

**ASSEMBLY BILL**

**No. 2860**

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**Introduced by Assembly Member Brown**

February 19, 2016

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An act to amend Section 84909 of the Education Code, relating to adult education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2860, as introduced, Brown. Adult education: Adult Education Block Grant Program.

Existing law establishes the Adult Education Block Grant Program under the administration of the Chancellor of the California Community Colleges and the Superintendent of Public Instruction. Under this program, the chancellor and the Superintendent, with the advice of the Executive Director of the State Board of Education, are required to divide the state into adult education regions and approve one adult education consortium in each adult education region, as specified. Existing law requires the chancellor and the Superintendent, with the advice of the executive director, to approve, for each consortium, rules and procedures that adhere to prescribed conditions. Existing law also requires, as a condition for the receipt of an apportionment of funds from this program for a fiscal year, that members of a consortium approve an adult education plan, as specified.

Existing law, for the 2016–17 fiscal year and each fiscal year thereafter, requires the chancellor and the Superintendent, with the advice of the executive director, to approve, within 15 days of the enactment of the annual Budget Act and in accordance with prescribed criteria, a final schedule of allocations to each consortium under the program. Existing law specifies that, using the final schedule of

allocations, the chancellor and the Superintendent are to either apportion funds to a fund administrator designated by the members of a consortium beginning no more than 30 days after approval of the final schedule of allocations or apportion funds to members of a consortium beginning no more than 30 days after receipt of final a distribution schedule from that consortium.

This bill would instead require the chancellor and the Superintendent to apportion funds directly to members of a consortium before the beginning of the fiscal year for which the allocation is to be made.

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 84909 of the Education Code is amended  
 2 to read:  
 3 84909. (a) This section shall apply commencing with the  
 4 2016–17 fiscal year.  
 5 (b) The chancellor and the Superintendent, with the advice of  
 6 the executive director, shall approve, no later than February 28 of  
 7 the prior fiscal year, a preliminary schedule of allocations to each  
 8 consortium of any funds proposed in the Governor’s Budget for  
 9 the program.  
 10 (c) The chancellor and the Superintendent, with the advice of  
 11 the executive director, shall approve, within 15 days of enactment  
 12 of the annual Budget Act, a final schedule of allocations to each  
 13 consortium of any funds appropriated by the Legislature for the  
 14 program.  
 15 (d) The chancellor and the Superintendent shall determine the  
 16 amount to be allocated to each consortium based on the following:  
 17 (1) The amount of funds apportioned to the members of that  
 18 consortium in the immediately preceding fiscal year.  
 19 (2) That adult education region’s share of the statewide need  
 20 for adult education.  
 21 (3) That consortium’s effectiveness in meeting the educational  
 22 needs of adults in the adult education region based on available  
 23 data.  
 24 (e) Using the final schedule approved pursuant to subdivision  
 25 (c), the chancellor and the Superintendent shall ~~do one of the~~  
 26 following for each consortium: *apportion funds directly to members*

1 *of a consortium before the beginning of the fiscal year for which*  
2 *the allocation is to be made.*

3 ~~(1) Apportion funds to a fund administrator designated by the~~  
4 ~~members of a consortium beginning no more than 30 days after~~  
5 ~~approval of the final schedule of allocations.~~

6 ~~(2) Apportion funds to members of a consortium beginning no~~  
7 ~~more than 30 days after receipt of a final distribution schedule~~  
8 ~~from that consortium.~~

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