

AMENDED IN ASSEMBLY MAY 6, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1088

**Introduced by Assembly Member ~~Correa~~ Members *Honda*
*and Mazzoni***

February 25, 1999

An act to amend Section ~~17070.15~~ *17071.40* of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1088, as amended, ~~Correa~~ *Honda*. School facilities: ~~portable classroom~~ *building capacity*.

Existing law, the Leroy F. Greene School Facilities Act of 1998 (Greene Act), authorizes the State Allocation Board to provide state per-pupil funding for school facilities. The Greene Act authorizes allocation of state funds, matched by local funds, for new construction and modernization, and authorizes application for funding in certain hardship cases. The Greene Act requires calculation of the per-pupil funding allowance based upon the number of projected pupils in excess of the pupil housing capacity of the school district's teaching stations including portable classrooms, as defined.

~~This bill would clarify that a portable classroom for these purposes may consist of one or more stories.~~

Existing law exempts a school that is operating on a year-round, multitrack calendar that has a density of 200 or more pupils enrolled per acre, and is located in a school district with 40% of its pupils attending multitrack,

year-round schools, from a prescribed increase in the calculation of its school building capacity.

This bill, would, in addition, exempt a school that enrolls not more than 10% of the multitrack year-round enrollment of the school district in which more than 50% of all pupils attend a school operating on a multitrack year-round calendar, and in which the school district is bonded to 90% or more of its statutory bonding capacity.

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

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

1 ~~SECTION 1. Section 17070.15 of the Education Code~~
2 ~~is amended to read:~~

3 *SECTION 1. Section 17071.40 of the Education Code*
4 *is amended to read:*

5 17071.40. (a) Each school meeting any of the
6 following conditions shall be exempted from the increase
7 in school building capacity required by Section 17071.35:

8 (1) A school on a year-round, multitrack calendar that
9 has a density of 200 or more pupils enrolled per acre, that
10 is located in a school district with 40 percent of its pupils
11 attending multitrack, year-round schools ~~shall be~~
12 ~~exempted from the increase in school building capacity~~
13 ~~required by Section 17071.35.~~

14 (2) A school that enrolls not more than 10 percent of
15 the school district's multitrack year-round enrollment
16 and meets both of the following conditions:

17 (A) The school is located in a school district in which
18 more than 50 percent of all pupils attend a school
19 operating on a multitrack year-round calendar.

20 (B) The school district is bonded to 90 percent or more
21 of its statutory bonding capacity.

22 (b) Nothing in this section shall be construed as
23 exempting the school from the requirements of Section
24 17071.33.

25 ~~17070.15. The following terms, wherever used or~~
26 ~~referred to in this chapter, shall have the following~~



1 meanings, respectively, unless a different meaning
2 appears from the context:

3 (a) “Apportionment” means a reservation of funds for
4 the purpose of eligible new construction, modernization,
5 or hardship approved by the board for an applicant school
6 district.

7 (b) “Attendance area” means the geographical area
8 serving an existing or proposed high school and those
9 junior high schools and elementary schools included
10 therein.

11 (c) “Board” means the State Allocation Board as
12 established by Section 15490 of the Government Code.

13 (d) “Department” means the Department of General
14 Services.

15 (e) “Committee” means the State School Building
16 Finance Committee established pursuant to Section
17 45909.

18 (f) “Modernization” means any modification of a
19 permanent structure that is at least 25 years old, or in the
20 case of a portable classroom, that is at least 20 years old,
21 that will enhance the ability of the structure to achieve
22 educational purposes.

23 (g) “Property” includes all property, real, personal or
24 mixed, tangible or intangible, or any interest therein
25 necessary or desirable for carrying out the purposes of this
26 chapter.

27 (h) “School district” means a school district or a
28 county office of education. For purposes of determining
29 eligibility under this chapter, “school district” may also
30 mean a high school attendance area.

31 (i) “Fund” means the 1998 State School Facilities
32 Fund established pursuant to Section 17070.40.

33 (j) “County fund” means a county school facilities
34 fund established pursuant to Section 17070.43.

35 (k) “Portable classroom” means a classroom building,
36 of one or more stories, that is designed and constructed
37 to be relocatable and transportable over public streets,
38 and with respect to a single story portable classroom, is
39 designed and constructed for relocation without the
40 separation of the roof or floor from the building and when



- 1 ~~measured at the most exterior walls, has a floor area not~~
- 2 ~~in excess of 2,000 square feet.~~
- 3 ~~(f) "School building capacity" means the capacity of a~~
- 4 ~~school building to house students.~~

