

AMENDED IN ASSEMBLY JULY 5, 2007

AMENDED IN SENATE MAY 24, 2007

AMENDED IN SENATE APRIL 16, 2007

**SENATE BILL**

**No. 789**

---

---

**Introduced by Senator Margett**

February 23, 2007

---

---

An act relating to surplus property.

LEGISLATIVE COUNSEL'S DIGEST

SB 789, as amended, Margett. Surplus property: Chino Valley Unified School District.

Existing law authorizes a school district to enter into a joint-use agreement with another governmental entity that includes some or all of the territory of the district, for specified purposes.

Existing law vests the Department of General Services with certain duties with respect to the disposition of certain state property that has been transferred to local agencies under specified conditions.

This bill would authorize the Chino Valley Unified School District to transfer specified surplus property owned by the school district to the City of Chino Hills, in the County of San Bernardino, upon payment to the district by the city and the execution of ~~a joint-use~~ *an* agreement between the school district and the city for development of the property into a park. This bill would further require the property to revert to the school district; if the property ceased to be used for parks and recreation purposes.

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. (a) The Chino Valley Unified School District  
2 may transfer surplus property owned by the school district, located  
3 adjacent to Chaparral Elementary School and bordered by Pomona  
4 Rincon Road and Bird Farm Road, to the City of Chino Hills, in  
5 the County of San Bernardino, pursuant to this section.
- 6 (b) The property shall be transferred to the city upon payment  
7 to the district by the city in an amount specified by the school  
8 district, and the execution of ~~a joint-use~~ *an* agreement between the  
9 school district and the city for development of the property into a  
10 park. Revenues received by the Chino Valley Unified School  
11 District as a result of this property transfer shall be deposited into  
12 the school district's capital outlay fund. Notwithstanding any other  
13 provision of law, the deed or other instrument of transfer shall  
14 provide that the property shall revert to the Chino Valley Unified  
15 School District; if the use of the property changes to a use not  
16 consistent with parks and recreation purposes.
- 17 (c) The property was purchased by the Chino Valley Unified  
18 School District from the state at less than fair market value,  
19 pursuant to subdivision (k) of Section 11011.1 of the Government  
20 Code, with a reversion to the state if the property is not used for  
21 school purposes. If the conditions of subdivision (b) are met, then  
22 the use of the property shall be deemed to be for school purposes  
23 and shall not *be* subject to reversion to the state because of its use  
24 for parks and recreation purposes.
- 25 (d) *The Chino Valley Unified School District is not eligible to*  
26 *receive an apportionment of funds that are derived from the sale*  
27 *of state general obligation bonds for a project involving the*  
28 *property transferred pursuant to this section.*