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SB-273 State real property: surplus. (2015-2016)

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Senate Bill No. 273

CHAPTER 233

An act relating to state real property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 01, 2015. Filed with Secretary of State September 01, 2015.]

LEGISLATIVE COUNSEL'S DIGEST

SB 273, Hueso. State real property: surplus.

(1) Existing law provides that the Director of General Services may acquire and dispose of surplus state real property where that property is not needed by another state agency and the Legislature has authorized disposal of the property. Existing law also specifies the manner in which the department is to dispose of surplus state real property.

This bill would authorize the director to dispose of 2 specified parcels of state property pursuant to these provisions.

(2) The California Constitution requires that the proceeds from the sale of surplus state property be used to pay the principal and interest on bonds issued pursuant to the Economic Recovery Bond Act until the principal and interest on those bonds are fully paid, after which these proceeds are required to be deposited into the Special Fund for Economic Uncertainties, a continuously appropriated fund. Existing law similarly requires that the net proceeds received from any real property disposition be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund previously established by the California Constitution, until the bonds issued pursuant to the act are retired, and afterward be paid into the Special Fund for Economic Uncertainties.

By increasing the amount transferred into continuously appropriated funds, this bill would make an appropriation.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: yes Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. (a) The Director of General Services may sell, exchange, sell combined with an exchange, or lease for fair market value, upon those terms and conditions as the Director of General Services determines are in the best interests of the state, all or any part of the following real property pursuant to Section 11011.1 of the Government Code:

- (1) Parcel 1, consisting of approximately 0.17 acres and improvements, known as the Department of Conservation field office located at 466 North Fifth Street, in Coalinga, Fresno County Assessor Parcel Number 072-111-16T.

(2) Parcel 2, consisting of approximately 29.93 acres and improvements, known as the Department of Forestry Crystal Creek Conservation Camp located at 2242 Highway 2999 West, in Whiskytown, Shasta County Assessor Parcel Number 011-290-038.

(b) To the extent that bonds issued by the State Public Works Board involve the property to be sold pursuant to this section, all issuer- and trustee-related costs associated with the review of any proposed sale, together with the costs related to the defeasance or retirement of any bonds, which may include the cost of nationally recognized bond counsel, shall be paid from the proceeds of any sale or lease authorized by this section.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to enable the proper disposal of surplus property to occur as soon as possible, it is necessary that this act take effect immediately.