

Board Office Use: Legislative File Info.	
File ID Number	24-1567
Introduction Date	6/5/24
Enactment Number	24-1122
Enactment Date	6/5/2024 CJH



Board Cover Memorandum

To Board of Education

From Jenine Lindsey, Interim General Counsel
Edgar Rakestraw, Jr., Parliamentarian

Meeting Date June 5, 2024

Subject Cure - Probable Legislative Procedural and Substantive Defects - AB 1912 Metrics - Equity Impact Analysis - A Required Advanced Study for Closure or Consolidation of A School(s) - Chief Academic Officer (Revised) (Adopted April 10, 2024)

Ask of the Board Cure – Probable Legislative Procedural and Substantive Defects – AB 1912 Metrics Equity Impact Analysis - A Required Advanced Study for Closure or Consolidation of A School(s) - Chief Academic Officer (Revised) in the consideration of this matter on April 10, 2024

Background The Board on March 27, 2024 considered Legislative File No. 23-2704 - AB 1912 Metrics Equity Impact Analysis - A Required Advanced Study for Closure or Consolidation of A School(s) - Chief Academic Officer (Revised), hereinafter “Metrics.” During the consideration, the Board further determined and adopted a Motion to Postpone further consideration of Metrics until June 5, 2024.

The Board, on April 10, 2024, without first listing on its meeting Agenda a Motion or Notice of Intent to Reconsider Its Adopted Motion to Postpone further consideration of Metrics until June 5, 2024 (a potential procedural and Brown Act violation), adopted a motion repealing the Motion to Postpone (Enactment No. 24-0694), then reconsidered and adopted Metrics (Enactment 24-0691).

The Board’s action of April 10, 2024, having raised the probable issue stated in the above paragraph, we are recommending that doubt or question, if any, regarding the Board’s action of April 10, 2024, be “cured” (a) by the Board adopting Legislative File No. 24-1567, which will repeal, the Board’s April 10, 2024 enactments on subject matter, as stated therein, and (b) restore the Metric’s substantive issue to its legislative status of March 27, 2024 – subject to further consideration, today, June 5, 2024 – as an Unfinished Business Item, as renamed.

Discussion The Board, by virtue of adoption of Legislative File 24-1567 (if adopted), adopted Legislative File No., 24-0866 - Postponement of further consideration of the Metrics file of March 27, 2024 until June 5, 2024 and by Notice on today's Agenda of Legislative File No. 23-2704-1 - AB 1912 Metrics - Equity Impact Analysis - A Required Advanced Study for Closure or Consolidation of A School(s) - Chief Academic Officer (Revised), is permitted immediate resumption of the consideration of the pending "Metrics" file of March 27, 2024 (Legislative File No. 23-2704-1). The latter file, during further consideration, is subject to any and all parliamentary motions, including Amendment

Recommendation Adoption by Board of Legislative File 24-1567 Cure – Probable Legislative Procedural and Substantive Defects - AB 1912 Metrics - Equity Impact Analysis - A Required Advanced Study for Closure or Consolidation of a School(s) - Chief Academic Officer (Revised).

Attachment(s) Legislative File 24-1567 (Proposed)