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AB-1809 Higher education trailer bill. (2017-2018)

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Assembly Bill No. 1809

CHAPTER 33

An act to amend Sections 8152, 8154, 19104.5, 52523, 66021.1, 66027.8, 68075.6, 69432, 69433.6, 69435.3, 70023, 70900, 70901, 72506, 76004, 76300, 76350, 78401, 79149.3, 79149.5, 82542, 84040.5, 84750.5, 84751, 84810.5, 84900, 84901, 84906, 84913, 84916, 99151, 99152, 99153, 99154, and 99162 of, to amend the heading of Article 9 (commencing with Section 84900) of Chapter 5 of Part 50 of Division 7 of Title 3 of, to amend and repeal Sections 84750.6, 84750.7, and 88912.5 of, to add Sections 66749.6, 66749.7, 78222, 79148.1, 79149.7, 84750.4, and 84750.41 to, to add Article 10 (commencing with Section 54800) to Chapter 9 of Part 29 of Division 4 of Title 2 of, to add Part 46.5 (commencing with Section 75000), Part 52.7 (commencing with Section 88670), and Part 54.82 (commencing with Section 88930) to Division 7 of Title 3 of, to add Article 2.5 (commencing with Section 92010) to Chapter 1 of Part 57 of Division 9 of Title 3 of, to add and repeal Section 89290.5 of, to repeal Sections 88910, 88912, and 88913 of, and to repeal and add Section 79149.1 of, the Education Code, to add Sections 22874.7 and 22958.4 to, and to add Article 7 (commencing with Section 65059.1) to Chapter 1.5 of Division 1 of Title 7 of, the Government Code, to amend Section 33492.78 of the Health and Safety Code, to amend Section 95 of the Revenue and Taxation Code, to add Section 18928 to the Welfare and Institutions Code, and to amend the Budget Act of 2017 by amending Item 6870-101-0001 of Section 2.00 of that act, relating to education, and making an appropriation therefor, to take effect immediately, bill related to the budget.

[Approved by Governor June 27, 2018. Filed with Secretary of State June 27, 2018.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1809, Committee on Budget. Higher education trailer bill.

(1) Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the 3 segments of public postsecondary education in this state.

Existing law authorizes the board of governors, to the extent that funds are available, to establish certain internship training programs and to actively support apprenticeship training programs in collaboration with the Division of Apprenticeship Standards of the Department of Industrial Relations. Existing law requires the Chancellor of the California Community Colleges to allocate funds for approved apprenticeship programs in good standing and, upon appropriation by the Legislature, to allocate funds solely for the purposes of reimbursing community colleges.

This bill would authorize, if reimbursement is not claimed pursuant to the above provision relating to apprenticeship program reimbursement, the attendance of apprentices enrolled in any class offered for community college credit by a community college in collaboration with an apprenticeship program sponsor to be reimbursed, as prescribed, as part of a specified budget formula developed by the board of governors. The bill would require, for each community college receiving reimbursement for

apprenticeship hours pursuant to this provision, the affected community college district to report to the chancellor specified information for each apportionment period. To the extent that this provision would impose additional duties on community college districts, the bill would impose a state-mandated local program.

The bill would require the chancellor to report specified information relating to apprenticeship program reimbursements to the California Apprenticeship Council and to consult with the council in annually reviewing reimbursement funding. The bill would require the chancellor and the Division of Apprenticeship Standards of the Department of Industrial Relations, in consultation with the council and the Superintendent of Public Instruction, to develop standard reporting protocols applicable to participating community colleges and local educational agencies contracting with apprenticeship program sponsors that include metrics to measure program efficiency and success.

(2) Existing law provides, until January 1, 2019, that the board of trustees, common council, or other legislative body of a city or the board of trustees of a library district in which a withdrawal from the county free library system becomes effective on or after January 1, 2012, shall comply with specified requirements before entering into a contract to operate the city's or library district's library or libraries with a private contractor that will employ library staff to achieve cost savings, subject to specified exceptions.

This bill would delete the repeal date for these provisions, thereby extending operation of these provisions indefinitely.

(3) Existing law establishes a system of public elementary and secondary schools in this state and authorizes local educational agencies throughout the state to operate schools and provide instruction to pupils in kindergarten and grades 1 to 12, inclusive. Existing law establishes in the State Department of Education a division known as the California State Library.

This bill would create the California Student Author Project as a grant program for the benefit of public school age children from extremely low-income communities. The bill would require the California State Library to provide grant awards to nonprofit organizations, public libraries, and local educational entities, as specified. The bill would require a grant recipient, during the 2019–20 and 2020–21 school years, to establish a literacy program for public school age children who are eligible for free and reduced cost lunch. The bill would require a grant recipient to establish a student author program to provide the participants an opportunity to write, edit, and promote a short story or other forms of literature, and would require a grant recipient to provide regular, sequential student author workshops that parallel or complement school calendars with specified components. The bill would require grant recipients to collect and provide information to the California State Library and require the California State Library, not later than January 1, 2022, to report to the Legislature on the outcomes of the California Student Author Program.

(4) Existing law establishes the California State University, under the administration of the Board of Trustees of the California State University, and the University of California, under the administration of the Regents of the University of California, as 2 of the segments of public postsecondary education in this state. Existing law requires the California State University, and requests the University of California, to annually report to the Legislature on their respective institutional financial aid programs and to provide preliminary reports on or before January 10 of each year and the final reports on or before March 31 of each year. Existing law requires the preliminary reports to include, among other things, the average and 90th percentile parental income level, expected family contribution, and the financial need of undergraduate need-based student institutional gift aid recipients for the prior 2 academic years.

This bill would delete those preliminary reports and would instead require that the reports due on or before March 31 of each year include the data and information required in those preliminary reports, except for the average and 90th percentile parental income level, expected family contribution, and financial need data, which the bill would delete. The bill would require the reports to include additional information, as specified.

(5) Existing law establishes the California State University, under the administration of the Trustees of the California State University, the University of California, under the administration of the Regents of the University of California, the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, and independent institutions of higher education as the 4 segments of postsecondary education in this state. Existing provisions of the Donahoe Higher Education Act set forth the missions and functions of these 4 postsecondary educational segments. The Student Transfer Achievement Reform Act encourages community colleges to facilitate the acceptance of credits earned at other community colleges toward the associate degree for transfer. The act also requires the California State University to guarantee admission with junior status to a community college student who meets the requirements for the associate degree for transfer, and provides that admission to the California State University under these provisions does not guarantee admission for specific majors or campuses. Existing law recognizes that the University of California has been working with the California Community Colleges to seek improvements to the transfer process and states the intent of the Legislature that the University of California consider various viable pathways to transfer, including the development of an associate degree for transfer granted by community college districts, as part of this endeavor.

This bill would add provisions to the Student Transfer Achievement Reform Act that apply to a private nonprofit postsecondary education institution that chooses to accept students with an associate degree for transfer. The bill would require the Chancellor's

Office of the California Community Colleges and the private nonprofit postsecondary educational institutions that choose to commit to accept a student with an associate degree for transfer, in consultation with specified parties, to develop a student-centered communication and marketing strategy in order to increase the visibility of the associate degree for transfer pathway for all students in California. To the extent that this provision would create new duties for community college districts, it would constitute a state-mandated local program.

(6) Existing law establishes the maximum tuition award amount for each Cal Grant A and B award for new recipient students attending private nonprofit postsecondary educational institutions at \$9,084 for the 2015–16, 2016–17, and 2017–18 award years and \$8,056 for the 2018–19 award year and each award year thereafter.

This bill would retain the maximum tuition award amount for each Cal Grant A and B award for new recipient students attending private nonprofit postsecondary educational institutions at \$9,084 for the 2018–19 award year. Beginning with the 2019–20 award year, the maximum tuition award would either be \$9,084 or \$8,056, depending upon whether the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments, as defined, in the prior award year meet or exceed specified targets.

(7) Existing law states the intent of the Legislature that private nonprofit and for-profit postsecondary educational institutions with students receiving Cal Grant awards make good faith efforts to (1) increase the number of low-income resident students enrolled, (2) make the process for transferring from the California Community Colleges easier for resident students, and (3) expand high-quality online education for resident students, as specified.

This bill would instead state the intent of the Legislature that a private nonprofit postsecondary educational institution make a good faith effort to make the process for transferring from the California Community Colleges easier for resident students and a decision determining the maximum award amounts made pursuant to the program for students attending a private nonprofit postsecondary educational institution will be made with consideration of the effort of the institution to make that process easier.

(8) Existing law establishes the California State University, the California Community Colleges, and the University of California as the 3 segments of public postsecondary education in this state. Existing law exempts students who have been granted special immigrant visas pursuant to a specified federal statute, or are refugees admitted to the United States under a specified federal statute, and who, upon entering the United States, settled in California, from paying nonresident tuition at the California Community Colleges. Existing law authorizes a community college district to report a student, who is exempt from nonresident tuition under this provision and who is enrolled as a student of that district, as a full-time equivalent student for apportionment purposes.

