

STATUTES OF CALIFORNIA 1947

CONSTITUTION OF 1879 AS AMENDED
MEASURES SUBMITTED TO VOTE
OF ELECTORS, 1946

GENERAL LAWS, AMENDMENTS TO
CODES, RESOLUTIONS, AND
CONSTITUTIONAL AMENDMENTS

PASSED AT THE
1946 FIRST AND SECOND EXTRAORDINARY
SESSIONS OF THE LEGISLATURE

THE
1947 REGULAR SESSION OF
THE LEGISLATURE

AND THE
1947 FIRST EXTRAORDINARY SESSION
OF THE LEGISLATURE



STATUTES OF CALIFORNIA
FIRST EXTRAORDINARY SESSION

1946

Began on Monday, January 7, 1946, and Adjourned
Tuesday, February 19, 1946

CHAPTER 154

An act to add Section 126 to the Government Code, relating to the acquisition of land in this State by the United States and the consent of the Legislature to such acquisition upon the conditions and subject to the reservations in this act prescribed.

[Approved by Governor March 26, 1946. Filed with Secretary of State March 26, 1946.] In effect May 21, 1946

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

SECTION 1. Section 126 is added to the Government Code, to read:

126. Notwithstanding any other provision of law, general or special, the Legislature of California consents to the acquisition by the United States of land within this State upon and subject to each and all of the following express conditions and reservations, in addition to any other conditions or reservations prescribed by law:

(a) The acquisition must be for the erection of forts, magazines, arsenals, dockyards, and other needful buildings, or other public purpose within the purview of Clause 17 of Section 8 of Article I of the Constitution of the United States;

(b) The acquisition must be pursuant to and in compliance with the laws of the United States;

(c) The United States must have acquired title to the land and must in writing have assented to acceptance of jurisdiction over the land upon and subject to each and all of the conditions and reservations in this section prescribed;

(d) The conditions prescribed in subdivisions (a), (b), and (c) of this section must have been found and declared to have occurred and to exist, by the State Board of Equalization, and the board must have found and declared that such acquisition is in the interest of the State, certified copies of its orders or resolutions making such findings and declarations to be filed in the office of the Secretary of State and recorded in the office of the county recorder of each county in which any part of the land is situate;

(e) In granting this consent, the Legislature and the State reserve jurisdiction on and over the land for the execution of civil process and criminal process in all cases, and the State's entire power of taxation including that of each State agency, county, city, city and county, political subdivision or public district of or in the State; and reserves to all persons residing on such land all civil and political rights, including the right of suffrage, which they might have were this consent not given.

(f) This consent continues only so long as the land continues to belong to the United States and is held by it in accordance and in compliance with each and all of the conditions and reservations in this section prescribed.

See also
Stats 1947,
Ch 1532
Conditions of
acquisition
by United
States

Reservations
by State

Duration of
State consent

The finding and declaration of the State Board of Equalization provided for in subdivision (d) of this section shall be made only after a public hearing. Notice of such hearing shall be published once in a newspaper of general circulation in each county in which the land or any part thereof is situated and a copy of such notice shall be personally served upon the clerk of the board of supervisors of each such county. The State Board of Equalization shall make rules and regulations governing the conditions and procedure of such hearings, which shall provide that the cost of publication and service of notice shall be borne by the owner or transferee of the property.

Exception:

The provisions of this section do not apply to any land or water areas heretofore or hereafter acquired by the United States for migratory bird reservations in accordance with the provisions of Sections 375 to 380, inclusive, of the Fish and Game Code.

CHAPTER 155

An act making an appropriation for student housing at the State colleges.

In effect
May 21,
1946

[Approved by Governor March 26, 1946, with reduction herewith noted
Filed with Secretary of State March 26, 1946]

I object to the item of appropriation in Section 1 of Assembly Bill No 104, and I reduce the amount of said appropriation to \$4,000,000 With this reduction I approve the bill.

EARL WARREN
Governor of California

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

Appropriation
Student
housing at
State
colleges

SECTION 1. Out of any money in the State treasury not otherwise appropriated, there is hereby appropriated five million eight hundred thirty thousand dollars (\$5,830,000) to be expended by the Director of Education, with the approval of the Director of Finance for the acquisition of sites for, and the construction, furnishing and equipping of, student housing on the campuses of the State colleges.

The acquisition of any sites under the provisions of this act shall be subject to the Property Acquisition Act.