

AMENDED IN ASSEMBLY APRIL 6, 2006

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 2872

Introduced by Assembly Member Huff

February 24, 2006

An act to amend Section 5019 of the Education Code, relating to school districts.

LEGISLATIVE COUNSEL'S DIGEST

AB 2872, as amended, Huff. School districts: organization: governing board trustees.

Existing law authorizes a county committee on school district organization, except as specified, ~~among other things~~, to establish, rearrange *the boundaries of*, and abolish school district trustee areas and community college district trustee areas, *and to increase or decrease the number of members of the governing boards, as specified, or to adopt one of the alternative methods of electing governing board members, as specified.* Existing law ~~provides the manner in which a proposal to make changes to trustee areas may be initiated and approved~~ *authorizes a county committee on school district organization to establish or abolish a common governing board for a high school district and an elementary school district within the boundaries of the high school district by presenting the issue to the qualified registered voters within those boundaries, as specified.*

Existing law provides that a proposal to make any of the changes described above may be initiated by the county committee on school district organization or made to the county committee on school district organization either by a petition signed by a certain number of

qualified registered voters residing in the district, as provided, or by resolution of the governing board of the district.

~~This bill would make technical, nonsubstantive changes to those provisions~~ *revise the number of qualified registered voters, as provided, whose signatures are required for purposes of the petition to be made to the county committee on school district organization.*

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

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

1 SECTION 1. Section 5019 of the Education Code is amended
2 to read:

3 5019. (a) Except in a school district governed by a board of
4 education provided for in the charter of a city or city and county,
5 in any school district or community college district the county
6 committee on school district organization may establish trustee
7 areas, rearrange the boundaries of trustee areas, abolish trustee
8 areas, and increase to seven or decrease to five the number of
9 members of the governing board, or adopt one of the alternative
10 methods of electing governing board members specified in
11 Section 5030.

12 (b) The county committee on school district organization may
13 establish or abolish a common governing board for a high school
14 district and an elementary school district within the boundaries of
15 the high school district. The resolution of the county committee
16 on school district organization approving the establishment or
17 abolition of a common governing board shall be presented to the
18 electors of the school districts as specified in Section 5020.

19 (c) (1) A proposal to make the changes described in
20 subdivision (a) or (b) may be initiated by the county committee
21 on school district organization or made to the county committee
22 on school district organization either by a petition signed by ~~5~~
23 ~~percent or 50, whichever is less, of the qualified registered voters~~
24 ~~residing in a district in which there are 2,500 or fewer qualified~~
25 ~~registered voters, or by a petition signed by 2 percent, or 250,~~
26 ~~whichever is less, of the qualified registered voters residing in a~~
27 ~~district in which there are 2,501 or more qualified registered 2~~
28 ~~percent of the qualified registered voters residing in a district in~~
29 ~~which there are 25,000 or fewer qualified registered voters, by~~

1 750 or more of the qualified registered voters residing in a
2 district in which there are 25,001 to 50,000 qualified registered
3 voters, by 1,000 or more of the qualified registered voters
4 residing in a district in which there are 50,001 to 75,000
5 qualified registered voters, by 1,500 or more of the qualified
6 registered voters residing in a district in which there are 75,001
7 to 100,000 qualified registered voters, or by 2,000 or more of the
8 qualified registered voters residing in a district in which there
9 are 100,001 or more qualified registered voters or by resolution
10 of the governing board of the district. For this purpose, the
11 necessary signatures for a petition shall be obtained within a
12 period of 180 days before the submission of the petition to the
13 county committee on school district organization and the number
14 of qualified registered voters in the district shall be determined
15 pursuant to the most recent report submitted by the county
16 elections official to the Secretary of State under Section 610 or
17 6460 of the Elections Code.

18 (2) When a proposal is made pursuant to paragraph (1), the
19 county committee on school district organization shall call and
20 conduct at least one hearing in the district on the matter. At the
21 conclusion of the hearing, the county committee on school
22 district organization shall approve or disapprove the proposal.

23 (d) If the county committee on school district organization
24 approves pursuant to subdivision (a) the rearrangement of the
25 boundaries of trustee areas for a particular district, then the
26 rearrangement of the trustee areas shall be effectuated for the
27 next district election occurring at least 120 days after its
28 approval, unless at least 5 percent of the registered voters of the
29 district sign a petition requesting an election on the proposed
30 rearrangement of trustee area boundaries. The petition for an
31 election shall be submitted to the elections official within 60 days
32 of the proposal's adoption by the county committee on school
33 district organization. If the qualified registered voters approve
34 pursuant to subdivision (b) or (c) the rearrangement of the
35 boundaries to the trustee areas for a particular district, the
36 rearrangement of the trustee areas shall be effective for the next
37 district election occurring at least 120 days after its approval by
38 the voters.

O