

Introduced by Senator Denham

February 5, 2004

An act to add Section 81050.5 to the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 1175, as introduced, Denham. Community colleges: facilities.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law requires the Department of General Services to supervise the design and construction of certain school buildings, including specified community college facilities, to ensure that plans and specifications comply with specified structural safety standards and to ensure that the work of construction has been performed in accordance with the approved plans and specifications, for the protection of life and property. Existing law also requires the department to pass upon and approve or reject all plans for the construction of, and in some cases, the alteration of, any school building subject to those provisions, and to inspect the school buildings and work of construction or alteration that in its judgment is necessary or proper for the enforcement of these requirements and the protection of the safety of the students, the instructors, and the public. These requirements are part of the body of law known as the Field Act.

This bill would authorize certain school buildings designed for community college purposes, and to be used to house classes of the

California State University or the University of California in addition to community college classes, and newly constructed after January 1, 2005, to be built either according to those provisions or built according to the California Building Standards Code if, prior to the commencement of construction, the governing board of the community college district enters into an agreement for the use of classroom space in that building by the California State University or the University of California. The bill would require a community college district governing board that proposes to construct a school building under this bill that does not comply with the Field Act to provide appropriate public notice, including the holding of a public hearing, as specified.

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 81050.5 is added to the Education Code,
2 to read:
3 81050.5. (a) (1) Each school building newly constructed
4 after January 1, 2005, to be used to house classes offered by the
5 California State University or the University of California in
6 addition to housing community college classes, shall be built
7 according to the Field Act, as defined in Section 81130.3, or, if
8 paragraph (2) applies, that building may be built according to the
9 California Building Standards Code, as adopted by the California
10 Building Standards Commission for buildings constructed by the
11 Trustees of the California State University or the Regents of the
12 University of California.
13 (2) A building qualifies under this section for construction
14 according to the California Building Standards Code if, prior to the
15 commencement of construction, the governing board of the
16 community college district enters into an agreement with the
17 Trustees of the California State University or the Regents of the
18 University of California that includes, but is not necessarily
19 limited to, both of the following:
20 (A) Provision for the use of classroom space in that building by
21 the California State University or the University of California to
22 house at least two full semester courses each academic year for a
23 term of at least 10 years.



1 (B) Provision for consideration for the use of this space at fair
2 market value.

3 (b) The governing board of a community college district that
4 proposes to construct a school building pursuant to this section that
5 does not comply with the Field Act shall hold a public hearing,
6 after giving appropriate public notice, for the purpose of gaining
7 public input on the matter, and shall adopt its decision on this
8 proposal at a public hearing.

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