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An act to amend Section 19636 of the Business and Professions Code, to amend Sections 3857, 4101, 4101.2, 4101.3, 4102, 4103, 4104, 4105, 4106, and 4108 of the Food and Agricultural Code, and to amend Section 12805 of the Government Code, relating to the California Science Center.



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THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 19636 of the Business and Professions Code is amended to read:

19636. All money appropriated pursuant to this article to the California Exposition and State Fair, the Los Angeles County Fair, the Sixth District Agricultural Association, known and designated as ~~the California Science Center, Exposition Park,~~ the citrus fruit fairs defined in Section 4603 of the Food and Agricultural Code, and the 1-A District Agricultural Association, is exempt from Section 16304 of the Government Code, and shall remain available for expenditure from year to year until expended.

SEC. 2. Section 3857 of the Food and Agricultural Code is amended to read:

3857. (a) District 6 is all that portion of Los Angeles County that is not included in District 48, District 50, and District 51, and, notwithstanding any other provision of this chapter, also includes that portion of Los Angeles County within the boundaries of the 29th Senatorial District. District 6 shall also be known and designated as the California Science Center, Exposition Park.

(b) Existing supplies, forms, insignias, signs, or logos shall not be destroyed or changed as a result of changing the name to Exposition Park, and those materials shall continue to be used until exhausted or unserviceable.

(c) Exposition Park shall have all of the following powers and duties:

(1) To lease, exchange, sell, or otherwise dispose of all property.

(2) To compromise and settle claims of every nature.



(3) To sue and be sued in the same manner and to the same extent as the California Science Center, and the members of the governing body thereof.

SEC. 3. Section 4101 of the Food and Agricultural Code is amended to read:

4101. (a) The Sixth District Agricultural Association may shall also be known as the California Science Center, Exposition Park. It is in the Natural Resources Agency and is deemed to be a tax-exempt organization as an instrumentality of this state in accordance with Section 23706 of the Revenue and Taxation Code.

(b) All of the following shall apply to Exposition Park:

(1) The Board of Directors of the Sixth District Agricultural Association shall be the Board of Directors for Exposition Park and for the California Science Center, except with respect to those matters delegated to the Exposition Park Manager pursuant to Section 4108 or the Board of Directors of the California African American Museum pursuant to Section 4104.

(2) Property or other interests presently held in title by the Sixth District Agricultural Association, also known as the California Science Center, except as detailed in paragraph (3), shall vest in Exposition Park on behalf of the State of California.

(3) Upon the effective date of the change in name referred to in subdivision (a), there shall be deemed located within Exposition Park an entity referred to as the California Science Center, which shall include the Samuel Oschin Space Shuttle Endeavour Display Pavilion; the 3D IMAX Theater; the Dr. Theodore T. Alexander, Jr. Science Center School; the Amgen Center for Science Learning; Phase I and Phase II of the California Science Center; and any additional construction developed pursuant



to Phase III of the Master Plan developed and approved for Exposition Park, including any development authorized pursuant to Section 4103. The California Science Center shall manage, lease, and dispose of the property identified in this paragraph consistent with existing state law, and in consultation with the Exposition Park Manager, and with approval of the Exposition Park Board, and all contracts or other agreements for this property that identify the California Science Center as the contracting party.

(4) Notwithstanding Section 3964, the Exposition Park Manager appointed pursuant to Section 4108 shall be considered the executive director and manager of the board of directors of Exposition Park, except that these duties may be delegated to the executive director of the California Science Center by the Exposition Park Board for any action or informational items that solely concern the California Science Center.

(5) Consistent with Section 4060, and all other applicable state law, a state officer or employee of the Sixth District Agricultural Association, including any officer or employee of any state entity located in Exposition Park, shall not accept any compensation from any nonprofit organization for work performed in part or in full without prior written approval from the Secretary of the Natural Resources Agency.

SEC. 4. Section 4101.2 of the Food and Agricultural Code is amended to read:

4101.2. (a) Notwithstanding any other ~~provision of~~ law, the California Science Center, with the approval of the Director of General ~~Services, Services and the Secretary of the Natural Resources Agency,~~ may enter into a long-term lease agreement, not to exceed 40 years, with terms and conditions determined by the ~~director~~ Director of General Services to be in the best interest of the state, with the Los Angeles Unified School District to convert the Armory, also known as the Wallis Annenberg Building,



and surrounding land in or near Exposition Park to a demonstration mathematics and science-based school.

(b) For the purposes of carrying out subdivision (a), all of the following requirements apply:

(1) Plans shall be developed by the Los Angeles Unified School District for the conversion described in subdivision (a).

(2) The Los Angeles Unified School District shall demonstrate to the Director of General Services that it has sufficient funds, from sources other than the California Science Center, to complete the conversion.

