

AMENDED IN ASSEMBLY MAY 2, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2972**

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**Introduced by Assembly Member Olberg**

February 23, 1996

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An act to add Article 10.5 (commencing with Section 41860) to Chapter 5 of Part 24 of the Education Code, relating to schools, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2972, as amended, Olberg. Schools: transportation funding.

Existing law provides that each school district or county office of education shall receive a home-to-school transportation allowance in the amount received in the prior fiscal year, but in no event in excess of the prior year's approved home-to-school transportation costs, increased by the amount provided in the annual Budget Act.

This bill would prescribe criteria for determining the eligibility of school districts for supplemental home-to-school transportation funds, if funds are *specifically* appropriated therefor ~~in the annual Budget Act~~. The bill would require the Superintendent of Public Instruction to apportion funds, when appropriated, to reimburse eligible school districts, as specified, for the unreimbursed cost of home-to-school transportation per unit of average daily attendance, as specified. *The bill would appropriate \$50,000,000 from the General Fund for the purpose of home-to-school*

transportation funding equalization as established by this act and existing law, as specified.

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

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

1 SECTION 1. Article 10.5 (commencing with Section  
2 41860) is added to Chapter 5 of Part 24 of the Education  
3 Code, to read:

4  
5 Article 10.5. Supplemental Allowances for  
6 Transportation  
7

8 41860. (a) Sections 41850, 41852, 41851.12, and 41853  
9 shall apply to this article.

10 (b) As used in this article, ‘average daily attendance’  
11 means the average daily attendance used to compute a  
12 school district’s second principal apportionment.

13 41861. For any fiscal year in which funds are  
14 ~~appropriated in the annual Budget Act~~ *specifically*  
15 *appropriated* for home-to-school transportation  
16 apportionments pursuant to this article, the  
17 Superintendent of Public Instruction shall apportion to  
18 each school district that is eligible under this article, in  
19 addition to any apportionments pursuant to Sections  
20 41851 and 41851.11, the amount calculated pursuant to  
21 Section 41863.

22 41862. School districts that meet all of the following  
23 criteria are eligible to receive an apportionment pursuant  
24 to this article:

25 (1) The number of students who received  
26 home-to-school transportation services in the prior fiscal  
27 year were equivalent to at least 33 percent of the total  
28 number of units of average daily attendance in the prior  
29 fiscal year.

30 ~~(2) The average number of students per square mile~~  
31 ~~that reside within the school district boundaries is less than~~  
32 ~~35 students per square mile.~~



1 ~~(3) The total miles driven in the prior fiscal year for~~  
2 ~~home-to-school transportation exceeded 210,000 miles.~~

3 ~~(4)~~

4 (2) The total cost per mile for the prior fiscal year for  
5 home-to-school transportation does not exceed the  
6 statewide average cost per mile ~~by more than 115~~  
7 ~~percent.~~

8 ~~(5)~~

9 (3) In the prior fiscal year, the amount of the school  
10 district's ~~unreimbursed~~ cost of home-to-school  
11 transportation per unit of average daily attendance  
12 *approved by the State Department of Education*  
13 ~~exceeded the statewide average unreimbursed cost of~~  
14 ~~home-to-school transportation per unit of average daily~~  
15 ~~attendance. exceeded one hundred thirty dollars (\$130).~~

16 41863. (a) The Superintendent of Public Instruction  
17 shall determine the apportionment for each school  
18 district's unreimbursed cost of home-to-school  
19 transportation per unit of average daily attendance in the  
20 prior fiscal year as follows:

21 (1) Add the following amounts:

22 (A) The home-to-school transportation allowance for  
23 the school district received pursuant to Sections 41851  
24 and 41851.11 for the prior fiscal year.

25 (B) The amount of funding received for the costs of  
26 transportation associated with court-ordered or  
27 voluntary desegregation programs

28 (2) Subtract from the sum computed pursuant to  
29 paragraph (1) all supplemental grant funding received in  
30 the prior fiscal year by the school district for  
31 home-to-school transportation or court-ordered or  
32 voluntary desegregation.

33 (3) Subtract from the school district's prior year's  
34 approved costs of home-to-school transportation the  
35 amount computed pursuant to paragraph (2).

36 (4) Divide the amount computed pursuant to  
37 paragraph (3) by the total number of units of average  
38 daily attendance for the prior fiscal year.

39 (b) In the event the funds appropriated for the  
40 purposes of this article are not sufficient to fully fund the



1 formula established by this section, the amounts  
2 apportioned shall be reduced on a proportionate basis.

3 *SEC. 2. The sum of fifty million dollars (\$50,000,000)*  
4 *is hereby appropriated from the General Fund to the*  
5 *State Department of Education for allocation by the*  
6 *Superintendent of Public Instruction as follows:*

7 *(1) Forty million dollars (\$40,000,000) to be*  
8 *apportioned pursuant to Section 41851.11 of the*  
9 *Education Code.*

10 *(2) Ten million dollars (\$10,000,000) to be apportioned*  
11 *pursuant to Article 10.5 (commencing with Section*  
12 *41860) of Chapter 5 of Part 24 of the Education Code.*