This bill would exempt students granted special immigrant visas pursuant to an additional federal statute from paying nonresident tuition at the California Community Colleges. To the extent that this bill would place additional requirements on community college districts to exempt those students from nonresident tuition, the bill would impose a state-mandated local program.

(9) Existing law establishes the maximum tuition award amounts for each Cal Grant A and B award for new recipients attending private for-profit postsecondary educational institutions beginning with the 2013–14 award year at \$4,000.

Beginning with the 2018–19 award year, the bill would establish a maximum tuition award of \$9,084 for attending private for-profit postsecondary educational institutions accredited by the Western Association of Schools and Colleges, unless otherwise specified in the Budget Act of 2018.

(10) Existing law provides that any California resident is entitled to a Cal Grant B Entitlement award, and requires the commission to allocate that award, if certain criteria are met, including that the student submit a complete financial aid application, submitted or postmarked no later than March 2 of the academic year of high school graduation or its equivalent for the award year immediately following the academic year of high school graduation or its equivalent, or no later than March 2 of the academic year following high school graduation or its equivalent for the 2nd award year following the year of high school graduation or its equivalent.

This bill would provide alternative deadlines for submitting a complete financial aid application for a student who is a current or former foster youth, who is attending a qualifying institution that offers baccalaureate degrees or is attending a California community college, and has not yet reached 26 years of age as of July 1 of the initial award year.

Existing law authorizes the renewal of Cal Grant B awards for a total of the equivalent of 4 years of full-time attendance in an undergraduate program, provided that minimum financial need, as defined, continues to exist, subject to certain exceptions.

This bill would authorize the renewal of Cal Grant B awards, for a current or former foster youth, for a total of the equivalent of 8 years of full-time attendance in an undergraduate program, provided that minimum financial need continues to exist.

(11) Under existing law, the Middle Class Scholarship Program provides that an undergraduate student enrolled at the University of California or the California State University, or enrolled in upper division coursework in a community college baccalaureate program, and meeting certain requirements, is eligible for a scholarship award that, combined with other federal, state, and institutionally administered grants and fee waivers, totals up to 40% of the systemwide tuition and fees.

Existing law transfers \$74,000,000 from the General Fund to the Middle Class Scholarship Fund for the 2016–17 fiscal year, \$96,000,000 from the General Fund to the Middle Class Scholarship Fund for the 2017–18 fiscal year, \$117,000,000 from the General Fund to the Middle Class Scholarship Fund for the 2018–19 fiscal year and each fiscal year thereafter, and appropriates those sums to the Student Aid Commission for purposes of the scholarship program.

The bill would decrease the existing appropriation for the 2016–17 fiscal year from \$74,000,000 to \$71,244,000, would increase the existing appropriation for the 2017–18 fiscal year from \$96,000,000 to \$99,797,000, would decrease the existing appropriation for the 2018–19 fiscal year from \$117,000,000 to \$101,380,000, and would maintain the existing appropriation for the 2019–20 fiscal year and each fiscal year thereafter at \$117,000,000.

(12) Existing law authorizes the governing board of a community college district to enter into a College and Career Access Pathways (CCAP) partnership with the governing board of a school district with the goal of developing seamless pathways from high school to community college for career technical education or preparation for transfer, improving high school graduation rates, or helping high school pupils achieve college and career readiness. Existing law requires the partnership agreement to outline the terms of the partnership, as specified, and to establish protocols for information sharing, joint facilities use, and parental consent for high school pupils to enroll in community college courses. These provisions are repealed on January 1, 2022.

This bill would authorize the governing body of a charter school to enter into a CCAP partnership agreement with the governing board of a community college district pursuant to these provisions.

Existing law authorizes a community college district to limit enrollment in a community college course solely to eligible high school pupils if the course is offered at a high school campus, as provided.

This bill would authorize a community college district to limit enrollment in a community college course solely to eligible high school pupils if the course is offered at a high school campus, either in person or using an online platform, as provided.

Existing law requires each CCAP partnership affected community college district and school district to annually report specified information to the office of the Chancellor of the California Community Colleges.

This bill would require this report to include the total number of full-time equivalent students served online generated by CCAP partnership community college district participants.

Existing law provides that attendance of a high school pupil at a community college as a special part-time or full-time student pursuant to a CCAP is authorized attendance for which the community college shall be credited or reimbursed, as provided. Existing law requires a charter school to offer, at minimum, a specified number of minutes to pupils in kindergarten and grades 1 to 12, inclusive.

This bill would provide that, for purposes of calculating classroom-based average daily attendance for classroom-based instruction apportionments, at least 80% of the instructional time offered by a charter school pursuant to an authorized CCAP partnership agreement shall be at the schoolsite, and the charter school shall require the attendance of a pupil for a minimum of 50% of the minimum instructional time required to be offered, as specified, if the pupil is also a special part-time student enrolled in a community college pursuant to the partnership agreement and the pupil will receive academic credit upon satisfactory completion of enrolled courses.

(13) Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law requires the board of governors to appoint a chief executive officer, to be known as the Chancellor of the California Community Colleges. Existing law establishes community college districts, administered by governing boards, throughout the state, and authorizes these districts to provide instruction to students at the community college campuses maintained by the districts.

Upon appropriation by the Legislature for its purposes, this bill would establish a grant program, under the administration of the Chancellor of the California Community Colleges, to create new and innovative apprenticeship opportunities in priority and emerging industry sectors or areas in which apprenticeship training is not fully established or does not exist.

(14) Existing law requires, except where provided, the governing board of a community college district to grant without charge the use of any college facility or grounds under its control, when an alternative location is not available, to nonprofit organizations and clubs and associations organized for general character building or welfare purposes. Existing law requires, for entertainment or a

meeting where an admission fee is charged or a contribution is solicited and the net receipts of the admission fees or contributions are not expended for the welfare of the students of the district or for charitable purposes, a charge of equal to fair rental value for the use of the college facilities, property, and grounds, as determined by the governing board of the district.

This bill would instead require that, for entertainment or a meeting where an admission fee is charged or a contribution is solicited and the net receipts of the admission fees or contributions are not expended for the welfare of the students of the district or for charitable purposes, a charge of not less than fair rental value is to be levied for the use of the college facilities, property, and grounds as determined by the governing board of the district.

(15) Existing law requires that the accounting system used to record the financial affairs of a community college district be in accord with the definitions, instructions, and procedures published in the California Community Colleges Budget and Accounting Manual as approved and furnished by the Board of Governors of the California Community Colleges. Existing law requires the governing board of each community college district to provide for an annual audit of all funds, books, and accounts of the district in accordance with regulations of the board of governors. Existing law requires the board of governors, in cooperation with, and upon approval by, the Department of Finance, to prescribe the statements and other information to be included in the audit reports filed with the state and to develop audit procedures relative to specified formal actions taken by community college districts with respect to encouraging the retirement of academic employees and the granting of service credits.

This bill would strike the requirement that the Department of Finance cooperate and provide approval when the board of governors prescribes the statements and other information to be included in audit reports and develops audit procedures.

(16) Existing law requires that adult schools and evening high schools consist of classes for adults. Existing law authorizes minors to be admitted into those classes pursuant to policies adopted by the governing board of the school district if those minors meet certain eligibility requirements.

Existing law creates the Adult Education Block Grant Program under the administration of the Chancellor of the California Community Colleges and the Superintendent of Public Instruction. Under this program, the chancellor and Superintendent, with the advice of the executive director of the State Board of Education, are required to divide the state into adult education regions and approve one adult education consortium in each adult education region. Existing law also requires, as a condition of receipt of an apportionment of funds from this program for a fiscal year, that members of a consortium approve an adult education plan, as specified.

This bill instead would require, commencing with the 2019–20 fiscal year, as a condition of receipt of an apportionment of funds from the program for a fiscal year, that members of a consortium approve a consortium-approved 3-year adult education plan that addresses a 3-year fiscal planning cycle. The bill would require the plan to be updated at least once each year, as specified. The bill also would also provide, for the 2018–19 fiscal year, as a condition of receipt of an apportionment of funds from the program, the members of a consortium to have a consortium-approved adult education plan that meets specified requirements.

(17) Existing law establishes the Adult Education Block Grant Program under the administration of the Chancellor of the California Community Colleges and the Superintendent of Public Instruction. Under this program, the chancellor and Superintendent, with the advice of the executive director of the State Board of Education, are required to divide the state into adult education regions and approve one adult education consortium in each adult education region. Existing law requires funds apportioned for the program to be used only for the support of specified programs, including, among others, programs in elementary and secondary basic skills and programs for adults that are primarily related to the entry or reentry into the workforce.

This bill would additionally include the indirect costs of the program's consortium members, as specified, among the purposes that funds apportioned for the program may be used.

(18) Existing law establishes a system of public elementary and secondary education in this state. Under this system, local educational agencies throughout the state provide instruction to pupils in kindergarten and grades 1 to 12, inclusive. Existing law also establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law authorizes the California Community Colleges to grant associate degrees.

