

AMENDED IN SENATE APRIL 13, 1999

SENATE BILL

No. 410

Introduced by Senator Escutia

February 12, 1999

An act to amend, ~~repeal, and add Section 42239~~ of Sections 37252.5, 42239, and 42239.5 of, and to add Section 14003 to, the Education Code, relating to school finance, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 410, as amended, Escutia. School finance: summer school.

(1) Existing law requires the governing board of each school district maintaining any or all of grades 2 to 9, inclusive, to operate programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in those grades who have been retained and authorizes the school district to require those pupils to participate in supplemental instructional programs but requires the school district to provide a mechanism for a parent or guardian to decline to enroll his or her child in the program. Existing law authorizes the governing board of each school district maintaining any or all of grades 2 to 6, inclusive, to offer supplemental instruction to pupils enrolled in those grades who have low test scores. Existing law limits the amount of funding available for purposes of these supplemental programs and prescribes the manner in which those funds are required to be allocated.

This bill would delete (1) a school district's authority to require pupils who have been retained to participate in

supplemental instructional programs, (2) the funding cap, (3) the requirement that the supplemental instruction be direct, systematic, and intensive, and (4) the requirement that the school district provide a mechanism for a parent or guardian to decline to enroll his or her child in the program. Pupils enrolled in grades 2 to 6, inclusive, with low test scores who would receive the authorized instruction would be identified based on the determination of the pupils' classroom teacher, reading specialists, or resource teachers rather than only on test results.

(2) Existing law requires each county superintendent of schools to compute an amount for each school district's summer school attendance in a certain manner. Under existing law, a school district's maximum entitlement for reimbursement for pupil attendance in summer school programs in core curriculum areas or vocational work experience education is limited to an amount equal to 7% of the district's total enrollment for the prior fiscal year multiplied by 120 hours, multiplied by the hourly rate for the current fiscal year.

This bill would, ~~as of July 1, 2000, delete this~~ *increase to 10% the limitation on the maximum entitlement a school district may claim for reimbursement for pupil attendance in summer school programs in core curriculum areas or vocational work experience. The bill would require the Superintendent of Public Instruction, rather than the county superintendent of schools, to compute a school district's summer school entitlement.*

(3) *Under existing law, average daily attendance generated by elementary and secondary school pupils in voluntary Saturday school programs is eligible for summer school apportionments if those programs meet certain conditions. This provision becomes inoperative on June 30, 2000, and is repealed January 1, 2001.*

This bill would base summer school apportionments for these programs on pupil hours of attendance, rather than daily average attendance, and would delete the inoperative and repeal dates.

(4) *This bill would, commencing with the 2000-01 fiscal year and each fiscal year thereafter, require the Controller to*



transfer from the General Fund to Section A of the State School Fund the sums that the Superintendent of Public Instruction certifies from time to time as necessary to meet actual computed apportionments for the purposes of supplemental instruction, including summer school instruction, thereby making an appropriation.

The funds appropriated by this bill would be applied toward the minimum funding requirements for school districts and community college districts imposed by Section 8 of Article XVI of the California Constitution. ~~The new computational requirements for county superintendents of schools that would be created by this bill would impose a state-mandated local program.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

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

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

1 SECTION 1. *Section 37252.5 of the Education Code is*
2 *amended to read:*
3 37252.5. (a) The governing board of each *school*
4 *district* maintaining any or all of grades 2 to 9, inclusive,
5 shall offer programs of ~~direct, systematic, and intensive~~
6 supplemental instruction to pupils enrolled in grades 2 to
7 9, inclusive, who have been retained pursuant to Section
8 48070.5, ~~as added by Assembly Bill 1626 of the 1997-98~~
9 ~~Regular Session~~. A school district may *recommend, but*
10 *may not* require, a pupil who has been retained to



1 participate in supplemental instructional programs.
2 ~~Notwithstanding the requirements of this section, the~~
3 ~~school district shall provide a mechanism for a parent or~~
4 ~~guardian to decline to enroll his or her child in the~~
5 ~~program. Attendance in supplemental instructional~~
6 ~~programs shall not be compulsory within the meaning of~~
7 ~~Section 48200.~~

8 (b) The governing board of each *school* district
9 maintaining any or all of grades 2 to 6, inclusive, may offer
10 ~~programs of direct, systematic, and intensive~~
11 ~~supplemental instruction to pupils enrolled in grades 2 to~~
12 ~~6, inclusive, with low in mathematics, reading, or written~~
13 ~~expression scores in order to allow those pupils to achieve~~
14 ~~proficiency in standards adopted by the State Board of~~
15 ~~Education and meet grade level standards of academic~~
16 ~~achievement.~~ Services offered pursuant to this
17 subdivision shall be provided to pupils in the following
18 priority order:

19 (1) Pupils who have been recommended for retention
20 or who have been identified as being at risk of retention
21 pursuant to Section 48070.5, ~~as added by Assembly Bill~~
22 ~~1626 of the 1997-98 Regular Session,~~ or school district
23 policies.

