

AMENDED IN ASSEMBLY MAY 2, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1301

Introduced by Assembly Member Goldberg

February 23, 2001

An act relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1301, as amended, Goldberg. School facilities: site contamination.

Existing

Existing law prohibits the governing board of a school district from approving a project involving the acquisition of a schoolsite or the construction of a school by the school district unless specified actions are taken with regard to potential contamination of the site, including a determination by the lead agency, as defined, that the property purchased or to be built upon is not the site of a current or former hazardous waste disposal site or solid waste disposal site, or a hazardous substance release site.

This bill would require the Department of Toxic Substances Control, by March 1, 2002, to ~~conduct an evaluation of the environmental problems relating to the completion of Belmont High School and to submit a report to the Legislature that recommends the safety and legal actions that can be taken to facilitate the completion and opening of Belmont High School~~ *complete and submit a report to the Legislature that updates the progress being made to fully characterize the hazardous risks and to develop and recommend options for response*

action that would be necessary to facilitate the completion and opening of the Belmont Learning Center.

The bill would require the department, by March 1, 2002, to assure that a remedial investigation health risk assessment feasibility study has been completed so that specific recommendations can be made on an appropriate remedial action plan for the Belmont Learning Center. The bill would require the department to provide the Los Angeles Unified School District with an estimate of the oversight and contract costs to do the study for the Belmont Learning Center, with the identification of a preferred remedial alternative. The bill would require the district to enter into an environmental oversight agreement with the department and to pay the department in advance for the estimated oversight and contract costs in accordance with the department's cost estimate.

The bill would authorize the district, instead of contracting with the department to do the study, to contract with an appropriate entity to carry out the study under the supervision of the department within specified time limitations.

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

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

1 SECTION 1. The Legislature finds and declares as follows:

2 (a) Construction of new schools is of the utmost priority and
3 importance, particularly in overcrowded school districts. New
4 facilities will help decrease the number of pupils who must be
5 bussed out of their home districts, ease crowded classrooms, and
6 decrease the number of multitrack, year-round schools.

7 (b) Belmont ~~High School~~ *Learning Center*, located in the City
8 of Los Angeles, has been near completion for two years. Yet, this
9 desperately needed facility, located in a district that busses
10 thousands of pupils out of the area every day, cannot open due to
11 political and environmental controversies. It is the intent of the
12 Legislature to clarify and ameliorate these concerns.

13 SEC. 2. (a) On or before March 1, 2002, the Department of
14 Toxic ~~Substances Control~~ shall ~~complete an evaluation of the~~
15 ~~environmental problems relating to the completion of Belmont~~
16 ~~High School and submit a report to the Legislature that~~
17 ~~recommends the safety and legal actions that can be taken to~~
18 ~~facilitate the completion and opening of Belmont High School.~~



1 *Substances Control shall complete and submit a report to the*
2 *Legislature that updates the progress being made to fully*
3 *characterize the hazardous risks and to develop and recommend*
4 *options for response action that would be necessary to facilitate*
5 *the completion and opening of the Belmont Learning Center.*

6 *(b) On or before March 1, 2002, the department shall assure*
7 *that a remedial investigation health risk assessment feasibility*
8 *study has been completed so that specific recommendations can be*
9 *made on an appropriate remedial action plan for the Belmont*
10 *Learning Center.*

11 *(1) The department shall provide the district with an estimate*
12 *of the oversight and contract costs to do the study for the Belmont*
13 *Learning Center with the identification of a preferred remedial*
14 *alternative. The department shall prepare this estimate in*
15 *accordance with Chapter 6.66 (commencing with Section 25269)*
16 *of Division 20 of the Health and Safety Code. The district shall*
17 *enter into an environmental oversight agreement with the*
18 *department and shall pay the department in advance for the*
19 *estimated oversight and contract costs in accordance with the*
20 *department's cost estimate.*

21 *(2) Instead of contracting with the department to do the study,*
22 *the district may contract with an appropriate entity to carry out the*
23 *study under the supervision of the department. The district shall*
24 *meet any time limitation required by this section if it contracts for*
25 *the study.*

26 *(c) As used in this section, the following terms have the*
27 *following meanings:*

28 *(1) "Department" means the Department of Toxic Substances*
29 *Control.*

30 *(2) "District" means the Los Angeles Unified School District.*