This bill would establish a grant program as a public-private partnership between school districts, community college districts, and private businesses for purposes of preparing California students for high-skill jobs of the future in the STEM field. The bill would specify the core benefits of the program for participating students in grades 9 to 14, including an opportunity to earn an associate of science degree in a high-tech field or an associate degree for transfer in a STEM field.

This bill would appropriate \$10,000,000 from the General Fund to the chancellor's office for this program.

(19) Existing law establishes the California State University, under the administration of the Board of Trustees of the California State University, as one of the 3 segments of public postsecondary education in California. Existing law requires the trustees to

appoint a chief executive officer, known as the Chancellor of the California State University.

This bill would require the Office of the Chancellor of the California State University to require each California State University campus to prepare an annual report on student admissions and impact policies, as specified. The bill would require the chancellor's office to compile each of these reports and submit a systemwide report to the Legislature and the Department of Finance on or before May 1, 2020, and each May 1 annually thereafter. The bill would make its provisions inoperative on July 1, 2023.

(20) Existing law establishes the University of California as one of the segments of public postsecondary education in this state. The California Constitution provides that the University of California constitutes a public trust administered by the regents of the University of California, a corporation in the form of a board, with full powers of organization and government, subject to legislative control only for specified purposes.

This bill would request the University of California, by April 1 of each year, to report to the Legislature on the systemwide and presidential initiatives of the university, including a description of each initiative and a justification for the initiative that explains how it furthers the mission of the university, and the total expenditures and revenue sources for each initiative.

(21) Existing law requires a test sponsor or test agency, as defined, to provide data and information, with respect to the administration of standardized tests for purposes of postsecondary education, to the California Postsecondary Education Commission.

This bill would instead require the test sponsor or test agency to provide that data and information to the appropriate state agency or make that data or information available on the test sponsor or test agency's Internet Web site.

(22) Existing law requires, as a condition of receiving federal funds provided under the Carl D. Perkins Vocational and Applied Technology Education Act of 1998, or a successor of that act, and to the extent permitted under federal law, that school districts, regional occupational centers or programs, and community college districts comply with specified requirements relating to the development of course sequences.

This bill would authorize the Office of the Chancellor of the California Community Colleges to distribute funds provided by the federal Carl D. Perkins Vocational Education Act, the Carl D. Perkins Vocational and Applied Technology Education Act Amendments of 1990, and any acts amending or succeeding those acts, to community college districts using the principal apportionment payment schedule.

(23) The Public Employees' Medical and Hospital Care Act authorizes an employee or annuitant, as those terms are defined, of the state to enroll in a health benefit plan approved or maintained by the Board of Administration of the Public Employees' Retirement System. The act generally requires the state and each employee or annuitant to contribute a portion of the cost of providing the benefit coverage afforded under the approved health benefit plan in which the employee or annuitant is enrolled. The act prohibits specified employees from receiving an employer contribution for these benefits for annuitants unless the person is credited with 10 or more years, or 15 or more years, of state service, depending on date of first hire.

The State Employees' Dental Care Act authorizes the state, through the Department of Human Resources, the Trustees of the California State University, or the Regents of the University of California, to contract with carriers for dental care plans for employees, annuitants, and eligible family members, as provided. The act generally authorizes a person who was enrolled in a dental care plan at the time he or she became an annuitant under state or federal provisions to continue his or her enrollment. The act prohibits specified employees from receiving an employer contribution for these benefits for annuitants unless the person is credited with 10 or more years, or 15 or more years, of state service, depending on date of first hire.

This bill, with respect to both the Public Employees' Medical and Hospital Care Act and the State Employees' Dental Care Act, would additionally prohibit an employee of the California State University who is first employed by the California State University and becomes a member of the California Public Employees' Retirement System on or after July 1, 2018, and who is represented by California State University Bargaining Unit 1, 2, 4, 5, 6, 7, 9, or 10, from receiving any portion of the employer contribution for these benefits for annuitants unless the employee has 10 years of credited state service at the time of retirement. The bill would limit its application to employees of the California State University who retire for service. The operation of these provisions would be contingent upon their adoption by regulation of the trustees or, if required, in a memorandum of understanding reached pursuant to specified law.

(24) Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. The board appoints a chief executive officer known as the Chancellor of the California Community Colleges. Under existing law, community college districts are authorized, among other things, to maintain and operate campuses, employ faculty and other employees, and provide instruction to students.

Existing law establishes the Community College Completion Grant Program, which, commencing with the 2017–18 academic year, requires participating community colleges to award grants to their students who meet specified requirements. Existing law requires the chancellor to report to the Legislature, on or before April 1, 2019, regarding grant award recipients for the 2017–18 award year, as specified.

This bill would repeal the existing Community College Completion Grant Program and instead, commencing with the 2018–19 academic year, would establish a new grant program, which would require participating community colleges to award grants to their students who meet specified requirements, contingent on funding being made available. The bill would require the chancellor to report to the Legislature, on or before April 1, 2020, regarding grant award recipients for the 2018–19 award year, as specified. The bill would make other conforming changes.

(25) Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law, known as the Seymour-Campbell Student Success Act of 2012, establishes and provides for the funding of the Student Success and Support Program. Existing law requires, as a condition for receiving Student Success and Support Program funding, that the governing board of each community college district maintain a student equity plan, as specified.

Existing law requires the student equity plan to include, for each community college in the community college district, campus-based research as to the extent of student equity by gender and for each of several specified categories of students. Existing law also requires the student equity plan to include whether significant underrepresentation of any of these categories of students is found to exist in terms of access to, and completion of, basic skills, career technical education and workforce training, and transfer courses. Existing law requires a community college district to update the plan every 3 academic years.

This bill would establish the Student Equity and Achievement Program and would state the intent of the Legislature that funds for the program support the California Community Colleges in implementing activities and practices pursuant to the California Community College Guided Pathways Grant Program and activities and practices that advance the systemwide goal to eliminate achievement gaps for students from traditionally underrepresented groups. The bill would require a district, as a condition of the receipt of funds under the Student Equity and Achievement Program, to comply with specified requirements, including maintain a student equity plan to ensure equal educational opportunities and promote student success for all students, regardless of race, gender, age, disability, or economic circumstances.

(26) This bill would establish the California Online Community College, under the administration of the board of governors, for purposes of creating an organized system of accessible, flexible, and high-quality online content. The bill would specify the guiding principles of the California Online Community College, and would specify the arrangements and procedures for governance of the online college, including the appointment, by the board of governors, of a chief executive officer of the college. The bill would authorize the college to establish an affordable fee structure, as specified. The bill would identify various milestones that the college is expected to meet by specified dates. The bill would enact other related provisions.

(27) Existing law prohibits adult education programs, courses, and classes from being used to supplant the regular high school curriculum for high school pupils enrolled in adult education programs, courses, and classes.

This bill would require an adult school to assign an enrolled student a statewide student identifier consistent with the identifiers assigned to pupils in K–12 education programs, if the student is not already identified, as specified, and to share the assigned identifier with the California Community Colleges for inclusion in the student data system.

Existing law authorizes the governing board of any community college to establish and maintain classes for adults for the purpose of providing instruction in civic, vocational, literacy, health, homemaking, technical, and general education.

This bill would, commencing with the 2019–20 fiscal year, require the chancellor's office and the State Department of Education to coordinate so that an adult enrolled in the specified classes is assigned a student identifier consistent with the identifiers assigned to pupils in K–12 education programs, if the student is not already identified, as specified, and for the chancellor's office to include these students in the Adult Education Program data system.

Existing law establishes the Adult Education Block Grant Program under the administration of the chancellor and the Superintendent of Public Instruction.

This bill would change the name of the program to the Adult Education Program. This bill would also require an entity receiving funds for specified programs or from specified allocations, commencing with the 2019–20 fiscal year, to be a member of a consortium program, as specified, and would require a consortium to use fiscal year 2018–19 as a planning year to engage with members and participants located within the boundaries of the adult education region that receive funding from designated sources, and to include those entities in planning activities related to the consortium's 3-year plan, as specified.

To the extent that the bill would impose additional duties on community college districts, it would constitute a state-mandated local program.

(28) Proposition 30, known as the Schools and Local Public Safety Protection Act of 2012, was approved by the voters at the November 6, 2012, statewide general election and, among other things, increases personal income tax and sales and use tax rates and provides revenue for public elementary and secondary schools and community colleges. Proposition 55, was approved by the voters at the November 8, 2016, statewide general election, and, among other things, extends the increases to personal income tax rates and continues to provide revenue for elementary and secondary schools and community colleges through the 2030–31 fiscal year.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state. Existing law requires the board of governors to develop criteria and standards, in accordance with specified statewide minimum requirements, for the purposes of making the annual budget request for the California Community Colleges to the Governor and the Legislature, and allocating state general apportionment revenues. Those statewide minimum requirements include, among other things, a requirement that the calculations of each community college district's revenue level for each fiscal year be based on specified criteria, with revenue adjustments being made for increases or decreases in full-time equivalent students and for other specified purposes.

