
MINUTES OF MEETING
CALIFORNIA LAW REVISION COMMISSION
DECEMBER 13, 2013
SAN DIEGO

A meeting of the California Law Revision Commission was held in San Diego on December 13, 2013.

Commission:

Present: Damian Capozzola, Chairperson
Victor King, Vice Chairperson
Diane F. Boyer-Vine, Legislative Counsel
Xochitl Carrion
Judge Patricia Cowett (Ret.)
Crystal Miller-O'Brien

Absent: Assembly Member Roger Dickinson
Senator Ted Lieu
Susan Duncan Lee
Taras Kihiczak

Staff: Brian Hebert, Executive Director
Barbara Gaal, Chief Deputy Counsel
Kristin Burford, Staff Counsel
Steve Cohen, Staff Counsel

Consultants: None

Other Persons:

Ann Gilmour, Administrative Office of the Courts
Douglas C. Miller, Administrative Office of the Courts
Jedediah Parr, California Indian Legal Services
Bob Prath, AARP California
Glenn S. McRoberts, Michel & Associates, National Rifle Association
Michael Shabatay
Jennifer Wilkerson, Executive Committee, State Bar Trusts and Estates Section

- 1 • Commissioners Capozzola, Kihiczak, and Miller-O'Brien were
2 appointed by the Governor to another term.

3 The Executive Director also expressed his appreciation to the San Diego
4 Public Library for providing meeting space.

5 **2013-2014 Annual Report**

6 The Commission considered Memorandum 2013-48, presenting a staff draft
7 of the body of the Commission's 2013-14 Annual Report and a draft appendix of
8 Commissioner biographies.

9 The Commission approved the material for publication, with the caveat that
10 the appendix would be revised to incorporate additional biographical material
11 that Commissioners will provide to staff.

12 **New Topics and Priorities**

13 The Commission considered Memorandum 2013-54, discussing the
14 Commission's current program of work and possible work priorities for 2014.
15 The Commission approved the priority scheme summarized on pages 51-54.

16 The Commission specifically decided against studying Penal Code Section
17 32390 in 2014. Commissioner Capozzola voted against that decision.

18 STUDY L-750 — UNIFORM ADULT GUARDIANSHIP AND
19 PROTECTIVE PROCEEDINGS JURISDICTION ACT

20 The Commission considered Memorandum 2013-56 and its First Supplement,
21 presenting a draft of a final recommendation on the Uniform Adult
22 Guardianship and Protective Proceedings Jurisdiction Act ("UAGPPJA"). The
23 Commission also considered Memorandum 2013-55 and its First Supplement
24 (focusing on issues specific to Indian tribes) and Memorandum 2013-57
25 (discussing possible conforming revisions).

26 The Commission made the decisions described below.

27 **Prob. Code § 1821. Content of petition to appoint conservator**

28 Probate Code Section 1821 should be revised, along the following lines:

29 1821. ...

30 (k) The petition shall state, so far as is known to the petitioner,
31 whether or not the proposed conservatee is a member of a federally
32 recognized Indian tribe. If so, the petition shall state the name of
33 the tribe, the state in which the tribe is located, whether the
34 proposed conservatee resides on tribal land, and whether the

1 proposed conservatee is known to own property on tribal land. For
2 the purposes of this subdivision, “tribal land” means land that is,
3 with respect to a specific Indian tribe and the members of that tribe,
4 “Indian country” as defined in Section 1151 of Title 18 of the United
5 States Code.

6 **Comment.** Section 1821 is amended to provide that the petition
7 include specified information about a proposed conservatee who is
8 known to be a member of a federally recognized Indian tribe.
9 Subdivision (k) does not impose a duty of inquiry on the petitioner.

10 **Proposed Prob. Code § 1982. Definitions [UAGPPJA § 102]**

11 Proposed Probate Code Section 1982(m) should be revised to delete the
12 brackets surrounding “federally recognized Indian tribe.”

13 **Proposed Prob. Code § 1994. Special Jurisdiction [UAGPPJA § 204]**

14 Proposed Probate Code Section 1994 and the accompanying Comment should
15 be revised as follows:

16 1994. (a) A court of this state lacking jurisdiction under
17 subdivisions (a) to (e), inclusive, of Section 1993 has special
18 jurisdiction to do any of the following:

19

20 (3) Appoint a conservator of the person, conservator of the
21 estate, or conservator of the person and estate for a proposed
22 conservatee for whom a provisional order to transfer a proceeding
23 from another state has been issued under procedures similar to
24 Section 2001. In making an appointment under this paragraph, a
25 court shall follow the procedures specified in Chapter 3
26 (commencing with Section 2250) of Part 4. The temporary
27 conservatorship shall terminate in accordance with Section 2257.