24 (2) Pupils who have been identified as having a
25 deficiency in mathematics, reading, or written expression
26 based on the ~~results of the tests administered under the~~
27 ~~Standardized Testing and Reporting Program~~
28 ~~established pursuant to Article 4 (commencing with~~
29 ~~Section 60640) of Chapter 5 of Part 33 determination of~~
30 ~~the pupil's classroom teacher, reading specialists, or~~
31 ~~resource teachers.~~

32 (c) Supplemental educational services pursuant to
33 subdivisions (a) and (b) ~~shall~~ *may* be offered during the
34 summer, after school, on Saturdays, or during
35 intersession, or in a combination of summer school, after
36 school, Saturday, or intersession instruction. Services shall
37 not be provided during the pupil's regular instructional
38 day if it would result in the pupil being removed from
39 classroom instruction in the core curriculum.



1 (d) For purposes of this section, a pupil shall be
2 considered to be enrolled in a grade immediately upon
3 completion of the preceding grade. Summer school
4 instruction may also be offered to pupils who were
5 enrolled in grade 6 during the prior fiscal year after the
6 completion of grade 6. For ninth grade pupils identified
7 in subdivision (a), summer school instruction may also be
8 offered to pupils who were enrolled in grade 9 during the
9 prior fiscal year after the completion of grade 9.

10 (e) Each school district ~~shall~~ *may* use results from tests
11 administered under the Standardized Testing and
12 Reporting Program, established pursuant to Article 4
13 (commencing with Section 60640) of Chapter 5 of Part 33
14 or other evaluative criteria to identify eligible pupils
15 pursuant to subdivision (b).

16 (f) ~~An intensive remedial program~~ *Supplemental*
17 *instruction* in reading or written expression offered
18 pursuant to this section shall, as needed, include
19 instruction in phoneme awareness, systematic explicit
20 phonics and decoding, word attack skills, spelling and
21 vocabulary, explicit instruction of reading
22 comprehension, writing, and study skills.

23 (g) Each school district shall seek the active
24 involvement of parents and classroom teachers in the
25 development and implementation of supplemental
26 instructional programs provided pursuant to this section.

27 (h) It is the intent of the Legislature that pupils who
28 are at risk of failing to meet ~~state-adopted grade level~~
29 standards; or who are at risk of retention; be identified as
30 early in the school year, and as early in their school
31 careers as possible, and be provided the opportunity for
32 supplemental instruction sufficient to assist them in
33 attaining expected levels of academic achievement.

34 (i) ~~(1) The maximum amount of funding for the~~
35 ~~purposes of programs offered pursuant to this section to~~
36 ~~serve pupils in grades 2 to 6, inclusive, shall not exceed 10~~
37 ~~percent of the statewide total enrollment in grades 2 to~~
38 ~~6, inclusive, for the prior fiscal year multiplied by 120~~
39 ~~hours, multiplied by the hourly rate for the current fiscal~~
40 ~~year determined pursuant to subdivision (c) of Section~~



1 ~~42239, as added by Senate Bill 1370 of the 1997-98 Regular~~
2 ~~Session (hereafter Section 42239). Any funding provided~~
3 ~~for the purposes of this section shall first be used by the~~
4 ~~district to provide services required pursuant to~~
5 ~~subdivision (a), and shall be allocated in the following~~
6 ~~manner:~~

7 ~~(A) Notwithstanding subdivision (c) of Section 42239,~~
8 ~~a school district that offers instruction pursuant to~~
9 ~~subdivisions (a) and (b) to serve pupils in grades 2 to 6,~~
10 ~~inclusive, shall be entitled to receive an additional~~
11 ~~reimbursement in an amount up to 5 percent of the~~
12 ~~district's total enrollment in grades 2 to 6, inclusive, for~~
13 ~~the prior fiscal year multiplied by 120 hours, multiplied by~~
14 ~~the hourly rate for the current fiscal year determined~~
15 ~~pursuant to subdivision (c) of Section 42239.~~

