

1-6-2000

Class Size Reduction In Grades 9 Through 12.

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Class Size Reduction In Grades 9 Through 12. California Initiative 879 (2000).
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BILL JONES
Secretary of State
State of California

ELECTIONS DIVISION
(916) 657-2166
1500 - 11th STREET
SACRAMENTO, CA 95814
Voter Registration Hotline
1-800-345-VOTE
For Hearing and Speech Impaired
Only
1-800-833-8683
e-mail: comments@ss.ca.gov

January 6, 2000

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (00013)

FROM:

Joanna Southard

JOANNA SOUTHARD
ELECTIONS ANALYST

RECEIVED

JAN 11 2000

LIBRARY
COLLEGE OF THE

SUBJECT: INITIATIVE #879

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

**CLASS SIZE REDUCTION IN
GRADES 9 THROUGH 12.
INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Brady Fell
King/Drew Magnet High School
Of Medicine & Science
1601 East 120th Street
Los Angeles, CA 90059

#879
CLASS SIZE REDUCTION IN
GRADES 9 THROUGH 12.
INITIATIVE STATUTE.

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required: 419,260
California Constitution, Article II, Section 8(b)

2. Official Summary Date:..... Thursday, 01/06/00
Elections Code section (EC§) 336

3. Petitions Sections:
 - a. First day Proponent can circulate Sections for
signatures (EC §336) Thursday, 01/06/00

 - b. Last day Proponent can circulate and file
with the county. All sections are to be filed at the
same time within each county (EC §336, 9030(a)) Monday, 06/05/00*

 - c. Last day for county to determine total number of
signatures affixed to petitions and to transmit total
to the Secretary of State (EC §9030(b))..... Thursday, 06/15/00

 - (If the Proponent files the petition with the county on a date prior to 06/05/00 the
county has eight working days from the filing of the petition to determine the total
number of signatures affixed to the petition and to transmit the total to the
Secretary of State) (EC §9030(b)).

 - d. Secretary of State determines whether the total number
of signatures filed with all county clerks/registrars of
voters meets the minimum number of required signatures,
and notifies the counties (EC §9030(c))..... Saturday, 6/24/00**

 - e. Last day for county to determine total number of qualified
voters who signed the petition, and to transmit certificate
with a blank copy of the petition to the Secretary of State
(EC §9030(d)(e)) Monday, 08/07/00

* Date adjusted for official deadline which falls on Sunday (EC §15).

** Date varies based on receipt of county certification.

INITIATIVE #879

Circulating and Filing Schedule continued:

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 06/24/00 the last day is no later than the thirtieth day after the county's receipt of notification). (EC §9030(d)(e)).