28 (b) If a petition for the appointment of a conservator of the
29 person in an emergency

30 **Comment.** Section 1994 is similar to Section 204 of the Uniform
31 Adult Guardianship and Protective Proceedings Jurisdiction Act
32 (2007) (“UAGPPJA”). Revisions have been made to conform to
33 California terminology for the proceedings in question. See Section
34 1982 & Comment (definitions); see also Section 1980 Comment.
35 Revisions have also been made to specify the procedure for making
36 an emergency appointment under paragraph (a)(1) or an
37 appointment under paragraph (a)(3) while a transfer petition is
38 pending.

39 See Section 1991(a)

40 **Proposed Prob. Code § 2002. Accepting Conservatorship Transferred From**
41 **Another State [UAGPPJA § 302]**

42 Proposed Probate Code Section 2002(i)(1) should be revised as follows:

1 (i)(1) The court shall issue a final order accepting the proceeding
2 and appointing the conservator as a conservator ~~of the person, a~~
3 ~~conservator of the estate, or a conservator of the person and estate~~
4 in this state upon completion of the conformity determination and
5 review required by subdivision (h), or upon its receipt from the
6 court from which the proceeding is being transferred of a final
7 order issued under provisions similar to Section 2001 transferring
8 the proceeding to this state, whichever occurs later. In appointing a
9 conservator under this paragraph, the court shall comply with
10 Section 1830.

11 **Proposed Prob. Code § 2003. Transfer involving member of California tribe**

12 Proposed Probate Code Section 2003 and an accompanying Comment should
13 be added to the proposed law, to read as follows:

14 2003. If a conservatorship is transferred under this article from a
15 court of this state to the court of a California tribe or from the court
16 of a California tribe to a court of this state, the order that
17 provisionally grants the transfer may expressly provide that
18 specified powers of the conservator will not be transferred.
19 Jurisdiction over the specified powers will be retained by the
20 transferring state and will not be included in the powers that are
21 granted to the conservator in the state that accepts the transfer.

22 **Comment.** Section 2003 is new. See Section 2031(a) (“California
23 tribe” defined).

24 **Proposed Prob. Code § 2011. Registration of Order Appointing Conservator of**
25 **Person [UAGPPJA § 401]**

26 Proposed Probate Code Section 2011(b) should be revised as follows:

27 (b) At least fifteen (15) days before registering a conservatorship
28 in this state, the conservator shall provide notice of an intent to
29 register to all of the following:

30 (1) The court supervising the conservatorship.

31 (2) Every person who would be entitled to notice of a petition
32 for the appointment of a conservator in the state where the
33 conservatorship is ~~pending~~ being supervised.

34 (3) Every person who would be entitled to notice of a petition
35 for the appointment of a conservator in this state.

36 **Proposed Prob. Code § 2012. Registration of Order Appointing Conservator of**
37 **Estate [UAGPPJA § 402]**

38 Proposed Probate Code Section 2012(b) should be revised as follows:

39 (b) At least fifteen (15) days before registering a
40 conservatorship in this state, the conservator shall provide notice of
41 an intent to register to all of the following:

1 (1) The court supervising the conservatorship.

2 (2) Every person who would be entitled to notice of a petition
3 for the appointment of a conservator in the state where the
4 conservatorship is ~~pending~~ being supervised.

5 (3) Every person who would be entitled to notice of a petition
6 for the appointment of a conservator in this state.

7 **Proposed Prob. Code § 2013. Registration of Order Appointing Conservator of**
8 **Person and Estate**

9 Proposed Probate Code Section 2013(b) should be revised as follows:

10 (b) At least fifteen (15) days before registering a conservatorship
11 in this state, the conservator shall provide notice of an intent to
12 register to all of the following:

13 (1) The court supervising the conservatorship.

14 (2) Every person who would be entitled to notice of a petition
15 for the appointment of a conservator in the state where the
16 conservatorship is ~~pending~~ being supervised.

17 (3) Every person who would be entitled to notice of a petition
18 for the appointment of a conservator in this state.