16 ~~(B) The balance of the appropriation made for the~~
17 ~~purposes of funding programs offered pursuant to this~~
18 ~~section to serve pupils in grades 2 to 6, inclusive, shall be~~
19 ~~allocated for reimbursement for pupil attendance in~~
20 ~~instruction pursuant to subdivisions (a) and (b) that is in~~
21 ~~excess of 5 percent of the district's enrollment for the~~
22 ~~prior year in grades 2 to 6, inclusive, multiplied by 120~~
23 ~~hours, multiplied by the hourly rate for the current fiscal~~
24 ~~year determined pursuant to subdivision (c) of Section~~
25 ~~42239.~~

26 ~~(2) If the funds claimed by school districts pursuant to~~
27 ~~subparagraph (B) of paragraph (1) of this subdivision~~
28 ~~exceed the available balance of the appropriation made~~
29 ~~for the purposes of funding programs offered pursuant to~~
30 ~~this section in paragraph (1) of this subdivision after the~~
31 ~~minimum allocation to eligible districts has been made~~
32 ~~pursuant to subparagraph (A) of paragraph (1) of this~~
33 ~~subdivision, the allocation of the balance shall be prorated~~
34 ~~based on each district's share of the total additional hours~~
35 ~~of instruction offered pursuant to subparagraph (B) of~~
36 ~~paragraph (1) of this subdivision. *Funding for the*~~
37 ~~*purposes of programs offered pursuant to this section*~~
38 ~~*shall be provided at the hourly rate for the current fiscal*~~
39 ~~*year determined pursuant to subdivision (c) of Section*~~
40 ~~*42239.*~~



1 SEC. 2. Section 42239 of the Education Code is
2 amended to read:

3 42239. For the 1984–85 fiscal year and each fiscal year
4 thereafter, the ~~county superintendent~~ *Superintendent of*
5 *Public Instruction* shall compute an amount for each
6 school district’s summer school attendance in the
7 following manner:

8 (a) Divide the amount received on account of average
9 daily attendance pursuant to Section 42238.6 in the
10 1983–84 fiscal year by the 1983–84 fiscal year hours of
11 attendance. This amount shall be increased annually by
12 the percentage increase granted to school districts for
13 base revenue limit increases.

14 (b) Multiply the amount computed in subdivision (a)
15 by the lesser of the 1983–84 fiscal year hours of summer
16 school attendance or the actual fiscal year hours of
17 summer school attendance computed pursuant to
18 paragraph (1) of subdivision (d).

19 (c) If the fiscal year hours of summer school
20 attendance computed pursuant to subdivision (d) exceed
21 the hours of summer school attendance specified in
22 subdivision (b), multiply the increased hours by one
23 dollar and fifty cents (\$1.50). This amount shall be
24 increased annually by the percentage increase granted to
25 school districts for base revenue limit increases.

26 ~~(d) Commencing in the 1984–85 fiscal year, summer~~

27 (d) *Summer* school attendance shall be the sum of
28 paragraphs (1), (2), and (3):

29 (1) The hours of attendance in the categories
30 identified in Section 42238.6 as it read in the 1983–84 fiscal
31 year.

32 (2) Any summer school hours of attendance for
33 mathematics, science, English as a second language, or
34 other core curriculum areas designated by the
35 Superintendent of Public Instruction.

36 (3) Hours of general, vocational work experience
37 education, ~~if the school district certifies to the~~
38 ~~Superintendent of Public Instruction that all courses~~
39 ~~identified in paragraphs (1) and (2) have been offered to~~
40 ~~meet student demand and if the statewide demand, up to~~



1 ~~the amounts specified in subdivision (c), as amended by~~
2 ~~the annual Budget Act, and the amounts specified in the~~
3 ~~appropriation made for the purposes of this section in the~~
4 ~~annual Budget Act, has been met for all courses identified~~
5 ~~in paragraphs (1) and (2). The total statewide amount~~
6 ~~apportioned for general vocational work experience~~
7 ~~summer school programs shall not exceed one hundred~~
8 ~~thousand dollars (\$100,000) in any fiscal year. If the total~~
9 ~~statewide entitlement pursuant to this paragraph exceeds~~
10 ~~one hundred thousand dollars (\$100,000), the State~~
11 ~~Department of Education shall apportion funds on a pro~~
12 ~~rata basis. As used in this section, reimbursement of~~
13 ~~“hours of general vocational work experience” shall be~~
14 ~~based on the number of hours of attendance for that work~~
15 ~~experience course, at a rate equal to that for a course in~~
16 ~~paragraph (2) of the same number of credits. *education,*~~
17 ~~*as claimed for the 1998–99 fiscal year.*~~

