

ASSEMBLY BILL

No. 169

Introduced by Assembly Member Torres

January 20, 2011

An act to amend Sections 12000 and 12001 of the Education Code, relating to education finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 169, as introduced, Torres. Education finance.

Existing law requires the State Board of Education to direct the allocation and apportionment of federal funds to local school districts and other agencies entitled to receive those funds.

This bill would define school districts for purposes of these provisions to include school districts, county offices of education, and other agencies deemed eligible pursuant to state and federal law. The bill would also make technical changes.

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. Section 12000 of the Education Code is amended
2 to read:
3 12000. ~~Whenever~~ *(a) If*, by any act of Congress, funds are
4 provided as federal aid to education to the several states and the
5 disposition of the funds is not otherwise provided for by or under
6 the act of Congress or by or under any law of this state, the
7 apportionment and distribution ~~thereof~~ *of those funds* to school
8 districts shall, insofar as consistent with the requirements

1 prescribed by the federal law and implementing rules and
2 regulations, be governed by the standards set forth in this article.

3 ~~When any such~~

4 (b) ~~If a federal law designates a state-education educational~~
5 agency or other agency or officer primarily responsible for state
6 supervision of public schools, ~~such that~~ designation shall be
7 deemed to refer to the State Board of Education. The State Board
8 of Education shall make timely application for any federal funds
9 made available, and shall, pursuant to the federal law and ~~the~~
10 ~~provisions of this article,~~ direct the allocation and apportionment
11 of the federal funds to ~~local education agencies~~ school districts.

12 (c) ~~As used in this article,~~ “school districts” include school
13 districts, county offices of education, and other agencies deemed
14 eligible pursuant to state and federal law.

15 SEC. 2. Section 12001 of the Education Code is amended to
16 read:

17 12001. The State Board of Education shall adopt rules and
18 regulations for the allocation of federal funds to ~~local~~ school
19 districts ~~and other agencies~~ entitled to receive federal funds for
20 the support of schools. In determining the rules and regulations
21 by which ~~such~~ those allocations are to be made, the State Board
22 of Education shall consider all factors of local effort and all
23 educational programs maintained by ~~such agencies~~. ~~Such those~~
24 school districts. The rules and regulations adopted pursuant to this
25 section shall be based upon need, and the ~~agencies’~~ State Board
26 of Education shall carefully scrutinize the abilities and efforts ~~shall~~
27 ~~be carefully scrutinized~~ of the affected school districts.