

**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](http://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](mailto: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