

AMENDED IN SENATE MAY 24, 2007

SENATE BILL

No. 667

Introduced by Senator Hollingsworth
(Coauthor: Assembly Member Jeffries)

February 23, 2007

An act to add Section 42283.3 to the Education Code, relating to school finance.

LEGISLATIVE COUNSEL'S DIGEST

SB 667, as amended, Hollingsworth. School finance: small school districts: necessary small schools.

Existing law defines a necessary small school as an elementary school with an average daily attendance of less than 101, exclusive of pupils attending grades 7 and 8 of a junior high school, maintained by a school district that maintains 2 or more schools, that meets other criteria involving combinations of distance and average daily attendance. Existing law requires the county superintendent of schools *is required* to make computations for each elementary and secondary school district that has fewer than 2,501 units of 2nd principal apportionment average daily attendance and maintains at least one school that meets the criteria for a necessary small school.

This bill would deem Palomar Mountain Elementary School to be a necessary small school and make the Valley Center-Pauma Unified School District eligible to receive apportionments for the school pursuant to its status as a necessary small school. ~~The bill would provide that if~~ *If the average daily attendance of the Palomar Mountain Elementary School exceeds 100, or if the average daily attendance of the Valley Center-Pauma Unified School District increases by 5,000 or more units of average daily attendance as compared to the district's average daily*

attendance as of January 1, 2008, then the school would ~~no longer~~ *not* be eligible to receive apportionments as a necessary small school.

~~The bill would declare that, due to the unique circumstances applicable to the Palomar Mountain Elementary School, a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution, and the enactment of a special statute is therefore necessary.~~

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

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

1 SECTION 1. Section 42283.3 is added to the Education Code,
2 to read:

3 42283.3. (a) Notwithstanding any provision of this article or
4 any other provision of law, the Palomar Mountain Elementary
5 School shall be deemed a necessary small school, as defined in
6 Section 42283. Notwithstanding any other provision of law, the
7 Valley Center-Pauma Unified School District is eligible to receive
8 apportionments for the Palomar Mountain Elementary School
9 pursuant to Section 42282.

10 (b) If the number of units of average daily attendance of the
11 Palomar Mountain Elementary School exceeds 100, ~~then that the~~
12 ~~school shall no longer be entitled~~ *is not eligible* to receive
13 apportionments as a necessary small school.

14 (c) *If the number of units of average daily attendance of the*
15 *Valley Center-Pauma Unified School District increases by 5,000*
16 *or more as compared to the district's average daily attendance as*
17 *of January 1, 2008, the Palomar Mountain Elementary School is*
18 *not eligible to receive apportionments as a necessary small school.*

19 SEC. 2. The Legislature finds and declares that a special law
20 is necessary and that a general law cannot be made applicable
21 within the meaning of Section 16 of Article IV of the California
22 Constitution because of the unique fiscal circumstances of the
23 Palomar Mountain Elementary School.

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