

Introduced by Senator Perata
(Principal coauthor: Assembly Member Chan)

January 3, 2003

An act relating to the Oakland Unified School District, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 39, as introduced, Perata. Oakland Unified School District: emergency loan.

Existing law authorizes the governing board of a school district that determines during a fiscal year that its revenues are less than the amount necessary to meet its current year expenditure obligations to request an emergency apportionment through the Superintendent of Public Instruction subject to specified requirements and repayment provisions.

This bill would appropriate from the General Fund an unspecified amount to the Superintendent of Public Instruction for the purpose of providing the Oakland Unified School District with an emergency loan.

This bill would declare that due to the unique circumstances relating to the Oakland Unified School District's fiscal emergency, a general statute cannot be made applicable.

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

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.



1 SECTION 1. The Legislature finds and declares that because
2 of the fiscal emergency in which the Oakland Unified School
3 District finds itself, it is necessary for an appropriation to be made
4 to Section A of the State School Fund for apportionment by the
5 Superintendent of Public Instruction to the Oakland Unified
6 School District for the purposes of an emergency loan.

7 SEC. 2. The sum of ____ dollars (\$____) is hereby
8 appropriated from the General Fund to Section A of the State
9 School Fund for apportionment by the Superintendent of Public
10 Instruction to the Oakland Unified School District for the purpose
11 of an emergency loan.

12 SEC. 3. The Legislature finds and declares that due to unique
13 circumstances relating to the fiscal emergency in the Oakland
14 Unified School District, a general statute cannot be made
15 applicable within the meaning of Section 16 of Article IV of the
16 California Constitution.

17 SEC. 4. This act is an urgency statute necessary for the
18 immediate preservation of the public peace, health, or safety
19 within the meaning of Article IV of the California Constitution and
20 shall go into immediate effect. The facts constituting the necessity
21 are:

22 In order to address the fiscal emergency in which the Oakland
23 Unified School District finds itself and to ensure that it meets its
24 fiscal obligations as soon as possible, it is necessary that this act
25 take effect immediately.

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