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SB-648 Education finance: average daily attendance: Mountain Valley Special Education Joint Powers Authority. (2023-2024)

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Senate Bill No. 648

CHAPTER 623

An act to add Section 46300.3 to the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 08, 2023. Filed with Secretary of State October 08, 2023.]

LEGISLATIVE COUNSEL'S DIGEST

SB 648, Dahle. Education finance: average daily attendance: Mountain Valley Special Education Joint Powers Authority.

Existing law establishes a public school financing system that requires state funding for county superintendents of schools, school districts, and charter schools to be calculated pursuant to a local control funding formula, as specified. Existing law requires the local control funding formula, in part, to be based on average daily attendance, as defined. Existing law requires the attendance of pupils while engaged in educational activities required of those pupils and under the immediate supervision and control of an employee of the school district or county office of education who possesses a valid certification document to be included in computing the average daily attendance of the school district or county office of education.

This bill would require an employee of the Mountain Valley Special Education Joint Powers Authority who possessed a valid certification document, registered as required by law, to be deemed "an employee of a school district in the County of Shasta or an employee of the Shasta County Office of Education who possessed a valid certification document, registered as required by law," for purposes of computing the average daily attendance under the latter provision.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Shasta.

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

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 46300.3 is added to the Education Code, to read:

46300.3. An employee of the Mountain Valley Special Education Joint Powers Authority who possessed a valid certification document, registered as required by law, shall be deemed an employee of a school district in the County of Shasta or an employee of the Shasta County Office of Education who possessed a valid certification document, registered as required by law, for purposes of Section 46300.

SEC. 2. The Legislature finds and declares that a special statute is necessary and that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique educational needs of the County of Shasta.

SEC. 3. 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 California Constitution and shall go into immediate effect. The facts constituting the necessity are:

Because pupils receiving special education from the Mountain Valley Special Education Joint Powers Authority do not currently generate average daily attendance for either the authority or its member school districts, it is necessary for this act to take effect immediately to ensure that education finance calculations based on average daily attendance account for the attendance of those pupils as soon as possible.