

**ASSEMBLY BILL**

**No. 2587**

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**Introduced by Assembly Member Wilk**

February 19, 2016

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An act to amend Section 42238.05 of the Education Code, relating to school funding.

LEGISLATIVE COUNSEL'S DIGEST

AB 2587, as introduced, Wilk. School funding: average daily attendance calculation.

Existing law establishes a public school system that requires state funding for school districts and charter schools to be calculated pursuant to a local control funding formula, as specified. Existing law requires the local control funding formula, in part, to be based on average daily attendance, as defined.

This bill would provide that, for the purposes of funding, the average daily attendance for a school district or charter school that has an average daily attendance calculated to be 94% or higher shall be considered 100%.

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 42238.05 of the Education Code is  
2 amended to read:  
3 42238.05. (a) For purposes of Sections 42238.02, 42238.025,  
4 and 42238.03, the fiscal year average daily attendance for a school

1 district shall be computed pursuant to paragraphs (1) to (3),  
2 inclusive, as applicable.

3 (1) The second principal apportionment regular average daily  
4 attendance for either the current or prior fiscal year, whichever is  
5 greater, excluding units of average daily attendance resulting from  
6 pupils attending schools funded pursuant to Article 4 (commencing  
7 with Section 42280).

8 (2) The units of average daily attendance resulting from pupils  
9 attending schools funded pursuant to Article 4 (commencing with  
10 Section 42280).

11 (3) Prior fiscal year average daily attendance shall be adjusted  
12 for any loss or gain of average daily attendance due to a  
13 reorganization or transfer of territory.

14 (b) For purposes of this article, regular average daily attendance  
15 shall be the base grant average daily attendance.

16 (c) For purposes of this section, the Superintendent shall  
17 distribute total ungraded enrollment and average daily attendance  
18 among kindergarten and each of grades 1 to 12, inclusive, in  
19 proportion to the amounts of graded enrollment and average daily  
20 attendance, respectively, in each of these grades.

21 (d) Subdivisions (a) to (c), inclusive, shall only apply to average  
22 daily attendance generated by school districts and shall not apply  
23 to average daily attendance generated by charter schools.

24 (e) A pupil shall not be counted more than once for purposes  
25 of calculating average daily attendance pursuant to this section.

26 (f) For purposes of Sections 42238.02, 42238.025, and 42238.03,  
27 average daily attendance for a charter school shall be the total  
28 current year average daily attendance in the corresponding grade  
29 level ranges for the charter school.

30 (g) *For purposes of Sections 42238.02, 42238.025, and*  
31 *42238.03, the average daily attendance for a school district or*  
32 *charter school that has an average daily attendance calculated to*  
33 *be 94 percent or higher shall be considered 100 percent.*