

Transfer of Territory, School Districts
(Education Code sections 35500 et seq., and 35700 et seq.)

1. Governing board(s), registered electors, or property owners develop reasonable identification of territory to be transferred. A map and legal description are not a prerequisite for filing a valid petition.
2. Affected school district governing board(s) approve petition to transfer territory. A petition of 25 percent of the registered electors residing in the territory proposed to be transferred, or property owner(s) if uninhabited, also initiates the process.
3. Upon submission of the signed petition to the County Superintendent of Schools, the County Superintendent transmits the petition, if sufficient, to the County Committee on School District Organization and the State Board of Education.
4. The county committee notifies the local agency formation commission (LAFCO).
5. The county committee may add to the petition. A report of the County Assessor for the Boundary Commission is requested. The description of the petition is made available to the public ten days prior to the public hearings.
6. The county committee holds public hearings at regular/special meetings in each affected district within 60 days of the transmittal.
7. The county committee shall conduct an initial study and file a Negative Declaration in compliance with the California Environmental Quality Act (CEQA).
8. Within 120 days after commencement of the first public hearing on the petition, the county committee shall approve or disapprove the petition.
9. The county committee may approve the petition and order the petition granted if conditions of Education Code section 35753(a) are substantially met and if (1) uninhabited territory with owner(s)' and governing boards' consent, or (2) inhabited territory, less than 10 percent assessed valuation, and governing boards' consent.
10. If the county committee approves other petitions to transfer territory, it shall notify the county superintendent to call an election in the territory of the districts as determined by the county committee.
11. If the transfer is granted or approved at an election, the Board of Supervisors makes the order to reestablish boundaries. Action is complete on the date of the Board of Supervisors' action, and is effective for all purposes on July 1 of the calendar year following the calendar year in which all action is completed.