within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

(a) Some churches have inadvertently failed to file the required affidavit in support of the tax exemption of their property, which is granted by the State Constitution, and as a result now are confronted with obligations which, if met, will substantially impair their ability to function effectively. This act will remedy the situation by, in effect, removing the procedural bar to the application of the exemption to such property. In doing so, the public policy of the State as expressed in the Constitution will be entirely fulfilled and the State as a whole will benefit.

(b) Some organizations qualified for the welfare exemption pursuant to Section 211 purchased property during the 1957 calendar year, after the lien date for that year, which property was taxed for the fiscal year 1957-58, although it would have been exempt from taxation for that year by reason of the welfare exemption had it been acquired prior to such lien date. If required to meet such tax obligation, the ability of such organizations to function effectively will be seriously impaired to the great detriment of our State. This act will remedy that situation, and in so doing, the public policy of the State for the exemption of property owned by welfare organizations, as expressed in Section 1c of Article XIII of the Constitution, will be subserved and the State as a whole will benefit.

CHAPTER 1763

An act to amend Section 1 of Chapter 211 of the Statutes of 1919, relating to tidelands and submerged lands in the City of Albany, County of Alameda.

[Approved by Governor July 15, 1961. Filed with Secretary of State July 18, 1961]  
In effect September 15, 1961

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

SECTION 1. Section 1 of Chapter 211 of the Statutes of 1919 is amended to read:

Section 1. There is hereby granted to the city of Albany, a municipal corporation of the State of California, and to its successors, all the right, title and interest of the State of California, held by said State by virtue of its sovereignty in and to all tidelands and submerged lands, whether filled or unfilled, which are included within the present boundaries of the City of Albany, to be forever held by said city and by its successors in trust for the use and purposes, and upon the express conditions following, to wit:

(a) That said lands shall be used by said city and its successors for purposes in which there is a general statewide interest as follows:
(1) For the establishment, improvement and conduct of a harbor, and for the construction, reconstruction, repair, maintenance, and operation of wharves, docks, piers, slips, quays, and all other works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of commerce and navigation.

(2) For the establishment, improvement and conduct of an airport and heliport or aviation facilities, including but not limited to approach, takeoff and clear zones in connection with airport runways, and for the construction, reconstruction, repair, maintenance and operation of terminal buildings, runways, roadways, aprons, taxiways, parking areas, and all other works, building, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of air commerce and air navigation.

(3) For the construction, reconstruction, repair and maintenance of highways, streets, roadways, bridges, belt line railroads, parking facilities, power, telephone, telegraph or cable lines or landings, water and gas pipelines, and all other transportation and utility facilities or betterments incidental, necessary or convenient for the promotion and accommodation of any of the uses set forth in this Section 1.

(4) For the construction, reconstruction, repair, maintenance and operation of public buildings, public assembly and meeting places, convention centers, parks, playgrounds, bathhouses and bathing facilities, recreation and fishing piers, public recreation facilities, including but not limited to public golf courses, and for all works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of any such uses.

(5) For the establishment, improvement and conduct of small boat harbors, marinas, aquatic playgrounds and similar recreational facilities, and for the construction, reconstruction, repair, maintenance and operation of all works, buildings, facilities, utilities, structures and appliances incidental, necessary or convenient for the promotion and accommodation of any of such uses, including but not limited to snackbars, cafés, restaurants, hotels, apartments, residences, launching ramps and hoists, storage sheds, boat repair facilities with cranes and marine ways, administration buildings, public restrooms, bait and tackle shops, chandleries, boat sales establishments, service stations and fuel docks, yacht club buildings, parking areas, roadways, pedestrian ways and landscaped areas.

(b) Said city, or its successors shall not, at any time, grant, convey, give or alienate said lands, or any part thereof, to any individual, firm or corporation for any purposes whatever; provided, that said city, or its successors, may grant franchises thereon for limited periods, not exceeding 66 years, for wharves and other public uses and purposes, and may lease said lands, or any part thereof, for limited periods, not exceeding 66 years, for purposes consistent with the trusts upon
which said lands are held by the State of California, and with
the requirements of commerce and navigation, and collect and
retain rents and other revenues from such leases, franchises
and privileges. Such lease or leases, franchises and privileges
may be for any and all purposes which shall not interfere with
commerce and navigation.

