

MINUTE ITEM

31. STATUS OF LEGISLATION - 1963 SESSION - W.O. 4500.

In connection with presentation of Calendar Item 6 attached, the Chairman called attention to a proposed study of setting up standards for tideland grants, which is going to be a major project, with interim committee study. The staff was requested to prepare a recommended position to include the interests of the State Lands Commission and the Department of Finance.

Attachment

Calendar Item 6 (12 pages)

CALENDAR ITEM

INFORMATIVE

6.

STATUS OF LEGISLATION - 1963 SESSION - W.O. 4500.

This final report on legislation of concern to the Commission shows the status on July 27, 1963:

Bills introduced pursuant to authorization by the Commission on December 20, 1962. (Minute Item 10, pages 8536-59.):

<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 138	Arnold	Amends Sec. 6815 of Public Resources Code by authorizing compensatory agreements for small parcels. <u>Status:</u> Approved by Governor. Chapter 1195.
S.B. 139	Arnold	Repeals Sec. 4000 through 4017 of Harbors and Navigation Code and Sec. 26000 of Government Code by removing provisions repealed by implication regarding wharves and piers on ungranted tidelands. <u>Status:</u> From Committee without further action. (Commission authorization 5-23-63)
S.B. 140	Arnold	Amends Sec. 7417 of Public Resources Code by removing provisions made obsolete by previous legislation relating to approval of indemnity school land applications. <u>Status:</u> Approved by Governor. Chapter 704.
S.B. 141	Arnold	Amends Sec. 35311 of Government Code to provide notification to State Lands Commission of proposed annexation of sovereign lands (uninhabited territory) by cities. <u>Status:</u> Approved by Governor. Chapter 862.
S.B. 142	Arnold	Amends Sec. 6210.9 of Public Resources Code relating to access to public lands leased by the State. <u>Status:</u> From Committee without further action. (Commission authorization 5-23-63)
S.B. 143	Arnold	Amends Sec. 7052 and 7061 of Public Resources Code by qualifying the word "drainage" by adding modifiers "actual or imminent" in connection with leasing by political subdivision. <u>Status:</u> Approved by Governor. Chapter 1196.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 144	Arnold	Amends Sec. 6994 of Public Resources Code by bringing the term of lease for mineral extraction from waters and certain lands into consonance with that required for other mineral leases. <u>Status:</u> Approved by Governor. Chapter 705.
S.B. 145	Arnold	Amends Sec. 6852 of Public Resources Code to clarify class of persons qualifying for no-fee recreational pier permits. <u>Status:</u> Approved by Governor. Chapter 734.
S.B. 146	Arnold	Amends Sec. 6852 of Public Resources Code to eliminate provisions that lands of State agencies probably contain deposits of oil and gas before they can be leased for oil and gas extraction. <u>Status:</u> Approved by Governor. Chapter 978.
S.B. 298	Rees	Adds Sections 6815.1 and 6829.2 to Public Resources Code to authorize the Commission to require unitization of a lease area as a condition of a lease offer. <u>Status:</u> Approved by Governor. Chapter 1429.

Other bills introduced which could affect the administrative cognizance or operations of the Commission are:

<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 9	Collier	Amends Sec. 5653 of the Fish and Game Code to require a Department of Fish and Game permit to operate a suction dredge in any river, stream or lake. <u>Status:</u> From Committee without further action.
S.B. 13	Collier	Expands and qualifies tideland grant by Chapter 229/1867-68 to Crescent City. <u>Status:</u> Approved by Governor. Chapter 977.
S.B. 25	Gibson	Expands authorized uses of and describes specifically the tide and submerged lands granted to the City of Vallejo by Chapter 310, Statutes 1913. <u>Status:</u> Approved by Governor. Chapter 24. (Urgency measure. Effective 4/1/63.)
S.B. 156	Weingand	Limits annexations of tide and submerged lands by cities to that area encompassed by seaward extensions of the city boundaries as approved by State Lands Commission. <u>Status:</u> Approved by Governor. Chapter 1894.

