

Introduced by Senator PavleyFebruary 27, 2015

An act to add and repeal Section 47604.34 of the Education Code, relating to charter schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 739, as introduced, Pavley. Charter schools: sited outside boundaries: report.

Existing law authorizes a charter school that is unable to locate within the jurisdiction or geographic boundaries of the chartering school district to establish one site outside the boundaries of the school district, but within the county in which that school district is located, if the school district where the charter school proposes to operate is notified in advance of the charter petition approval, the county superintendent of schools and the Superintendent of Public Instruction are notified of the location of the charter school before it commences operations, and either the charter school has attempted to locate a single site or facility to house the entire program, but such a site or facility is unavailable in the area in which the school chooses to locate or the site is needed for temporary use during a construction or expansion project.

This bill would authorize the Superintendent to study and report to the Legislature by December 31, 2016, the number of charter schools that are sited outside the boundaries of the chartering school district. The bill would authorize the report to include specified findings and recommendations.

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 47604.34 is added to the Education Code,
2 to read:
3 47604.34. (a) The Superintendent may study and report to the
4 Legislature by December 31, 2016, the number of charter schools
5 that are sited outside the boundaries of the chartering school district
6 pursuant to paragraph (5) of subdivision (a) of Section 47605.
7 (1) The Superintendent’s report may make findings, including,
8 but not necessarily limited to, all of the following:
9 (A) The number and location of charter schools sited outside
10 the boundaries of the chartering school district.
11 (B) The reason pursuant to subparagraphs (A) and (B) of
12 paragraph (5) of subdivision (a) of Section 47605 that a charter
13 school is located outside the boundaries of the chartering school
14 district.
15 (C) Whether the superintendent of the school district where the
16 charter school is located was notified in advance of the charter
17 petition approval pursuant to paragraph (5) of subdivision (a) of
18 Section 47605.
19 (2) The Superintendent’s report may make recommendations,
20 including, but not necessarily limited to, the authority of state or
21 local entities to enforce charter law.
22 (b) (1) A report submitted pursuant to subdivision (a) shall be
23 submitted in compliance with Section 9795 of the Government
24 Code.
25 (2) Pursuant to Section 10231.5 of the Government Code, this
26 section is repealed on December 31, 2020.

O