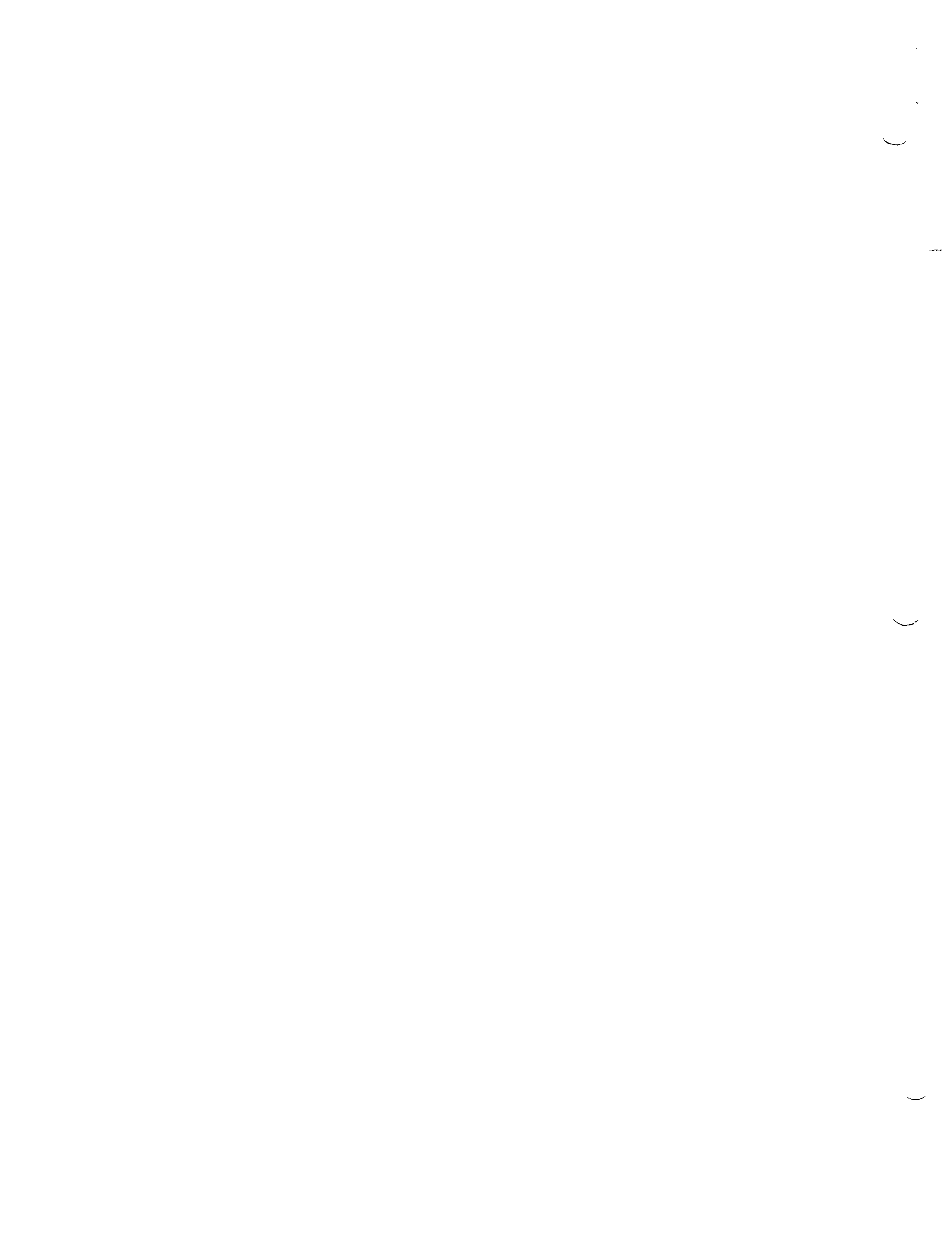
- f. If the signature count is more than 461,003 or less than 398,139 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 398,139 and 461,003 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures (EC §9030(f)(g); 9031(a))Thursday, 08/17/00*

- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State (EC §9031(b)(c)).Friday, 09/29/00

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 08/17/00, the last day is no later than the thirtieth working day after the county's receipt of notification). EC §9031(b)(c).

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient (EC §9031(d); 9033).....Tuesday, 10/03/00*

* Date varies based upon receipt of county certification.



IMPORTANT POINTS

- California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- Please refer to Elections Code sections 100,101,104,9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing and otherwise preparing your initiative petition for circulation. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- Your attention is directed to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq. A brief summary is attached for your reference.
- When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

Enclosures

BILL LOCKYER
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550
Public: (916) 445-9555

Facsimile: (916) 323-2137
(916) 324-5490

January 6, 2000

FILED
In the office of the Secretary of State
of the State of California

JAN 06 2000

Bill Jones
Secretary of State
1500 - 11th Street, 5th Floor
Sacramento, California 95814

BILL JONES, Secretary of State
By *Jannet Dillard*
Deputy Secretary of State

RE: INITIATIVE TITLE AND SUMMARY
SUBJECT: CLASS SIZE REDUCTION IN GRADES 9 THROUGH 12.
INITIATIVE STATUTE.
FILE NO: SA1999RF0051

Dear Mr. Jones:

Pursuant to the provisions of sections 9004 and 336 of the Elections Code, you are hereby notified that on this day we mailed our title and summary to the proponent of the above-identified proposed initiative.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of service thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of service.

