



RURAL COUNTY REPRESENTATIVES
OF CALIFORNIA

April 27, 2023

The Honorable Anthony Portantino
Chair, Senate Appropriations Committee
California State Capitol, Room 412
Sacramento, CA 95814

**RE: Senate Bill 753 (Caballero) – SUPPORT
As Amended March 20, 2023**

Dear Senator Portantino:

On behalf of the Rural County Representatives of California (RCRC), we support Senate Bill 753 (Caballero). This measure clarifies existing state law to explicitly penalize illegal cannabis growers who pollute groundwater and illegally “take” water. RCRC is an association of forty rural California counties and the RCRC Board of Directors is comprised of elected supervisors from each of those member counties.

Illegal cannabis farms are a serious, growing threat throughout California. Illicit cannabis cultivators frequently engage in human trafficking, water theft, and environmental pollution as part of their operations. Because some sites go undetected for years, the potential environmental damage could last for generations. The widespread use of dangerous and unregistered pesticides at illegal cannabis farms can be lethal to both humans and wildlife, posing immediate and long-term risks to those working in and near these sites and can pollute community drinking water sources. In addition, many of the communities plagued with illicit cannabis cultivation continually face drought emergencies, reinforcing the need to protect this finite resource.

California state law penalties are not strong enough to deter criminals from engaging in widespread illegal cannabis farming, nor does it recognize the danger illegal grows pose to water supply and groundwater pollution. CalMatters¹ recently reported that these actions have resulted in completely disrupting or jeopardizing water sources for many areas throughout the state. Additional tools are needed to protect the public’s health and safety as well as further discourage illicit cannabis operators while strengthening the market for those who operate legally.

¹ <https://calmatters.org/environment/2021/07/illegal-marijuana-growers-steal-california-water/>

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SB 753 amends Section 11358 of the Health and Safety Code to include groundwater as a public resource, and establish that the theft of groundwater, unauthorized tapping into a water conveyance or storage infrastructure, or digging an unpermitted illegal well, may also be punished by imprisonment. Stronger penalties are an important step to deter illicit cannabis activities and the harmful effect it is having on our limited water resources.

For these reasons, RCRC, respectfully requests your “Aye” vote when this bill is heard before your committee. If you have any questions, please do not hesitate to contact me at (916) 447-4806 or sdukett@rcrcnet.org.

Sincerely,



SARAH DUKETT
Policy Advocate

cc: The Honorable Anna Caballero, Member of the California State Senate
Members of the Senate Appropriations Committee
Ashley Ames, Senate Appropriations Committee
Kirk Feely, Consultant, Senate Republican Caucus