

State of California
BOARD OF EQUALIZATION
PROPERTY TAX RULES

Division 1. State Board of Equalization-Property Tax
Chapter 1. Valuation Principles and Procedures

Rule 28. Examples of Taxable Possessory Interests.

Authority: Section 15606, Government Code.

Reference: Sections 107, 107.1, 107.2, 107.3 and 107.4, Revenue and Taxation Code.

The following are examples of commonly encountered taxable possessory interests:

- (a) The right to explore for, capture, and reduce to possession gas, petroleum, and other hydrocarbons in public lands.
- (b) The possession of an employee in housing owned by a public agency, irrespective of whether occupancy of the housing is a condition of employment except when the facility also serves as the employee's work area to which the employer has full access.
- (c) The right to cut and remove standing timber on public lands.
- (d) The right to graze livestock or raise forage on public lands.
- (e) The possession of public property at harbors, factories, airports, golf courses, marinas, recreation areas, parks, and stadiums. Possessory interests may include land subject to the ultimate grant of a United States patent, commercial and industrial sites, and water rights.

History: Adopted January 6, 1971, effective February 18, 1971.