

Senate Bill No. 372

CHAPTER 118

An act to repeal and add Section 37 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to the San Diego Unified Port District.

[Approved by Governor July 27, 1997. Filed with Secretary of State July 28, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

SB 372, Peace. San Diego Unified Port District.

(1) Under the existing San Diego Unified Port District Act, the San Diego Unified Port District is authorized to do work and make improvements without letting contracts, as specified.

This bill would, instead, require public projects, as defined, to be carried out in accordance with the provisions of the Public Contract Code governing port districts. In addition, the bill would require the district to adopt policies and procedures governing purchases of supplies and equipment by the district. To the extent this requirement would impose new duties on the district, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

SECTION 1. Section 37 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session) is repealed.

SEC. 2. Section 37 is added to the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), to read:

Sec. 37. (a) Article 48 (commencing with Section 20750) of Part 3 of Division 2 of the Public Contract Code applies to public projects of the district.

(b) The district shall adopt policies and procedures, including bidding regulations, governing purchases of supplies and equipment by the district. Purchases of supplies and equipment by the district shall be in accordance with those policies and procedures and with all provisions of law governing those purchases.

(c) As used in this section, “public project” means any of the following:

(1) A project for the erection, improvement, painting, or repair of public buildings and works.

(2) Work in or about streams, bays, waterfronts, embankments, or other work for protection against overflow.

(3) Street or sewer work except maintenance or repair.

(4) Furnishing supplies or materials for any project specified in paragraphs (1) to (3), inclusive, including maintenance or repair of streets or sewers.

SEC. 3. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district are the result of a program for which legislative authority was requested by that local agency or school district, within the meaning of Section 17556 of the Government Code and Section 6 of Article XIII B of the California Constitution.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.