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AB-760 Pupils: minimum schoolday: concurrent enrollment: joint powers agreement. (2017-2018)

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Assembly Bill No. 760

CHAPTER 47

An act to amend and renumber Section 42238.20 of the Education Code, relating to pupils, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor July 10, 2017. Filed with Secretary of State July 10, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 760, Arambula. Pupils: minimum schoolday: concurrent enrollment: joint powers agreement.

Existing law, which becomes inoperative July 1, 2017, and is repealed on January 1, 2018, establishes, commencing with the 2008–09 fiscal year, 180 minutes as the minimum schoolday for a pupil concurrently enrolled in regular secondary school classes and classes operating pursuant to a joint powers agreement, as specified. This provision specifies the methods for including these pupils in the computation of the average daily attendance of the affected school district.

This bill would delete the language that renders this provision inoperative on July 1, 2017, and repeals it on January 1, 2018, thereby extending the operation of this provision indefinitely.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 42238.20 of the Education Code is amended and renumbered to read:

46144.5. (a) Notwithstanding any other law, commencing with the 2008–09 fiscal year, the minimum schoolday for a pupil concurrently enrolled in regular secondary school classes and classes operating pursuant to a joint powers agreement that became effective before January 1, 2008, is 180 minutes. These regular secondary school classes constitute regular school classes for purposes of Section 46010.3.

(b) For a pupil described in subdivision (a), the average daily attendance shall be included as school district average daily attendance computed pursuant to Section 42238.05.

(c) For purposes of computing attendance pursuant to Section 46300 or any other law, immediate supervision and control of pupils while attending classes pursuant to a joint powers agreement described in subdivision (a) is deemed satisfied regardless of the school district employing the certificated employee providing the supervision and control, provided the school district is a party to the joint powers agreement.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the California Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to provide, in time for the commencement of the 2017–18 school year, for the length of the minimum schoolday for certain pupils concurrently enrolled in regular secondary school classes and classes operating pursuant to a specified joint powers agreement, and to provide for the computation of average daily attendance for the affected school districts, it is necessary that this act take effect immediately.