

JOB DESCRIPTION AND POSITION CLASSIFICATION

CLASSIFICATION ATTORNEY V		DWR POSITION NUMBER 0136-5781-091	SAP POSITION NUMBER 50104558	MCR 1
APPOINTEE VACANT		SAP PERSONNEL NO. N/A	DIVISION/SECTION Executive/Office of the General Counsel	
COLLECTIVE BARGAINING IDENTIFIER				
<input type="checkbox"/> Management Related BU:	<input type="checkbox"/> Supervisory Related BU:	<input type="checkbox"/> Confidential Related BU:	<input checked="" type="checkbox"/> Rank and File BU: R02	
RESPONSIBILITIES EXERCISED <input type="checkbox"/> Supervisory <input checked="" type="checkbox"/> Lead Person		IMMEDIATE SUPERVISOR (Print) Katharine Killeen	SUPERVISOR'S CLASSIFICATION Attorney, Assistant Chief Counsel	
APPROVED BY (Personnel Analyst's Name) Nicholas Miskovich			DATE 2/12/2026	
<i>Percent of Time</i>	<i>Activity</i>			
	<p>POSITION SUMMARY</p> <p>Under the general direction of the Assistant General Counsel and consistent with good customer service practices, the incumbent provides timely responses to internal clients/external customers, follows through on commitments, solicits and considers the Office of the General Counsel (OGC) and Department of Water Resources (DWR) management teams' input when completing work assignments related to the Statewide Energy Office's implementation of the Eligible Energy Resource Central Procurement Program (CPE), enacted by Assembly Bill 1373, Stats 2023, c. 307 (AB 1373) and actions to meet electricity reliability needs of California as it transitions to clean energy reliability systems.</p> <p>Attorney Vs are the most experienced, skilled, and qualified staff attorneys in OGC, performing the most difficult and complex legal work, and providing support for the most complex litigation requiring the highest level of expertise. Working with the highest degree of independence and initiative, incumbents at this level are involved in the most difficult and complex legal work, litigation support, and agency decision-making in areas that include innovative theories of law. Attorney Vs provide exclusive expertise in an area of law/regulation overseen by or involving DWR.</p> <p>ESSENTIAL FUNCTIONS</p> <p>The Attorney V serves as a lead attorney and the top subject matter expert in one or more of the most highly complex, difficult, and sensitive areas of law overseen by or involving DWR. The Attorney V provides specialized legal advice and services related to the most difficult and politically sensitive matters, exercises broad discretion and independence on complex legal issues, works cooperatively with various state, federal, and local agencies, works closely with the Office of the Attorney General and other attorneys providing information, guidance, and consultation as required. As a lead senior attorney, the Attorney V provides leadership to others, fosters the confidence and respect of others, works effectively under pressure, and maintains consistent, regular, and predictable attendance. The specific essential functions for this position, include but are not limited to, the following:</p>			
SUPERVISOR'S STATEMENT: I HAVE DISCUSSED THE DUTIES OF THE POSITION WITH THE EMPLOYEE.				
SUPERVISOR'S NAME (Print) Katharine Killeen		SUPERVISOR'S SIGNATURE ➤		DATE
EMPLOYEE'S STATEMENT: I HAVE DISCUSSED WITH MY SUPERVISOR THE DUTIES OF THE POSITION AND HAVE RECEIVED A COPY OF THE DUTY STATEMENT.				
EMPLOYEE'S NAME (Print) VACANT		EMPLOYEE'S SIGNATURE ➤		DATE

