

PUBLIC-PRIVATE PARTNERSHIPS

California Enabling Statutes



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Statute	Covered Entity	Type of Infrastructure	Notes
California Education Code, § 17250.10–et seq.	School districts K-12	Specified projects undertaken by school districts valued at more than \$1 million	Authorizes school districts to use the design-build PPP project delivery system for specified projects valued at more than \$1 million.
California Education Code §17406	School districts K-12	Leases for construction and ownership of educational facilities	Authorizes school districts to enter into lease-leaseback and related agreements meeting updated requirements.
California Education Code §§81700–81708	Community College Districts (CCDs)	Community college facilities	Authorizes CCDs to use the design-build procedure for projects more than \$2.5 million.
California Education Code §§ 81330–81336	Community College Districts	Real property	Authorizes CCDs to enter into leases and agreements relating to real property and buildings to be used by the district for a term not exceeding 99 years.
California Government Code §§25520–25539.10	Counties	Real property	Authorizes the lease of county property (up to 99 years) for purposes of cultural, residential, commercial, or industrial use or development, subject to a four-fifths vote of the board of supervisors.
California Government Code § 50478	Local agencies	Airports and aircraft infrastructure	Authorizes local agencies to lease or sublease property for airport purposes or purposes incidental to aircraft, for up to 50 years.
California Government Code §§4217.10–4217.18	“Public agencies,” including the state, county, city and county, city district, community college district, school district, or joint powers authority	Energy conservation contracts	Authorizes agencies to enter into ground lease with private contractor that constructs energy conservation facility and sells discounted energy to the agency, for a period of 20 to 30 years before the agency takes possession of the facility.
California Government Code §§ 5956–5956.10 “California Infrastructure Financing Act”	Local government agencies	Specified facilities listed in Cal. Gov’t Code § 5956. 4.	A statute of broad application. Authorizes local governments to utilize private sector investment capital for development of “fee-producing infrastructure facilities.”
California Government Code §§ 5975–5979	City of Long Beach	Downtown Long Beach	Authorizes the City of Long Beach to contract and procure a project for the revitalization and redevelopment of the city’s civic center. The statute, among other things, allowed the city to lease all or a portion of the project to, or ownership by, a private entity or entities, for a term of up to 50 years.
California Government Code §§ 53398.50–53398.88	Local governments	Former military bases, sustainable community plans, climate change adaptation projects, affordable housing units, and related facilities	Authorizes municipalities and counties to create Enhanced Infrastructure Financing Districts to fund infrastructure development and community revitalization.
California Government Code §70391.5	Administrative Office of the Courts (AOC)	Court facilities	Authorizes the judicial branch to enter into PPP contracts.

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<u>California Health and Safety Code § 32132.5</u>	Sonoma Valley Health Care District	Health care facilities	Authorizes the Sonoma Valley Health Care District to use the design-build procedure to assign contracts for the construction of a building or improvements directly related to construction of a hospital or health facility building at the Sonoma Valley Hospital. Becomes operative on January 1, 2025.
<u>California Streets and Highway Code § 143</u>	Department of Transportation (Caltrans) and regional transportation agencies	Public transportation	Authorizes Caltrans and regional transportation agencies to carry out PPP projects.
<u>California Public Contract Code §10506.4</u>	University of California at San Francisco		Pilot project authorization.
<u>California Public Contract Code §§ 10187–10196</u>	Department of General Services and Department of Corrections & Rehabilitation	Specified projects valued at more than \$1 million	Authorizes state departments to use the design-build PPP project delivery system for specified projects valued at more than \$1 million, excluding those on the state highway system.
<u>California Public Contract Code §10708</u>	California State University	University projects	Authorizes CSU to procure certain major capital outlay projects using the design-build procurement method.
<u>California Public Contract Code §10710</u>	California State University	University projects	Authorizes CSU to award annual contracts that do not exceed \$3 million for repair, renovation, modifications, and other repetitive work, to be billed by unit pricing.
<u>California Public Contract Code §20128.5</u>	Counties	Public infrastructure	Authorizes counties to award individual annual contracts for repair, remodeling, or other repetitive work to be done according to unit prices.
<u>California Public Contract Code §20175</u>	City of San Diego	Real property	Authorizes the City to award construction manager at-risk (CM@R) construction contracts for the erection, construction, alteration, repair, or improvement of any building owned or leased by the city. Authorization is for projects in the city in excess of \$25 million.
<u>California Public Contract Code. §22000 et. seq.</u> "Uniform Public Construction Cost Accounting Act."	Public agencies	Public infrastructure	Authorizes public project work in the amount of \$45,000 or less to be performed by the public agency's force account, by negotiated contract, or by purchase order. Public projects in the amount of \$175,000 or less can use the informal bidding procedures set forth in the Act in Section 22032(b). Public projects at a cost of more than \$175,000 must still use formal bidding procedures.
<u>California Public Contract Code §§ 22160–22169</u>	Various local agencies (defined in Cal. Pub. Cont. Code § 22161(f)).	Specified projects valued at more than \$1 million	Authorizes certain state departments and local agencies to use the design-build PPP project delivery system for specified projects valued at more than \$1 million, excluding those on the state highway system.
<u>California Public Utility Code §§ 185030–185038</u>	California High-Speed Rail Authority (CHSRA)	High-speed rail	Authorizes CHSRA to enter public-private partnership contracts for rail system improvements.