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<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 339	Grunsky, et al.	Adds Sec. 6901 to the Public Resources Code. Authorizes the State Lands Commission to grant permits for the recovery of sand and gravel from tide and submerged lands under more flexible provisions than now required by prospecting permits. Prior to granting a permit, the Commission shall refer the application to the Resources Agency for recommendation. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
S.B. 569	Schrade	Grants in trust to City of Oceanside the State's title to specified tide and submerged lands. <u>Status:</u> Approved by Governor. Chapter 217.
S.B. 873	Bradley	Authorizes grantees of certain lands to bring quiet title action against State. <u>Status:</u> Approved by Governor. Chapter 602.
S.B. 925	Weingand	Amends Sec. 23142 Government Code revising seaward boundary of Santa Barbara County. <u>Status:</u> From Committee without further action.
S.B. 933	Gibson	Authorizes grant of 3,087 acres of tide and submerged lands in San Pablo Bay in the vicinity of the City of Vallejo to the United States for military, naval, or defense purposes, subject to certain restrictions and provisos. <u>Status:</u> Approved by Governor. Chapter 1452.
S.B. 935	Teale, et al.	Amends Sec. 12912, adds Ch. 7.3 (commencing with Sec. 12916), Pt. 6, Div. 6, Water Code, and amends Sec. 6816, Public Resources Code. Creates Local Projects Assistance Fund. Provides \$9,000,000 per annum, one-half from public land leases and one-half from Long Beach oil revenues. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
S.B. 954	Collier	Adds Sec. 6901 to the Public Resources Code. Authorizes the State Lands Commission to grant permits for extraction of salt, magnesium, sand, and gravel from tide or submerged lands. <u>Status:</u> From Committee without further action.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 977	McCarthy	Declares certain tide and submerged lands granted to the County of Marin to be free from the public trust for navigation, commerce, and fisheries, and authorizes their sale by the County of Marin, subject to the approval of the State Lands Commission. <u>Status:</u> Pocket vetoed.
S.B. 1232	Schrade	Grants in trust certain described tide and submerged lands to City of Carlsbad subject to standard reservations. <u>Status:</u> Approved by Governor. Chapter 2064.
S.B. 1327	Regan	Permits certain Indians to engage in specified activities on portions of the state public domain. <u>Status:</u> Approved by Governor. Chapter 1498.
S.B. 1373	Pittman	Creates the Butte County Water Agency. Requires report to State Lands Commission as to lands desired. <u>Status:</u> From Committee without further action.
S.B. 1383	Collier	Grants in trust certain described tide and submerged lands to Crescent City Harbor District subject to standard reservations. <u>Status:</u> Approved by Governor. Chapter 1510.
S.B. 1485	Collier	Requires future oil and gas production agreements as to tidelands granted to the City of Long Beach to provide for payment of royalties of not less than 16-2/3 percent nor more than 30 percent of the current market price. Prohibits erection of oil and gas development islands in the Port of Long Beach which would violate federal navigation rights; and prohibits surface oil field operations in downtown region of Long Beach. Requires the State Lands Commission to complete the survey of Long Beach tidelands within six months; and provides special accounting procedures pending completion of the survey. <u>Status:</u> From Committee without further action.

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<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.B. 1486	Collier	Adds Chapter 6 (commencing with Sec. 7100), Pt. 2, Div. 6, Public Resources Code. Provides for boundary surveys of tide and submerged lands granted to public agencies; for termination of trespasser's occupancy of trust lands; and for remedial leases for continued production of oil and gas on lands previously occupied by trespassers. <u>Status:</u> Referred to Senate Committee on Rules for assignment to interim study.
S.B. 1487	Collier	Amends Public Resources Code, Section 6308, to require the State to be joined as a necessary party in actions commenced by, or against, grantees of tide and submerged lands involving titles to or boundaries of such lands. <u>Status:</u> Approved by Governor. Chapter 1425.
S.B. 1488	O'Sullivan and Teale	Adds Section 107.4 to the Revenue and Taxation Code. Provides for the determination of the full cash value of leasehold estates in exempt property for the production of oil or gas. <u>Status:</u> From Assembly without further action.
S.B. 1489	O'Sullivan and Teale	Adds Sections 107.4 and 107.5 to the Revenue and Taxation Code. Provides for the determination of the full cash value of leasehold estates in estates in exempt property for the production of oil or gas. <u>Status:</u> Pocket vetoed.
S.B. 1509	Dolwig, et al.	Requires deposit of Long Beach tide and submerged land revenues in the State Treasury in the Tideland Reserve Fund. Establishes procedure whereby City of Long Beach submits an annual budget detailing requirements for trust purpose expenditures. <u>Status:</u> Passed Senate. To Committee on Manufacturing, Oil and Mining Industry. Tabled.
S.B. 1617	Miller	Amends various sections of the Public Resources Code to extend areas within which State-owned tide and submerged lands may be leased for oil and gas purposes. <u>Status:</u> Approved by Governor. Chapter 1945.

