

AMENDED IN ASSEMBLY MAY 2, 2005

AMENDED IN ASSEMBLY APRIL 14, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1202

Introduced by Assembly Member Laird

February 22, 2005

An act to amend Section 65050 of, and to repeal Section 13998.10 of, the Government Code, relating to the Military and Aerospace Support Act.

LEGISLATIVE COUNSEL'S DIGEST

AB 1202, as amended, Laird. Military and Aerospace Support Act.

~~(1) Existing law, until January 1, 2007, known as the Military and Aerospace Support Act, establishes the Office of Military and Aerospace Support in the Business, Transportation and Housing Agency, and sets forth its duties and authority with respect to state and local defense retention and conversion.~~

~~The bill would eliminate the January 1, 2007, repeal date, and thereby continue the Military and Aerospace Support Act indefinitely.~~

~~(2) Existing~~

Existing law specifies a single reuse entity for certain specified military bases subject to closure pursuant to the federal Defense Base Closure and Realignment Act and also specifies a procedure for the recognition of a single local reuse entity for any military base that is closed in this state. Existing law authorizes the Director of Planning and Research under specified circumstances to appoint a mediator to reach agreement among the affected jurisdictions on a single local reuse entity.

This bill would change *obsolete* references of the “Defense Conversion Council” to the Office of Military and Aerospace Support. The bill would specify that the Director of Planning and Research may select a mediator within 120 days after the effective date of the base closure decision.

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. Section 13998.10 of the Government Code is~~
2 ~~repealed.~~

3 ~~SEC. 2.~~

4 *SECTION 1.* Section 65050 of the Government Code is
5 amended to read:

6 65050. (a) As used in this article, the following phrases have
7 the following meanings:

8 (1) “Military base” means a military base that is designated for
9 closure or downward realignment pursuant to the Defense
10 Authorization Amendments and Base Closure and Realignment
11 Act (P.L. 100-526), the Defense Base Closure and Realignment
12 Act of 1990 (P.L. 101-510), or any subsequent closure or
13 realignment approved by the President of the United States
14 without objection by the Congress.

15 (2) “Effective date of a base closure” means the date a base
16 closure decision becomes final under the terms specified by
17 federal law. These decisions become final 45 legislative days
18 after the date the federal Base Closure Commission submits its
19 recommendations to the President, he or she approves those
20 recommendations, and the Congress does not disapprove those
21 recommendations or adjourns.

22 (b) It is not the intent of the Legislature in enacting this section
23 to preempt local planning efforts or to supersede any existing or
24 subsequent authority invested in the Office of Military and
25 Aerospace Support. It is the intent of this article to provide a
26 means of conflict resolution.

27 (c) For the purposes of this article, a single local base reuse
28 entity shall be recognized pursuant to the provisions of this
29 section for each military base closure in this state.

1 (d) The following entities or their successors, including, but
2 not limited to, separate airport or port authorities, are recognized
3 as the single local reuse entity for the military bases listed:
4

5	Military Base	Local Reuse Entity
6	George Air Force Base	Victor Valley Economic
7		Development Authority
8	Hamilton Army Base	City of Novato
9	Mather Air Force Base	County of Sacramento
10	Norton Air Force Base	Inland Valley Development
11		Authority
12	Presidio Army Base	City and County of
13		San Francisco
14	Salton Sea Navy Base	Imperial County
15	Castle Air Force Base	County of
16		Merced
17	Hunters Point Naval	City and County of
18	Annex	San Francisco
19	Long Beach Naval Station	City of Long Beach
20	MCAS Tustin	City of Tustin
21	Sacramento Army Depot	City of Sacramento
22	MCAS El Toro	Local redevelopment
23		authority recognized by
24		the United States
25		Department of
26		Economic Adjustment
27	March Air Force Base	March Joint Powers
28		Authority
29	Mare Island Naval Shipyard	City of Vallejo
30	Naval Training Center,	City of San Diego
31	San Diego	
32	NS Treasure Island	City and County of
33		San Francisco
34	NAS Alameda, San Francisco	Alameda Reuse
35	Bay Public Works	and Redevelopment
36	Center, Alameda Naval	Authority
37	Aviation Depot	
38	Oakland Navy Hospital	City of Oakland
39	Fort Ord Army Base	Fort Ord Reuse Authority
40		

1 Any military base reuse authority created pursuant to Title 7.86
2 (commencing with Section 67800).

3 (e) For any military base that is closed and not listed in
4 subdivision (d), a single local reuse entity shall be recognized for
5 the base by the state if resolutions acknowledging the entity as
6 the single base reuse entity are adopted by the affected county
7 board of supervisors and the city council of each city located
8 wholly or partly within the boundaries of a military base or
9 having a sphere of influence over any portion of the base and are
10 forwarded to the Office of Military and Aerospace Support and
11 the Office of Planning and Research within 60 days after the
12 effective date of a base closure decision or by March 1, 1995,
13 whichever date is later.

14 (f) If the necessary resolutions are not adopted within the time
15 limit specified in subdivision (e), the Director of the Office of
16 Planning and Research may select a mediator, from a list
17 submitted by the Office of Military and Aerospace Support
18 containing no fewer than seven recommendations, to reach
19 agreement among the affected jurisdictions on a single local
20 reuse entity within 120 days after the effective date of the base
21 closure decision. In selecting a mediator, the director shall
22 appoint a neutral person or persons, with experience in local land
23 use issues, to facilitate communication between the disputants
24 and assist them in reaching a mutually acceptable agreement.

25 (g) As a last resort, and only if no recognition is made
26 pursuant to the procedure specified in subdivisions (e) and (f)
27 within 120 days after a base closure decision has become final or
28 within 120 days after the date on which this section becomes
29 operative, whichever date is later, the Office of Military and
30 Aerospace Support shall hold public hearings and recognize a
31 single local base reuse entity for each closing base for which
32 agreement is reached among the local jurisdictions with
33 responsibility for complying with Chapter 3 (commencing with
34 Section 65100) and Chapter 4 (commencing with Section 65800)
35 on the base, or recommend legislation or action by the local
36 agency formation commission if necessary to implement a
37 proposed recognition.

38 (h) In recognizing a single local reuse entity pursuant to this
39 section, preference shall be given to existing entities and entities
40 with responsibility for complying with Chapter 3 (commencing

1 with Section 65100) and Chapter 4 (commencing with Section
2 65800).

3 (i) Any recognition of a single local reuse entity made
4 pursuant to subdivision (e), (f), or (g) shall be submitted by the
5 Director of the Office of Planning and Research to the Governor,
6 the Legislature, and the United States Department of Defense.

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