

Senate Bill No. 977

CHAPTER 599

An act to add Section 35706.5 to the Education Code, relating to school district reorganization.

[Approved by Governor September 22, 2000. Filed
with Secretary of State September 24, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

SB 977, Solis. School district reorganization.

Existing law provides for the formation and reorganization of school districts. Existing law defines, for this purpose, an action to reorganize a district to mean an action to form, dissolve, or lapse a school district, to annex all or part of the territory of a district to another district, to transfer all or part of a district to another district, the unification or deunification of a school district, or to otherwise alter the boundaries of a school district, or any combination of such actions.

This bill would prohibit an action to reorganize the boundaries of a school district without the consent of a majority of all of the members of the governing board of the school district if the school district has obtained an emergency loan from the state, the Superintendent of Public Instruction has determined that a state administrator is no longer necessary and has restored, prior to the effective date of this bill, the legal rights, duties, and powers of the governing board of the district, and the school district has a pupil population from a "low-income household" or a "very low income household," as defined.

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

SECTION 1. Section 35706.5 is added to the Education Code, to read:

35706.5. (a) No action to reorganize the boundaries of a school district shall be initiated or completed without the consent of a majority of all of the members of the governing board of the school district if both of the following conditions apply to the school district:

(1) It has obtained an emergency apportionment loan from the State of California, but the Superintendent of Public Instruction has determined that a state administrator is no longer necessary, and has restored, prior to the effective date of this section, the legal rights, duties, and powers of the governing board of the district pursuant to Section 41326.

(2) It has a student population 70 percent of which is from either a “lower income household” or “very low income household” as those terms are defined in Sections 50079.5 and 50105, respectively, of the Health and Safety Code.

(b) For purposes of this section, for any school district that meets the description specified in paragraph (1), consent to an action to reorganize the boundaries of the school district shall no longer be required when 10 years have elapsed from the date of final payment by the school district of the emergency loan to the State of California.

