

Senate Bill No. 1469

Passed the Senate August 31, 2000

Secretary of the Senate

Passed the Assembly August 31, 2000

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2000, at _____ o'clock ____M.

Private Secretary of the Governor



CHAPTER _____

An act to amend Section 17292 of, and to add Section 17292.1 to, the Education Code, relating to relocatable school buildings, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1469, Costa. School buildings: relocatable buildings.

Existing law, the Field Act, requires that an owned relocatable building that is to be used for school purposes is subject to certain provisions requiring approval of plans and relating to the structural safety of school buildings. The Field Act provides that, notwithstanding those provisions, that an owned or leased relocatable building that does not meet those requirements may be used as a school building through September 30, 1997, if certain conditions are met, including that the relocatable building was in use for classroom purposes on or before September 30, 2007. The Field Act also requires any relocatable building that has received a certification of compliance from the Department of General Services as required by those provisions to be reinspected for structural integrity by the Division of the State Architect by December 31, 2002.

This bill would delete the condition that required the relocatable building to be in use for classroom purposes on or before September 30, 1997, and would add the condition that the relocatable building be manufactured and in use for classroom purposes on or before May 1, 2000. The bill would require the governing board of a school district to certify, for each relocatable building used as a school building pursuant to these provisions, that commencing September 30, 2007, the relocatable building is no longer being used as a school building. The bill would make other conforming changes in those provisions.



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

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

SECTION 1. Section 17292 of the Education Code is amended to read:

17292. (a) Notwithstanding any provision of law, an owned or leased relocatable building that does not meet the requirements of Section 17280 may be used until September 30, 2007, as a school building, if all of the following conditions are met:

(1) The relocatable building was manufactured and was in use for classroom purposes on or before May 1, 2000, and bears a commercial coach insignia of approval from the Department of Housing and Community Development.

(2) The relocatable building is a single story structure with not more than 2,160 square feet of interior floor area when all sections are joined together.

(3) The relocatable building was constructed after December 19, 1979, and bears a commercial coach insignia of approval from the Department of Housing and Community Development.

(4) The bracing and anchoring of interior overhead nonstructural elements, such as light fixtures and heating and air-conditioning diffusers, and the foundation system complies with the applicable rules and regulations adopted pursuant to this article and published in Title 24 of the California Code of Regulations.

(5) The building construction, including associated site construction, except for the relocatable building defined in paragraph (2), complies with the applicable rules and regulations adopted pursuant to this article, Sections 4450 to 4458, inclusive, of the Government Code, and Section 13143 of the Health and Safety Code and the administrative and building standards published in Title 19 and Title 24 of the California Code of Regulations.



(6) The Department of General Services has issued a certification of compliance with the requirements of this article.

(b) The Department of General Services may assess fees to carry out the requirements of this section. Fees imposed pursuant to this subdivision shall be equal to the costs associated with making the certifications and inspections required by, and otherwise enforcing, this section and shall be deposited in the Public School Planning, Design, and Construction Review Revolving Fund.

(c) Any relocatable building that has received a certification of compliance from the Department of General Services pursuant to subdivision (a) shall be reinspected for structural integrity by the Division of the State Architect by December 31, 2002.

(d) For each relocatable building that was used as a school building pursuant to this section, the governing board of the school district shall adopt a resolution by October 30, 2007, certifying to the State Allocation Board that commencing September 30, 2007, the relocatable building is no longer being used as a school building.

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

Existing waivers of the requirements for the design, construction, reconstruction, alteration of, or addition to, school buildings that were granted by the State Allocation Board to authorize the use of relocatable classrooms meeting certain structural standards and other conditions expire on September 30, 2000. The loss of the ability to retain these buildings will force school districts to replace existing relocatable classrooms. The relocatable classrooms currently in use may continue to be used if retrofitted pursuant to provisions of this act. In order to provide school districts with adequate time to make the decisions necessary to either upgrade or replace these



buildings, it is necessary that this act take effect immediately.



Approved _____, 2000

Governor