This bill would revise and recast those provisions providing for allocating state general apportionment revenues, except for allocating revenues provided pursuant to Proposition 55 and computing allocations for noncredit instruction and career development and college preparation full-time equivalent students (FTES), to community college districts by, among other things, (1) setting new rates for the base allocations, (2) providing supplemental allocations based on the number of students served that receive Board of Governor fee waivers, are exempt from nonresident tuition pursuant to specified provisions, or receive financial aid under the Federal Pell Grant program, (3) providing student success allocations, as prescribed, and (4) establishing hold harmless provisions to ensure a minimum level of funding to community college districts, as provided, including provisions to allocate different apportionments to the San Francisco Community College District and the Compton Community College District through the 2023–24 fiscal year. The bill would require the governing board of each community college district to certify it will, no later than January 1, 2019, (A) adopt goals for the community college district that meet specified requirements, (B) include in the written agenda, for the meeting when the goals are considered for adoption, an explanation of how the goals are consistent and aligned with the systemwide goals, and (C) submit the written item and summary of action to the Office of the Chancellor of the California Community Colleges. The bill would require each community college district to align its comprehensive plan with the adopted local goals and align its budget with the comprehensive plan. By imposing additional duties on community college districts, the bill would impose a state-mandated local program. The bill would require the chancellor's office, on or before October 15, 2019, and each year thereafter, to report to the Legislature on the course sections and FTES added at each community college that received apportionment growth funding in the prior fiscal year, including the number of course sections and if any course sections and FTES were added that are within the primary missions of the segment, as defined, and those that are not within the primary missions of the segment. The bill would require the chancellor's office, on or before July 1, 2022, to report to the Legislature and the Department of Finance a description on how community college districts are making progress on advancing the goals outlined in the system's strategic vision plan. The bill would establish the Community Colleges Student Success Funding Formula Oversight Committee for the purpose of continuously evaluating and reviewing the implementation of the student success funding formula described above. The bill would provide that the committee is composed of fifteen unspecified members, and would express the intent of the Legislature to further define the membership, duties, and the responsibilities of the oversight committee before the end of the 2018–19 Regular Session.

For the 2018–19 fiscal year, this bill would appropriate \$35,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community colleges districts in support of apportionments to community college districts pursuant to the provisions described above. The bill would provide that funds appropriated by the bill for these purposes 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 for the 2017–18 fiscal year.

This bill also would make nonsubstantive and conforming changes.

(29) Existing law requires the trustees and the governing board of participating community college districts, and encourages the regents, to designate as a "hunger free campus" each of its respective campuses that meet specified criteria. Upon appropriation by the Legislature, existing law, commencing with the 2018–19 academic year, provides that each campus that receives the designation shall receive a funding incentive. The bill would repeal these provisions on January 1, 2022.

This bill would require each campus that receives the "hunger free campus" designation and the funding incentive to submit a report to the Office of the President of the University of California, the Office of the Chancellor of the California Community

Colleges, or the Office of the Chancellor of the California State University, as applicable, and would require these offices to compile each of their respective campus-based reports, prepare a systemwide report, and submit the report to the budget committees of the Legislature no later than February 15, 2019. The bill would require the State Department of Social Services to consult with specified stakeholders with the goals of improving coordination between the segments of public postsecondary education and CalFresh administering agencies and improving access to CalFresh for low-income public postsecondary students.

(30) Existing law establishes the Office of Planning and Research in the Governor's Office that constitutes the comprehensive state planning agency and serves the Governor and his or her Cabinet as staff for long-range planning or research.

This bill would establish the California Education Learning Laboratory, to be administered by the Office of Planning and Research, to increase learning outcomes and to close equity and achievement gaps, using technologies involving learning science and adaptive learning, as defined, in online or hybrid college-level lower division courses in science, technology, engineering, and mathematics (STEM) and other disciplines. The bill would authorize the office to receive nonstate funds for purposes of the learning lab. The bill would require the office to issue calls for, evaluate, and annually award funds to, competitive grant proposals from intersegmental faculty teams that apply principles of learning science and adaptive learning technologies in online or hybrid course series in STEM and other disciplines, as specified.

The bill would require the office to recruit an expert selection committee to score proposals and to recommend proposals to the office. The bill would authorize the office, beginning January 1, 2020, to also award funds for professional development to faculty interested in adopting a successful course or course series developed or redesigned through the learning lab, and to curate a "best of" learning science library of online and hybrid courses and course series. The bill would require the office to annually submit a report to the Legislature that provides a summary of awarded funds and to submit evaluations of completed proposal projects to the Legislature.

(31) This bill would appropriate \$13,500,000 from the General Fund to the Board of Governors of the California Community Colleges to support technology advancements and innovations in financial aid processing and management systems at the community colleges in order to streamline financial aid verification and to enable the community colleges to more efficiently process state and federal financial aid grants. The bill would provide that funds appropriated by the bill for these purposes 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.

(32) This bill would appropriate \$10,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts. The bill would provide that at least \$9,750,000 of this appropriation be used to provide a funding incentive to each community college district that is designated as a "hunger free campus" pursuant to existing law and up to \$250,000 of the appropriation be used for a systemwide study related to student hunger, housing, and basic needs issues. The bill would provide that funds appropriated by the bill for these purposes 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.

(33) Existing law requires the governing board of a community college district to establish rules for the examination of students within the district to ensure proper care of the students, as specified.

This bill would appropriate \$10,000,000 from the General Fund to the Board of Governors of the California Community Colleges to support mental health services and training. The bill would authorize the board of governors to allocate grants to community colleges to support various activities relating to mental health and would also authorize the board of governors to allocate funds to a community college district to provide training to community colleges throughout the state on specified matters relating to mental health. The bill would provide that funds appropriated pursuant to those provisions 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.

(34) Existing law appropriates \$5 million from the General Fund to the Board of Governors of the California Community Colleges to support a one-time Veterans Resource Center grant program for the purpose of establishing or enhancing on-campus veterans resource centers that provide support services for students who are current or former members of the Armed Forces of the United States who are enrolled, or are attempting to enroll, at a community college. Existing law requires the Chancellor's Office of the California Community Colleges to administer the one-time grant program and distribute grants to applicant California community colleges that satisfy certain requirements. Existing law provides that these appropriated funds 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.

This bill would appropriate \$6,244,000 from the General Fund to the board of governors to support the Veterans Resource Center grant program. The bill also would provide that funds appropriated by the 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.

(35) A specified item of the Budget Act of 2017 appropriated \$4,143,737,000 from the General Fund to the Board of Governors of the California Community Colleges for local assistance.

This bill would decrease that appropriation to the Board of Governors of the California Community Colleges to \$4,019,619,000.

(36) This bill would appropriate \$5,000,000 from the General Fund to the Board of Governors of the California Community Colleges to provide support for a one-time reentry grant program for the 2018–19 fiscal year. Under the bill, the board of governors would allocate grants, on a competitive basis, to community colleges to provide support for currently and formerly incarcerated students. The bill would specify the activities and services that could be supported by the reentry grants. The bill would require the Chancellor's Office of the California Community Colleges to report to the Legislature and the Department of Finance on the use of these funds on or before July 31, 2022. The funds allocated to community college districts pursuant to the 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.

(37) This bill would appropriate \$6,000,000 from the General Fund to the Board of Governors of the California Community Colleges for the 2018–19 fiscal year for allocation to the Academic Senate for the California Community Colleges to support the development of, and the expansion of the use of, open educational resources for the California Community Colleges. The bill would require the Academic Senate for the California Community Colleges to submit a report to the Legislature and the Department of Finance on or before February 1, 2022, including specified data related to the progress of supporting and expanding the use of open educational resources pursuant to the bill. The bill would specify that the funds allocated to community college districts pursuant to this bill for the above specified purposes 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.

(38) This bill would appropriate \$10,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to a community college district to contract with the State Department of Social Services in order to contract with specified organizations to provide immigrant legal services and support to persons on California community college campuses, as specified. The bill would provide that these funds shall be available for encumbrance until June 30, 2020, and liquidation until June 30, 2024, and that use of these funds shall be included in updates provided to the Legislature on the State Department of Social Service's immigration programs. 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.

(39) This bill would appropriate \$15,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to the community college district operating the Online Education Initiative for the Online Education Initiative to provide competitive grants to community college districts to develop online programs and courses that either lead to short-term, industry-valued certificates, credentials, or programs or enable a student in a pathway developed by the California Online Community College to continue his or her education in a career pathway offered by an existing community college. The bill would require the Online Education Initiative to submit a report, containing specified information relating to these grants, to the Legislature on or before April 1, 2020. The funds allocated to community college districts pursuant to the 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.

(40) This bill would appropriate, for the 2018–19 fiscal year, and in accordance with a prescribed schedule, the sum of \$36,455,000 from the General Fund to the Board of Governors of the California Community Colleges to reimburse local educational agencies for unfunded related and supplemental instruction hours with respect to designated apprenticeship programs for the 2013–14 fiscal year to the 2017–18 fiscal year, inclusive. The funds allocated to local educational agencies pursuant to the bill would be applied, as specified, toward the minimum funding requirements for school districts and community college districts imposed by Section 8 of Article XVI of the California Constitution.

