

**Introduced by Senator Wolk**January 9, 2013

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An act to amend Section 48031 of the Education Code, relating to school attendance, and making an appropriation therefor.

## LEGISLATIVE COUNSEL'S DIGEST

SB 63, as introduced, Wolk. School attendance: high schools.

Existing law establishes a system of public elementary and secondary schools in this state. Existing law also establishes school districts throughout the state, and authorizes these school districts to operate schools and to provide instruction to pupils. Existing law establishes a system for the funding of public elementary and secondary schools which includes, among other things, the apportionment of state funds to school districts in accordance with specified computations. Existing law provides for various types of school districts, including elementary school districts, which operate only elementary schools, high school districts, which operate only secondary schools, and unified school districts, which operate both elementary and secondary schools. Existing law provides that any person who is eligible to attend high school, and who does not reside in a high school district or a unified school district, may attend high school in any high school district or unified school district in the county in which he or she resides or in another county.

This bill would specify computations to be made under this provision in the event that a pupil attends a high school in a basic aid school district, and would require the Superintendent of Public Instruction to apportion the amount computed under this bill to the school district of attendance from Section A of the State School Fund, thereby making an appropriation. The bill would define a basic aid school district to mean a school district that does not receive from the state an

apportionment of state funds pursuant to a specified statute in any fiscal year in which this provision is applied.

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

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

1 SECTION 1. Section 48031 of the Education Code is amended  
2 to read:

3 48031. (a) Any person who is eligible to attend high school,  
4 and who does not reside in a high school district or in a unified  
5 school district, may attend high school in any high school district  
6 or unified school district in the county in which he or she resides  
7 or in another county.

8 (b) *If, pursuant to subdivision (a), a pupil attends a high school*  
9 *in a basic aid school district, the Superintendent shall apportion*  
10 *from Section A of the State School Fund the allowance computed*  
11 *under subdivision (c) to the school district of attendance.*

12 (c) *The Superintendent shall compute an allowance for a basic*  
13 *aid school district for the purposes of this section as follows:*

14 (1) *Compute, for the fiscal year of attendance, the statewide*  
15 *average revenue limit per unit of average daily attendance for*  
16 *high school districts with 300 or more units of average daily*  
17 *attendance.*

18 (2) *Multiply the amount computed under paragraph (1) by the*  
19 *second period average daily attendance, as defined in Section*  
20 *41601, for the fiscal year of attendance of pupils attending a high*  
21 *school pursuant to subdivision (a).*

22 (3) *Multiply the amount computed under paragraph (2) by*  
23 *seven-tenths.*

24 (d) *For purposes of this section, “basic aid school district”*  
25 *means a school district that does not receive from the state, for*  
26 *any fiscal year in which this section is applied, an apportionment*  
27 *of state funds pursuant to subdivision (h) of Section 42238.*

28 (e) *The allowance computed under subdivision (c) shall be*  
29 *computed only with respect to school districts that accept pupils*  
30 *residing in territory, or within an elementary school district, that*  
31 *was not within the territory of either a high school district or a*  
32 *unified school district during the 2012–13 fiscal year.*

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