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<i>Percent of Time</i>	<i>Activity</i>		
35%	<p>Serve as the lead project attorney in the most complex and difficult matters of transactional law, inter-agency communications and agreements, contractual negotiations, regulatory monitoring or compliance, administrative proceedings, and litigation requiring strategic decision-making, reliance on innovative legal theories, and specialization with respect to CPE (These include related proceedings in federal, state, or local venues and complex issues, involving many potential litigants and interests. These proceedings require consideration of state and federal constitutional, statutory, and common law, and require development and analysis of innovative legal theories.) Exercise initiative and the highest degree of independence and the highest level of expertise in the legal foundations and requirements underlying emerging or transformative clean energy technologies such as geothermal, offshore wind, or long-duration energy resources. Consider interrelationships among numerous parties, stakeholders, interests, and the public.</p>		
35%	<p>Serve as point of contact and expert in an area of CPE. Work with specialized DWR counsel, Deputy Attorneys General, and high-level counsel at other state and federal agencies and lead subject matter teams. Develop and coordinate legal advice within areas of specialization, innovation, and complexity including assessing and guiding compliance with wide-ranging federal and state legal requirements and how to apply them to CPE. Advise decision makers on rule-making, permitting, and licensing pathways and proceedings. Assess legal duty implications for environmental, social, and economic costs and benefits. Participate as needed in federal and other proceedings. Coordinate and assist in the preparation of joint reports by multiple agencies. Monitor compliance with legal agreements and consider the legal claims and arguments of diverse interests, including those of state, federal, and other public agencies.</p>		
10%	<p>Assist and direct the Attorney General's Office and outside counsel in the most difficult, complex, and controversial CPE-related litigation, including defending against challenges to CPE contracts, CPE funding, or any aspect of DWR's role in implementing CPE, which includes preparation or review of pleadings, briefs, and declarations, and participating in court hearings in state and federal court. Participate in formulating DWR policy and litigation strategy in these and other cases. Represent DWR before adjudicative bodies in cases in which the Attorney General has a conflict of interest. Appear or attend in person, by teleconference, or video conference, as necessary to represent or provide legal support for DWR in litigation or administrative proceedings and meetings before Boards, Commissions, and Councils. Preparation and review for such appearances and attendance, and the appearance and attendance itself may require travel and overnight stays.</p>		
10%	<p>Provide legal advice and counsel directly to DWR management, CNRA management, and OGC staff. Mentor junior legal staff, project managers, and program managers on the most complex CPE issues and in the areas identified above. Communicate with the legislature, gubernatorial appointees, constitutional officers or their designees, and the general public as required. Providing legal advice and counsel, mentoring, and communication as described above may require travel and overnight stays.</p>		

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<i>Percent of Time</i>	<i>Activity</i>		
5%	<p>Draft bill analyses; review responses to correspondence, regulations, or other documents related to the incumbent's CPE assignments; and perform other duties as required consistent with the OGC's needs.</p>		
5%	<p>California Public Records Act - In coordination with the DWR's lead Public Records Act attorney, participate in, assist with, or lead review and response to California Public Records Act requests in a timely and efficient manner. Perform other duties as required consistent with the OGC's needs.</p>		
	<p>SPECIAL REQUIREMENTS</p> <p>The incumbent must have extensive knowledge of the energy industry sector that the California Public Utilities Commission regulates, federal Endangered Species Act, the California Endangered Species Act, the National Environmental Policy Act, the California Environmental Quality Act, the federal Clean Water Act, the provisions of Division 29.5 of the California Water Code and related statutory AB 1373 provisions in the California Public Utilities Code and California Public Resource Code, the Bagley-Keene Open Meeting Act, the California Public Records Act, and contracting provisions of the California Government Code and California Public Contract Code.</p> <p>The incumbent must have knowledge and experience working with various state, federal, and local agencies, including, but not limited to, Federal Energy Regulatory Commission, North American Electric Reliability Corporation, California Energy Commission, California Public Utilities Commission, the federal Bureau of Ocean Energy Management, California Air Resource Board, the California State Lands Commission, the California Coastal Commission, the California Department of Conservation Division of Geologic Energy Management, the State Water Resources Control Board, Regional Water Quality Control Boards, the California Department of Fish and Wildlife, U.S. Fish and Wildlife Service, and National Marine Fisheries Service.</p> <p>All employees are responsible for contributing to an inclusive, safe, and secure work environment that values diverse cultures, perspectives, and experiences, and is free from discrimination.</p> <p>The Department of Water Resources is committed to its mission and employees, and we are grounded in our commitment to public safety. Regular, consistent, and predictable attendance is essential to the successful performance in this position.</p>		

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Cont'd	<p>FINANCIAL DISCLOSURE</p> <p>This position is covered in the Political Reform Act and requires financial disclosure within 30 days of the first and last day physically worked in a covered position and annually by April 1.</p>		