

REPORT OF THE EXECUTIVE OFFICER  
State Allocation Board Meeting, June 26, 1996

IMPLEMENTATION OF SB 291

PURPOSE OF REPORT

To implement the provisions of Chapter 655, Statutes of 1995, Senate Bill 291 (Greene), relating to the continued use of owned or leased non-conforming relocatable buildings.

DESCRIPTION

The Division of State Architect (DSA) has adopted new regulations and policies concerning the use of non-conforming relocatable classrooms. These fall into the following categories:

- a) Existing Housing and Community Development (HCD) classrooms built after December 20, 1979 that are to be utilized until 2007,
- b) Existing DSA classrooms that somehow are now non-conforming, and
- c) DSA classrooms and HCD classrooms built after December 19, 1979 that can be used for up to 18 months with a one time six-month extension provision.

Only category (a) required legislation (SB 291). The purpose of this report is to implement the provisions of Senate Bill 291 (Greene), Chapter 655, Statutes of 1995. Regulations concerning item (c) allow the DSA to approve the use of DSA and HCD relocatable classrooms with a "Temporary Certification" for periods of up to 24 months, including extension without an SAB Field Act waiver. These regulations are covered under the California Administrative Code Section 4-302.

Prior to this legislation, the governing Board of a school district was authorized to request and obtain from the State Allocation Board a one time three-year waiver from the provisions of the Field Act for any owned or lease relocatable buildings used for school purposes, renewable for an additional three-year period not to extend past September 30, 1996. This legislation provides that any waiver granted that expires on or before September 30, 1996 is extended to September 30, 1997, and provides for the continued use of a relocatable building that does not meet the Field Act through September 30, 2007, if certain conditions are met.

STAFF COMMENTS

Staff and the Implementation Committee support the process on Attachment A.

RECOMMENDATION

Adopt Attachment A as procedure and policy to administer the provisions of SB 291 along with the resolution which certifies compliance and provides a hold harmless clause relating to the liabilities associated with the use of non-conforming facilities.