

and if any school shall have been organized since the last annual apportionment, the attendance shall be ascertained by dividing by a number corresponding to the actual number of sessions of not less than three hours each, held since the organization of such school.

SEC. 5. It shall be the duty of the Board of Supervisors of said City and County of San Francisco to examine without delay the estimate received from the Board of Education, and if deemed reasonable and in accordance with law, said Board of Supervisors are hereby authorized and required to levy and cause to be collected, at the time and in the manner of levying State and other city and county taxes, the amount of taxation so determined and reported by the Board of Education.

SEC. 6. If the estimate of the said Board of Education seem unreasonable to the Board of Supervisors, the said Board of Supervisors shall, within ten days after receiving such estimate, return the same to the Board of Education with the objections of the said Board of Supervisors in writing. The Board of Education shall immediately proceed to consider such objections and in case of further disagreement between the said Boards, the matter in dispute shall be referred to the Mayor, Auditor, and Treasurer of the City and County of San Francisco, whose decision shall be final, and shall be carried into effect by the Board of Supervisors.

SEC. 7. All moneys received or collected on account of public education in the City and County of San Francisco, shall be deposited in the city treasury, and be known as the School Fund. Payments from said fund shall only be made by the Treasurer of the said city and county, upon drafts drawn on him by the Board of Education, signed by the President and Superintendent of Common Schools, and countersigned by the Auditor of said city and county and all drafts shall be made payable to the person or persons entitled to receive the same.

SEC. 8. If the school moneys received and collected shall, during any year, exceed the necessary and legal expenses of the Public Schools, the Board of Education shall authorize the payment only of such sum or sums as shall be sufficient to provide for such expenses, and any deficiency in the sums so received and collected to meet the necessary and legal expenses of public education in the said schools shall be supplied by the Board of Supervisors of said city and county, and they are hereby authorized and directed to raise by loan or otherwise in anticipation of the annual tax, such sum or sums as shall be necessary to meet such deficiency, and the Board of Education shall in all such cases certify to the Board of Supervisors the cause of such deficiency, and that the same was unavoidable, and unless such certificate shall be made the said Board of Supervisors may refuse to meet such deficiency. But the Board of Education shall not be authorized to call upon the Board of Supervisors in any year for any money or moneys for the purpose of purchasing sites, buildings, altering, repairing, or fitting up school houses, in excess of the estimates for these purposes in pursuance of section seventh of this Act except in cases of destruction of, or injury to, the buildings by fire, or other unforeseen calamity.

SEC. 9. The Board of Education of the City and County of San Francisco are hereby authorized to establish in some central locality of said city, a school, to which shall be admitted only those pupils who shall have been found upon satisfactory examination and trial too depraved to be permitted to associate longer with the pupils of other schools; but such pupil or pupil may be restored to any school under charge of said Board, upon satisfactory evidence of thorough reformation of conduct.

SEC. 10. The Clerk of the Board of Education shall have charge of the rooms, books, papers and documents of the Board, and shall in addition to his duties as Secretary of the Board, perform such other clerical duties as may be required by its members or committees.

SEC. 11. In all cases where the erection of a building, fitting up thereof, and the fitting up of any hired building, or repairing any building belonging to the Department, shall exceed the sum of two hundred dollars, the same shall be done by contract awarded to the lowest responsible bidder, proposals for which contract shall be advertised for two weeks previous to deciding upon the estimates thereon; but the Board of Education may reject any or all proposals should they deem such action for the public good.

SEC. 12. Whenever, owing to any nuisance in the immediate vicinity of any school, or other unfavorable circumstances, or to the small attendance of pupils, or other sufficient reason it shall appear to the Board of Education necessary and proper to discontinue such school they may after thirty days' notice given to the Board of Supervisors, of their intention to abandon the building and site for school purposes, withdraw entirely from the control of said property, which shall then be used or disposed of as a part of the general property of the city and county. In the event of the same being sold, the proceeds shall go into the School Fund of the City and County of San Francisco; but nothing herein shall be so construed as to authorize the sale of any such building or lot.

SEC. 13. Every person in the employ of the Board of Education, and every officer or teacher of a school, who shall willfully sign a false report to the Board of Education, shall for each offense forfeit the sum of twenty-five dollars, and shall be deemed guilty of a misdemeanor; and every such person or officer who shall willfully misapply any of the public funds committed to his care shall be deemed guilty of embezzlement.

SEC. 14. No school shall receive, any portion of the school moneys, in which the religious doctrines or tenets of any particular christian or other religious sect shall be taught, inculcated or practised, or in which any book or books containing compositions favorable or prejudicial to the particular doctrines or tenets of any particular christian or other religious sect is used.