Sincerely,

Diane Calkins

DIANE CALKINS
Initiative Coordinator

For **BILL LOCKYER**
Attorney General

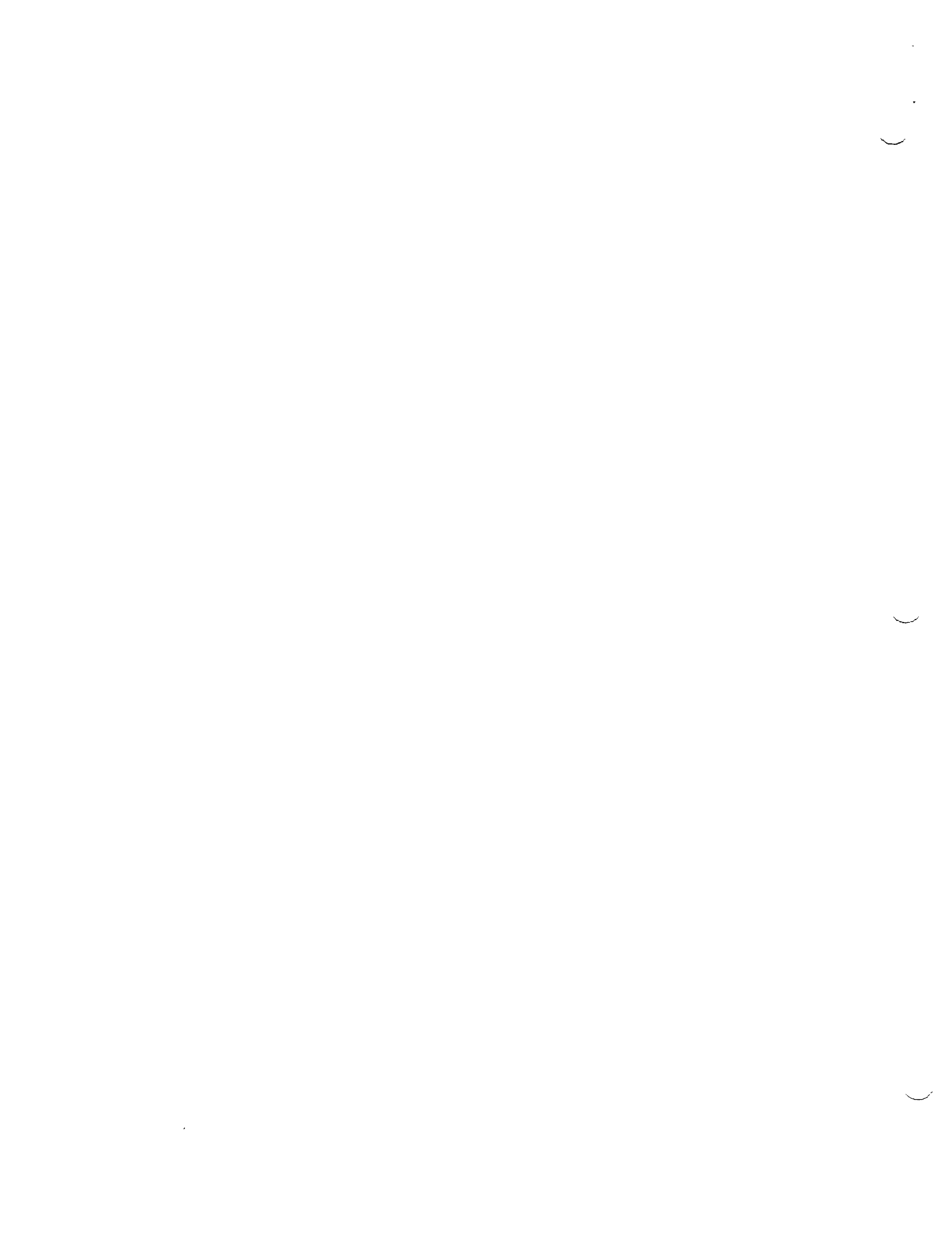
DC:ms
Enclosures

Date: January 6, 2000
File No.: SA1999RF0051

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

CLASS SIZE REDUCTION IN GRADES 9 THROUGH 12. INITIATIVE STATUTE.

Amends the Education Code to expand the Program to Reduce Class Size in Two Courses in Grade 9 ("Program") to a program to reduce class size in grades 9 through 12. Program provides an average of no more than 20 students per certificated teacher and no more than 22 students in any participating class and includes all core curriculum classes. Allows school districts that maintain any of grades 9 through 12 to apply to the Superintendent of Public Instruction for an apportionment to implement the Program. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Measure would result in annual state costs of hundreds of millions of dollars that would increase over time. State and local school districts could incur potential costs of hundreds of millions of dollars in total over next several years to provide additional facilities. Measure would result in unknown costs to some local school districts.



JA1999RF0051

LOS ANGELES UNIFIED SCHOOL DISTRICT

King/Drew Magnet High School of Medicine and Science

1601 EAST 120TH ST. LOS ANGELES, CALIFORNIA 90059

TELEPHONE:(323)566-0420

FAX NUMBER:(323)567-1429

RUBEN. ZACARIAS
Superintendent of Schools

THEODORE T. ALEXANDER, JR.
Assistant Superintendent
Student Integration Services

WILLIAM ELKINS
Jordan/Locke Cluster Administrator

ERNIE ROY, JR.
Principal

RECEIVED
OCT 26 1999

Bill Lockyer, Attorney General
ATTN: Initiative Coordinator, Calkins
Office of the Attorney General,
1300 I Street
Sacramento, CA 95814

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Ms. Calkins:

October 25, 1999

The Government Lab class from King/Drew Magnet High School of Medicine and Science is requesting from you, the Attorney General, a title and summary of the enclosed measure.