(3) The Los Angeles Unified School District shall give attention to the historical preservation of the ~~Armory~~ Armory, also known as the Wallis Annenberg Building, in developing plans and completing the conversion.

(4) All lease documents necessary to complete the conversion shall be approved by the Director of General Services ~~prior to~~ before their execution.

SEC. 5. Section 4101.3 of the Food and Agricultural Code is amended to read:

4101.3. (a) Notwithstanding any other ~~provision of~~ law, the California Science Center is hereby authorized to enter into a site lease with the California Science Center Foundation, a California Nonprofit Corporation, with the approval of the Natural Resources Agency, the Department of Finance, and the Department of General Services, for the purpose of the foundation developing, constructing, equipping, furnishing, and funding the project known as Phase II of the California Science Center. The overall construction cost and scope shall be consistent with the amount authorized in the Budget Act of 2002, provided that nothing in this section shall prevent the foundation from



expending additional nonstate funds to complete Phase II provided that the additional expenditures do not result in additional state operation and maintenance costs. Any additional expenditure of nonstate funds by the foundation shall not increase the state's contribution.

(b) For the purpose of carrying out subdivision (a), all of the following shall apply:

(1) In connection with the development described in subdivision (a), above, the foundation may, in its determination, select the most qualified construction manager/general contractor to oversee and manage the work and prepare the competitive bid packages for all major subcontractors to be engaged in the construction of Phase II Project. Any construction manager/general contractor selected shall be required to have a California general contractor's license.

(2) ~~Prior to~~ Before commencement of construction of the Phase II Project, the California Science Center shall enter into a lease-purchase agreement upon approval by the Department of Finance with the foundation on terms that are compatible with the Phase I Project financing. The term of the lease-purchase agreement shall be a term not to exceed 25 years. Lease payments on behalf of the state shall be commensurate with the twenty-two million nine hundred forty-five thousand two hundred sixty-three dollars (\$22,945,263), (nineteen million one hundred thirty-seven thousand dollars (\$19,137,000) plus 19.9 percent augmentation authority) construction cost allocation of the state. Lease payments may also include any cost of financing that the foundation may incur related to tax-exempt financing. The California Science Center shall be



authorized to direct the Controller to send the rental payments under the lease-purchase agreement directly to the foundation's bond trustee.

(3) The foundation shall ensure that the Phase II Project is inspected during construction by the state in the manner consistent with state infrastructure projects. The foundation shall also indemnify and defend and save harmless the Department of General Services for any and all claims and losses accruing and resulting from or arising out of the foundation's use of the state's plans and specifications. The foundation and the California Science Center, upon consultation with the Director of General Services and the Department of ~~Finance~~ Finance, shall agree on a reasonable level of state oversight throughout the construction of the Phase II Project in order to assist the foundation in the completion of the project within the intended scope and cost.

(4) At the end of the term of the site lease and the lease-purchase agreement unencumbered title to the land and improvements shall return to the state with jurisdiction held by Exposition Park and the facilities managed by the California Science Center. ~~Center on behalf of Exposition Park.~~

SEC. 6. Section 4102 of the Food and Agricultural Code is amended to read:

4102. ~~The California Science Center,~~ Exposition Park, with the approval of the Natural Resources Agency, may build, construct, and maintain and operate a stadium or any arena, pavilion, or other building that is to be used for the holding of sports events, athletic contests, contests of skill, exhibitions, spectacles, and other public meetings. It may lease, let, or grant licenses for the use of that stadium, arena, pavilion, or other building, with the approval of the ~~agency~~. Natural Resources Agency.

SEC. 7. Section 4103 of the Food and Agricultural Code is amended to read:



4103. ~~The California Science Center Center~~, in coordination with the Exposition Park Manager, may establish an air and space center in its building at Exposition Park in the City of Los Angeles.

SEC. 8. Section 4104 of the Food and Agricultural Code is amended to read:

4104. (a) The Legislature hereby finds and declares that there is a need for a state repository dedicated to the diverse contributions of African Americans to the history and culture of this state and the nation.

(b) ~~The California African American Museum is a part of, and coexists with,~~ Exposition Park and coexists with the California Science Center.

(c) The California African American Museum is governed by a seven-member board of directors. The Governor shall appoint the seven members, at least four of whom shall reside within the boundaries of the 6th Agricultural District. In addition, the Senator representing the Senate district in which the California African American Museum is located and the Assembly Member representing the Assembly district in which the museum is located shall be ex officio nonvoting members of the board. The two legislative ex officio nonvoting members of the board shall participate in the activities of the board to the extent that their participation is not incompatible with their respective positions as Members of the Legislature. The appointees of the Governor shall be appointed to four-year terms with the initial terms of appointment expiring as follows: one term expiring January 1, 1984, one term expiring January 1, 1985, one term expiring January 1, 1986, and one term expiring January 1, 1987. The person appointed to the Advisory Board of the California Museum of African American History and Culture by the Board of Directors of the California Science Center ~~prior to~~ before



the amendments made to this section by Chapter 1439 of the Statutes of 1987 shall serve on the Board of Directors of the California African American Museum until the Governor makes the fifth appointment authorized pursuant to those amendments. The fifth appointment made to the board shall serve a term expiring on January 1, 1990, the sixth appointment shall serve a term expiring on January 1, 1991, and the seventh appointment shall serve a term expiring on January 1, 1992.