(41) This bill would appropriate \$30,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts in support of the Community College Part-Time Faculty Office Hours Program. 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.

(42) This bill would appropriate \$5,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to a community college district or districts participating in a Strong Workforce Program regional consortium to provide one-time grants in support of refugee career pathways. The bill would provide that the chancellor's office would allocate grants to community college districts that partner with eligible organizations, as defined, and that provide career readiness training to eligible participants, as defined, pursuant to specified federal statutes, to include persons with special immigrant visas and persons who are refugees admitted to the United States.

The funds allocated to community college districts pursuant to the 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.

(43) 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.

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 the statutory provisions noted above.

(44) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

Vote: majority Appropriation: yes Fiscal Committee: yes Local Program: yes

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

SECTION 1. Section 8152 of the Education Code is amended to read:

8152. (a) The reimbursement rate for related and supplemental instruction reimbursed pursuant to this article shall be established in the annual Budget Act and the rate shall be commonly applied to all providers of instruction specified in subdivision (d).

(b) For purposes of this section, each hour of teaching time may include up to 10 minutes of passing time and breaks.

(c) This section also applies to isolated apprentices, as defined in Section 3074 of the Labor Code, for which alternative methods of instruction are provided.

(d) The Chancellor of the California Community Colleges shall make the reimbursements specified in this section for teaching time provided by local educational agencies.

(e) The hours for related and supplemental instruction derived from funds appropriated pursuant to subdivision (b) of Section 8150 shall be allocated by the Chancellor of the California Community Colleges directly to participating local educational agencies that contract with apprenticeship programs pursuant to subdivision (f).

(f) Reimbursements may be made under this section for related and supplemental instruction provided to indentured apprentices only if the instruction is provided by a program approved by the Division of Apprenticeship Standards of the Department of Industrial Relations in accordance with Chapter 4 (commencing with Section 3070) of Division 3 of the Labor Code.

(g) The initial allocation of hours made pursuant to subdivision (e) for related and supplemental instruction at the beginning of a fiscal year, when multiplied by the hourly reimbursement rate, shall equal 100 percent of the total appropriation for apprenticeships. The Chancellor of the California Community Colleges shall notify participating local educational agencies of the initial allocation within 30 days of the enactment of the annual Budget Act.

(h) (1) If funds remain from the appropriation pursuant to subdivision (b) of Section 8150, the Chancellor of the California Community Colleges shall reimburse local educational agencies for unfunded related and supplemental instruction hours from any of the three previous fiscal years, in the following order:

(A) Reported related and supplemental instruction hours, as described in subdivision (b) of Section 8154, that were paid at a rate less than the hourly rate specified in the Budget Act.

(B) Reported related and supplemental instruction hours that were not reimbursed.

(2) The Chancellor of the California Community Colleges shall notify the California Apprenticeship Council of any reimbursements made pursuant to paragraph (1).

(i) The Chancellor of the California Community Colleges shall report to the California Apprenticeship Council within 30 days of each apportionment period the following information for each participating local educational agency:

(1) The number of related and supplemental instruction hours allocated to the local educational agency.

(2) The number of related and supplemental instruction hours reported by the local educational agency.

(3) At the final or recalculation apportionment, the hourly rate paid for related and supplemental instruction hours reported above the local educational agency's initial allocation of hours for related and supplemental instruction.

SEC. 2. Section 8154 of the Education Code is amended to read:

8154. (a) The Chancellor of the California Community Colleges, in consultation with the Division of Apprenticeship Standards of the Department of Industrial Relations, the California Apprenticeship Council, and the Superintendent, shall annually review the amount of state funding necessary to provide the reimbursements specified in Section 8152, and shall include an estimate of required funds in its budget for each fiscal year.

(b) If the amounts appropriated in any fiscal year are insufficient to provide full reimbursement, the hourly rate specified pursuant to Section 8152 shall be reduced on a pro rata basis only for reported hours that are in excess of the number of hours allocated at the beginning of the fiscal year so that the entire appropriation is allocated.

(c) If the amount appropriated is in excess of the amounts needed for full reimbursement pursuant to subdivision (h) of Section 8152, any excess shall be allocated to local educational agencies to be used for the purpose of the state general apportionment.

SEC. 3. Section 19104.5 of the Education Code is amended to read:

19104.5. (a) The board of trustees, common council, or other legislative body of a city or the board of trustees of a library district in which a withdrawal from the county free library system becomes effective on or after January 1, 2012, shall comply with all of the following requirements before entering into a contract to operate the city's or the district's library or libraries with a private contractor that will employ library staff to achieve cost savings:

(1) At least once a week for four consecutive weeks before taking any action, the board of trustees, common council, or other legislative body of the city or the board of trustees of the library district shall publish, in a newspaper designated by it and circulated throughout the city or library district, notice of the contemplated action, giving the date and place of the meeting at which the contemplated action is proposed to be taken.

(2) The board of trustees, common council, or other legislative body of a city or the board of trustees of a library district shall clearly demonstrate that the contract will result in actual overall cost savings to the city or library district for the duration of the entire contract as compared with the city's or library district's actual costs of providing the same services, provided that, in comparing costs, all of the following occur:

(A) The city's or library district's additional cost of providing the same services as proposed by the contract shall be included. These additional costs shall include the salaries and benefits of additional staff that would be needed and the cost of additional space, equipment, and materials needed to perform the necessary functions of the library.

(B) The city's or library district's indirect overhead costs shall not be included unless those costs can be attributed solely to the function in question and would not exist if that function was not performed by the city or library district. For purposes of this subparagraph, "indirect overhead costs" means the pro rata share of existing administrative salaries and benefits, rent, equipment costs, utilities, and materials.

(C) The cost of a contractor providing a service for any continuing city or library district costs that would be directly associated with the contracted function shall be included. Continuing city or library district costs shall include, but not be limited to, costs for inspection, supervision, and monitoring.

(3) The contract shall not be approved solely on the basis that savings will result from lower contractor pay rates or benefits. Contracts shall be eligible for approval if the contractor's wages are at the industry's level and do not undercut city or library district pay rates.

(4) The contract shall not cause an existing city or library district employee to incur a loss of his or her employment or employment seniority, a reduction in wages, benefits, or hours, or an involuntary transfer to a new location requiring a change in residence.

(5) The contract shall be awarded through a publicized, competitive bidding process.

(6) The contract shall include specific provisions pertaining to the qualifications of the staff that will perform the work under the contract, as well as assurances that the contractor's hiring practices meet applicable nondiscrimination standards.

(7) The contract shall provide that it may be terminated at any time by the city or library district without penalty if there is a material breach of the contract and notice is provided within 30 days of termination.

(8) If the contract is for library services in excess of one hundred thousand dollars (\$100,000) annually, all of the following shall occur:

(A) The city or library district shall require the contractor to disclose all of the following information as part of its bid, application, or answer to a request for proposal:

(i) A description of all charges, claims, or complaints filed against the contractor with any federal, state, or local administrative agency during the prior 10 years.

(ii) A description of all civil complaints filed against the contractor in any state or federal court during the prior 10 years.

(iii) A description of all state or federal criminal complaints or indictments filed against the contractor, or any of its officers, directors, or managers, at any time.

(iv) A description of any debarments of the contractor by any public agency or licensing body at any time.

(B) The city or library district shall include in the contract specific, measurable performance standards and provisions for a performance audit by the city or library district, or an independent auditor approved by the city or library district, to determine whether the performance standards are being met and whether the contractor is in compliance with applicable laws and regulations. The city or library district shall not renew or extend the contract before receiving and considering the audit report.

(C) The contract shall include provisions for an audit by the city or library district, or an independent auditor approved by the city or library district, to determine whether and to what extent the anticipated cost savings have actually been realized. The city or library district shall not renew or extend the contract before receiving and considering the audit report.

(9) The term of the contract shall not be more than five years from the date on which the board of trustees, common council, or other legislative body of a city or the board of trustees of a library district approves the contract.

(b) This section does not preclude a city, library district, or local government from adopting more restrictive rules regarding the contracting of public services.

(c) This section shall not apply to contracts between a city or library district and a nonprofit organization if both of the following requirements are met:

(1) The nonprofit organization shall not be a parent or subsidiary of a for-profit entity.

(2) The contract shall prohibit the nonprofit organization from subcontracting the obligation to operate the library or libraries and to employ and supervise library staff.

(d) This section shall not apply to a library or libraries that are funded only by the proceeds of a special tax imposed by the city or library district pursuant to Article 3.5 (commencing with Section 50075) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code.

