

AMENDED IN ASSEMBLY MAY 1, 1997

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 52

Introduced by Assembly Member Washington
(Coauthors: Assembly Members Alquist, Brewer, Bowler, Hertzberg, Honda, Leonard, Napolitano, Oller, Prenter, Richter, Thompson, Villaraigosa, Vincent, and Wright)
(Coauthor: Senator Watson)

December 2, 1996

An act relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 52, as amended, Washington. Compton Unified School District: governing board.

Existing law appropriated funds for 2 emergency loans to the Compton Unified School District, the acceptance of which constituted an agreement by the district to comply with certain conditions including the assumption, by the Superintendent of Public Instruction, of all the legal rights, duties, and powers of the district governing board and the appointment of an administrator who may act on the superintendent's behalf and exercise the superintendent's authority. Existing law specifies that the authority of the superintendent and administrator continue until the administrator and superintendent determine that it is probable that the school district will comply with various recovery plans approved by the superintendent, the

administrator certifies that all necessary collective bargaining agreements have been negotiated and ratified and are consistent with the terms of the recovery plans, and the district has completed all reports that the superintendent requires.

This bill would terminate the authority of the superintendent and administrator when specified conditions have been met, or on July 1, 1997 1998, whichever occurs first, and would restore the legal rights, duties, and powers to the governing board of the district, except for the powers of the trustee, as specified. The bill would also make findings, declarations, and a statement of legislative intent regarding the Compton Unified School District.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

- 1 SECTION 1. (a) The Legislature finds and declares
- 2 all of the following:
- 3 (1) Pursuant to Chapter 78 of the Statutes of 1993 and
- 4 Chapter 924 of the Statutes of 1993, the Compton Unified
- 5 School District received two emergency loans.
- 6 (2) The Compton Unified School District has been
- 7 under the control of a state administrator since July 2,
- 8 1993.
- 9 (3) Over the past two years, the district has adopted
- 10 two consecutive balanced budgets.
- 11 (4) The state administrator has reported that
- 12 ~~improvement in pupil achievement in 1995 represented~~
- 13 ~~a 10-year high for the district, and that the reading and~~
- 14 ~~math achievement of pupils in the district has improved~~
- 15 ~~for two consecutive years as measured by standardized in~~
- 16 ~~the last two years there has been some improvement in~~
- 17 ~~pupil achievement in reading and mathematics as~~
- 18 ~~measured by standardized tests.~~
- 19 (5) Because the district's budgetary situation has been
- 20 stabilized and because other improvements in the fiscal



1 and academic areas have been recognized, there is a high
2 probability that the district will continue to comply with
3 its recovery plans.

4 (6) All but two of the district's governing board were
5 elected after the loans were accepted and the state
6 administrator was appointed.

7 (7) By June 30, 1997, the district will have made three
8 scheduled loan payments to the state.

9 (b) Therefore, it is the intent of the Legislature to
10 move towards returning to the governing board of the
11 school district its legal rights, duties, and powers.

12 SEC. 2. (a) Notwithstanding Article 2.5
13 (commencing with Section 41325) of Chapter 3 of Part 24
14 of the Education Code (hereafter Article 2.5) or any
15 other provision of law, with regard to the Compton
16 Unified School District, when all of the conditions of
17 subdivision (b) have occurred, or on July 1, ~~1997~~, 1998,
18 whichever occurs first, the Governing Board of the
19 Compton Unified School District shall immediately
20 regain all of its legal rights, duties, and powers, except for
21 the powers held by the trustee provided pursuant to
22 Article 2 (commencing with Section 41320) of Chapter 3
23 of Part 24 of the Education Code.

24 (b) Notwithstanding Article 2.5, the authority of the
25 Superintendent of Public Instruction and the
26 state-appointed administrator, pursuant to Article 2.5,
27 shall terminate when all of the following conditions have
28 been met:

29 (1) Two completed fiscal years have elapsed following
30 the district's acceptance of the loans provided by
31 Chapters 78 and 924 of the Statutes of 1993.

32 (2) The Superintendent of Public Instruction has
33 approved all of the recovery plans referred to in
34 subdivision (a) of Section 41327 of the Education Code.

35 (3) The district has completed all reports required by
36 the Superintendent of Public Instruction.

37 (4) The state-appointed administrator certifies that all
38 necessary collective bargaining agreements have been
39 negotiated and ratified, and that these agreements are
40 consistent with the terms of the recovery plan.



1 SEC. 3. This act is an urgency statute necessary for the
2 immediate preservation of the public peace, health, or
3 safety within the meaning of Article IV of the
4 Constitution and shall go into immediate effect. The facts
5 constituting the necessity are:

6 The Compton Unified School District has been under
7 the control of a state administrator since July of 1993. In
8 order for the Compton Unified School District to be able
9 to properly provide for the education of the pupils who
10 attend its schools, it is necessary that the authority of the
11 governing board of the Compton Unified School District
12 immediately be restored.

