

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

Regulatory Action:

Title 23, California Code of Regulations

Adopt sections: 3939.59

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11353

OAL Matter Number: 2023-0216-02

OAL Matter Type: Regular (S)

This action amends the Water Quality Control Plan for the Los Angeles Region (Basin Plan). On March 10, 2022, the Los Angeles Regional Water Quality Control Board adopted Resolution No. R22-001 to amend Chapter 2 of the Basin Plan. The State Water Resources Control Board approved the amendments under Resolution No. 2022-0043 on October 18, 2022.

OAL approves this regulatory action pursuant to section 11353 of the Government Code.

Date: April 3, 2023



Ashita Mohandas
Attorney

For: Kenneth J. Pogue
Director

Original: Eileen Sobeck, Executive
Director

Copy: Stefani Daryanto

NOTICE PUBLICATION REGULATIONS SUBMISSION

STD. 400 (REV. 10/2019)

11353 REGULAR

For use by Secretary of State only

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

APR 03 2023
Received at 1:43pm

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2023-0216-025	EMERGENCY NUMBER S
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY State Water Resources Control Board			AGENCY FILE NUMBER (if any) 2022-0043

OFFICE OF ADMIN. LAW
2023 FEB 16 PM 1:59

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Amendment to Los Angeles Basin Plan for TBU	TITLE(S) 23	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Addition of TBU definitions	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) TITLE(S) 23	ADOPT 3939.59 AMEND Section 3930 (History Note) REPEAL
3. TYPE OF FILING	
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> File & Print <input type="checkbox"/> Print Only <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b)) <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1) <input checked="" type="checkbox"/> Other (Specify) <u>Gov. Code section 11353</u>	
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)	
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) <input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> §100 Changes Without Regulatory Effect <input checked="" type="checkbox"/> Effective other (Specify) <u>Upon Approval (Gov Code 11353)</u>	
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY <input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal <input type="checkbox"/> Other (Specify)	
7. CONTACT PERSON Stefani Daryanto	TELEPHONE NUMBER (213) 576-6763
FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Stefani.Daryanto@waterboards.c

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE
LB Nye
DATE
January 18, 2023
TYPED NAME AND TITLE OF SIGNATORY
LB Nye, Regional Programs Manager - Los Angeles Water Board

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ENDORSED APPROVED
APR 03 2023
Office of Administrative Law

Concise Summary

TITLE 23. Waters

Division 4. Regional Water Control Boards

Chapter 1. Water Quality Control Plans, Policies, and Guidelines

Article 4. Los Angeles Region

ADOPT:

Section 3939.59. Tribal and Subsistence Beneficial Use Definitions to the Water Quality Control Plan for the Los Angeles Region.

On March 10, 2022, the Regional Water Quality Control Board, Los Angeles Region (Los Angeles Water Board) adopted Resolution No. R22-001 amending the Water Quality Control Plan for the Los Angeles Region (Basin Plan). The State Water Resources Control Board approved the amendment under Resolution No. 2022-0043 on October 18, 2022.

Resolution No. R22-001 adds definitions for three new beneficial uses to the Basin Plan. The beneficial uses added to the Basin Plan are Tribal Traditional Culture (CUL), Tribal Subsistence Fishing (T-SUB), and Subsistence Fishing (SUB). The Basin Plan amendment does not designate any water bodies with these beneficial uses.