19 **Proposed Prob. Code § 2014. Effect of Registration [UAGPPJA § 403]**

20 Proposed Probate Code Section 2014 and the accompanying Comment should
21 be revised along the following lines:

22 2014. (a) Upon registration of a conservatorship order from
23 another state, the conservator may, while the conservatee resides
24 out of this state, exercise in any county of this state all powers
25 authorized in the order of appointment except as prohibited under
26 the laws of this state, including maintaining actions and
27 proceedings in this state and, if the conservator is not a resident of
28 this state, subject to any conditions imposed upon nonresident
29 parties. ~~The~~ When acting pursuant to registration, the conservator
30 is subject to the law of this state while acting in this state, is
31 required to comply with that law in every respect governing the
32 action, including, but not limited to, all applicable procedures, and
33 is not authorized to take any action prohibited by the law of this
34 state. If a law of this state, including, but not limited to, Section
35 2352, 2352.5, 2355, 2356.5, 2540, 2543, 2545, or 2591.5, or Article 2
36 (commencing with Section 1880) of Chapter 4 of Part 4, mandates
37 compliance with special requirements to exercise a particular
38 conservatorship power or take a particular step, the conservator of
39 a registered conservatorship may not exercise that power or take
40 that step without first complying with those special requirements.

41 (b) When subdivision (a) requires a conservator to comply with
42 a law of this state that makes it necessary to obtain court approval
43 or take other action in court, the conservator shall seek that
44 approval or proceed as needed in an appropriate court of this state.

1 In handling the matter, that court shall communicate and cooperate
2 with the court that is supervising the conservatorship, in
3 accordance with Sections 1984 and 1985.

4 ~~(b)~~ (c) Subdivision (a) applies only when the conservatee resides
5 out of this state. When the conservatee resides in this state, a
6 conservator may not exercise any powers pursuant to a registration
7 under this article.

8 ~~(e)~~ (d) A court of this state may grant any relief available under
9 this chapter and other law of this state to enforce a registered order.

10 **Comment.** Subdivision (a) of Section 2014 is similar to Section
11 403(a) of the Uniform Adult Guardianship and Protective
12 Proceedings Jurisdiction Act (2007) (“UAGPPJA”). Revisions have
13 been made to conform to California terminology for the
14 proceedings in question. See Section 1982 & Comment (definitions);
15 see also Section 1980 Comment. Revisions have also been made to:

16 (1) Underscore that any conservatorship registered in
17 California is fully subject to California law while the
18 conservator is acting in the state. For example, if a
19 conservatorship is registered in California and the
20 conservator wishes to exercise the powers specified in
21 Section 2356.5 (conservatee with dementia) within the
22 state, the requirements of that section must be satisfied.
23 Similarly, if the conservator of a registered
24 conservatorship wishes to sell the conservatee’s personal
25 residence located in California, the transaction must
26 comply with California’s special requirements for such a
27 sale (see, e.g., Sections 2352, 2352.5, 2540(b), 2543, 2591.5).

28 (2) Emphasize that registration of an out-of-state
29 conservatorship in one county is sufficient; it is not
30 necessary to register in every county in which the
31 conservator seeks to act.

32 (3) Make clear that a registration is only effective while the
33 conservatee resides in another jurisdiction. If the
34 conservatee becomes a California resident, the
35 conservator cannot act pursuant to a registration under
36 Section 2011, 2012, or 2013, but can petition for transfer of
37 the conservatorship to California under Article 2.

38 Subdivision (b) provides guidance on which court is the
39 appropriate forum for purposes of complying with California
40 procedures as required under subdivision (a).

41 Subdivision ~~(b)~~ (c) further underscores that a registration is only
42 effective while the conservatee resides in another jurisdiction.

43 Subdivision ~~(e)~~ (d) is the same as Section 403(b) of UAGPPJA.

44 For limitations on the scope of this chapter, see Section 1981 &
45 Comment.

46 Similar revisions should be made where needed elsewhere in the draft.

1 **Proposed Prob. Code § 2017. California tribal court conservatorship order**

2 Proposed Probate Code Section 2017 and an accompanying Comment should
3 be added to the proposed law, to read as follows:

4 2017. Notwithstanding any other provision of this article:

5 (a) A conservatorship order of a court of a California tribe can
6 be registered under Section 2011, 2012, or 2013, regardless of
7 whether the conservatee resides in California.

8 (b) The effect of a conservatorship order of a court of a
9 California tribe that is registered under Section 2011, 2012, or 2013
10 is not contingent on whether the conservatee resides in California.

11 (c) Paragraphs (3) and (4) of subdivision (a) of Section 2015 do
12 not apply to a conservatorship order of a court of a California tribe.