Nothing contained in this paragraph (a) shall be deemed
to affect the validity or term of any franchise previously
granted by said city under the Franchise Act of 1937 (Chap-
ter 2 (commencing at Section 6101), of Division 3 of the Pub-
lic Utilities Code), and any such franchise shall be effective
with respect to said land when title thereto passes to said city
hereunder.

(c) Said lands shall be improved without expense to the
State; provided, however, that nothing contained in this act
shall preclude expenditures for the development of said lands
for any public purpose not inconsistent with commerce, navi-
gation and fishery, by the State, or any board, agency or com-
mission thereof, when authorized or approved by the city, nor
by the city of any funds received for such purpose from the
State or any board, agency or commission thereof.

(d) In the management, conduct, operation and control of
said lands or any improvements, betterments, or structures
thereon, the city or its successors shall make no discrimination
in rates, tolls or charges for any use or service in connection
therewith.

(e) The State of California shall have the right to use with-
out charge any transportation, landing or storage improve-
ments, betterments or structures constructed upon said lands
for any vessel or other watercraft or railroad owned or oper-
ated by the State of California.

(f) There is hereby reserved to the people of the State of
California the right to fish in the waters on said lands with
the right of convenient access to said water over said lands
for said purpose.

(g) There is hereby excepted and reserved in the State of
California all deposits of minerals, including oil and gas, in
said lands, and to the State of California, or persons author-
ized by the State of California, the right to prospect for, mine,
and remove such deposits from said lands.

(h) Said lands are granted subject to the express reser-
vation and condition that the State may at any time in the
future use said lands or any portion thereof for highway pur-
poses without compensation to the city, its successors or as-
signs, or any person, firm or public or private corporation
claiming under it, except that in the event improvements, bet-
terments or structures have been placed upon the property
taken by the State for said purposes, compensation shall be
made to the person entitled thereto for the value of his inter-
est in the improvements, betterments or structures taken or
the damages to such interest.
(i) The State Lands Commission shall, at the cost of the city, survey and monument the granted lands and record a description and plat thereof in the office of the County Recorder of Alameda County.

(g) That within 10 years from the effective date of the amendment of this section made at the 1961 Regular Session of the Legislature said lands shall be substantially improved by said city without expense to the State, and if the State Lands Commission determines that the city has failed to improve said lands as herein required, the authorization to use said lands for such additional purposes shall automatically terminate and lapse.

CHARTER 1764

An act to amend Sections 5260, 6727.5 and 7009 of, and to add Section 6726.6 to the Welfare and Institutions Code, relating to state hospitals.

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

SECTION 1. Section 5260 of the Welfare and Institutions Code is amended to read:

5260. The court shall inquire into the financial condition of the parent, guardian, or other person charged with the support of any person committed, and if it finds him able to do so, in whole or in part, it shall make a further order, requiring him to pay, to the extent the court considers him able to pay, the expenses of the proceedings in connection with the investigation, detention, and commitment of the person committed, and the expenses of his delivery to the institution, and to pay to the county, at stated periods, such sums as the court deems proper, during such time as the person remains in the institution or on leave of absence to a licensed hospital, facility or home for the care of such persons. This order may be enforced by such further orders as the court deems necessary, and may be varied, altered, or revoked in its discretion.

The court shall designate some county officer to keep a record of such payments ordered to be made, to receive, receipt for, and record such payments made, to pay over such payments to the county treasurer, to see that the persons ordered to make such payments comply with such orders, and to report to the court any failure on the part of such persons to make such payments.

SEC. 2. Section 6727.5 of the Welfare and Institutions Code is amended to read:

6727.5. The charges for the care and keeping of persons on leave of absence from a state hospital where the department pays for such care shall be a liability of such person, his estate,