

An act relating to community colleges, and making an appropriation therefor.

SECURED  
COPY

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. (a) (1) Thirty-eight million five hundred seventy-seven thousand dollars (\$38,577,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges in augmentation of Schedule (1) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2015 for allocation to community college districts to backfill a projected shortfall in final 2015–16 offsetting local revenues as specified in Section 84751 of the Education Code.

(2) The Director of Finance shall initially determine the need for a backfill pursuant to paragraph (1) by comparing 2015–16 offsetting local revenues, as certified by the Chancellor of the California Community Colleges at the second principal apportionment for the 2015–16 fiscal year, to the estimated offsetting local revenues used by the Department of Finance when developing the Proposition 98 General Fund apportionment need pursuant to Section 84750.5 of the Education Code for the Budget Act of 2015.

(3) The Director of Finance shall notify the Chairperson of the Joint Legislative Budget Committee, or his or her designee, of the amount needed to address the local revenue shortfall determined pursuant to this subdivision. The Chancellor of the California Community Colleges shall disburse that amount from funds available pursuant to this subdivision not sooner than five days after this notification and work with the Controller to allocate these funds to community college districts as soon as practicable.

(b) (1) Notwithstanding paragraph (2) of subdivision (a), no later than April 1, 2017, the Director of Finance shall redetermine the need for a backfill by comparing

2015–16 offsetting local revenues, as certified by the Chancellor of the California Community Colleges at the first principal apportionment for the 2016–17 fiscal year, to the estimated offsetting local revenues used by the Department of Finance when developing the Proposition 98 General Fund apportionment need pursuant to Section 84750.5 of the Education Code for the Budget Act of 2015.

(2) To the extent that the redetermination made pursuant to this subdivision results in a backfill amount that is less than thirty-eight million five hundred seventy-seven thousand dollars (\$38,577,000), the Department of Finance shall compute the difference between the revised backfill calculated pursuant to this subdivision and thirty-eight million five hundred seventy-seven thousand dollars (\$38,577,000). If the amount computed is greater than \$1,000, the Director of Finance shall reallocate this amount from Schedule (1) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2015, as adjusted pursuant to subdivision (a), to community colleges pursuant to subdivision (c) of Section 17581.95 of the Government Code.

(3) The Director of Finance shall notify the Chairperson of the Joint Legislative Budget Committee, or his or her designee, of the amount needed to address the local revenue shortfall determined pursuant to paragraph (2), and of the amount to be disbursed pursuant to subdivision (c) of Section 17581.95 of the Government Code, if applicable. The Chancellor of the California Community Colleges shall disburse the funds available pursuant to this subdivision not sooner than five days after this notification and work with the Controller to allocate these funds to community college districts as soon as practicable.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be “General Fund revenues appropriated for community college districts,” as defined in subdivision (d) of Section 41202 of the Education Code, for the 2015–16 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 2015–16 fiscal year.

LEGISLATIVE COUNSEL'S DIGEST

Bill No.

as introduced, \_\_\_\_\_.

General Subject: Community college apportionments: revenue backfill.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state. Existing law provides, in calculating each community college district's revenue level each fiscal year, that the Board of Governors of the California Community Colleges shall subtract, from the total revenues owed, certain amounts, including certain amounts received pursuant to certain provisions of existing law relating to redevelopment that, for purposes of community college revenue levels, are considered to be from property tax revenues.

This bill would appropriate \$38,577,000 from the General Fund to the board of governors for allocation to community college districts to backfill a projected shortfall in specified revenues for these districts. The bill would require the Director of Finance to determine the need for the backfill, as specified, and notify the Chairperson of the Joint Legislative Budget Committee, or his or her designee, of the amount needed to

address the revenue shortfall. The bill would allocate any funds remaining from this appropriation after final calculation of the amount of the shortfall to the reimbursement of state-mandated local program costs of community college districts. The bill would authorize the Chancellor of the California Community Colleges to disburse the amount determined and to work with the Controller to allocate the funds to districts. Funds appropriated by this bill would be applied toward the minimum funding requirements for the 2015–16 fiscal year for school districts and community college districts imposed by Section 8 of Article XVI of the California Constitution, as specified.

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