

STANDARD B & P "NOISE"

34. (1955 SESSION LEGISLATION - W.O. 1495.) The following report was presented to the Commission:

"It is suggested that the following legislation be introduced under the sponsorship of the State Lands Commission:

"W.O. 1495.3 - Suggest to the Attorney General that Section 113 of the Government Code be repealed. This section reserves the administration of the criminal law of the State with respect to any land over which any jurisdiction has been or may be ceded to the United States during the time the United States is the owner thereof. This section appears to be redundant because of the provisions of the later enactment of Section 126(e). This latter section provides that the State reserves jurisdiction on and over lands for the execution of the civil process and criminal process, etc.

"W.O. 1495.5 - Have introduced in the Legislature, with the approval and consent of the Attorney General and of the Department of Finance, a bill amending Section 1007 of the Civil Code, to provide that title to no State lands may be acquired by prescription.

"W.O. 1495.7 - Amend Section 8352 of the Public Resources Code to provide that when any State school lands or lieu lands are sold that are encumbered with a right-of-way, that in the patent or conveyance conveying the land, the right to issue or administer such right-of-way shall remain in the State.

"W.O. 1495.8 - Support the Legislative Counsel in the codification of Chapter 728 of the Statutes of 1911, which provides for the cancellation of tax liens on lieu or school lands by the County Boards of Supervisors when such lands revert to the State.

"W.O. 1495.12 - Amend or add to the Business and Professions Code (Sections 8766 and 8767) to provide that prior to approval, a county surveyor shall refer to the State Lands Commission for its approval any map or record of survey delineating a boundary of State sovereign lands in navigable waters.

"W.O. 1495.13 - Establishment of procedure for processing prospecting permit applications received during pendency of land sale."

With respect to the foregoing, the Commission directed as follows:

1. That the staff confer with the Office of the Attorney General concerning the suggested recommendation that Section 113 of the Government Code be repealed.
2. That it withhold action on other suggested legislative changes until after January 1, 1955; that in the event there are no further directives from the Commission respecting these matters by that date, the Staff proceed with the recommendations as hereinbefore detailed.

NOISE"