The intention of our proposed law is the reduction of class size in grades 9 through 12 in the core curriculum classes to a 20 to 1 student-teacher ratio.

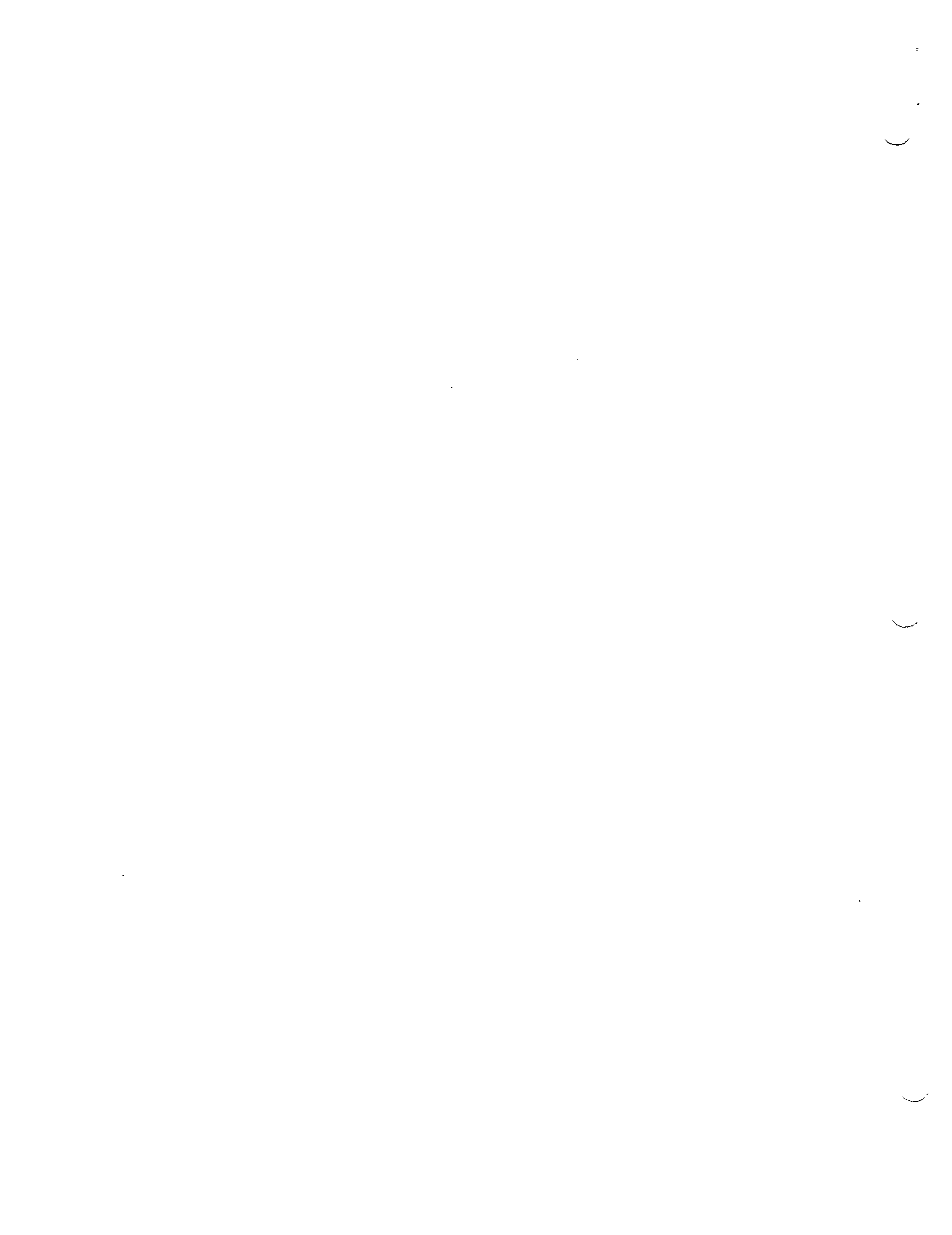
To date, we have presented the idea to the Legislative Counsel, complete with the 25 required signatures. The Legislative Counsel has drafted our idea into a proposal, hopefully to be submitted to California voters.

The proposed measure and check have been submitted to the Attorney General. Enclosed is the signature of the proponent.

Thank you for taking the time to read this letter and for your attention in this matter. If you have any questions please call at (323) 566-0420 ext.2415 or (213) 842-5225.

