

CSBA Sample Board Policy

Business and Noninstructional Operations

BP 3517(a)

FACILITIES INSPECTION

Note: SB 550 (Ch. 900, Statutes of 2004) amended Education Code 17070.75 to require each school district participating in the School Facility Program or the Deferred Maintenance Program to develop, by July 1, 2005, a school facility inspection system to ensure that school facilities are kept in good repair. Education Code 17002 defines "good repair" to mean that the facility is maintained in a manner that ensures that it is clean, safe, and functional as determined pursuant to an interim evaluation instrument developed by the Office of Public School Construction. At its January 2005 meeting, the State Allocation Board developed this Interim Evaluation Instrument.

In addition, as part of the school accountability report card (SARC), Education Code 33126, as amended by SB 550, requires school districts to make specified assessments of school conditions, including the safety, cleanliness, and adequacy of school facilities, and needed maintenance to ensure good repair. Education Code 35186, as added by SB 550 (Ch. 900, Statutes of 2004) and amended by AB 2727 (Ch. 903, Statutes of 2004), requires districts to establish a complaint procedure relative to the condition of school facilities. The law specifies timelines for investigating and resolving such complaints. See AR/E 1312.4 - Williams Uniform Complaint Procedures.

The following policy is **optional**.

The Governing Board recognizes that the condition of school facilities has an impact on student achievement and employee morale and desires to provide school facilities that are safe, clean and functional, as defined in Education Code 17002.

(cf. 0510 - School Accountability Report Card)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

(cf. 3111 - Deferred Maintenance Funds)

Note: The following list of conditions is based on the Interim Evaluation Instrument and emergency conditions, as defined in Education Code 17592.72, added by SB 6 (Ch. 899, Statutes of 2004).

The Superintendent or designee shall develop a facilities inspection and maintenance program to ensure that district schools are maintained in good repair in accordance with law. At a minimum, the inspection program shall determine conditions specified on the state's interim evaluation instrument, including any evidence of:

1. Gas leaks
2. Problems with heating, ventilation, or air conditioning systems, as applicable
3. Broken windows, doors, gates and fences that pose a security risk
4. Unsafe and unclean interior surfaces, such as walls, floors and ceilings
5. Hazardous materials that may pose an immediate threat to students or staff

FACILITIES INSPECTION (continued)

6. Structural damage that has the potential to create hazardous or uninhabitable conditions
7. Nonfunctioning fire sprinklers and emergency equipment, such as alarms and fire extinguishers
8. Power failure, electrical hazards and inadequate lighting
9. Major pest or vermin infestation
10. Inaccessible and nonfunctioning drinking fountains
11. Inaccessible, unclean and nonfunctioning restrooms during school hours
12. Major sewer line stoppage

Note: Education Code 1240, as amended by SB 550 (Ch. 900, Statutes of 2004), requires the County Superintendent of Schools to visit schools in the county ranked in deciles 1-3 of the 2003 base Academic Performance Index to determine (1) the status of the condition of a facility that may create an emergency or urgent threat to the health or safety of students or staff and (2) the accuracy of data reported on the SARC with respect to the safety, cleanliness, and adequacy of school facilities. The state's Interim Evaluation Instrument described above will likely be used by county inspection teams during these site visits. Education Code 1240, as amended, requires that the County Superintendent provide a quarterly report to the Board on the results of any county office visit.

The Superintendent or designee shall provide the Board with regular reports regarding the status of district facilities as evidenced by the district's facility inspection program as well as updates as to the status of any visits by the County Superintendent of Schools to district schools.

Legal Reference: (see next page)

FACILITIES INSPECTION (continued)

Legal Reference:

EDUCATION CODE

1240 County superintendent of schools, duties

17002 Definitions

17070.10-17077.10 Leroy F. Greene School Facilities Act of 1998

17565-17591 Property maintenance and control, especially:

17584 Deferred maintenance

17592.72 Urgent or emergency repairs, School Facility Emergency Repair Account

33126 School Accountability Report Card

35186 Williams uniform complaint procedure

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Williams case: <http://www.cde.ca.gov/eo/ce/wc/index.asp>

State Allocation Board, Office of Public School Construction, Williams settlement:

http://www.opsc.dgs.ca.gov/Programs/Williams_Legislation_Default.htm