

HAULING WATER?

Notice: Unauthorized drafting, or hauling water, is subject to prosecution and fines by the State Water Board and the Department of Fish & Wildlife. If hauling potable water, you must also be licensed by the Department of Public Health.

Laws covering water hauling:

California Health and Safety Code requires water haulers to get a Water Hauler's License from the Department of Public Health, Food and Drug Branch (FDB). The Water Hauler's License is required to haul more than 250 gallons by any means of transportation for drinking, culinary, or other purposes involving a likelihood of the water being ingested by humans.

Get a Water Hauler's License application (CDPH 8605) by telephoning the FDB program desk at: (916) 324-2170 or by downloading the form at:

<http://www.cdph.ca.gov/pubsforms/forms/CtrlForms/cdph8605.pdf>

Consequences:

- Substantial diversion or obstruction of natural flow, or alteration of a stream bed, bank or channel is a misdemeanor subject to one year in jail and a \$2,000 fine. Violations in connection with the production or cultivation of a controlled substance are subject to a civil penalty of up to \$10,000 for each violation.
- The diversion, or use of surface water, without a valid Water Right, is a trespass. You face fines of up to \$500 a day. During a drought year, you face up to \$1,000 a day, and \$2,500 per acre-foot of water diverted.
- Water diverters must file a Statement of Water Diversion and Use with the State Water Board, or face a civil liability of \$1,000 for failure to file a statement and \$500 a day for each day the violation continues after receiving notice.
- During a drought, you face a civil liability of \$500 a day for violating a term or condition of a permit, license, certificate or registration under a regulation adopted by the State Water Board.

Additional licensing information:

Once licensed, periodic on-site inspections are conducted to assess compliance with state and federal laws and regulations. Inspections include a review of required water testing, equipment maintenance, sanitation, and record-keeping.

Water quality testing must be conducted by a laboratory certified by the California Environmental Laboratory Accreditation Program (ELAP), or the United States Environmental Protection Agency (US EPA).

State Water Board, Division of Drinking Water/ELAP:

http://www.waterboards.ca.gov/drinking_water/certlic/labs/index.shtml

Questions?

Ms. Erin Mustain, P.E.
Cannabis Cultivation Regulatory & Enforcement Unit
Erin.Mustain@waterboards.ca.gov
(916) 445-9379

Mr. Taro Murano
Water Rights Enforcement
Taro.Murano@waterboards.ca.gov
(916) 341-5399
www.waterboards.ca.gov/waterrights

Ms. Donna Cobb – Interior
(Lassen, Modoc, Shasta, Siskiyou, Tehama, and eastern Trinity counties)
Donna.Cobb@wildlife.ca.gov
(530) 225-2314

Mr. Gordon Leppig – Coastal
(Del Norte, Humboldt, Mendocino, and western Trinity counties)
Gordon.Leppig@wildlife.ca.gov
(707) 441-2062
<https://www.wildlife.ca.gov/Conservation/LSA>