(d) The Board of Directors of the California African American Museum shall have the sole authority, subject to existing state laws, regulations, and procedures, to determine how funds that have been appropriated and duly allocated by the Legislature and the Governor for support of the museum shall be expended. The board also shall have the sole authority, subject to existing state laws, regulations, and procedures, to contract with any state agency, institution, independent contractor, or private nonprofit organization that the board determines to be appropriate and qualified to assist in the operation of the museum. The board shall further have authority to establish the operations, programs, activities, and exhibitions of the California African American Museum. The Board of Directors of the California African American Museum shall be solely responsible for the actions taken and the expenditures made by the staff of the California African American Museum in the scope and course of their employment.

(e) The Board of Directors of the California African American Museum shall appoint an executive director, who shall be exempt from civil service, and any necessary staff to carry out the provisions of this section, who shall be subject to the State Civil Service Act (Part 2 (commencing with Section 18500) of Division 5 of Title 2 of the Government Code). The California African American Museum shall submit its annual



budget request directly to the Natural Resources Agency. The California African American Museum may accept grants, contributions, and appropriations from federal, state, local, and private sources for its operation.

(f) The California African American Museum shall preserve, collect, and display samples of African American contributions to the arts, sciences, religion, education, literature, entertainment, politics, sports, and history of the state and the nation. The enrichment and historical perspective of that collection shall be made available for public use and enjoyment.

(g) The California African American Museum shall use stationery and other supplies of the former museum and shall phase in the name change with existing resources.

SEC. 9. Section 4105 of the Food and Agricultural Code is amended to read:

4105. Notwithstanding any other ~~provision of law~~, from December 14 to December 21, inclusive, of any year, ~~the California Science Center~~ a state entity shall not charge parking fees for the parking facilities surrounding the Los Angeles Memorial Coliseum when an event is being held at the facilities of the museum by a private nonprofit charitable organization for the purpose of collection and distribution of toys and food.

SEC. 10. Section 4106 of the Food and Agricultural Code is amended to read:

4106. (a) ~~The California Science Center~~ Exposition Park shall work with the Los Angeles Memorial Coliseum Commission, the City of Los Angeles, and the County of Los Angeles to develop additional parking facilities in Exposition Park to the extent necessary to allow for expansion of the park.



(b) ~~The California Science Center~~ Exposition Park shall manage or operate its parking facilities in a manner that preserves and protects the interests of itself and the ~~California African American Museum~~ other state entities located within Exposition Park and recognizes the cultural and educational character of Exposition Park.

(c) The Exposition Park Improvement Fund is hereby created in the State Treasury. All revenues received by ~~the California Science Center~~ Exposition Park from its parking facilities, from rental of ~~museum~~ state facilities, or from other business activities shall be deposited in the Exposition Park Improvement Fund.

(d) The moneys in the Exposition Park Improvement Fund may only be used, upon appropriation by the Legislature, for improvements to Exposition Park, including, but not limited to, maintenance of existing parking and ~~museum~~ state facilities, replacement of ~~museum~~ state equipment, supplies and wages expended to generate revenues from rental of ~~museum~~ state facilities, development of new parking facilities, and acquisition of land within or adjacent to Exposition Park.

(e) (1) The Legislature hereby finds and declares that there is a need for development of additional park, recreation, museum, and parking facilities in Exposition Park. The Legislature recognizes that the provision of these needed improvements as identified in the ~~California Science Center~~ Exposition Park Master Plan may require the use of funds provided by other governmental agencies or private donors.

(2) ~~The California Science Center~~ Exposition Park may accept funds from other governmental agencies or private contributions for the purpose of implementation of the ~~California Science Center~~ Exposition Park Master Plan. The private contributions and funds from governmental agencies other than state governmental agencies shall



be deposited in the Exposition Park Improvement Fund in the State Treasury and shall be available for expenditure without regard to fiscal years by ~~the California Science Center~~ Exposition Park for implementation of the ~~California Science Center~~ Exposition Park Master Plan. Funds from other state governmental agencies shall be deposited in the Exposition Park Improvement Fund and shall be available for expenditure, upon appropriation, by ~~the California Science Center~~ Exposition Park for implementation of the ~~California Science Center~~ Exposition Park Master Plan. However, any expenditure is not authorized sooner than 30 days after notification in writing of the necessity therefor to the chairperson of the committee in each house of the Legislature that considers appropriations and the Chairperson of the Joint Legislative Budget Committee, or not sooner than whatever lesser time as the chairperson of the joint committee, or his or her designee, may in each instance determine. Neither the City of Los Angeles nor the County of Los Angeles shall impose any tax upon tickets purchased authorizing the use of parking facilities owned by ~~the California Science Center~~ Exposition Park.