SEC. 4. Section 52523 of the Education Code is amended to read:

52523. Adult education programs, courses, and classes shall not be used to supplant the regular high school curriculum for high school pupils enrolled in adult education. Adult education shall supplement and enrich the high school pupil's educational experiences. Therefore, adult education, at a minimum, shall meet the following criteria:

(a) All programs, courses, and classes conducted as adult education shall be open to adults and listed in the district's catalog of adult education classes provided to the public and shall be under the supervision and jurisdiction of the adult education administrator as determined by the school district governing board. Adults shall have priority over other students for admission to any adult education class if those adults enroll not later than the regular enrollment period for those classes. The enrollment period shall be published in the course catalog. No course required by the school district for high school graduation or necessary for pupils to maintain satisfactory academic progress shall be offered exclusively through the adult education program. An adult for purposes of this section is a person 18 years of age or older or other person who is not concurrently enrolled in a regular high school program.

(b) Each adult education teacher, whether part time or full time, under contract status or in an hourly position, shall be part of the adult school faculty and shall be under the direct supervision of the authorized adult education administrator.

(c) Enrollment of high school pupils shall be voluntary on the part of the pupil taking the class. Prior to enrollment by a high school pupil in an adult education program, class, or course, the pupil shall have documentation of the counseling session held pursuant to subdivision (b) of Section 52500.1.

(d) Enrollment of a high school pupil in an adult education program, course, or class shall be for sound educational purposes, including, but not limited to, the following:

(1) The adult education program, course, or class is not offered in the regular high school curriculum.

(2) The adult education program, course, or class is needed by the pupil to make up deficient credits for graduation from high school.

(3) The adult education program, course, or class allows the pupil to gain vocational and technical skills beyond that provided by the regular high school's vocational and technical education program.

(4) The adult education program, course, or class, supplements and enriches the high school pupil's educational experience.

(e) A high school pupil shall not be enrolled for apportionment purposes in an adult education program, course, or class that would be considered any of the following:

(1) Physical education.

(2) Driver's training and education.

(3) Visual and performing arts.

(4) Band.

(5) Preparation of a school yearbook or school newspaper.

(6) Training for, or participation in, athletic camps, cheerleading or spirit organizations, student government, or extracurricular student clubs.

The Superintendent of Public Instruction shall issue a program advisory that further defines the purposes set forth in subdivision (d) and the courses set forth in subdivision (e). The superintendent is authorized to issue, at any time, rules and regulations instead of the program advisory.

(f) Students enrolled in adult education programs, courses, and classes shall be assigned a statewide student identifier consistent with the identifiers assigned to pupils in K–12 education programs, if the student is not already identified by a social security number in the data system of the adult school or other local educational agency providing the adult education programs, courses, or classes. Adult schools shall share the assigned identifiers with the California Community Colleges for inclusion in the student data system.

SEC. 5. Article 10 (commencing with Section 54800) is added to Chapter 9 of Part 29 of Division 4 of Title 2 of the Education Code, to read:

Article 10. California Student Author Program

54800. The Legislature finds and declares all of the following:

(a) The trend of low-income youth struggling to become proficient in reading and writing is a narrative that is passed down from era to era.

(b) According to The Literacy Project, there are currently 45 million Americans who are functionally illiterate and unable to read above a 5th grade level. In California, 25 percent of the state's 6 million pupils are unable to perform basic reading skills.

(c) According to the organization DoSomething.org, nearly 85 percent of the juveniles who face trial in the juvenile court system are functionally illiterate, proving that there is a close relationship between illiteracy and crime.

(d) Over half of California pupils failed to meet English standards based on Spring 2017 standardized test results, a performance that remained essentially flat compared to the previous year.

(e) About 49 percent of pupils statewide met or exceeded English standards on the California Assessment of Student Performance and Progress in 2017, which is administered to public school pupils at certain grade levels each year. The same proportion of California pupils met English standards in 2016.

(f) For decades, generational illiteracy has hindered the careers, futures, and hopes of many pupils and their families.

54801. There is hereby established the California Student Author Program to accomplish all of the following for public school age children from extremely low-income communities:

(a) Improve English language skills.

(b) Improve academic performance.

(c) Build healthy relationships with the community.

- (d) Equip participants with critical life skills.
- (e) Promote positive life choices.
- (f) Increase literacy, reading, and writing among program participants.

54802. (a) Any organization that is a grant recipient pursuant to Section 54804 shall implement the literacy program described in this section in the 2019–20 and 2020–21 school years.

(b) A grant recipient shall provide the literacy program described in this section to public school-age children who are eligible for free and reduced cost lunch.

(c) A grant recipient shall establish a student author program to provide the participants an opportunity to write, edit, and promote a short story or other forms of literature. A grant recipient should provide regular, sequential student author workshops that parallel or complement school calendars, such as quarterly, semester, or summer and vacation-intensive programs that include, but are not limited to, the following components:

- (1) Writing and editing, including instruction in the skills necessary for creative writing.
- (2) Publishing an anthology.
- (3) Marketing, media, and community relations, including instruction in book brand development and entrepreneurship.
- (4) Individual and group presentations.
- (5) Community-based book signing events.

(d) Grant recipients are expected to implement programming that does all of the following:

- (1) Fosters critical thinking in student authors.
- (2) Teaches students to practice effective problem solving.
- (3) Instructs students on creating an outline for their writing project.
- (4) Teaches students to develop promotional and advertising tools.
- (5) Provides students with an understanding of how to create a literary character and an engaging plot.

(e) A grant recipient shall collect and provide to the California State Library, on a reporting schedule set by the California State Library, any information sought by the library, including achieving the outcomes listed in Section 54801 and the reporting data described in Section 54803.

54803. (a) Not later than January 1, 2022, the California State Library shall report to the Legislature on the outcomes of the California Student Author Program. The report shall include, but is not limited to, all of the following information:

- (1) The extent to which the project accomplished the outcomes described in Section 54801.
- (2) Demographic data about program participants, disaggregated by race, gender, foster youth, and English learners.

(b) (1) The requirement for submitting a report imposed under subdivision (a) is inoperative on January 1, 2026, pursuant to Section 10231.5 of the Government Code.

- (2) The report prepared pursuant to subdivision (a) shall be submitted in compliance with Section 9795 of the Government Code.

54804. (a) (1) The California State Library shall provide grant awards for purposes of this article to nonprofit organizations, public libraries, and local educational entities that have demonstrated experience in providing similar literacy programs to children in extremely low-income communities.

- (2) The California State Library shall select grant recipients for the California Student Author Program with the participation goal of at least 1,000 public school-age students, cumulatively, over the course of the 2019–20 and 2020–21 school years.

(b) A grant recipient shall use the funds awarded pursuant to this article only for the purposes described in this article.

(c) The California State Library may use up to 3 percent of the funds appropriated for the purposes of this article for administrative costs.

SEC. 6. Section 66021.1 of the Education Code is amended to read:

66021.1. (a) For purposes of this section, the following terms shall have the following meanings:

(1) "Institutional financial aid" means all institutional grant aid, including institutional student need-based and merit-based aid.

(2) "Students" means California residents who are undergraduate students at the University of California or the California State University.

(b) The California State University shall, and the University of California is requested to, report annually to the Legislature on their respective institutional financial aid programs. The California State University shall, and the University of California is requested, to provide reports on or before March 31 of each year.

(c) The reports shall include all of the following:

(1) A description of the goals, terms, and policies of each of the university's institutional aid programs, including eligibility criteria, allocation of financial aid awards, fee waivers, and other relevant information.

(2) A description and explanation of any changes the university has made to any of these policies since the prior year, and any changes the university intends to make for the next academic year.

(3) The total amount the university expended on institutional aid for students, for the two prior academic years, the current year, and a projection for the next year, and the average and 90th percentile undergraduate institutional aid award amount provided per recipient for the prior two academic years and the current academic year.

(4) By parental income level or expected family contribution deciles, both of the following information for the prior academic year:

(A) Net price, which shall be the balance of the total cost of attendance minus all grant aid.

(B) The percentage of students receiving institutional aid and the average dollar amount of that institutional aid.

(5) For the prior academic year, the current academic year, and the budget year, an analysis identifying the estimated number of undergraduates with financial need; their aggregate cost of attendance and aggregate expected federal parent contribution; the aggregate amount of financial aid, including federal gift aid, state gift aid, institutional need-based aid, institutional merit-based aid, other institutional gift aid, and private gift aid, received by these students; the aggregate remaining amount to be met by work, borrowing, or other means; and an explanation of the estimated change in aggregate student need in the budget year resulting from changes in the cost of attendance, and other factors, including any fee increases proposed by the university in its fall budget proposal. The explanation shall include an estimate of the extent to which cost increases will be offset by federal, state, and institutional financial aid programs. The explanation shall also include an explanation of how year-to-year non-tuition cost increases were calculated.

(6) The typical financial aid package for a typical dependent undergraduate student with a parent income of twenty thousand dollars (\$20,000), forty thousand dollars (\$40,000), sixty thousand dollars (\$60,000), eighty thousand dollars (\$80,000), and one hundred thousand dollars (\$100,000).

(7) An aggregate summary of financial aid awarded to students, including scholarships, grants, waivers, loans, and work-study awards from federal, state, institutional, and private sources for the prior academic year.

(8) Indicators of the effectiveness of the university's aid programs in achieving the university's stated goals related to financial aid.