18 (e) (1) Except as otherwise provided in paragraph
19 (3) of subdivision (d), a school district’s maximum
20 entitlement for reimbursement for pupil attendance in
21 summer school programs offered pursuant to paragraphs
22 (2) and (3) of subdivision (d) shall be an amount equal
23 to ~~5~~ 10 percent of the district’s total enrollment for the
24 prior fiscal year times 120 hours, times the hourly rate for
25 the current fiscal year determined pursuant to
26 subdivision (c).

27 (2) A district may enroll more than ~~5~~ 10 percent of its
28 students, or may enroll students for more than 120 hours
29 per year in summer school programs offered pursuant to
30 paragraphs (2) and (3) of subdivision (d), as long as the
31 total state apportionment to the district for those
32 programs does not exceed the amount computed
33 pursuant to paragraph (1). A district shall earn its
34 entitlement at the per pupil hourly rate pursuant to
35 subdivision (c).

36 *SEC. 3. Section 42239.5 of the Education Code is*
37 *amended to read:*

38 42239.5. (a) For the 1989–90 fiscal year and each
39 fiscal year thereafter, ~~average daily~~ *pupil hours of*
40 *attendance generated by elementary and secondary*



1 school pupils in voluntary Saturday school programs shall
2 be eligible for summer school apportionments calculated
3 pursuant to Section 42239 if those programs meet the
4 following conditions:

5 (1) The instruction is in core academic areas specified
6 in paragraph (2) of subdivision (d) of Section 42239, or as
7 specified for summer school in ~~Section 37252~~ Sections
8 37252 and 37252.5 and subdivision (a) of Section 37253, or
9 in a course that provides credit toward high school
10 graduation.

11 (2) The instruction is provided on Saturday and does
12 not exceed 180 minutes.

13 (3) The average ~~pupil/teacher~~ *pupil to teacher* ratio
14 does not exceed ~~20:1~~ *20 to 1*.

15 (4) Attendance by the pupils is not required by the
16 participating schools and districts.

17 (b) Any minor pupil whose parent or guardian informs
18 the school district that the pupil is unable to attend a
19 Saturday school program established pursuant to this
20 section for religious reasons, or any pupil 18 years of age
21 or older who states that he or she is unable to attend a
22 Saturday school program established pursuant to this
23 section for religious reasons, shall be given priority over
24 pupils who have attended the Saturday school program
25 for enrollment in the regular summer school program if
26 he or she chooses to enroll in the regular summer school
27 program.

28 ~~(e) Participating districts shall encourage the~~
29 ~~participation of elementary and secondary schools with~~
30 ~~low academic performance.~~

31 ~~(d) The Superintendent of Public Instruction shall~~
32 ~~develop and distribute a program advisory to school~~
33 ~~districts on this program option.~~

34 ~~(e) This section shall become inoperative on June 30,~~
35 ~~2000, and, as of January 1, 2001, is repealed, unless a later~~
36 ~~enacted statute, which becomes effective on or before~~
37 ~~January 1, 2001, deletes or extends the dates on which it~~
38 ~~becomes inoperative and is repealed.~~

39 *SEC. 4. Section 14003 is added to the Education Code,*
40 *to read:*



1 14003. Commencing with the 2000–01 fiscal year and
2 each fiscal year thereafter, the Controller shall transfer
3 from the General Fund to Section A of the State School
4 Fund the sums that the Superintendent of Public
5 Instruction certifies from time to time as necessary to
6 meet actual computed apportionments for the purposes
7 of supplemental instruction, including summer school
8 instruction as set forth in Section 42239.

