

AMENDED IN ASSEMBLY APRIL 15, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2591**

**Introduced by Assembly Member Harvey**

February 21, 1996

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An act to amend Section 16 of Chapter 1038 of the Statutes of 1991, relating to community colleges, *and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2591, as amended, Harvey. Community college facilities: Kern Community College District.

An existing special statute, enacted in furtherance of a legislative finding of unique circumstances, authorizes the Kern Community College District to dispose of specified property in Bakersfield, California. This special statute specifies that escrow on the disposal of this property shall close no later than January 1, 1996.

In furtherance of a legislative finding of unique circumstances, this bill would extend the deadline for the closure of escrow for the disposal of this property, and an additional, specified piece of property, to January 1, 2002.

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

Vote: ~~majority~~ <sup>2/3</sup>. 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 16 of Chapter 1038 of the  
2 Statutes of 1991 is amended to read:

3 Sec. 16. (a) Notwithstanding any provision of the  
4 Education Code, the Government Code, or the Public  
5 Contract Code, the Kern Community College District  
6 may, by direct negotiations or through a brokered  
7 agreement, dispose of the Weill Institute site with  
8 associated property and the Allied Health Facility on  
9 Mount Vernon Avenue in Bakersfield, California, in  
10 accordance with the following conditions:

11 (1) The amount of the contract for sale shall equal or  
12 exceed a current appraisal of the value of the property.

13 (2) Escrow shall close no later than January 1, 2002.

14 (b) The use of the net proceeds of the sale shall be  
15 restricted to capital projects or deferred maintenance  
16 projects.

17 SEC. 2. Due to the unique circumstances concerning  
18 the Kern Community College District, the Legislature  
19 finds and declares that a general statute cannot be made  
20 applicable within the meaning of Section 16 of Article IV  
21 of the California Constitution, and the enactment of this  
22 act as a special statute is therefore necessary.

23 *SEC. 3. This act is an urgency statute necessary for the*  
24 *immediate preservation of the public peace, health, or*  
25 *safety within the meaning of Article IV of the*  
26 *Constitution and shall go into immediate effect. The facts*  
27 *constituting the necessity are:*

28 *In order to allow the Kern Community College District*  
29 *to dispose of surplus property in a expeditious manner, it*  
30 *is necessary that this act take effect immediately.*

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