

AMENDED IN SENATE MARCH 13, 2014

SENATE BILL

No. 965

Introduced by Senator Leno

February 10, 2014

An act to add Section 84750.6 to the Education Code, relating to community colleges, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 965, as amended, Leno. Community colleges: funding: San Francisco Community College District.

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 requires the board of governors to develop criteria and standards, in accordance with specified statewide minimum requirements, for the purposes of making the annual budget request for the California Community Colleges to the Governor and the Legislature and allocating state general apportionment revenues. Those statewide minimum requirements include, among other things, a requirement that the calculations of each community college district's revenue level for each fiscal year be based on specified criteria, with revenue adjustments being made for increases or decreases in full-time equivalent students and for other specified purposes.

This bill, for the 2014–15 fiscal year to the 2017–18 fiscal year, inclusive, would require the board of governors to provide the San

Francisco Community College District with revenues, as specified, if the community college district or a campus of the community college district is in imminent jeopardy of losing its accreditation and the board of governors has appointed a special trustee to manage the community college district.

This bill would make legislative findings and declarations as to the necessity of a special statute for the San Francisco Community College District.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. 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 84750.6 is added to the Education Code,
 2 to read:
 3 84750.6. (a) Notwithstanding Section 84750.5, the board of
 4 governors shall provide the San Francisco Community College
 5 District with revenues, as specified in subdivision (b), if ~~both of~~
 6 ~~the following conditions are satisfied:~~ *the community college*
 7 *district or a campus of the community college district is in*
 8 *imminent jeopardy of losing its accreditation.*
 9 ~~(1) The community college district or a campus of the~~
 10 ~~community college district is in imminent jeopardy of losing its~~
 11 ~~accreditation.~~
 12 ~~(2) The board of governors has appointed a special trustee to~~
 13 ~~manage the community college district.~~
 14 (b) If the number of full-time equivalent students (FTES) of the
 15 community college district decreases from the number in the
 16 2013–14 fiscal year, the board of governors ~~should~~ *shall* provide
 17 revenues to the community college district, as follows:
 18 (1) For the 2014–15 fiscal year, an amount not less than the
 19 total amount that was received by the community college district
 20 for the attendance of FTES in the 2013–14 fiscal year.
 21 (2) For the 2015–16 fiscal year, an amount not less than 95
 22 percent of the total amount that was received by the community
 23 college district for the attendance of FTES in the 2013–14 fiscal
 24 year.

1 (3) For the 2016–17 fiscal year, an amount not less than 90
2 percent of the total amount that was received by the community
3 college district for the attendance of FTES in the 2013–14 fiscal
4 year.

5 (4) For the 2017–18 fiscal year, an amount not less than 85
6 percent of the total amount that was received by the community
7 college district for the attendance of FTES in the 2013–14 fiscal
8 year.

9 (c) The amounts calculated in paragraphs (1) to (4), inclusive,
10 of subdivision (b) shall be adjusted by the chancellor to reflect
11 cost-of-living adjustments, deficits in apportionments, or both, as
12 appropriate for the applicable fiscal years.

13 (d) Subdivision (b) shall only be used to determine the
14 apportionment funding to be allocated to the San Francisco
15 Community College District. In computing statewide entitlements
16 to funding based upon the attendance of FTES, the San Francisco
17 Community College District shall not be credited with more FTES
18 than were actually enrolled and in attendance.

19 (e) It is the intent of the Legislature that any amounts necessary
20 to make the apportionments required pursuant to subdivision (b)
21 be drawn from the state general apportionment revenues for
22 community college districts.

23 SEC. 2. The Legislature finds and declares that a special law
24 is necessary and that a general law cannot be made applicable
25 within the meaning of Section 16 of Article IV of the California
26 Constitution because of the unique accreditation and fiscal
27 challenges facing the San Francisco Community College District.

28 SEC. 3. This act is an urgency statute necessary for the
29 immediate preservation of the public peace, health, or safety within
30 the meaning of Article IV of the Constitution and shall go into
31 immediate effect. The facts constituting the necessity are:

32 The accreditation and fiscal problems facing the San Francisco
33 Community College District threaten its ability to preserve the
34 health and safety of its students and require an immediate response.