

AMENDED IN ASSEMBLY JULY 7, 1999

AMENDED IN SENATE APRIL 13, 1999

AMENDED IN SENATE MARCH 24, 1999

AMENDED IN SENATE MARCH 8, 1999

**SENATE BILL**

**No. 303**

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**Introduced by Senator Hughes**  
**(Principal coauthor: Senator Costa)**  
**(Coauthor: Senator Perata)**  
(Coauthor: Assembly Member Vincent)

February 4, 1999

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An act to add Sections 42249.75 and 42249.77 to the Education Code, relating to school desegregation.

LEGISLATIVE COUNSEL'S DIGEST

SB 303, as amended, Hughes. School desegregation.

Existing law requires, and provides a mechanism for, reimbursement of certain school district costs associated with compliance with desegregation plans.

This bill would, to the extent of available funds in any fiscal year, authorize similar funding for the 1999–2000 fiscal year and subsequent fiscal years for prescribed school districts or for any school district or any school that is part of a group of districts acting in collaboration. *The bill would also provide that if claims by these prescribed school districts exceed the amount appropriated in the Budget Act, the claims shall be funded on a pro rata basis. The bill would declare the intent of the Legislature that additional funds beyond the Budget*

*Act funds will not for any fiscal year be appropriated for this purpose.*

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 42249.75 is added to the  
2 Education Code, immediately following Section 42249.65,  
3 to read:

4 42249.75. (a) To the extent that funds are available  
5 for this purpose in any fiscal year, any and all of the school  
6 districts listed in subdivision (e) or any school that is part  
7 of a group of school districts acting in collaboration as  
8 listed in subdivision (f) may be funded for the 1999–2000  
9 fiscal year and for subsequent fiscal years for a voluntary  
10 desegregation program of the kind described in Section  
11 42249.

12 (b) The applicant district shall submit to the  
13 Department of Finance for approval an estimated claim  
14 no later than November 30 of the first fiscal year in which  
15 funding for its voluntary desegregation program is  
16 claimed and shall submit a report that shall include both  
17 of the following:

18 (1) Certification that the desegregation plan is being  
19 implemented and an itemization of program  
20 expenditures to date.

21 (2) Certification that the district has met the match  
22 requirement.

23 (c) The Department of Finance shall review any  
24 estimated claim submitted pursuant to this section and  
25 include its estimate of approvable claims in budget  
26 estimates for both the current and next budget year. The  
27 Legislature intends that funding for the first year of  
28 program operation will be provided as soon as practicable  
29 following an audit of the first year of operation, and the  
30 subsequent funding for the program operation will be  
31 included in the annual Budget Act for the appropriate  
32 year. *If claims exceed the amount appropriated in the*  
33 *Budget Act, the claims shall be funded on a pro rata basis.*



1 *It is the intent of the Legislature that additional funds*  
2 *beyond the amount appropriated in the Budget Act will*  
3 *not for any fiscal year be appropriated for this purpose.*

4 (d) The Controller shall not release funding to the  
5 district prior to approval from the Department of  
6 Finance.

7 (e) This section shall be applicable only to Alameda  
8 City Unified School District, Centinela Valley Union High  
9 School District, Coachella Valley Unified School District,  
10 the North Kern County/South Tulare County group of  
11 school districts, Santa Ana Unified School District, and  
12 Visalia Unified School District, in order to combat the  
13 detrimental effects of racial segregation.

14 (f) For purposes of this section, the North Kern  
15 County/South Tulare County group of school districts  
16 shall be deemed to be a group of school districts acting in  
17 collaboration. As used in this section, the “North Kern  
18 County/South Tulare County group of school districts”  
19 means a coalition of school districts composed of the  
20 Alpaugh Unified School District, the Delano Joint Union  
21 High School District, the Delano Union Elementary  
22 School District, the Earlimart Elementary School  
23 District, and the McFarland Unified School District, that  
24 share resources to combat the detrimental effects of racial  
25 segregation.

26 SEC. 2. Section 42249.77 is added to the Education  
27 Code, immediately following Section 42249.75, to read:

28 42249.77. (a) To the extent that funds are available  
29 for this purpose in any fiscal year, any school districts or  
30 any group of school districts acting in collaboration may  
31 be funded for a voluntary desegregation program of the  
32 kind described in Section 42249.

33 (b) The applicant district shall submit to the  
34 Department of Finance for approval an estimated claim  
35 no later than November 30 of the first fiscal in which  
36 funding for its voluntary desegregation program is  
37 claimed and shall submit a report, that shall include both  
38 of the following:



1 (1) Certification that the desegregation plan is being  
2 implemented and an itemization of program  
3 expenditures to date.

4 (2) Certification that the district has met the match  
5 requirement.

6 (c) The Department of Finance shall review any  
7 estimated claim submitted pursuant to this section and  
8 include its estimate of approvable claims in budget  
9 estimates for both the current and next budget year. The  
10 Legislature intends that funding for the first year of  
11 program operation will be provided as soon as practicable  
12 following an audit of the first year of operation, and the  
13 subsequent funding for the program operation will be  
14 included in the annual Budget Act for the appropriate  
15 year.

16 (d) The Controller shall not release funding to the  
17 district prior to approval from the Department of  
18 Finance.

