABSENT: None

ABSTAIN: None



Courtney Tyler
Clerk to the Board