(9) Information on students who submit a Free Application for Federal Student Aid, or Dream Act Application, but do not receive a Cal Grant or institutional financial aid for the prior academic year. This information shall be disaggregated by race, ethnicity, expected family contribution deciles, and dependency status.

(10) The California State University shall include information on the number of students who are eligible for a grant pursuant to the State University Grant Program but do not receive it or receive a partial award for the prior academic year. This information shall be disaggregated by race, ethnicity, and campus of attendance.

(11) The University of California is requested to include information on the average undergraduate student financial self-help level. This information shall be disaggregated by race, ethnicity, and campus of attendance.

(d) To the extent the university provides the information requested in subdivision (c) in reports to its governing board or in other university publications, those reports or publications may be submitted to the Legislature to satisfy this request.

SEC. 7. Section 66027.8 of the Education Code is amended to read:

66027.8. (a) For the purposes of this section, "program" means a student meal plan donation program.

(b) The Trustees of the California State University shall, and the Regents of the University of California are encouraged to, designate as a "hunger free campus" each of its respective campuses that have all of the following:

- (1) A campus employee designated to help ensure that students have the information that they need to enroll in CalFresh.
- (2) An on-campus food pantry or regular food distributions on campus. The campus may partner with a local food bank or food pantry to meet the requirement established by this paragraph if the food distributions occur on campus.
- (3) A meal sharing program that allows students to voluntarily donate their unused meal plan credits to be distributed for use by students in need to access dining halls or to support an on-campus food pantry. Each campus shall establish the parameters of their meal sharing program and make them publicly available to students and interested parties. The program information made publicly available shall include, but not be limited to, all of the following:
 - (A) How a student may donate his or her unused meal plan credits.
 - (B) How a low-income student can apply to receive donated meal plan credits.
 - (C) The methodology for determining how unused meal plan credits that are not used by a student in need or how food purchased using these unused meal plan credits will be donated to support the on-campus food pantry, which shall be established by campus officials in consultation with pantry staff and volunteers, including student volunteers.
 - (D) The campus employee designated pursuant to paragraph (4).
- (4) A campus employee designated annually as a point-of-contact to work with student volunteers for the program described in paragraph (3) to assist students.

(c) The governing board of each community college district that chooses to participate shall designate as a "hunger free campus" each of its campuses that have both of the following:

- (1) A campus employee designated to help ensure that students have the information that they need to enroll in CalFresh.
- (2) An on-campus food pantry or regular food distributions on campus. The campus may partner with a local food bank or food pantry to meet the requirement established by this paragraph if the food distributions occur on campus.

(d) (1) Each campus that receives a "hunger free campus" designation pursuant to subdivision (b) or (c) shall receive a funding incentive upon appropriation by the Legislature.

(2) Each campus that receives a funding incentive pursuant to paragraph (1) shall submit a report to the Office of the President of the University of California, the Office of the Chancellor of the California Community Colleges, or the Office of the Chancellor of the California State University, as applicable. These offices shall compile each of their respective campus-based reports, prepare a systemwide report, and submit the report to the budget committees of the Legislature no later than February 15, 2019. Each campus-based and systemwide report shall include, but not necessarily be limited to, all of the following information:

- (A) The hours of operation for any on-campus food pantry and the unduplicated count of the number of people served.
- (B) The names of the local community-based pantry or pantries, food bank or banks, or soup kitchen or kitchens that partner with the campus food pantry or deliver an on-campus food distribution.
- (C) The unduplicated number of students, faculty, and staff who donated a campus meal through an on-campus meal sharing program.
- (D) The unduplicated number of students who received a donated meal through an on campus meal sharing program.
- (E) The name of on-campus restaurants or qualifying food vendors that have been approved to participate in the CalFresh Restaurant Meals Program (RMP).
- (F) A list of on-campus point of sale (POS) locations that accept electronic benefit transfer (EBT) payments.
- (G) The estimated unduplicated count of the number of students assisted with a CalFresh application.
- (H) The number of staff serving the campus with informed CalFresh referral and information or other anti-hunger services.

(I) Whether the campus has designated a "basic needs center," and, if so, information about the accessibility and the hours of operations of the center. For the purposes of this paragraph, a "basic needs center," means a central location on campus where basic needs resources, services, and staff are made available to students.

(J) A description of how the campus is serving the specific needs of students who are foster youth or former foster youth.

(e) This section shall remain in effect only until January 1, 2022, and as of that date is repealed, unless a later enacted statute that is enacted before January 1, 2022, deletes or extends that date.

SEC. 8. Section 66749.6 is added to the Education Code, to read:

66749.6. (a) (1) A private nonprofit postsecondary educational institution that chooses to accept an associate degree for transfer does not guarantee admission to a particular campus or program.

(2) A private nonprofit postsecondary educational institution that chooses to accept an associate degree for transfer, shall guarantee admission with junior status to a community college student who meets all of the requirements of Section 66746, with admission to a program or major and concentration, as applicable, that meets either of the following:

(A) Is similar to the student's community college transfer model curriculum-aligned associate degree for transfer, as determined by the private nonprofit postsecondary educational institution to which the student is admitted.

(B) May be completed with not more than 68 additional semester units for majors at institutions requiring 128 semester units or not more than 102 quarter units at institutions requiring 192 quarter units for a degree. A private nonprofit postsecondary educational institution admitting a community college student with an associate degree for transfer may require the student to take additional courses at the institution as long as the student is not required to take any more than the additional semester units or quarter units specified in this subparagraph. High unit majors and additional campus-specific courses or requirements that an institution requires for graduation by all undergraduate students, and that would not otherwise be considered an educational requirement at a public institution, shall be exempt from this subparagraph.

(b) Community college transfer units shall not be applicable to upper division requirements at a private nonprofit postsecondary educational institution, unless agreed upon by the local academic senates of the private nonprofit postsecondary educational institutions and the California Community Colleges, and the transferred units do not exceed the required 68 semester units or 102 quarter units, pursuant to subparagraph (B) of paragraph (2) of subdivision (a).

(c) A private nonprofit postsecondary educational institution shall not require students transferring pursuant to this article to repeat courses that are similar to those taken at the community college that counted toward the associate degree for transfer.

(d) Discussions concerning the associate degree for transfer program, including the development of new majors, shall include participation by the association representing the largest number of private nonprofit postsecondary educational institutions.

SEC. 9. Section 66749.7 is added to the Education Code, to read:

66749.7. The Chancellor's Office of the California Community Colleges and those private nonprofit postsecondary educational institutions that choose to commit to accept a student with an associate degree for transfer, in consultation with students, faculty, student service administrators, the State Department of Education, the California Education Round Table, and other key stakeholders, shall develop a student-centered communication and marketing strategy in order to increase the visibility of the associate degree for transfer pathway for all students in California that may include, but is not necessarily limited to, all of the following:

(a) Outreach to high schools relative to the associate degree for transfer pathway that build upon existing high school outreach programs and activities performed by the California State University and the University of California.

(b) Pathway information that may be prominently displayed in all community college counseling offices and transfer centers.

(c) Pathway information that may be provided to all first-year community college students developing an education plan to aid them in making informed educational choices.

(d) Targeted outreach on the pathway that may be provided to first-year community college students through campus orientations and student support services programs offered by the campus that may include, but are not necessarily limited to, Federal TRIO Programs, First-Generation Experience, MESA, and Puente.

(e) Information on the pathway that may be prominently displayed in community college course catalogs.

(f) Information on the pathway that may be prominently displayed on the Internet Web sites of each community college and private nonprofit postsecondary educational institution that choose to commit to accept a student with an associate degree for

transfer, and on the California Colleges Internet Web site, californiacolleges.edu.

SEC. 10. Section 68075.6 of the Education Code is amended to read:

68075.6. (a) The Legislature finds and declares all of the following:

(1) The wars in Afghanistan, Iraq, Syria, and other countries have displaced many families, causing many of them to flee their homes in search of a better life. Between 2011 and March 2017, more than 36,000 refugees entered California, with nearly 8,000 of them entering in 2016.

(2) Under the National Defense Authorization Act for Fiscal Year 2006, certain Afghan and Iraqi nationals were provided special immigrant status in the United States. Through the end of 2015, more than 37,000 individuals were granted special immigrant visa (SIV) status under this program. Between 2011 and March 2017, 9,200 SIV holders resettled in California.

(3) Under the federal Afghan Allies Protection Act of 2009, certain Afghan nationals were provided special immigrant status in the United States.

(4) Many of these families have escaped war and persecution in order to improve the lives of their families, but encounter numerous barriers, such as the cost of higher education, when assimilating into the United States. Access to institutions of higher education will ensure that students from these families are able to pursue their educational goals and rebuild and improve their lives and the lives of their families.

(b) Notwithstanding any other law:

(1) A student of the California Community Colleges who has a special immigrant visa that has been granted a status under Section 1244 of Public Law 110-181, under Public Law 109-163, or under Section 602(b) of Title VI of Division F of Public Law 111-8, or is a refugee admitted to the United States under Section 1157 of Title 8 of the United States Code, and who, upon entering the United States, settled in California, shall be exempt from paying the nonresident tuition fee required by Section 76140 for the length of time he or she lives in this state up to the minimum time necessary to become a resident.