9 ~~(f) (1) Commencing in the 1998–99 fiscal year, except~~
10 ~~as otherwise provided in paragraph (3) of subdivision~~
11 ~~(d), a school district's maximum entitlement for~~
12 ~~reimbursement for pupil attendance in summer school~~
13 ~~programs offered pursuant to paragraphs (2) and (3) of~~
14 ~~subdivision (d) shall be an amount equal to 7 percent of~~
15 ~~the district's total enrollment for the prior fiscal year~~
16 ~~multiplied by 120 hours, multiplied by the hourly rate for~~
17 ~~the current fiscal year determined pursuant to~~
18 ~~subdivision (e).~~

19 ~~(2) Notwithstanding paragraph (1) of subdivision (e),~~
20 ~~or any other provision of law, the Superintendent of~~
21 ~~Public Instruction shall reallocate to any school district~~
22 ~~any unexpended balance of the appropriations made for~~
23 ~~the current fiscal year for core academic summer school~~
24 ~~programs, pursuant to paragraph (2) of subdivision (d)~~
25 ~~to fund any shortfall in funding needed to provide~~
26 ~~supplemental remedial services required pursuant to~~
27 ~~subdivision (a) of Section 37252.5. If funds are not needed~~
28 ~~for that purpose, the Superintendent of Public~~
29 ~~Instruction shall reallocate to any school district any~~
30 ~~unexpended balance for reimbursement for actual pupil~~
31 ~~attendance in summer school programs authorized under~~
32 ~~paragraph (2) of subdivision (d). In no event shall any~~
33 ~~district receive reimbursement for pupil attendance in~~
34 ~~summer school programs in excess of 10 percent of the~~
35 ~~district's enrollment for the prior fiscal year multiplied by~~
36 ~~120 hours, multiplied by the hourly rate for the current~~
37 ~~fiscal year.~~

38 ~~(3) After any reallocation is made pursuant to~~
39 ~~paragraph (2), the Superintendent of Public Instruction~~
40 ~~shall reallocate any unexpended balance of the~~



1 ~~appropriation specified in the annual Budget Act for the~~
2 ~~purpose of this section in the following priority:~~

3 ~~(A) For the purposes of funding any deficiencies, for~~
4 ~~the current fiscal year, in remedial summer school~~
5 ~~programs authorized pursuant to paragraph (1) of~~
6 ~~subdivision (d).~~

7 ~~(B) For the purposes of funding supplemental~~
8 ~~educational services for the current fiscal year authorized~~
9 ~~pursuant to subdivision (b) of Section 37252.5.~~

10 ~~(C) For the purposes of funding general vocation~~
11 ~~work experience education for the current fiscal year~~
12 ~~authorized pursuant to paragraph (3) of subdivision (d).~~

13 ~~(g) Notwithstanding any other provision of law, classes~~
14 ~~may be convened pursuant to this section at the hours and~~
15 ~~for the length of time during the schoolday, and at the~~
16 ~~period and for the length of time during the school year,~~
17 ~~as may be determined by the governing board of the~~
18 ~~school district.~~

19 ~~(h) This section shall become inoperative on July 1,~~
20 ~~2000, and as of January 1, 2001, is repealed, unless a later~~
21 ~~enacted statute, that becomes operative on or before~~
22 ~~January 1, 2000, deletes or extends the dates on which it~~
23 ~~becomes inoperative and is repealed.~~

24 ~~SEC. 2. Section 42239 is added to the Education Code,~~
25 ~~to read:~~

26 ~~42239. For the 1984-85 fiscal year and each fiscal year~~
27 ~~thereafter, each county superintendent of schools shall~~
28 ~~compute an amount for each school district's summer~~
29 ~~school attendance in the following manner:~~

30 ~~(a) Divide the amount received on account of average~~
31 ~~daily attendance pursuant to Section 42238.6 in the~~
32 ~~1983-84 fiscal year by the 1983-84 fiscal year hours of~~
33 ~~attendance. This amount shall be increased annually by~~
34 ~~the percentage increase granted to school districts for~~
35 ~~base revenue limit increases.~~

36 ~~(b) Multiply the amount computed in subdivision (a)~~
37 ~~by the lesser of the 1983-84 fiscal year hours of summer~~
38 ~~school attendance or the actual fiscal year hours of~~
39 ~~summer school attendance computed pursuant to~~
40 ~~paragraph (1) of subdivision (d).~~



1 ~~(c) If the fiscal year hours of summer school~~
2 ~~attendance computed pursuant to subdivision (d) exceed~~
3 ~~the hours of summer school attendance specified in~~
4 ~~subdivision (b), multiply the increased hours by one~~
5 ~~dollar and fifty cents (\$1.50). This amount shall be~~
6 ~~increased annually by the percentage increase granted to~~
7 ~~school districts for base revenue limit increases.~~

