

AMENDED IN ASSEMBLY MARCH 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

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 amended, 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 *educational agencies or entities* 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. (a) If, by any act of Congress, funds are provided as
4 federal aid to education to the several states and the disposition of
5 the funds is not otherwise provided for by or under the act of
6 Congress or by or under any law of this state, the apportionment
7 and distribution of those funds to school districts shall, insofar as

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

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

11 (c) ~~As used in this article~~ *For purposes of this section and*
12 *Section 12001, “school districts” include school districts, county*
13 *offices of education, and other educational agencies or entities*
14 *deemed 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 school districts
19 entitled to receive federal funds for the support of schools. In
20 determining the rules and regulations by which those allocations
21 are to be made, the State Board of Education shall consider all
22 factors of local effort and all educational programs maintained by
23 those school districts. The rules and regulations adopted pursuant
24 to this section shall be based upon need, and the State Board of
25 Education shall carefully scrutinize the abilities and efforts of the
26 affected school districts.