13 **Comment.** Section 2016 provides that the residence-based
14 limitations on registration of a conservatorship order, in Sections
15 2011, 2012, 2013, and 2015, do not apply to a conservatorship order
16 of a court of a California tribe. See Section 2031(a) (“California
17 tribe” defined).

18 **Proposed Prob. Code § 2023. Court rules and forms**

19 Proposed Probate Code Section 2023 and the accompanying Comment should
20 be revised along the following lines:

21 2023. (a) On or before January 1, 2016, the Judicial Council shall
22 develop court rules and forms as necessary for the implementation
23 of this chapter.

24 (b) The materials developed pursuant to this section shall
25 include, but not be limited to, both of the following:

26 (1) A cover sheet for registration of a conservatorship under
27 Section 2011, 2012, or 2013. The cover sheet shall explain that a
28 proceeding may not be registered under Section 2011, 2012, or 2013
29 if the proceeding relates to a minor. The cover sheet shall further
30 explain that a proceeding in which a person is subjected to
31 involuntary mental health care may not be registered under Section
32 2011, 2012, or 2013. The cover sheet shall require the conservator to
33 initial each of these explanations. The cover sheet shall also include
34 a prominent statement that the conservator of a conservatorship
35 registered under Section 2011, 2012, or 2013 is subject to the law of
36 this state while acting in this state, is required to comply with that
37 law in every respect, including, but not limited to, all applicable
38 procedures, and is not authorized to take any action prohibited by
39 the law of this state. ~~In addition,~~ Except as provided in subdivision
40 (c), the cover sheet shall also prominently state that the registration
41 is effective only while the conservatee resides in another
42 jurisdiction and does not authorize the conservator to take any
43 action while the conservatee is residing in this state. Directly

1 beneath these statements, the cover sheet shall include a signature
2 box in which the conservator attests to these matters.

3 (2) The form required by paragraph (3) of subdivision (a) of
4 Section 2015. If the Judicial Council deems it advisable, this form
5 may be included in the civil cover sheet developed under
6 paragraph (1).

7 (3) A form for providing notice of intent to register a proceeding
8 under Section 2011, 2012, or 2013.

9 (c) The materials prepared pursuant to this section shall be
10 consistent with Section 2017.

11 **Comment.** Section 2023 directs the Judicial Council to prepare
12 any court rules and forms that are necessary to implement this
13 chapter before it becomes operative.

14 Subdivision (c) requires that the materials prepared by the
15 Judicial Council be consistent with Section 2017, relating to the
16 registration of a conservatorship order of a court of a California
17 tribe.

18 **Proposed Prob. Code §§ 2031-2033. Federally Recognized Indian Tribe**

19 Proposed Probate Code Sections 2031-2033 and the accompanying Comments
20 should be added to the proposed law, along the following lines:

21 ARTICLE 6. FEDERALLY RECOGNIZED INDIAN TRIBE

22 **Prob. Code § 2031 (added). Definitions**

23 2031. For the purposes of this chapter:

24 (a) “California tribe” means an Indian tribe with jurisdiction
25 that has tribal land located in California.

26 (b) “Indian tribe with jurisdiction” means a federally recognized
27 Indian tribe that has a court system that exercises jurisdiction over
28 proceedings that are substantially equivalent to conservatorship
29 proceedings.

30 (c) “Tribal land” means land that is, with respect to a specific
31 Indian tribe and the members of that tribe, “Indian country” as
32 defined in Section 1151 of Title 18 of the United States Code.

33 **Comment.** Section 2031 is new.

34 **Prob. Code § 2032 (added). Tribal court jurisdiction**

35 2032. Article 2 (commencing with Section 1901) does not apply
36 to a proposed conservatee who is a member of an Indian tribe with
37 jurisdiction.

38 **Comment.** Section 2032 is new.

1 **Prob. Code § 2033 (added). Declining jurisdiction where tribal**
2 **court is more appropriate forum**

3 2033. (a) If a petition for the appointment of a conservator has
4 been filed in a court of this state and a conservator has not yet been
5 appointed, any person entitled to notice of a hearing on the petition
6 may move to dismiss the petition on the grounds that the proposed
7 conservatee is a member of an Indian tribe with jurisdiction. The
8 petition shall state the name of the Indian tribe.

9 (b) If, after communicating with the named tribe, the court of
10 this state finds that the proposed conservatee is a member of an
11 Indian tribe with jurisdiction, it may grant the motion to dismiss if
12 it finds that there is good cause to do so. If the motion is granted,
13 the court may impose any condition the court considers just and
14 proper, including the condition that a petition for the appointment
15 of a conservator be filed promptly in the tribal court.

