

MINUTE ITEM

7/24/75
RCH

32. ADOPTION OF REGULATIONS CONCERNING EMERGENCY MEETINGS OF THE STATE LANDS COMMISSION.

After consideration of Calendar Item 30 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT THERE HAS BEEN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 11423 THROUGH 11425 RELATING TO PUBLICATION, PUBLIC HEARING AND NOTIFICATION TO THE RULES COMMITTEE OF EACH HOUSE OF THE LEGISLATURE AND OTHER INTERESTED PERSONS.
2. ADOPTS ARTICLE 1.5 OF TITLE 2, DIVISION 3, OF THE CALIFORNIA ADMINISTRATIVE CODE, AS SET FORTH IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.
3. DETERMINES THAT IN ADOPTING THESE REGULATIONS THERE IS NO MANDATE FOR A NEW PROGRAM OR INCREASED LEVEL OF SERVICE ON ANY UNIT OF LOCAL GOVERNMENT PURSUANT TO REVENUE AND TAXATION CODE SECTION 2231.

Attachment:

Calendar Item 30 (2 pages)

ADOPTION OF REGULATIONS CONCERNING
EMERGENCY MEETINGS OF THE STATE LANDS COMMISSION

Pursuant to the Commission's authorization of May 27, 1975 (Minute Item 17, page 536), and in compliance with Government Code Sections 11423-25, a public hearing was held in Sacramento on June 24, 1975. Notice of the hearing was published as required by the Administrative Procedures Act. The purpose of the hearing was to provide the public with an opportunity to make comments regarding proposed additions to the California Administrative Code relative to emergency meetings pursuant to Government Code Section 11125.

No comments, written or oral were received by the staff at the June 24, 1975, public hearing.

EXHIBIT: A. Article 1.5, Meeting Notice and Agenda Requirements.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT THERE HAS BEEN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 11423 THROUGH 11425 RELATING TO PUBLICATION, PUBLIC HEARING AND NOTIFICATION TO THE RULES COMMITTEE OF EACH HOUSE OF THE LEGISLATURE AND OTHER INTERESTED PERSONS.
2. ADOPT ARTICLE 1.5 OF TITLE 2, DIVISION 3, OF THE CALIFORNIA ADMINISTRATIVE CODE AS SET FORTH IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.
3. DETERMINE THAT IN ADOPTING THESE REGULATIONS THERE IS NO MANDATE FOR A NEW PROGRAM OR INCREASED LEVEL OF SERVICE ON ANY UNIT OF LOCAL GOVERNMENT PURSUANT TO REVENUE AND TAXATION CODE SECTION 2231.

Attachment: Exhibit "A"

EXHIBIT A

ARTICLE 1.5
MEETING NOTICE AND
AGENDA REQUIREMENTS

1950. Purpose.

Government Code Section 11125 requires state agencies to provide notice at least one week in advance of any meeting to any person who requests such notice in writing except that emergency meetings may be held with less than one week's notice when such meetings are necessary to discuss unforeseen emergency conditions as defined by the published rule of the agency. The purpose of these regulations is to establish procedures for compliance with Government Code Section 11125 by the State Lands Commission, hereinafter referred to as "Commission".

1951. Contents of Meeting Notice.

The notice for all meetings of the Commission shall specify the date, time and location of the meeting and be accompanied by an agenda listing all items to be considered.

1952. Time of Notice.

Notice shall be given at least one week in advance of the meeting.

1953. Emergency Conditions.

The provisions of Section 1951 and 1952 do not apply when an item must be considered or a meeting held because of unforeseen emergency conditions. Unforeseen emergency conditions exist where there have been unexpected circumstances requiring immediate action by the Commission to regulate any land under the jurisdiction of the Commission so as to protect the public health, welfare or safety. It is not necessary that the emergency conditions be such that they could not have been anticipated or prepared for, but only that in the normal course of events they would seldom be expected.

1954. Emergency Meetings.

Emergency meetings of the Commission may be called at any time by the Chairman, by a majority of the Commission, or by the Executive Officer when such a meeting is necessary to discuss an unexpected emergency condition as defined by Section 1953 of this regulation.