

Senate Bill No. 2099

CHAPTER 631

An act relating to state property, and making an appropriation therefor.

[Approved by Governor September 17, 2002. Filed
with Secretary of State September 17, 2002.]

LEGISLATIVE COUNSEL'S DIGEST

SB 2099, Vasconcellos. State property: surplus.

Existing law requires each state agency, on or before December 31 of each year, to make a review of all proprietary state lands, with specified exceptions, over which it has jurisdiction, to determine what, if any, land is in excess of its foreseeable needs, and to report thereon in writing to the Department of General Services. Existing law transfers to the department jurisdiction of all land reported as excess.

The department is required to sell the land or otherwise dispose of the property pursuant to the authorization, by sending a specified written offer to sell or lease the property to certain local public entities. The department may not sell the land to a local governmental agency for less than fair market value. Any sale is subject to any other terms, conditions, reservations, and exemptions as the department may deem to be in the best interests of the state.

This bill would authorize the Director of General Services, subject to specified conditions, to sell, lease, or exchange a specified parcel of real property in the City of Santa Clara upon terms and conditions and subject to reservations and exceptions that the director determines are in the best interests of the state.

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

SECTION 1. (a) (1) Pursuant to Section 11011.1 and notwithstanding Section 54222 of the Government Code or any other provision of law, the Director of General Services, subject to the following two conditions, may sell, lease, or exchange the real property consisting of approximately 17 acres in the City of Santa Clara, known as the Bay Area Research Extension Center, upon terms and conditions and subject to reservations and exceptions that the director determines are in the best interests of the state:

(2) The Department of General Services shall market the property referred to in paragraph (1) with the condition that the sale, lease, or exchange of the property cannot be completed until the appropriate local



governmental entity has granted entitlements for the buyer's or lessee's development project.

(3) The Department of General Services shall, prior to sale, lease, or exchange, perform preliminary studies to determine the presence of hazardous materials on the site referred to in paragraph (1).

(b) From the proceeds of the sale of property pursuant to this section, the Department of General Services shall be reimbursed for its costs related to the sale, including, but not limited to, any survey costs, title transfer fees, and department staff time.

