

AMENDED IN ASSEMBLY APRIL 25, 2007

AMENDED IN ASSEMBLY MARCH 27, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 1305

Introduced by Assembly Member Charles Calderon

February 23, 2007

An act to amend Section 87482.6 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 1305, as amended, Charles Calderon. Community colleges: employment of full-time faculty.

(1) Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law establishes community college districts, which provide instruction to students at campuses throughout the state. Existing law provides that, until specified statutory provisions are implemented regarding program-based funding, community college districts that have less than 75% of their hours of credit instruction taught by full-time instructors shall apply a portion of their program improvement allocations toward reaching that 75% standard.

This bill would require the governing board of each community college district, no later than December 31, 2010, to require that at least 75% of the hours of credit instruction in the district be taught by full-time instructors. The bill would require each community college district to allocate specified funds for that purpose. Because this bill would impose new duties on community college districts, it would constitute a state-mandated local program. The bill would prohibit the

board of governors from waiving these provisions, *unless the board of governors finds that, with respect to the district that seeks the waiver, the funds have fallen below a specified level.*

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

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

1 SECTION 1. Section 87482.6 of the Education Code is
2 amended to read:

3 87482.6. (a) (1) The governing board of a community college
4 district shall require that at least 75 percent of the hours of credit
5 instruction in the district shall be taught by full-time instructors.

6 (2) Each district, for the purposes of paragraph (1), shall allocate
7 district funds remaining at the close of the fiscal year that exceed
8 the amount required to finance total district expenditures for the
9 previous fiscal year if that amount exceeds 5 percent of proposed
10 expenditures for the current fiscal year.

11 (b) The board of governors shall adopt regulations for the
12 effective administration of this section. Unless and until amended
13 by the board of governors, the regulations shall provide as follows:

14 (1) In computing the percentage of hours of credit instruction
15 taught by full-time instructors, the hours of overload teaching by
16 full-time instructors shall be excluded from both the total hours
17 of credit instruction taught by full-time and part-time instructors
18 and the total hours of instruction taught by full-time instructors.

19 (2) A full-time instructor shall be defined as any regular and
20 contract faculty member teaching credit instruction.

21 (c) By March 15 of each year, the chancellor shall report to each
22 district an estimate of the number of ~~FTF~~ *full-time faculty* to be
23 secured based upon the appropriation of revenues contained in the
24 annual Budget ~~Bill~~ *Act*.

1 (d) Notwithstanding any other provision of law, all community
2 college districts shall comply with this section no later than
3 December 31, 2010.

4 (e) Notwithstanding any other provision of law, the board of
5 governors may not waive the requirements of this section, *unless*
6 *the board of governors finds that, with respect to the district that*
7 *seeks the waiver, the amount referred to in paragraph (2) of*
8 *subdivision (a) is 5 percent or less of proposed expenditures for*
9 *the current fiscal year.*

10 SEC. 2. If the Commission on State Mandates determines that
11 this act contains costs mandated by the state, reimbursement to
12 local agencies and school districts for those costs shall be made
13 pursuant to Part 7 (commencing with Section 17500) of Division
14 4 of Title 2 of the Government Code.