

CHAPTER 923

An act to repeal and add Section 6306 of the Public Resources Code, and to amend Section 15 of Chapter 651 of the Statutes of 1929, relating to state lands, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 23, 1985 Filed with
Secretary of State September 24, 1985]

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

SECTION 1. Section 6306 of the Public Resources Code is repealed.

SEC. 2. Section 6306 is added to the Public Resources Code, to read:

6306. (a) Notwithstanding any other provision of law, every county, city, district, or other political subdivision or agency of the

state to which sovereign trust lands, including tidelands, submerged lands, or the beds of navigable waters, have been, or in the future are, granted, conveyed, or transferred by statute, shall establish and maintain accounting procedures, in accordance with generally accepted accounting principles, providing accurate records of all revenues received from the trust lands and trust assets and of all expenditures of those revenues. Where a trust grantee has several trust grants of adjacent lands and operates the granted lands as a single integrated entity, separation of accounting records for each trust grant is not required.

(b) All revenues received from trust lands and trust assets shall be expended only for those uses and purposes consistent with the public trust for commerce, navigation, and fisheries, and the applicable statutory grant or grants.

(c) Unless otherwise prescribed by law, on or before October 1 of each year, commencing October 1, 1986, each trust grantee shall file with the commission a detailed statement of all revenues and expenditures relating to its trust lands and trust assets, including obligations incurred but not yet paid, covering the fiscal year preceding submission of the statement. The statement shall be prepared in accordance with generally accepted accounting principles and may take the form of an annual audit prepared by or for the trust grantee.

SEC. 3. Section 15 of Chapter 651 of the Statutes of 1929, as added by Chapter 926, Statutes of 1979, is amended to read:

Sec. 15. (a) Whenever it appears to the city to be expedient and in the best interests of the state for the settlement of boundary and title disputes or for carrying out the purposes set forth in Sections 1 and 3 of this act, and it further appears that no substantial interference with the trust uses and purposes would ensue, the city may exchange with any state agency, political subdivision, person, entity, or corporation, or the United States, or any agency thereof, lands for lands of equal or greater value located within the area described as follows:

That certain parcel of land situated in the "San Pedro, Wilmington, and Terminal Island Districts" of the City of Los Angeles, County of Los Angeles, State of California, more particularly described as follows:

Commencing at the intersection of the boundary of the City of Los Angeles and City of Long Beach and the federal breakwater at San Pedro; thence westerly along that breakwater to the intersection of that breakwater with Oliver Vickery Circle; thence westerly along the centerline of the southerly portion of that circle to its intersection with the centerline of Stephen White Drive; thence westerly along that centerline to its intersection with the centerline of Pacific Avenue; thence northerly along that centerline to its intersection with the centerline of 22nd Street; thence easterly along that centerline to a point at the centerline of Crescent Avenue; thence northerly along that centerline to a point on the centerline of Harbor

Boulevard; thence northerly along that centerline to a point on the centerline of O'Farrell Street; thence westerly along that centerline to a point on the centerline of Pacific Avenue; thence northerly along that centerline to a point on the centerline of Channel Street; thence westerly along that centerline to the easterly extremity of the right-of-way for State Highway Route 110 (commonly known as the Harbor Freeway); thence northerly along that extremity to a point on the centerline of "C" Street in the Wilmington District of the city; thence easterly along that centerline to the centerline of Broad Street; thence southerly along that centerline to the centerline of "B" Street; thence easterly along that centerline to the centerline of Alameda Street; thence northeasterly along that centerline to the centerline of Grant Street; thence easterly along that centerline and its prolongation to a point on the easterly extremity of the right-of-way for the Dominguez Channel; thence northeasterly along that right-of-way to a boundary line common to the City of Carson and the City of Los Angeles; thence northerly along that common boundary line to a point at the southerly extremity of a right-of-way for State Highway Route 405 (commonly known as the San Diego Freeway); thence southerly to an angle point common to boundary lines for the Cities of Carson, Long Beach, and Los Angeles; thence continuing southerly along the boundary line common to the Cities of Long Beach and Los Angeles to the point of beginning. Any lands so acquired shall have the same status as to administration, control, and disposition as the lands for which they were exchanged.

(b) No exchange shall be effective unless and until the State Lands Commission does both of the following:

(1) Finds that the lands to be acquired by the city are of equal or greater value than the lands for which they are to be exchanged.

(2) Approves the exchange.

(c) The lands exchanged by the city may be improved, filled, and reclaimed by the recipient thereof subject to all necessary approvals by local, regional, state, or federal entities. Upon the adoption of a resolution by the State Lands Commission finding and declaring that the lands have been improved, filled, and reclaimed, and have thereby been excluded from the public channels and are no longer available, useful, or susceptible of being used for navigation, fishing, and for other trust uses and purposes, and are no longer in fact tidelands or submerged lands, the lands shall thereupon be free from the public trust upon which they were held.

(d) Exchanges made pursuant to this section are hereby found to be of statewide significance and importance, and, therefore, any provision of any law, regulation, charter, or statute inconsistent with this section shall not be applicable to the exchange.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the local agency or school district has the authority to use trust funds, an existing source provided by the trust grant, sufficient to pay for the

program or level of service mandated by this act.

SEC. 5. Notwithstanding Section 2231.5 of the Revenue and Taxation Code, this act does not contain a repealer, as required by that section; therefore, the provisions of this act shall remain in effect unless and until they are amended or repealed by a later enacted act.

SEC. 6. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to provide for revised accounting procedures and records of revenues and expenditures of funds from trust lands and in order to resolve a dispute regarding certain trust lands in the City of Los Angeles at the earliest possible time, thereby evoking development and expansion of port facilities in furtherance of trust purposes, it is necessary that this act take effect immediately.