

ASSEMBLY BILL

No. 1874

Introduced by Assembly Member Evans

February 16, 2010

An act to add Section 41344.6 to the Education Code, and to repeal Section 11 of Chapter 53 of the Statutes of 2004, relating to education finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 1874, as introduced, Evans. Education finance: Vallejo City Unified School District.

Existing law appropriates \$60,000,000 from the General Fund to the Superintendent of Public Instruction for apportionment to the Vallejo City Unified School District as an emergency loan. Existing law authorizes the Vallejo City Unified School District, from June 30, 2004, to July 1, 2010, inclusive, to sell property owned by the district and to use the proceeds from the sale to reduce or retire that emergency loan.

This act would place this provision in the Education Code, and extend the termination date of the operation of this provision from July 1, 2010, to January 1, 2015.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Vallejo City Unified School District.

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 41344.6 is added to the Education Code,
- 2 to read:

1 41344.6. (a) Notwithstanding Sections 17456, 17457, 17462,
 2 and 17463, or any other law, from January 1, 2011, to January 1,
 3 2015, inclusive, the Vallejo City Unified School District may sell
 4 property owned by the district and use the proceeds from the sale
 5 to reduce or retire the emergency loan provided in Section 9 of
 6 Chapter 53 of the Statutes of 2004. The sale only of property
 7 pursuant to this subdivision is not subject to Section 17459 or
 8 17464.

9 (b) Notwithstanding any other provision of law, from January
 10 1, 2011, to January 1, 2015, inclusive, the Vallejo City Unified
 11 School District is not eligible for financial hardship assistance
 12 pursuant to Article 8 (commencing with Section 17075.10) of
 13 Chapter 12.5 of Part 10 of Division 1 of Title 1.

14 SEC. 2. Section 11 of Chapter 53 of the Statutes of 2004, as
 15 amended by Section 2 of Chapter 636 of the Statutes of 2008, is
 16 repealed.

17 ~~Sec. 11. (a) Notwithstanding Sections 17456, 17457, 17462,~~
 18 ~~and 17463 of the Education Code, or any other law, from June 1,~~
 19 ~~2004, to July 1, 2010, inclusive, the Vallejo City Unified School~~
 20 ~~District may sell property owned by the district and use the~~
 21 ~~proceeds from the sale to reduce or retire the emergency loan~~
 22 ~~provided in Section 9 of this act. The sale only of property pursuant~~
 23 ~~to this subdivision is not subject to Section 17459 or 17464 of the~~
 24 ~~Education Code.~~

25 ~~(b) Notwithstanding any other provision of law, from June 1,~~
 26 ~~2004, to June 30, 2010, inclusive, the Vallejo City Unified School~~
 27 ~~District is not eligible for financial hardship assistance pursuant~~
 28 ~~to Article 8 (commencing with Section 17075.10) of Chapter 12.5~~
 29 ~~of Part 10 of Division 1 of Title 1 of the Education Code.~~

30 SEC. 3. The Legislature finds and declares that a special law
 31 is necessary and that a general law cannot be made applicable
 32 within the meaning of Section 16 of Article IV of the California
 33 Constitution because of the unique fiscal circumstances of the
 34 Vallejo City Unified School District.