16 (c) In determining whether there is good cause to grant the
17 motion, the court may consider all relevant factors, including, but
18 not limited to, the following:

19 (1) Any expressed preference of the proposed conservatee.

20 (2) Whether abuse, neglect, or exploitation of the proposed
21 conservatee has occurred or is likely to occur and which state could
22 best protect the proposed conservatee from the abuse, neglect, or
23 exploitation.

24 (3) The length of time the proposed conservatee was physically
25 present in or was a legal resident of this or another state.

26 (4) The location of the proposed conservatee's family, friends,
27 and other persons required to be notified of the conservatorship
28 proceeding.

29 (5) The distance of the proposed conservatee from the court in
30 each state.

31 (6) The financial circumstances of the estate of the proposed
32 conservatee.

33 (7) The nature and location of the evidence.

34 (8) The ability of the court in each state to decide the issue
35 expeditiously and the procedures necessary to present evidence.

36 (9) The familiarity of the court of each state with the facts and
37 issues in the proceeding.

38 (10) If an appointment were made, the court's ability to monitor
39 the conduct of the conservator.

40 (11) The timing of the motion, taking into account the parties'
41 and court's expenditure of time and resources.

42 (d) Notwithstanding subdivision (b), the court shall not dismiss
43 the petition if the tribal court expressly declines to exercise its
44 jurisdiction with regard to the proposed conservatee.

45 **Comment.** Section 2033 is new.

46 The second sentence of subdivision (b) is similar to the fourth
47 sentence of Section 1996(b).

1 The factors listed in paragraphs (c)(1)-(10) are drawn from
2 Section 1996(c). Paragraph (c)(11) is similar to a factor considered in
3 determining whether to transfer a child custody case to tribal court
4 under 25 U.S.C. § 1911(b). See also Welf. & Inst. Code §
5 305.5(c)(2)(B).

6 **Prob. Code § 2107. Powers and Duties of Guardian or Conservator of**
7 **Nonresident**

8 Probate Code Section 2017 should be amended as follows:

9 **Prob. Code § 2107 (amended). Powers and duties of guardian or**
10 **conservator of nonresident**

11 2107. (a) Unless limited by court order, when a court of this
12 state appoints a guardian or conservator of the person of a
13 nonresident, the appointee has the same powers and duties as a
14 guardian or conservator of the person of a resident while the
15 nonresident is in this state.

16 (b) A When a court of this state appoints a guardian or
17 conservator of the estate of a nonresident, the appointee has, with
18 respect to the property of the nonresident within this state, the
19 same powers and duties as a guardian or conservator of the estate
20 of a resident. The responsibility of such a guardian or conservator
21 with regard to inventory, accounting, and disposal of the estate is
22 confined to the property that comes into the hands of the guardian
23 or conservator in this state.

24 **Comment.** Section 2107 is amended to prevent confusion
25 regarding its application, which might otherwise arise due to the
26 enactment of the California Conservatorship Jurisdiction Act
27 (Section 1980 *et seq.*). This clarification is not a substantive change.
28 See Section 2107 Comment (1990 enactment), which explains that
29 “[t]his section prescribes powers and duties of a guardian or
30 conservator *appointed in California* for a nonresident.” (Emphasis
31 added.)

32 **Prob. Code § 3800. Petition by Nonresident’s Out-of-State Fiduciary for**
33 **Removal of Nonresident’s Property**

34 Probate Code Section 3800 should be amended as follows:

35 **Prob. Code § 3800 (amended). Petition by nonresident’s out-of-**
36 **state fiduciary for removal of nonresident’s property**

37 3800. (a) If a nonresident has a duly appointed, qualified, and
38 acting guardian, conservator, committee, or comparable fiduciary
39 in the place of residence and if no proceeding for guardianship or
40 conservatorship of the nonresident is pending or contemplated in
41 this state, the nonresident fiduciary may petition to have property
42 owned by the nonresident removed to the place of residence.

43 (b) The petition for removal of property of the nonresident shall
44 be filed in the superior court of the county in which the nonresident

1 is or has been temporarily present or in which the property of the
2 nonresident, or the principal part thereof, is located.

3 (c) If a conservatorship was transferred from this state to
4 another state pursuant to Article 3 (commencing with Section 2001)
5 of Chapter 8 of Part 3, the foreign conservator may remove the
6 conservatee's personal property from this state without seeking a
7 petition under this chapter.

