

CALIFORNIA STATE LANDS COMMISSION
100 Howe Avenue, Suite 100-South
Sacramento, CA 95825-8202



Established in 1938

JENNIFER LUCCHESI, *Executive Officer*
(916) 574-1800 Fax (916) 574-1810
California Relay Service TDD Phone 1-800-735-2929
from Voice Phone 1-800-735-2922

Contact Phone: (916) 574-0964

July 29, 2019

File Ref: W30177

NOTICE OF MODIFICATION TO TEXT OF PROPOSED REGULATIONS – PERMITS FOR GEOPHYSICAL SURVEYS

Title 2, Division 3, Chapter 1, Article 2.9.1

Dear interested parties:

The staff of the California State Lands Commission (Commission) hereby provides notice of modifications made to the proposed regulations, Article 2.9.1 – Permits for Geophysical Surveys. The proposed regulations were originally published in the California Regulatory Notice Register on November 16, 2018 (File No. Z2018-1106-05) and were subject to a 45-day public comment period that ended on January 4, 2019. A public hearing was held on January 4, 2019, in Sacramento, California. The Commission approved the proposed regulations in a public hearing on February 4, 2019 ([Item C76](#)).

After considering public comments and those provided by the California Office of Administrative Law, Commission staff has revised the proposed regulations as follows:

- Section 2100.01 – removed in its entirety.
- Section 2100.02 – applicability provision revised for clarity.
- Section 2100.03 – definition of “Geophysical Survey” revised to replace reference to the “ocean” with “marine waters”; definitions of “OGPP” and “Remotely Operated Vehicle” removed; and, definition of Sovereign Lands revised for clarity and consistency with the section 2100.02 applicability provision.
- Section 2100.04 – revised for clarity.
- Section 2100.05 – liability insurance requirement removed from the program.
- Section 2100.07 – subsections (a)(2), (a)(2)(E), (a)(4), (a)(5)(D), (b)(1), (b)(2)(A), and (b)(6)(A) revised for clarity.
- Section 2100.09 – subsection (a) revised for clarity and to identify grounds for permit suspension.
- Presurvey Notification Form – revised for clarity.

Copies of the full text of the draft regulations as originally proposed and currently modified are available on the Commission's website at www.slc.ca.gov.

WRITTEN COMMENT PERIOD

The proposed changes are substantial and sufficiently related, warranting a new 15-day public comment period. Therefore, Commission staff will accept written comments on the proposed changes for 15 days, beginning on July 29, 2019, and ending at 5:00 pm on August 13, 2019.

Comments should be limited to the new modifications to the proposed regulations. Modifications are indicated by ~~double strikethrough~~ for new deletions and double underline for new additions.

Please submit written comments to:

Joseph Fabel
California State Lands Commission
100 Howe Ave, Suite 100-South
Sacramento, CA 95825

Written comments may also be submitted by facsimile to (916) 574-1855 or by email to cslc.regulations@slc.ca.gov. Please include "**Article 2.9.1 Comments**" in the subject line of the email.

Thank you for your interest and participation in this rulemaking process.

Sincerely,



Joseph Fabel
Attorney