

AMENDED IN ASSEMBLY JUNE 21, 1999

AMENDED IN ASSEMBLY JUNE 10, 1999

AMENDED IN SENATE APRIL 28, 1999

AMENDED IN SENATE APRIL 19, 1999

SENATE BILL

No. 1266

Introduced by Senator Knight

(Coauthor: Senator Costa)

(Coauthor: Assembly Members Briggs and Robert Pacheco)

February 26, 1999

An act to add Section 35041.3 to the Education Code, relating to the selective service.

LEGISLATIVE COUNSEL'S DIGEST

SB 1266, as amended, Knight. Selective Service Act: registration: high school.

Existing law authorizes school districts to appoint prescribed staff, including, but not limited to, police reserve officers, administrative advisors, and legal counsel.

This bill would ~~require~~ *provide that* a governing board ~~or boards~~ of ~~any~~ a school district ~~to~~ *should, but is not required to*, make every reasonable effort to appoint a selective services registrar for each high school, who may be a school employee or a school volunteer who is 18 years of age or older, to help pupils subject to the federal Military Selective Service Act enrolled in the high school register in accordance with that act.

~~By requiring school districts to comply with these new requirements relating to selective service, this bill would impose a state-mandated local program.~~

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

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

1 SECTION 1. The Legislature finds and declares all of
2 the following:

3 (a) Under federal law, young men are required to
4 register with the Selective Service pursuant to the federal
5 Military Selective Service Act (50 U.S.C. App. 451 et seq.)
6 within 30 days of their 18th birthday.

7 (b) Under federal law, failure to register is a felony
8 punishable by a fine of up to two hundred fifty thousand
9 dollars (\$250,000), imprisonment for up to five years, or
10 both the fine and imprisonment.

11 (c) Under federal law, registration with the Selective
12 Service is a condition of eligibility for federal student
13 loans and federal job training.

14 (d) Under California law, registration is required for
15 a student to be eligible for state student financial aid and
16 for appointment to many state and local government jobs.

17 (e) Every effort must be made to ensure that young
18 men are aware of, and fulfill, their obligation to register
19 for the Selective Service.

20 SEC. 2. Section 35041.3 is added to the Education
21 Code to read:



1 ~~35041.3. (a) The governing board or boards of any~~
2 ~~school district shall~~

3 *35041.3. (a) A governing board of a school district*
4 *should, but is not required to,* make every reasonable
5 effort to appoint a selective service registrar for each high
6 school. The selective service registrar may be an
7 employee of the high school where he or she is appointed
8 or a school volunteer who is 18 years of age or older. The
9 duty of the selective service registrar is to help pupils
10 subject to the federal Military Selective Service Act (50
11 U.S.C. App. 451 et seq.) enrolled in the high school
12 register in accordance with that act.

13 (b) A school district ~~shall~~ *should, but is not required to,*
14 make every reasonable effort to inform pupils enrolled
15 with the district who are subject to the federal Military
16 Selective Service Act (50 U.S.C. App. 451 et seq.) of all of
17 the following:

18 (1) The importance of meeting one's Selective Service
19 obligations.

20 (2) The consequences of not registering as required
21 under the federal Military Selective Service Act.

22 (3) How to register with the Selective Service.

23 ~~SEC. 3. Notwithstanding Section 17610 of the~~
24 ~~Government Code, if the Commission on State Mandates~~
25 ~~determines that this act contains costs mandated by the~~
26 ~~state, reimbursement to local agencies and school~~
27 ~~districts for those costs shall be made pursuant to Part 7~~
28 ~~(commencing with Section 17500) of Division 4 of Title~~
29 ~~2 of the Government Code. If the statewide cost of the~~
30 ~~claim for reimbursement does not exceed one million~~
31 ~~dollars (\$1,000,000), reimbursement shall be made from~~
32 ~~the State Mandates Claims Fund.~~