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<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.C.A. 24	Christensen and O'Sullivan	Prohibits dedication of any money received from oil and gas operations for beach or park purposes. <u>Status:</u> From Committee without further action.
S.C.R. 55	Regan	State sense of Legislature that persons with power over certain described lands shall so exercise powers to permit Indian culture native to area to flourish and survive. <u>Status:</u> Adopted. Res. 188.
S.J.R. 8	Lagomarsino	Memorializes federal and state officers to take all measures necessary to promote the early and efficient development and exploitation of the offshore areas lying along the California coastline. <u>Status:</u> Adopted. Res. Chapter 59.
S.R. 100	O'Sullivan, et al.	Requests the State Lands Commission to withhold determination on documents relating to a bid offering by the City of Long Beach for the extraction of oil and hydrocarbons from the East Wilmington Oil Field. Encourages the Commission to continue public hearings and staff review. Assigns the resolution for study to the General Research Committee to make a thorough appraisal and report back at current session of the Legislature. <u>Status:</u> Adopted April 8, 1963.
S.R. 127	O'Sullivan	Requests Public Utilities Commission to withhold regulation of well-head prices of natural gas until the Senate Fact Finding Committee has conducted a study. <u>Status:</u> Adopted May 29, 1963.
S.R. 177	Lagomarsino	Assigns to interim study the subject of hunting and fishing rights of Indians. <u>Status:</u> Adopted June 21, 1963.
S.R. 190	O'Sullivan	Directs the Senate Fact Finding Committee on Natural Resources to conduct an interim study regarding the improvement of the development of geologic and mineral knowledge of the State. <u>Status:</u> Adopted June 21, 1963.
S.R. 251	Weingand	Urges the United States Congress to adopt legislation which would preserve the Channel Islands (Santa Cruz, Santa Rosa, San Miguel, Anacapa, and Santa Barbara) as a national seashore. <u>Status:</u> Adopted June 21, 1963.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Senator)</u>	<u>Purpose</u>
S.R. 257	Cameron	Directs an interim study by the Senate Fact Finding Committee on Natural Resources on the subject of a plan to meet the needs of the people for fish and wildlife. <u>Status:</u> Adopted June 21, 1963.
<u>Bill No.</u>	<u>Author (Assemblyman)</u>	
A.B. 263	Davis, et al.	Adds Section 6210.6 to the Public Resources Code. Requires that when State funds are used in acquiring access across private lands to public lands, the interest shall include use by the general public for access to the public lands. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
A.B. 788	Crown	Amends Section 1 and 5, Ch. 29, 1956 Stats., Ex. Sess. Provides that definition of "oil revenues" shall not include amount equal to money expended by State in administration. <u>Status:</u> Approved by Governor. Chapter 1398.
A.B. 1084	Waldie	Adds Sections 6310, 6463, and 6464, Public Resources Code. Authorizes actions against State to quiet title of leasehold or patent to tidelands issued by the State, and to determine boundaries between tide and submerged land and adjoining lands claimed under patent issued by the United States or the State. <u>Status:</u> Approved by Governor. Chapter 813.
A.B. 1151	Wheemore, et al.	Adds Sections 6816.5 and 6817 to the Public Resources Code. Appropriates amounts, to be determined by formula, from tide and submerged lands General Fund revenues, to cities and counties where tide and submerged lands are leased by the State for the production of oil and gas. <u>Status:</u> Approved by Governor. Chapter 2160.
A.B. 1394	Lanterman, et al.	Adds Section 6816.1 to the Public Resources Code. Requires the deposit in the Tideland Counties of Origin Water Facility Construction Fund of 50 percent of revenues from oil and gas leases entered into after January 1, 1963. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.



CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Assemblyman)</u>	<u>Purpose</u>
A.B. 1550	Foran	Provides that certain marsh, tide and submerged lands (consisting of streets) in San Francisco are to be free from public trust, and authorizes the State Lands Commission to sell such lands to City and County of San Francisco for use in developing lands within the Hunters Point Reclamation District. <u>Status:</u> Approved by Governor. Chapter 1273.
A.B. 1551	Foran	Conveys certain lands to City and County of San Francisco for administration for park, playground, recreational and aquatic purposes. <u>Status:</u> Approved by Governor. Chapter 941.
A.B. 2002	Chapel	Grants in trust described tide and submerged lands to the City of Palos Verdes Estates, subject to certain restraints on alienation and other conditions. <u>Status:</u> Approved by Governor. Chapter 1975.
A.B. 2006	Marks and Knox	Creates Department of General Services. Transfers various functions of the Department of Finance and other State agencies to new department. Major impact on State Lands Division is custody transfer of index of proprietary lands by repeal of Sections 6219 and 6219.1, Public Resources Code. <u>Status:</u> Approved by Governor. Chapter 1786.
A.B. 2191	Monagan	Grants in trust described tide and submerged lands underlying the San Joaquin River to the City of Stockton, subject to certain restraints on alienation. <u>Status:</u> Pocket vetoed.
A.B. 2316	Bagley	Declares certain tide and submerged lands conveyed to County of Marin to be free from the public trust (identical to S.B. 977). <u>Status:</u> Died in Committee.
A.B. 2337	Chapel	Grants in trust State's title to certain described tide and submerged lands surrounding Santa Catalina Island to County of Los Angeles. Contains usual reservations. <u>Status:</u> Died in Committee.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Assemblyman)</u>	<u>Purpose</u>
A.B. 2338	Chapel	Amends grant to City of Avalon to include recreational uses among those purposes for which tidelands may be used. <u>Status:</u> Approved by Governor. Chapter 1884.
A.B. 2401	Marks	Authorizes City and County of San Francisco to lease certain lands held by it in trust for 20, instead of 10, years for purposes of developing and promoting aquatic sport. <u>Status:</u> Approved by Governor. Chapter 1298.
A.B. 2443	Bagley	Declares certain tide and submerged lands conveyed to City of Sausalito to be free from the public trust and authorizes their disposition by the City of Sausalito. <u>Status:</u> Died in Committee.
A.B. 2456	Burgener and Donovan	Conveys described lands to City of San Diego for aquatic, recreational, boulevard, park, and playground purposes. <u>Status:</u> Approved by Governor. Chapter 2139.
A.B. 2460	Waldie	Amends previous grant to provide that City of Antioch shall improve tide and submerged lands granted to it in trust in 1955 within 20 instead of 10 years. <u>Status:</u> Approved by Governor. Chapter 1586.
A.B. 2461	Barnes, et al.	Conveys described lands to City of San Diego for aquatic, recreational, boulevard, park and playground purposes. <u>Status:</u> Approved by Governor. Chapter 2140.
A.B. 2556	Belotti	Authorizes Director of Parks and Recreation to sell or exchange certain described lands in Van Damme Beach State Park subject to designated conditions. <u>Status:</u> Approved by Governor. Chapter 1827.
A.B. 2558	Waldie	Amends previous grants to authorize City of Pittsburg to lease tide and submerged lands for period of 99 years instead of 25 years and 50 years. <u>Status:</u> Approved by Governor. Chapter 1828.
A.B. 2574	Britschgi	Revises boundary description of tide and submerged lands granted to Redwood City in 1961. <u>Status:</u> Approved by Governor. Chapter 1658.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Assemblyman)</u>	<u>Purpose</u>
A.B. 2622	Petris, et al.	Prohibits filling in San Francisco Bay until the 91st day after adjournment of the 1967 Regular Session unless it is for (1) harbor or port development, (2) small craft harbor development, or (3) any project of the United States. Creates a San Francisco Bay Commission which would study the aspects of filling in of San Francisco Bay and report thereon, together with a recommendation regarding an over-all shoreline plan, to the Legislature not later than the fifth legislative day of the 1967 Regular Session. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
A.B. 2657	Belotti	Grants in trust State's title to certain described tide and submerged lands to Crescent City Harbor District for purposes of harbor development subject to usual reservations. <u>Status:</u> Died in Committee.
A.B. 2853	Bagley	Frees from public trust certain tide and submerged land previously granted to the County of Marin. Authorizes the State Lands Commission to approve exchange of land between county and the owners. <u>Status:</u> Pocket vetoed.
A.B. 2857	Waldie	Grants in trust State's title to tide and submerged lands within county boundaries to County of Contra Costa with certain specified exceptions. Contains usual reservations except no time limit for county to improve granted area. <u>Status:</u> Died in Committee.
A.B. 2875	Winton	Provides that all oil revenues derived from the Long Beach tidelands after June 30, 1964, shall be deposited in the State General Fund. Prescribed procedure whereby Long Beach may obtain a General Fund appropriation, not to exceed 25 percent of the revenues, for trust purpose expenditures. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Assemblyman)</u>	<u>Purpose</u>
A.B. 2917	Crown	Authorizes \$6,000,000 settlement in case of United States v. Anchor Oil Co. State of California and City of Long Beach are authorized to pay \$1,200,000 if the private defendants contribute \$3,600,000. <u>Status:</u> Approved by Governor. Chapter 1847.
A.B. 3016	Meyers	Amends Section 6216, Public Resources Code. Provides that lands under jurisdiction of the San Francisco Port Authority, instead of the State Board of Harbor Commissioners, San Francisco, are excluded from the jurisdiction of the State Lands Commission instead of from the jurisdiction established by Section 6216 of the Public Resources Code, except as provided in Sections 6216.5 and 6309. <u>Status:</u> Approved by Governor. Chapter 1313.
A.C.A. 28	Lanterman and Stevens	Proposes an amendment to the State Constitution to deposit 50 percent of the revenues from tidelands leases entered into after January 1, 1963, in the Tideland Oil Counties of Origin Water Facilities Construction Fund. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
A.C.R. 64	Unruh, et al.	Provides a joint committee on Tidelands to study the best use of profits which will accrue from the development of the Long Beach Unit, Wilmington Oil Field, to meet the financial needs of the State and the trust provisions contained in the Long Beach grants. Results of study are to be reported by the fifth legislative day of the 1965 Regular Session. <u>Status:</u> Adopted. Res. Chapter 120.
A.C.R. 86	Crown	Requests Governor to appoint a "Citizens Conservation Crusade Committee" and prescribes functions of the committee. Requests the Governor to submit an annual report to the Legislature on the progress of conservation planning and conservation education in the State. <u>Status:</u> Adopted. Res. Chapter 164.
A.C.R. 91	Unruh	Request the State Lands Commission to promptly approve the Unit Agreement, Unit Operating Agreement, and Field Contractor Agreement, Long Beach Unit, Wilmington Oil Field. <u>Status:</u> Died in Committee.

