

ASSEMBLY BILL

No. 1169

Introduced by Assembly Member Gomez

February 27, 2015

An act to amend Section 6359 of the Public Resources Code, relating to submerged lands.

LEGISLATIVE COUNSEL'S DIGEST

AB 1169, as introduced, Gomez. Submerged lands.

Existing law establishes the State Lands Commission in the Natural Resources Agency and prescribes the functions and duties of the commission. If tide or submerged lands are conveyed by a legislative enactment and a prior survey has not been made and the act does not contain a description of those lands by metes and bounds, existing law requires the commission to survey, monument, and record a plat and a metes and bounds description of those lands within 2 years of the effective date of the act in the county recorder's office in the county or counties where those lands are located. Upon recordation, existing law provides that the survey, monuments, plat, and description are binding upon the state, the grantee, and their successors in interest.

This bill would make nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6359 of the Public Resources Code is
2 amended to read:

1 6359. (a) Whenever by legislative enactment tide or
 2 submerged lands of the ~~State~~ *state* are granted or conveyed or
 3 authorized to be granted or ~~conveyed~~ *conveyed*, or whenever a
 4 previous enactment is amended, and ~~no~~ a prior survey has *not* been
 5 made, and ~~such~~ *the* act does not contain a description of ~~such~~ *those*
 6 lands by metes and bounds, the commission shall within two years
 7 following the effective date of ~~such~~ *the* act survey, monument, and
 8 record a plat and a metes and bounds description of ~~such~~ *those*
 9 lands in the office of the county recorder in the county or counties
 10 in which ~~such~~ *those* lands are located. Upon recordation, the
 11 survey, monuments, ~~plat~~ *plat*, and description shall be binding
 12 upon the ~~State~~, *state*, the grantee, and their successors in interest.

13 ~~No such~~

14 (b) A grant or ~~conveyance~~ *conveyance*, or amended grant or
 15 ~~conveyance~~ *conveyance*, shall *not* be effective until completion of
 16 the survey and recordation. The cost of ~~such~~ *the* survey and
 17 recordation shall be paid by the person or entity to which the grant
 18 or conveyance is made.