

MINUTE ITEM

39. ADOPTION OF AMENDMENT OF SECTION 2100(f)(5), CALIFORNIA ADMINISTRATIVE CODE, TITLE 2, DIVISION 3; ISSUANCE OF PERMITS AND LEASES - W.O. 4961.

After consideration of Calendar Item 6 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION ADOPTS THE FOLLOWING:

AFTER PROCEEDINGS HAD IN ACCORDANCE WITH THE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT (GOVERNMENT CODE, TITLE 2, DIVISION 3, PART 1, CHAPTER 4), AND PURSUANT TO THE AUTHORITY VESTED BY SECTION 6108 OF THE PUBLIC RESOURCES CODE, AND TO IMPLEMENT AND INTERPRET OR MAKE SPECIFIC SECTION 6826 OF THE PUBLIC RESOURCES CODE, THE COMMISSION HEREBY AMENDS AND ADOPTS ITS REGULATIONS IN TITLE 2, CALIFORNIA ADMINISTRATIVE CODE, AS FOLLOWS:

AMENDS SECTION 2100(f)(5) TO READ:

2100. ISSUANCE OF PERMITS AND LEASES.

(f) THE CONDUCT OF GEOLOGICAL SAMPLING OPERATIONS AUTHORIZED BY ANY PERMIT, INCLUDING CORE DRILLING, ELECTRIC LOGS, SIDE WALL SAMPLING, AND OTHER OPERATIONS (EXCLUDING GEOPHYSICAL OPERATIONS) ARE SUBJECT TO THE FOLLOWING SPECIFIC CONDITIONS:

(5) THE COMMISSION RESERVES THE RIGHT TO INSPECT AND UPON REQUEST BY THE COMMISSION, THE PERMITTEE SHALL MAKE AVAILABLE FOR SUCH INSPECTION, ALL FACTUAL AND PHYSICAL EXPLORATION RESULTS, LOGS, AND RECORDS RESULTING FROM THE OPERATIONS UNDER THE PERMIT, FOR THE CONFIDENTIAL USE OF THE COMMISSION.

THIS ORDER SHALL TAKE EFFECT THE THIRTIETH DAY AFTER ITS FILING WITH THE SECRETARY OF STATE AS PROVIDED IN SECTION 11422 OF THE GOVERNMENT CODE.

THE EXECUTIVE OFFICER IS AUTHORIZED TO FILE THIS AMENDMENT OF TITLE 2, CALIFORNIA ADMINISTRATIVE CODE, WITH THE SECRETARY OF STATE.

Attachment

Calendar Item 6 (1 page)

CALENDAR ITEM

6.

ADOPTION OF AMENDMENT OF SECTION 2100(f)(5), CALIFORNIA ADMINISTRATIVE CODE, TITLE 2, DIVISION 3; ISSUANCE OF PERMITS AND LEASES - W.O. 4961.

On January 30, 1964 (Minute Item 17, pages 9597-9600), the Commission authorized the Executive Officer to initiate procedures under the provisions of Section 11420 et seq., Government Code, for the amendment of Section 2100(f)(5) of Division 3, Title 2, of the California Administrative Code, Rules and Regulations of the State Lands Commission. The amendment was for the purpose of making the regulation comply more closely with the present statute.

Pursuant to this authorization, in accordance with the statutory provisions of the Government Code, the proposed amendment was advertised in newspapers of general circulation at Los Angeles and at Sacramento on May 7, 1964. Additionally, interested members of the body public were notified of the proposed change in the rules. The notice provided that interested persons might present statements or arguments in writing relative to the proposed action on or before 11 a.m. on the 8th day of June 1964. No communications, verbal or written, were received.

IT IS RECOMMENDED THAT THE COMMISSION ADOPT THE FOLLOWING:

AFTER PROCEEDINGS HAD IN ACCORDANCE WITH THE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT (GOVERNMENT CODE, TITLE 2, DIVISION 3, PART 1, CHAPTER 4), AND PURSUANT TO THE AUTHORITY VESTED BY SECTION 6108 OF THE PUBLIC RESOURCES CODE, AND TO IMPLEMENT AND INTERPRET OR MAKE SPECIFIC SECTION 6826 OF THE PUBLIC RESOURCES CODE, THE COMMISSION HEREBY AMENDS AND ADOPTS ITS REGULATIONS IN TITLE 2, CALIFORNIA ADMINISTRATIVE CODE, AS FOLLOWS:

AMENDS SECTION 2100(f)(5) TO READ:

2100. ISSUANCE OF PERMITS AND LEASES.

(f) THE CONDUCT OF GEOLOGICAL SAMPLING OPERATIONS AUTHORIZED BY ANY PERMIT, INCLUDING CORE DRILLING, ELECTRIC LOGS, SIDE WALL SAMPLING, AND OTHER OPERATIONS (EXCLUDING GEOPHYSICAL OPERATIONS) ARE SUBJECT TO THE FOLLOWING SPECIFIC CONDITIONS:

(5) THE COMMISSION RESERVES THE RIGHT TO INSPECT AND UPON REQUEST BY THE COMMISSION, THE PERMITTEE SHALL MAKE AVAILABLE FOR SUCH INSPECTION, ALL FACTUAL AND PHYSICAL EXPLORATION RESULTS, LOGS, AND RECORDS RESULTING FROM THE OPERATIONS UNDER THE PERMIT, FOR THE CONFIDENTIAL USE OF THE COMMISSION.

THIS ORDER SHALL TAKE EFFECT THE THIRTIETH DAY AFTER ITS FILING WITH THE SECRETARY OF STATE AS PROVIDED IN SECTION 11422 OF THE GOVERNMENT CODE.

THE EXECUTIVE OFFICER IS AUTHORIZED TO FILE THIS AMENDMENT OF TITLE 2, CALIFORNIA ADMINISTRATIVE CODE, WITH THE SECRETARY OF STATE.