CALENDAR ITEM 6. (CONTD.)

<u>Bill No.</u>	<u>Author (Assemblyman)</u>	<u>Purpose</u>
A.J.R. 43	Meyers	Requests United States State Department and United States Congress to implement existing laws, treaties and conventions to prevent pollution of seas by oil. <u>Status:</u> Adopted. Res. Chapter 175.
H.R. 196	Crown, et al.	Urges the State Lands Commission to approve promptly the Unit Agreement and Field Contractor Agreement, Long Beach Unit, Wilmington Oil Field, and the Unit Operating Agreement, Wilmington Oil Field. <u>Status:</u> Adopted 4-23-63.
H.R. 460	Z'berg	Directs the Assembly Rules Committee to assign an appropriate interim committee for investigation and study of the subject of acquisition, purchase, condemnation, sale and exchange of State lands. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
H.R. 478	Dannemeyer	Directs the Assembly Rules Committee to assign an appropriate interim committee to study the subject of the utilization of a portion of the Long Beach tidelands oil revenues for the purchase of beaches and parks and as a source of revenue to retire proposed beaches and parks bonds. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
H.R. 512	Petris and Kennick	Establishes interim committee to study the conditions, provisions, and restrictions in grants of tide and submerged lands, the utilization and development of these lands, the compliance with the provisions of grants, and the establishment of appropriate conditions, trust provisions, and reservations for grants of tide and submerged lands. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.
H.R. 538	Meyers and Petris	Directs the establishment of an interim committee for the study of all aspects of the effects of filling San Francisco Bay. <u>Status:</u> Referred to Assembly Rules Committee for assignment to interim study.