

AMENDED IN SENATE APRIL 20, 2015

AMENDED IN SENATE APRIL 6, 2015

SENATE BILL

No. 536

Introduced by Senator Roth

February 26, 2015

An act to amend Section 435 of the Military and Veterans Code, relating to armories.

LEGISLATIVE COUNSEL'S DIGEST

SB 536, as amended, Roth. Armories.

Existing law authorizes the Director of General Services, with the approval of the Adjutant General, to lease and sell real property held for armory purposes, subject to legislative approval. Existing law establishes the Armory Fund and requires that all proceeds from the sale or lease of armories be deposited into the fund, for use, upon appropriation by the Legislature, for specified purposes related to armories.

This bill would instead require the net proceeds, as defined, from the sale or lease of an armory to be deposited into the Armory Fund. The bill would, upon appropriation by the Legislature, ~~authorize~~ *require* the Department of General Services to use moneys from the Property Acquisition Law Money Account for the purposes of selling armory properties. The bill would also specify that the sale of an armory is on an "as is" basis, and is exempt from specified laws. The bill would authorize the Director of General Services, with the approval of the Adjutant General, to sell specified armories pursuant to these provisions.

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 435 of the Military and Veterans Code
2 is amended to read:

3 435. (a) The Director of General Services, with the approval
4 of the Adjutant General, may lease for not more than 99 years or
5 sell for fair market value upon terms and conditions and subject
6 to any reservations and exceptions as may be determined to be in
7 the best interests of the state any real property held for armory
8 purposes. No real property shall be sold or lease entered into
9 pursuant to this subdivision unless the Legislature, by statute,
10 approves the sale or lease of the property.

11 (b) There is in the State Treasury the Armory Fund. All net
12 proceeds from the sale or lease of an armory shall be deposited in
13 the fund. The money in the fund is available, upon appropriation
14 by the Legislature, for the maintenance of existing armories, and
15 for the acquisition or construction of new or replacement armories,
16 including, but not limited to, the cost of design. The disposition
17 of armory properties shall not be subject to subdivision (g) of
18 Section 11011 of the Government Code.

19 (c) For the purposes of this section, “net proceeds” shall be
20 defined as the gross proceeds less:

21 (1) Outstanding reimbursements due to the Property Acquisition
22 Law Account for costs incurred by the Department of General
23 Services in selling an armory property.

24 (2) All costs directly related to the disposition of an armory,
25 including, but not limited to, all costs and expenses incurred by
26 the Department of General Services, as specified in subdivision
27 (d).

28 (d) Notwithstanding subdivision (b), the Department of General
29 Services ~~may~~, *shall*, upon appropriation by the Legislature, use
30 funds from the Property Acquisition Law Account for the purposes
31 of selling armory properties. The Director of Finance may approve
32 loans from the General Fund to the Property Acquisition Law
33 Account.

34 (e) The sale of an armory shall be made on an “as is” basis and
35 shall be exempt from Division 13 (commencing with Section
36 21100) of the Public Resources Code. Upon vesting title of the
37 armory to the purchaser or transferee of the armory, the purchaser
38 or transferee shall be subject to any local governmental land use

1 entitlement requirements and to Division 13 (commencing with
2 Section 21100) of the Public Resources Code.

3 SEC. 2. Notwithstanding any other law and pursuant to Section
4 435 of the Military and Veterans Code, the Director of General
5 Services, with the approval of the Adjutant General, may sell any
6 of the following properties:

7 (a) Approximately 1.53 acres of real property with
8 improvements made thereon, located at 340 North Orange Avenue,
9 Azusa, California, known as the Azusa-Orange Armory.

10 (b) Approximately 1.78 acres of real property with
11 improvements made thereon, located at 650 North Second Avenue,
12 Brawley, California, known as the Brawley Armory.

13 (c) Approximately 2.12 acres of real property with
14 improvements made thereon, located at 200 N. Alameda Street,
15 Compton, California, known as the Compton-Alameda Armory.

16 (d) Approximately 3.35 acres of real property with
17 improvements made thereon, located at 43-143 N. Jackson Street,
18 Indio, California, known as the Indio Armory.

19 (e) Approximately 1.03 acres of real property with
20 improvements made thereon, located at 11398 Bullis Road,
21 Lynwood, California, known as the Lynwood Armory.

22 (f) Approximately .50 acres of real property with improvements
23 made thereon, located at 600 South Park Avenue, Pomona,
24 California, known as the Pomona Park Armory.

25 (g) Approximately 3.03 acres of real property with
26 improvements made thereon, located at 700 E. Canon Perdido
27 Street, Santa Barbara, California, known as the Santa Barbara
28 Armory.

29 (h) Approximately 1.34 acres of real property with
30 improvements made thereon, located at Route 1, Box 120, Yreka,
31 California, known as the Yreka Armory.