

**Introduced by Senator Hancock
(Coauthor: Senator Lowenthal)**

February 18, 2011

An act to amend Section 76360 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 774, as introduced, Hancock. Public postsecondary education: parking fees.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. 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 authorizes the governing board of each district to impose various fees, including parking services.

This bill would raise the maximum fee for parking services, as specified, and provide that the general fee limit shall increase annually by the same percentage increase as the Implicit Price Deflator for State and Local Government Purchases of Goods and Services published by the United States Department of Commerce.

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 76360 of the Education Code is amended
- 2 to read:

1 76360. (a) (1) The governing board of a community college
2 district may require students in attendance and employees of the
3 district to pay a fee, in an amount, not to exceed ~~forty fifty~~ dollars
4 ~~(\$40) (\$50)~~ per semester and ~~twenty twenty-five~~ dollars ~~(\$20) (\$25)~~
5 per intersession, to be established by the board, for parking
6 services. The fee shall only be required of students and employees
7 using parking services and shall not exceed the actual cost of
8 providing parking services.

9 (2) To encourage ridesharing and carpooling, ~~for a student who~~
10 ~~certifies, in accordance with procedures established by the board,~~
11 ~~that he or she regularly has two or more passengers commuting to~~
12 ~~the community college with him or her in the vehicle parked at~~
13 ~~the community college,~~ the fee shall not exceed ~~thirty thirty-five~~
14 dollars ~~(\$30) (\$35)~~ per semester and ~~ten fifteen~~ dollars ~~(\$10) (\$15)~~
15 per intersession *for a student who certifies, in accordance with*
16 *procedures established by the board, that he or she regularly has*
17 *two or more passengers commuting to the community college with*
18 *him or her in the vehicle parked at the community college.*

19 (3) *The fee limit imposed by this subdivision shall increase*
20 *annually by the same percentage increase as the Implicit Price*
21 *Deflator for State and Local Government Purchases of Goods and*
22 *Services published by the United States Department of Commerce.*

23 (b) (1) The governing board may require payment of a parking
24 fee at a campus in excess of the limits set forth in subdivision (a)
25 for the purpose of funding the construction of on-campus parking
26 facilities if both of the following conditions exist at the campus:

27 (A) The full-time equivalent (FTES) per parking space on the
28 campus exceeds the statewide average FTES per parking space on
29 community college campuses.

30 (B) The market price per square foot of land adjacent to the
31 campus exceeds the statewide average market price per square
32 foot of land adjacent to community college campuses.

33 (2) If the governing board requires payment of a parking fee in
34 excess of the limits set forth in subdivision (a), the fee may not
35 exceed the actual cost of constructing a parking structure.

36 (c) Students who receive financial assistance pursuant to any
37 programs described in subdivision (g) of Section 76300 shall be
38 exempt from parking fees imposed pursuant to this section that
39 exceed ~~twenty thirty~~ dollars ~~(\$20) (\$30)~~ per semester.

1 (d) The governing board of a community college district may
2 also require the payment of a fee, to be established by the
3 governing board, for the use of parking services by persons other
4 than students and employees.

5 (e) All parking fees collected shall be deposited in the designated
6 fund of the district in accordance with the California Community
7 Colleges Budget and Accounting Manual, and shall be expended
8 only for parking services or for purposes of reducing the costs to
9 students and employees of the college of using public transportation
10 to and from the college.

11 (f) Fees collected for use of parking services provided for by
12 investment of student body funds under the authority of Section
13 76064 shall be deposited in a designated fund in accordance with
14 the California Community Colleges Budget and Accounting
15 Manual for repayment to the student organization.

16 (g) "Parking services," as used in this section, means the
17 purchase, construction, and operation and maintenance of parking
18 facilities for vehicles and motor vehicles as defined by Sections
19 415 and 670 of the Vehicle Code.

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