Sincerely,

Brady Bell
Brady Bell,



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO
THE VOTERS

12-point
Boldface
Type

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

(Here set forth the title and summary prepared by the Attorney General. This title and summary must also be printed across the top of each page of the petition whereon signatures are to appear.)

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA

Type: Roman
Boldface not
smaller than
12-point

We, the undersigned, registered, qualified voters of California, residents of _____ County (or City and County), hereby propose amendments to the Education Code, relating to class size reduction, and petition the Secretary of State to submit the same to the voters of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The proposed statutory amendments (full title and text of the measure) read as follows:

SECTION 1. The heading to Chapter 6.8 (commencing with Section 52080) of Part 28 of the Education Code is amended to read:

CHAPTER 6.8. PROGRAM TO REDUCE CLASS SIZE IN TWO
COURSES IN GRADE 9 GRADES 9 TO 12, INCLUSIVE



SEC. 2. Section 52080 of the Education Code is amended to read:

52080. This chapter shall be known and may be cited as the Morgan-Hart Class Size Reduction Act of 1989 Program to Reduce Class Size in Grades 9 to 12, inclusive.

SEC. 3. Section 52081 of the Education Code is amended to read:

52081. The following entities shall are not be eligible to participate in the Program to Reduce Class Size in Two Courses in Grade 9 Grades 9 to 12, inclusive:

(a) County boards of education.

(b) County superintendents of schools.

SEC. 4. Section 52082 of the Education Code is amended to read:

52082. Except as otherwise provided by subdivisions (a) and (b) of Section 52081, any school district that maintains grade 9 any of grades 9 to 12, inclusive, may apply to the Superintendent of Public Instruction for an apportionment to implement a Program to Reduce Class Size in Two Courses in Grade 9 Grades 9 to 12, inclusive.

SEC. 5. Section 52084 of the Education Code is amended to read:

52084. A school district's application to implement a program pursuant to this chapter shall



comprise the following:

(a) Certification that the grade 9 course or the two grade 9 courses included in the program count toward completion of the graduation requirements established in subparagraph (A), (B), (C), or (D) of paragraph (1) of subdivision (a) of Section 51225.3; provided, however, that one of the courses included in the program shall be English.

(b) Certification of the number of grade 9 classes included in the program in the courses designated pursuant to subdivision (a).

(c) Certification that the classes identified pursuant to subdivision (b) in each participating school shall on the average have no more than 20 pupils per certificated teacher and no more than 22 pupils in any participating class.

(d) Certification of pupil enrollment in each class designated pursuant to subdivision (b), as determined pursuant to regulations authorized pursuant to subdivision (h). For purposes of this subdivision, the enrollment figure shall exclude both of the following:

(1) The number of special education pupils enrolled in special day classes on a full-time basis.

(2) The number of pupils enrolled in necessary small schools that receive funding pursuant to Article 4

(commencing with Section 42280) of Chapter 7 of Part 24.

(e) The district's certification shall include a statement that implementation of a class size reduction program pursuant to this chapter has not adversely affected existing class size in courses not referenced in this chapter.

(f) While it is the intent of the Legislature that this program not increase the need for additional classroom facilities, a school district may utilize any funds apportioned pursuant to Section 52086 for the purpose of leasing additional classroom space in order to reduce overcrowded classroom conditions and to reduce pupil-to-teacher ratios.

(g) Any program that includes classes in grade 10, 11, or 12 and that was funded before June 30, 1998, shall continue to be funded for those other classes unless the school district elects to eliminate that program. A school district that elects to continue to operate a class size reduction program in grades 10 to 12, inclusive, that was funded before June 30, 1998, shall be eligible to receive one hundred sixty-five dollars (\$165) per pupil certified pursuant to this chapter as it read on July 1, 1998, adjusted annually commencing with the 2000-01 fiscal year for the inflation adjustment calculated pursuant to subdivision (b) of Section 42238.1, except that total

funding shall not exceed the amount received by the school district for the program for grades 10 to 12, inclusive, in the 1997-98 fiscal year.

(h) (1) The Superintendent of Public Instruction shall recommend, and the State Board of Education shall adopt, regulations for the implementation of this chapter no later than October 17, 1998.

(2) By January 1, 2002, the Superintendent of Public Instruction shall recommend, and the State Board of Education shall adopt, modifications to the regulations adopted pursuant to paragraph (1) that reflect the changes made to the program by the initiative measure adding this paragraph.

(i) The Controller shall include instructions appropriate to the enforcement of the provisions of this chapter in the audit guide required by subdivision (a) of Section 14502.

