

Senate Bill No. 455

Passed the Senate May 31, 2007

Secretary of the Senate

Passed the Assembly July 20, 2007

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2007, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 455, Denham. Water: Salinas Valley State Prison wastewater treatment plant.

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for publicly owned treatment works and other dischargers in accordance with the federal Clean Water Act and the Porter-Cologne Water Quality Control Act.

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the Director of General Services to sell, lease, convey, or exchange at fair market value specified real property at the Salinas Valley State Prison containing the prison's wastewater treatment facility to the City of Soledad upon those terms and conditions and subject to those reservations and exceptions as the Director of General Services determines are in the best interests of the state. The bill would require the net proceeds of any moneys received from the disposition of the property to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, a continuously appropriated fund. By increasing the amount transferred into a continuously appropriated fund, this bill would make an appropriation.

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

Appropriation: yes.

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

SECTION 1. The Legislature finds and declares the following:

(a) Due to documented hydrogeologic conditions, the City of Soledad's existing wastewater treatment facilities as designed and constructed are inadequate to continue to treat and dispose of, in

accordance with Regional Water Quality Control Board requirements, the volume of wastewater now being generated by the Salinas Valley State Prison and the City of Soledad.

(b) The expansion of the prison and growth within the city have caused pending wastewater overflow that will have disastrous effects on the prison and the city.

SEC. 2. It is the intent of the Legislature to authorize the sale or transfer, as specified in Section 3 of this act, of the wastewater treatment facilities located in the Salinas Valley State Prison, to the City of Soledad.

SEC. 3. (a) Notwithstanding any other provision of law, the Director of General Services may sell, lease, convey, or exchange at fair market value to the City of Soledad, upon those terms and conditions and subject to those reservations and exceptions as the Director of General Services determines are in the best interests of the state, all or any part of the following real property:

Approximately 33.5 acres of the facility known as the California Department of Corrections and Rehabilitation Correctional Training Facility, Soledad, Monterey County Assessor Parcel Numbers 257-041-020 and 257-041-021.

(b) The net proceeds of any moneys received from the disposition of the property described in subdivision (a) shall be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount, as established by subdivision (f) of Section 20 of Article XVI of the California Constitution.

SEC. 4. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to assure proper wastewater treatment and water quality for treated wastewater from the City of Soledad and the Salinas Valley State Prison, it is necessary for this act to take effect immediately.

Approved _____, 2007

Governor