



CITY OF SACRAMENTO

DEPARTMENT OF PARKS AND COMMUNITY SERVICES

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CROCKER ART MUSEUM DIVISION
GOLF DIVISION
METROPOLITAN ARTS DIVISION
MUSEUM AND HISTORY DIVISION
RECREATION DIVISION
PARKS DIVISION
ZOO DIVISION

April 22, 1986

Law and Legislative Committee
Sacramento, California

Honorable Members in Session:

SUBJECT: Support of AB 3572 - Child Care

SUMMARY

Assembly Bill 3572 is designed to assist local governments in providing child care facilities. The Department of Parks and Community Services recommends that the City support this legislation.

BACKGROUND INFORMATION

Assemblyman Hayden has introduced AB 3572 (Exhibit A), designed to assist local governments in providing child care facilities. It would:

1. authorize local governments to form community facility districts for the purpose of providing child care program services, and
2. add child care to the list of purposes for which school districts are required to offer surplus school sites for sale below fair market value.

Currently, the need for child care in the City of Sacramento exceeds available space for child care facilities. AB 3572 will make it possible to provide appropriate space for child care facilities. In addition, because schools already have support facilities necessary for child care programs, the purchase of surplus school property by child care providers, as authorized by AB 3572, would add to the cost effectiveness of providing child care programs and facilities.

AB 3572 involves a State-mandated local program and accordingly provides for reimbursement to local agencies for costs mandated by the bill.

The League of California Cities and the Sacramento child care advocates Child Action, Inc. support this measure.

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RECOMMENDATION

It is recommended that the Law and Legislative Committee support Assembly Bill 3572.

Respectfully submitted,



ROBERT P. THOMAS, Director
Parks and Community Services

Recommendation Approved:

WALTER J. SLIPE
City Manager

RPT:ja

April 30, 1986
All Districts

CALIFORNIA LEGISLATURE—1985-86 REGULAR SESSION

ASSEMBLY BILL**No. 3572****Introduced by Assembly Member Hayden**

February 20, 1986

An act to amend Section 39394 of the Education Code, and to amend Section 53313 of the Government Code, relating to child care facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 3572, as introduced, Hayden. Child care.

Existing law requires the governing board of a school district, prior to selling or leasing a surplus school site which contains land used for outdoor recreational purposes or open-space land particularly suited for recreational purposes, to first offer to sell or lease that land to public agencies in a given priority.

This bill would add to that priority list any public, nonprofit, or private entity using the site for the provision of child care, thus imposing a state-mandated local program.

Existing law provides that a community facilities district may be established to provide any of specified additional services.

This bill would provide that child care program services may also be a purpose for establishing a community facilities district.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates which do not exceed \$500,000 statewide and other procedures for claims whose statewide costs exceed \$500,000.

This bill would provide that reimbursement for costs

mandated by the bill shall be made pursuant to those statutory procedures and, if the statewide cost does not exceed \$500,000, shall be payable from the State Mandates Claims Fund.

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

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

1 SECTION 1. The Legislature finds and declares that,
2 the demand for child care facilities throughout the state
3 far exceeds the supply, but that circumstances vary in
4 each county and city and that community child care
5 needs should be considered by counties and cities in the
6 preparation of their general plans. In addition to plans for
7 specific facilities, the general plans may include
8 techniques or mechanisms to encourage or require the
9 private sector to help meet child care needs.

10 SEC. 2. Section 39394 of the Education Code is
11 amended to read:

12 39394. Notwithstanding Section 54222 of the
13 Government Code, the governing board, prior to selling
14 or leasing any school site containing land described in
15 Section 39391, excluding that portion of a school site
16 retained by the governing board pursuant to Section
17 39395, shall first offer to sell or lease that portion of the
18 school site consisting of land described in Section 39391,
19 excluding that portion retained by the governing board
20 pursuant to Section 39395, to the following public
21 agencies in accordance with the following priorities:

22 (a) First, to any city within which the land may be
23 situated.

24 (b) Second, to any park or recreation district within
25 which the land may be situated.

26 (c) Third, to any regional park authority having
27 jurisdiction within the area in which the land is situated.

28 (d) Fourth, to any county within which the land may
29 be situated.

30 (e) Fifth, to any public nonprofit, or private entity
31 using the site for the provision of child care.

1 The governing board shall have discretion to
2 determine whether the offer shall be an offer to sell or an
3 offer to lease.

4 An entity which proposes to purchase or lease a school
5 site offered by a school district shall notify the district of
6 its intention, in writing, within 60 days after receiving
7 written notification from the district of its offer to sell or
8 lease.

9 SEC. 3. Section 53313 of the Government Code is
10 amended to read:

11 53313. A community facilities district may be
12 established under this chapter to provide any one or
13 more of the following types of additional services within
14 an area:

15 (a) Police protection services, including, but not
16 limited to, criminal justice services. However, criminal
17 justice services shall be limited to providing services for
18 jails, detention facilities, and juvenile halls.

19 (b) Fire protection and suppression services, and
20 ambulance and paramedic services.

21 (c) Recreation program services and the operation
22 and maintenance of parks and parkways. A special tax
23 may be levied for this purpose only upon approval of the
24 voters as specified in subdivision (b) of Section 53328.

25 (d) Flood and storm protection services, including,
26 but not limited to, the operation and maintenance of
27 storm drainage systems.

28 (e) *Child care program services.*

29 A community facilities district may only provide the
30 services authorized in this section to the extent that they
31 are in addition to those provided in the territory of the
32 district before the district was created, and may not
33 supplant those services already available within that
34 territory.

35 SEC. 4. Reimbursement to local agencies and school
36 districts for costs mandated by the state pursuant to this
37 act shall be made pursuant to Part 7 (commencing with
38 Section 17500) of Division 4 of Title 2 of the Government
39 Code and, if the statewide cost of the claim for
40 reimbursement does not exceed five hundred thousand

AB 3572

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- 1 dollars (\$500,000), shall be made from the State Mandates
- 2 Claims Fund.

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