

AMENDED IN SENATE JUNE 11, 2015

AMENDED IN SENATE MAY 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1444

Introduced by Assembly Member Eduardo Garcia

February 27, 2015

An act to amend Sections 6300, 6302, and 6304 of, and to repeal Sections 6301, 6303, and 6305 of, the Government Code, relating to state government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1444, as amended, Eduardo Garcia. Foreign-trade zones.

Existing law authorizes any public corporation, as defined, and specified private corporations to apply for the privilege of establishing, operating, and maintaining a foreign-trade zone in accordance with federal law, and provides that any public or private corporation whose application is granted pursuant to federal law is authorized to establish, operate, and maintain a foreign-trade zone, subject to specified conditions. Existing law also authorizes a public corporation, if authorized to establish, operate, and maintain a foreign trade zone, to provide the United States with indemnity or assurance and to deposit sums of money with the United States as requested.

This bill would combine and reorganize these provisions and would repeal that indemnity and assurance provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

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

1 SECTION 1. Section 6300 of the Government Code is amended
2 to read:

3 6300. The following definitions govern this chapter:

4 (a) "Act of Congress" means the act of Congress approved June
5 18, 1934, entitled "An act to provide for the establishment,
6 operation, and maintenance of foreign-trade zones in ports of entry
7 of the United States, to expedite and encourage foreign commerce,
8 and for other purposes" (~~48 U.S. Stats. at L. Ch. 590~~): (*Public Law*
9 *73-397; 48 Stat. 998*).

10 (b) "Public corporation" means the state, any political
11 subdivision thereof, any incorporated municipality therein, any
12 public agency of the state, of any political subdivision thereof, or
13 of any municipality therein, or any corporate municipal
14 instrumentality of this state or of this state and one or more other
15 states.

16 (c) "*Private corporation*" means an entity organized under the
17 laws of the state subsequent to September 15, 1935, for the purpose
18 of establishing, operating, and maintaining a foreign-trade zone
19 in accordance with the Act of Congress.

20 SEC. 2. Section 6301 of the Government Code is repealed.

21 SEC. 3. Section 6302 of the Government Code is amended to
22 read:

23 6302. (a) Any public corporation may apply for the privilege
24 of establishing, operating, and maintaining a foreign-trade zone
25 in accordance with the act of Congress.

26 (b) Any private corporation ~~organized under the laws of the~~
27 ~~state subsequent to September 15, 1935, for the purpose of~~
28 ~~establishing, operating, and maintaining a foreign-trade zone in~~
29 ~~accordance with the act of Congress~~ may apply for the privilege
30 of establishing, operating, and maintaining a foreign-trade zone
31 in accordance with the act of Congress.

32 SEC. 4. Section 6303 of the Government Code is repealed.

33 SEC. 5. Section 6304 of the Government Code is amended to
34 read:

35 6304. Any public or private corporation authorized by this
36 chapter to make an application and whose application is granted
37 pursuant to the terms of the act of Congress may establish, operate,
38 and maintain the foreign-trade zone:

- 1 (a) Subject to the conditions and restrictions of the act of
2 Congress, and any amendments thereto.
3 (b) Under such rules and regulations and for the period of time
4 that may be prescribed by the board established by the act of
5 Congress to carry out the act.
6 SEC. 6. Section 6305 of the Government Code is repealed.

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