

Assembly Bill No. 58

CHAPTER 829

An act to amend Section 62000.8 of the Education Code, relating to special education.

[Approved by Governor October 9, 1997. Filed
with Secretary of State October 10, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

AB 58, Escutia. Special education: extension of sunset date.

(1) Under existing law, the provisions governing special education become inoperative on June 30, 1998.

This bill would extend the date on which those provisions would become inoperative until June 30, 2000. Because the state special education program imposes certain duties upon school districts and county offices of education, this bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

SECTION 1. Section 62000.8 of the Education Code is amended to read:

62000.8. The special education program shall sunset on June 30, 2000.

SEC. 2. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

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