Department of General Services pursuant to statute, including, but not limited to, those exemptions granted prior to January 1, 1994.

(b) (1) A nonprofit organization or governmental agency that is awarded a cooperative agreement shall not be subject to the minority and women business and disabled veterans participation goals set forth in Article 1.5 (commencing with Section 10115 of Chapter 1 of Part 2 of Division 2 of the Public Contract Code with respect to that portion of the cooperative agreement budget that is for personnel related costs of the cooperative agreement, as determined by the department.

(2) A nonprofit organization or governmental agency that is awarded a cooperative agreement shall also be exempt from the participation goals described in paragraph (1) when the cooperative agreement meets any of the following criteria:

(A) The amount of the cooperative agreement is one hundred thousand dollars ($100,000) or less annually.

(B) In the case of a nonprofit organization, the nonprofit organization to be awarded the cooperative agreement has a board of directors of which at least 51 percent of the members are any combination of women, minorities, and disabled veterans.

(C) Cooperative agreements that result from requests for application.

(c) The Director of General Services may exempt from his or her approval or from approval of the department any cooperative agreements for which, in his or her judgment, the exemption is appropriate and in the best interests of the state. Written notice of an exemption shall be given to the Controller.

(d) Subdivision (b) shall become inoperative on June 30, 1997.

CHAPTER 387

An act to amend Section 3 of Chapter 815 of the Statutes of 1976, relating to tide and submerged lands in the Straits of Carquinez.

[Approved by Governor September 5, 2002. Filed with Secretary of State September 6, 2002.]

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

SECTION 1. Section 3 of Chapter 815 of the Statutes of 1976 is amended to read:

Sec. 3. (a) There is hereby granted to the City of Martinez, and to its successors, all right, title and interest of the state held by virtue of its sovereignty in and to the three parcels of land situated in the County of Contra Costa and described as follows:
Parcel “A”

Commencing at the intersection of the north line of Tideland Survey No. 9 and the east line of North Court Street as shown on Map of “City of Martinez Waterfront Area” filed March 10, 1955, in Volume 16, Pages 39 to 43, Licensed Surveyor’s Maps in the Office of the Contra Costa County Recorder; thence along said northerly line of Tideland Survey No. 9 North 76° 56’ 53” East 488.36 feet; thence leaving said northerly line North 20° 03’ 30” West 130.00 feet; thence North 63° 50’ 00” East 85.00 feet to the true point of beginning; thence North 03° 30’ 00” East 110.00 feet; thence North 12° 10’ 00” East 660.00 feet; thence North 05° 05’ 39” West 119.71 feet; thence North 88° 03’ 16” East 242.85 feet; thence South 12° 10’ 00” West 797.24 feet; thence South 63° 50’ 00” West 233.84 feet to the point of beginning.

Parcel “B”

Commencing at the intersection of the north line of Tideland Survey No. 9 and the east line of North Court Street as shown on Map of “City of Martinez Waterfront Area” filed March 10, 1955, in Volume 16, Pages 39 to 43, Licensed Surveyor’s Maps in the Office of the Contra Costa County Recorder; thence along said northerly line of Tideland Survey No. 9 North 76° 56’ 53” East 488.36 feet; thence leaving said northerly line North 20° 03’ 30” West 130.00 feet; thence North 63° 50’ 00” East 318.84 feet to the true point of beginning being the southeasterly corner of Parcel “A” described above; thence North 12° 10’ 00” East 797.24 feet along the east line of said Parcel “A”; thence leaving said east line North 88° 03’ 16” East 156.26 feet; thence South 89° 00’ 00” East 100.00 feet; thence South 66° 20’ 00” East 120.00 feet; thence South 25° 45’ 00” East 453.00 feet; thence South 68° 10’ 00” West 385.00 feet; thence South 63° 50’ 00” West 416.16 feet to the point of beginning.

Parcel “C”

That parcel of land described in the lease to the Southern Pacific Transportation Company by the City of Martinez per Resolution No. 111 (1959 series) dated August 5, 1959, and Resolution No. 72-75 dated June 4, 1975.

The bearings and distances used in the above descriptions of Parcels “A” and “B” are based on the California Coordinate System Zone 3 as shown on Map of “City of Martinez Waterfront Area” filed March 10, 1955, in Volume 16, Pages 39 to 43, Licensed Surveyor’s Maps in the Office of the Contra Costa County Recorder.

(b) Such lands shall be held by the city and its successor in trust for the following uses, in which there is a general, statewide interest, and upon the following express conditions:
Parcel “A” shall be used only for Marina spoils and spoil removal, parking, boat storage, chandlery, recreation, landscaping, and any other use permitted by the Martinez Waterfront Land Use Plan.

Parcel “B” shall be used only for Marina spoils and spoil removal and any other use permitted by the Martinez Waterfront Land Use Plan.

Parcel “C” shall be used only in its present use as a railroad right-of-way.

Further, all such uses shall accord with the terms and conditions of the lease and agreements specified in subdivision (f) of Section 1, and the development and operation of the entire area of such parcels shall be under the supervision of the City-State Committee, in the same manner as is presently provided by such lease and agreements with respect to lands subject to such lease and agreements.

The grant made by this section shall not become effective unless and until the city files quitclaim to all previously granted tidelands that are within the area hereby granted to the district by this act and described in Section 15.

CHAPTER 388

An act to add Section 1714.11 to the Civil Code, relating to civil liability.

[Approved by Governor September 5, 2002. Filed with Secretary of State September 6, 2002.]

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

SECTION 1. Section 1714.11 is added to the Civil Code, immediately following Section 1714.10, to read:

1714.11. (a) Except for damage or injury proximately caused by a grossly negligent act or omission or willful or wanton misconduct of the donor, no public employee or public entity, including, but not limited to, a fire department, a fire protection district, or the Department of Forestry and Fire Protection, that donates fire protection apparatus or equipment to a volunteer fire department, volunteer fire protection district, or volunteer fire company is liable for any damage or injury that results from the use of that apparatus or equipment by the recipient fire department, fire protection district, or fire company.

(b) (1) The immunity provided by this section only shall apply if the donor of the fire protection apparatus or equipment discloses in writing to the recipient fire department, fire protection district, or fire company any known damage to, or deficiencies in, the apparatus and equipment.