8 **Comment.** Section 3800 is amended to reflect the enactment of
9 the California Conservatorship Jurisdiction Act (Section 1980 *et*
10 *seq.*).

11 **Preliminary Part**

12 The preliminary part (narrative discussion) should be revised to explain the
13 proposed treatment of Indian tribes and reflect the other decisions described
14 above. In addition, the following revision should be made on page 32, line 27, of
15 the draft attached to Memorandum 2013-56:

- 16 • Replace “facilitating out-of-state enforcement of conservatorship
17 orders” with “facilitating enforcement of out-of-state
18 conservatorship orders”

19 **Approval of a Final Recommendation**

20 Subject to all of the following conditions, the Commission approved the draft
21 attached to Memorandum 2013-56 as a final recommendation, for printing and
22 submission to the Legislature:

- 23 • The staff should make the revisions described above, as well as
24 any other changes necessary to properly reflect and incorporate
25 the Commission's decisions.
- 26 • The staff should provide the new draft to the Chair, and obtain the
27 Chair's approval.
- 28 • The staff should continue its research on conforming revisions and
29 alert the Commission if additional conforming revisions appear
30 necessary. (Upon approval of any additional conforming revisions,
31 the Commission will either incorporate them in the same
32 recommendation or prepare a supplemental recommendation.)

33 **STUDY M-301 – DEADLY WEAPONS: MINOR CLEAN-UP ISSUES**

34 The Commission considered Memorandum 2013-53 and its First Supplement,
35 presenting a staff draft of a final recommendation on *Deadly Weapons: Minor*
36 *Clean-Up Issues*. The Commission approved the staff draft, incorporating the

1 revisions in the supplement, as a final recommendation, for publication and
2 submission to the Legislature.

3 **STUDY R-100 — FISH AND GAME LAW**

4 The Commission considered Memorandum 2013-49, Memorandum 2013-50
5 and its First and Second Supplements, Memorandum 2013-51, and
6 Memorandum 2013-58, discussing the Commission’s study of fish and game law.
7 The Commission made the following decisions relating to the content of the
8 proposed Fish and Wildlife Code:

9 **Cumulative Draft**

10 Revisions to the proposed law contained in the cumulative draft presented by
11 Memorandum 2013-58 are approved.

12 **Licensing Provisions**

- 13 • No change should be made to the proposed provisions on
14 consignment and prepayment sales by license agents.
15 • Proposed Fish and Wildlife Code Section 2215 should be revised to
16 preserve the language of existing law.
17 • Proposed Fish and Wildlife Code Section 2425 should not be
18 deleted.
19 • The revisions proposed on pages 5-12 of Memorandum 2013-49 are
20 approved.

21 **Definitions**

- 22 • The definitions of “project” and “wildlife” in Fish and Game Code
23 Section 711.2(a) should be located in Chapter 2 (commencing with
24 Section 100) of Division 1 of the proposed Fish and Wildlife Code
25 (“General Definitions”). When the Commission analyzes any other
26 provision that specially defines “wildlife” for a particular purpose,
27 it will evaluate whether the special definition is necessary.
28 • The proposed law should preserve the existing application of the
29 definition of “person” in Fish and Game Code Section 711.2(b).

30 **Gift of Personal Property**

31 Proposed Fish and Wildlife Code Section 1260 should be relocated as
32 discussed on pages 6 and 7 of Memorandum 2013-50.

33 **Repealed Provision**

34 Proposed Fish and Wildlife Code Section 2735 should be deleted.

1 **Organization of Proposed Law**

2 Provisionally, the remainder of the proposed law should be organized along
3 the following lines:

- 4 Division 5. Hunting, Fishing, and Other Public Use
- 5 Division 6. Biodiversity
- 6 Division 7. Management of Public Lands and Facilities
- 7 Division 8. Pollution Prevention and Response
- 8 Division 9. Miscellaneous Provisions

9 STUDY T-100 — TECHNICAL AND MINOR SUBSTANTIVE STATUTORY CORRECTIONS

10 The Commission considered Memorandum 2013-52 and its First Supplement,
11 presenting a staff draft of a final recommendation on *Technical and Minor*
12 *Substantive Statutory Corrections*. The Commission approved the staff draft,
13 incorporating the revisions in the supplement, as a final recommendation, for
14 publication and submission to the Legislature.

APPROVED AS SUBMITTED _____ Date

APPROVED AS CORRECTED _____ Chairperson
(for corrections, see Minutes of next meeting)

Executive Director