8 ~~(d) Commencing in the 1984-85 fiscal year, summer~~
9 ~~school attendance shall be the sum of paragraphs (1), (2),~~
10 ~~and (3):~~

11 ~~(1) The hours of attendance in the categories~~
12 ~~identified in Section 42238.6 as it read in the 1983-84 fiscal~~
13 ~~year.~~

14 ~~(2) Any summer school hours of attendance for~~
15 ~~mathematics, science, English as a second language, or~~
16 ~~other core curriculum areas designated by the~~
17 ~~Superintendent of Public Instruction.~~

18 ~~(3) Hours of general, vocational work experience~~
19 ~~education, if the school district certifies to the~~
20 ~~Superintendent of Public Instruction that all courses~~
21 ~~identified in paragraphs (1) and (2) have been offered to~~
22 ~~meet student demand and if the statewide demand and~~
23 ~~the amounts specified in the appropriation made for the~~
24 ~~purposes of this section in the annual Budget Act, has~~
25 ~~been met for all courses identified in paragraphs (1) and~~
26 ~~(2). The total statewide amount apportioned for general~~
27 ~~vocational work experience summer school programs~~
28 ~~shall not exceed one hundred thousand dollars (\$100,000)~~
29 ~~in any fiscal year. If the total statewide entitlement~~
30 ~~pursuant to this paragraph exceeds one hundred~~
31 ~~thousand dollars (\$100,000), the State Department of~~
32 ~~Education shall apportion funds on a pro rata basis. As~~
33 ~~used in this section, reimbursement of "hours of general~~
34 ~~vocational work experience" shall be based on the~~
35 ~~number of hours of attendance for that work experience~~
36 ~~course, at a rate equal to that for a course in paragraph (2)~~
37 ~~of the same number of credits.~~

38 ~~(e) (1) Notwithstanding any provision of law, the~~
39 ~~Superintendent of Public Instruction shall reallocate to~~
40 ~~any school district any unexpended balance of the~~



1 appropriations made for the current fiscal year for core
 2 academic summer school programs, pursuant to
 3 paragraph (2) of subdivision (d) to fund any shortfall in
 4 funding needed to provide supplemental remedial
 5 services required pursuant to subdivision (a) of Section
 6 37252.5. If funds are not needed for that purpose, the
 7 Superintendent of Public Instruction shall reallocate to
 8 any school district any unexpended balance for
 9 reimbursement for actual pupil attendance in summer
 10 school programs authorized under paragraph (2) of
 11 subdivision (d). In no event shall any district receive
 12 reimbursement for pupil attendance in summer school
 13 programs in excess of 10 percent of the district's
 14 enrollment for the prior fiscal year multiplied by 120
 15 hours, multiplied by the hourly rate for the current fiscal
 16 year.

17 (2) After any reallocation is made pursuant to
 18 paragraph (1), the Superintendent of Public Instruction
 19 shall reallocate any unexpended balance of the
 20 appropriation specified in the annual Budget Act for the
 21 purpose of this section in the following priority:

22 (A) For the purposes of funding any deficiencies, for
 23 the current fiscal year, in remedial summer school
 24 programs authorized pursuant to paragraph (1) of
 25 subdivision (d).

26 (B) For the purposes of funding supplemental
 27 educational services for the current fiscal year authorized
 28 pursuant to subdivision (b) of Section 37252.5.

29 (C) For the purposes of funding general vocation
 30 work experience education for the current fiscal year
 31 authorized pursuant to paragraph (3) of subdivision (d).

32 (f) Notwithstanding any other provision of law, classes
 33 may be convened pursuant to this section at the hours and
 34 for the length of time during the schoolday, and at the
 35 period and for the length of time during the school year,
 36 as may be determined by the governing board of the
 37 school district.

38 (g) This section shall become operative on July 1, 2000.

39 SEC. 3. Notwithstanding Section 17610 of the
 40 Government Code, if the Commission on State Mandates



1 ~~determines that this act contains costs mandated by the~~
2 ~~state, reimbursement to local agencies and school~~
3 ~~districts for those costs shall be made pursuant to Part 7~~
4 ~~(commencing with Section 17500) of Division 4 of Title~~
5 ~~2 of the Government Code. If the statewide cost of the~~
6 ~~claim for reimbursement does not exceed one million~~
7 ~~dollars (\$1,000,000), reimbursement shall be made from~~
8 ~~the State Mandates Claims Fund.~~

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