

AMENDED IN SENATE SEPTEMBER 7, 2001

AMENDED IN SENATE JULY 17, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 122**

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**Introduced by Assembly Member Leslie**

January 22, 2001

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An act to add Article 16.5 (commencing with Section 41965) to Chapter 5 of Part 24 of the Education Code, relating to school finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 122, as amended, Leslie. School finance: snow removal.

Existing law makes a school district eligible to receive a supplemental apportionment for transportation if, among other things, the total cost per mile for the prior fiscal year for home-to-school transportation does not exceed the statewide average cost per mile, or if the total cost per mile for the prior fiscal year for home-to-school transportation exceeds the statewide average cost per mile, the school district demonstrates to the satisfaction of the Superintendent of Public Instruction that the increased cost per mile is due to either weather-related or terrain-related conditions. Under existing law, the Superintendent of Public Instruction is required to determine that the increased cost per mile is due to weather-related or terrain-related conditions if snow and ice create roadway and safety problems, 50% or more of publicly maintained roads in the school district are considered to be curves, or there are changes in elevation of 2,000 feet or more on publicly maintained roads in the school district.

This bill would make a *qualified* school district, *as defined*, eligible to receive a supplemental apportionment from the State Department of Education, to the extent that funds are provided in the annual Budget Act, in an amount equal to 50% of the district’s direct costs for snow removal, as defined, that is in excess of \$10 per unit of average daily attendance, *as reported on the second principal apportionment*, on snow removal.

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

*The people of the State of California do enact as follows:*

1 SECTION 1. Article 16.5 (commencing with Section 41965)  
2 is added to Chapter 5 of Part 24 of the Education Code, to read:

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4 Article 16.5. Snow Removal Allowances

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6 41965. (a) A *qualified* school district is eligible to receive a  
7 supplemental apportionment from the State Department of  
8 Education in an amount equal to 50 percent of the district’s direct  
9 costs for snow removal that is in excess of ten dollars (\$10) per unit  
10 of average daily attendance *as reported on the second principal*  
11 *apportionment* for snow removal.

12 (b) *For the purposes of this section a qualified school district*  
13 *means a school district that operates campuses at an elevation of*  
14 *4,500 or more feet.*

15 (c) For the purposes of this section, “snow removal” includes  
16 removing snow on campus building ~~tops~~ roofs, structural  
17 overhangs, sidewalks, pathways, and parking lots for classroom  
18 access and public safety purposes, and the maintenance of snow  
19 removal equipment.

20 ~~(e)~~

21 (d) A school district shall only receive a supplemental  
22 apportionment pursuant to subdivision (a) to the extent that funds  
23 are provided in the annual Budget Act.

24 SEC. 2. *The State Department of Education shall allocate*  
25 *available funds as specified by subdivision (a) of Section 41965 of*  
26 *the Education Code.*

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