SEC. 11. Section 4108 of the Food and Agricultural Code is amended to read:

4108. ~~The California Science Center shall establish~~ There shall be established in Exposition Park the position of Exposition Park Manager to be filled by a person appointed by the Governor for the purpose of managing, scheduling, and administering all park-related events, including, but not limited to, oversight for the police and security services of the park.

(a) The Exposition Park Manager may appoint the following persons:

(1) ~~The chief and assistant chief of museum security and safety~~ The chief, assistant chief, and the security and public safety leadership of Exposition Park, who



shall have the powers of peace officers as specified in Section 830.3 of the Penal Code, and who shall work in consultation and under contract with the Exposition Park Manager.

(2) Other safety officers who shall have the powers of arrest as specified in Section 830.7 of the Penal Code.

(b) The officers appointed pursuant to subdivision (a) shall provide police and security services to keep order and to preserve the peace and safety of persons and property ~~at the California Science Center and at all facilities in~~ Exposition Park on a year-round basis; basis and in coordination with the direction or information provided by the Exposition Park Manager.

(c) The Exposition Park Manager shall do both of the following:

(1) Oversee and have the authority to hire necessary janitorial staff to maintain the buildings and landscape of Exposition Park.

(2) Approve the leasing, construction, or alteration of existing buildings within the state's jurisdiction of Exposition Park in consultation with the Natural Resources Agency and the Department of General Services.

(d) The Exposition Park Manager shall be given priority to determine necessary office space for his or her use and staff and shall be housed with sufficient office space within the Wallis Annenberg Building, a building within Exposition Park.

SEC. 12. Section 12805 of the Government Code is amended to read:

12805. (a) The Resources Agency is hereby renamed the Natural Resources Agency. The Natural Resources Agency consists of the departments of Forestry and Fire Protection, Conservation, Fish and Wildlife, Parks and Recreation, and Water



Resources; the State Lands Commission; the Colorado River Board; the San Francisco Bay Conservation and Development Commission; the Central Valley Flood Protection Board; the Energy Resources Conservation and Development Commission; the Wildlife Conservation Board; the Delta Protection Commission; Exposition Park, which includes the California Science Center, Center and the California African American Museum; the Native American Heritage Commission; the California Conservation Corps; the California Coastal Commission; the State Coastal Conservancy; the California Tahoe Conservancy; the Santa Monica Mountains Conservancy; the Coachella Valley Mountains Conservancy; the San Joaquin River Conservancy; the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy; the Baldwin Hills Conservancy; the San Diego River Conservancy; and the Sierra Nevada Conservancy.

(b) Existing supplies, forms, insignias, signs, or logos shall not be destroyed or changed as a result of changing the name of the Resources Agency to the Natural Resources Agency, and those materials shall continue to be used until exhausted or unserviceable.



LEGISLATIVE COUNSEL'S DIGEST

Bill No.

as introduced, _____.

General Subject: California Science Center: Exposition Park.

Existing law provides for the Sixth District Agricultural Association (District 6), which is known and designated as the California Science Center, with specified powers and duties with respect to the management, functions, and operations of various property within Exposition Park.

This bill would rename District 6 as Exposition Park and provide, among other things, that Exposition Park has specified powers and duties to lease, exchange, sell, or otherwise dispose of all property. The bill would designate the Board of Directors of District 6 as the Board of Directors for Exposition Park and the California Science Center and would provide that property or other interests held in title by District 6 vest in Exposition Park and that other specified properties remain with the center within the jurisdiction of Exposition Park. The bill would vest in Exposition Park and the Exposition Park Manager duties and responsibilities formerly exercised by the California



Science Center, including, among other things, the implementation of the Exposition Park Master Plan.

The bill would require the Exposition Park Manager to oversee and have the authority to hire necessary janitorial staff to maintain the buildings and landscape of Exposition Park and to approve the leasing, construction, or alteration of existing buildings within the state's jurisdiction of Exposition Park in consultation with the Natural Resources Agency and the Department of General Services. The bill would require that the Exposition Park Manager be given priority to determine necessary office space for his or her use and staff and that the manager be housed with sufficient office space within the Wallis Annenberg Building, a building within Exposition Park.

The bill would make other conforming and nonsubstantive changes to these and other related provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

