

## Memorandum

To: Advisory Committee  
Lower American River Conservancy Program

Date: July 18, 2018

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Subject: **Proposition 68 Provisions Regarding Disadvantaged Communities**

Proposition 68 added Division 45 (commencing with Section 80008) to the Public Resources Code providing the following:

80008. (a) (1) Except as provided in paragraph (2), at least 20 percent of the funds available pursuant to each chapter of this division shall be allocated for projects serving severely disadvantaged communities.

*Please note: paragraph (2) applies to Chapter 9 and Chapter 10 of Division 45, and does not apply to the Lower American River Conservancy Program chapter, Chapter 7.*

Chapter 7 California River Recreation, Creek and Waterway Improvement Program (commencing with subdivision 80100) makes available \$162,000,000 to eleven different river-related programs, of which \$10,000,000 is designated for the Lower American River Conservancy Program.

The requirement that at least 20 percent of the funds in each chapter be allocated to projects "serving severely disadvantaged communities" applies to how the entire \$162 million is eventually allocated. In other words, at least \$32.4 million of the Chapter 7 funding must be allocated for projects serving severely disadvantaged communities. Proposition 68 does not provide any guidance as to how that 20 percent requirement is allocated among the eleven different programs specified in Chapter 7. The allocation for the LARC Program could be equal to, higher, or lower than the 20 percent requirement. As of the date of this Memorandum there has been no guidance from the Natural Resources Agency or the Department of Finance on how this requirement will be met given the eleven programs that will receive Chapter 7 funding. For the 2018 grant cycle that is anticipated for release in September, WCB will administer Proposition 68 funds according to the 20 percent requirement. As WCB receives guidance on how this requirement will be administered across the eleven different river-related programs, WCB will update future Proposal Solicitation Notices to be consistent with the guidance provided.

As used in Division 45, the following terms have the following meanings:

"Disadvantaged community" means a community with a median household income less than 80 percent of the statewide average.

“Severely disadvantaged community” means a community with a median household income less than 60 percent of the statewide average.

The Department of Water Resources published the Disadvantaged Communities Mapping Tool (<https://gis.water.ca.gov/app/dacs/>) to assist the State with administering Proposition 1 and Proposition 84. The tool uses the same definitions for “disadvantaged community” and “severely disadvantaged community” as provided in Division 45, and therefore, may be used when determining the status of communities near a project area that is being considered for funding under Proposition 68.