(2) A community college district may report a student, who is exempt from nonresident tuition pursuant to this section and who is enrolled as a student in that district, as a full-time equivalent student for apportionment purposes.

SEC. 11. Section 69432 of the Education Code is amended to read:

69432. (a) (1) Cal Grant Program awards shall be known as "Cal Grant A Entitlement Awards," "Cal Grant B Entitlement Awards," "California Community College Transfer Entitlement Awards," "Competitive Cal Grant A and B Awards," "Cal Grant C Awards," and "Cal Grant T Awards."

(2) For purposes of this section, "associate degree for transfer commitment" means a commitment by a private nonprofit educational institution that chooses to accept the California Community College associate degree for transfer pursuant to Section 66749.6.

(b) Maximum award amounts for students at independent institutions and for Cal Grant C and T awards shall be identified in the annual Budget Act. Maximum award amounts for Cal Grant A and B awards for students attending public institutions shall be referenced in the annual Budget Act.

(c) (1) Notwithstanding subdivision (b), and subdivision (c) of Section 66021.2, commencing with the 2013–14 award year, the maximum tuition award amounts for Cal Grant A and B awards for students attending private for-profit postsecondary educational institutions shall be four thousand dollars (\$4,000).

(2) Notwithstanding paragraph (1) of this subdivision, subdivision (b) of this section, and subdivision (c) of Section 66021.2, commencing with the 2018–19 award year, the maximum tuition award amounts for Cal Grant A and B awards for students attending private for-profit postsecondary educational institutions accredited by the Western Association of Schools and Colleges shall be nine thousand eight-four dollars (\$9,084) for new recipients, unless otherwise specified in the Budget Act of 2018.

(d) Notwithstanding subdivision (b) of this section, and subdivision (c) of Section 66021.2, the maximum tuition award amounts for Cal Grant A and B awards for students attending private nonprofit postsecondary educational institutions shall be as follows:

(1) For the 2015–16, 2016–17, 2017–18, and 2018–19 award years, nine thousand eighty-four dollars (\$9,084) for new recipients.

(2) For the 2019–20 award year:

(A) (i) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the 2018–19 academic year meets or exceeds a target of 2,000, nine thousand eighty-four dollars (\$9,084) for new recipients.

(ii) The first cohort, Fall 2018, shall be reported showing progress towards the annual goal by April 2019. The association representing the largest number of independent colleges and universities shall provide, by April 2019, a list of campuses that have adopted, or are in the process of adopting, the associate degree for transfer pathway.

(B) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the 2018–19 academic year is fewer than 2,000, eight thousand fifty-six dollars (\$8,056) for new recipients.

(3) For the 2020–21 award year:

(A) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year meets or exceeds a target of 3,000, nine thousand eighty-four dollars (\$9,084) for new recipients.

(B) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year is fewer than 3,000, eight thousand fifty-six dollars (\$8,056) for new recipients.

(4) For the 2021–22 award year:

(A) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year meets or exceeds a target of 3,500, nine thousand eighty-four dollars (\$9,084) for new recipients.

(B) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year is fewer than 3,500, eight thousand fifty-six dollars (\$8,056) for new recipients.

(5) For the 2022–23 award year and each award year thereafter:

(A) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year meets or exceeds the target specified in subdivision (h), nine thousand eighty-four dollars (\$9,084) for new recipients.

(B) If the number of new unduplicated transfer students accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments in the prior award year is less than the target specified in subdivision (h), eight thousand fifty-six dollars (\$8,056) for new recipients.

(e) The renewal award amount for a student whose initial award is subject to a maximum award amount specified in this section shall be calculated pursuant to paragraph (2) of subdivision (a) of Section 69433.

(f) It is the intent of the Legislature that a private nonprofit postsecondary educational institution make a good faith effort to make the process for transferring from the California Community Colleges easier for resident students and a decision determining the maximum award amounts made pursuant to this section for students attending a private nonprofit postsecondary educational institution will be made with consideration of the effort of the institution to make that process easier.

(g) The association representing the largest number of private nonprofit postsecondary educational institutions shall submit a report relative to the implementation of this section to the Department of Finance and the Legislature, in conformity with Section 9795 of the Government Code, on or before March 15 of each year.

(h) For the 2022–23 award year and each award year thereafter, the target number of new unduplicated recipients accepted by private nonprofit postsecondary educational institutions who have been given associate degree for transfer commitments shall be equal to the number of new transfer students attending private nonprofit postsecondary educational institutions who were given associate degree for transfer commitments in the prior award year, adjusted by the percentage change in the total number of new transfer students from the year two years prior, compared to the prior year.

SEC. 12. Section 69433.6 of the Education Code is amended to read:

69433.6. (a) Except as otherwise provided in this section, Cal Grant A awards and Cal Grant B awards may be renewed for a total of the equivalent of four years of full-time attendance in an undergraduate program, provided that minimum financial need, as defined in paragraph (3) of subdivision (b) of Section 69432.9, continues to exist. Commencing with the 2001–02 academic year,

the total number of years of eligibility for grants pursuant to this section shall be based on the student's educational level in his or her course of study as designated by the institution of attendance when the recipient initially receives payment for a grant.

(b) (1) Commencing with the 2014–15 academic year, a recipient who was determined to be ineligible for a renewal award in the 2012–13 or 2013–14 academic year because he or she exceeded the maximum household income or asset level established by subdivision (k) of Section 69432.7, or failed to meet the minimum need threshold established by paragraph (3) of subdivision (b) of Section 69432.9, shall be eligible to receive a renewal award if the recipient meets all program eligibility requirements for the program from which he or she was previously disqualified and the recipient has remaining renewal award eligibility. For purposes of determining a student's remaining renewal award eligibility, an academic year during which a student was ineligible shall reduce his or her renewal award eligibility by one full-time equivalent year.

(2) Commencing with the 2015–16 academic year, a recipient who is determined to be ineligible for a renewal award because, during the immediately preceding academic year, he or she exceeded the maximum household income or asset level established by subdivision (k) of Section 69432.7, or failed to meet the minimum need threshold established by paragraph (3) of subdivision (b) of Section 69432.9, shall be eligible to receive a renewal award if the recipient meets all program eligibility requirements for the program from which he or she was previously disqualified and the recipient has remaining renewal award eligibility. For purposes of determining a student's remaining renewal award eligibility, an academic year during which a student was ineligible shall reduce his or her renewal award eligibility by one full-time equivalent year.

(c) For a student enrolled in an institutionally prescribed five-year undergraduate program, Cal Grant A awards and Cal Grant B awards may be renewed for a total of five years of full-time attendance, provided that minimum financial need, as defined in paragraph (3) of subdivision (b) of Section 69432.9, continues to exist.

(d) (1) A Cal Grant Program award recipient who has completed a baccalaureate degree, and who has been admitted to and is enrolled in a program of professional teacher preparation at an institution approved by the California Commission on Teacher Credentialing is eligible for, but not entitled to, renewal of a Cal Grant Program award for an additional year of full-time attendance, if minimum financial need, as defined in paragraph (3) of subdivision (b) of Section 69432.9, continues to exist.

(2) Payment for an additional year is limited to only those courses required for an initial teaching authorization. An award made under this subdivision may not be used for other courses.

(3) A student's Cal Grant Program renewal eligibility shall not have lapsed more than 15 months before the payment of an award for purposes of this subdivision.

(e) (1) For a current or former foster youth, Cal Grant B awards may be renewed for a total of the equivalent of eight years of full-time attendance in an undergraduate program, provided that minimum financial need, as defined in paragraph (3) of subdivision (b) of Section 69432.9, continues to exist.

(2) For purposes of this subdivision, "current or former foster youth" means a person whose dependency was established or continued by the court on or after the date on which the person reached 13 years of age.

SEC. 13. Section 69435.3 of the Education Code is amended to read:

69435.3. (a) Any California resident is entitled to receive a Cal Grant B award, and the commission shall allocate that award pursuant to Section 66021.2, if all of the following criteria are met:

(1) (A) The student has submitted, pursuant to Section 69432.9, a complete financial aid application, submitted or postmarked no later than March 2 of the academic year of high school graduation or its equivalent for the award year immediately following the academic year of high school graduation or its equivalent, no later than March 2 of the academic year following high school graduation or its equivalent for the second award year following the year of high school graduation or its equivalent, or, if applicable to the student, pursuant to the following dates:

(i) No later than March 2 of the academic year immediately prior to the year for which funds would be applied, if the student is a current or former foster youth, is attending a qualifying institution that offers baccalaureate degrees, and has not yet reached 26 years of age as of July 1 of the initial award year.

(ii) No later than September 2 of the academic year for which funds would be applied, if the student is a current or former foster youth, is attending a California community college, and has not yet reached 26 years of age as of July 1 of the initial award year.

(B) For purposes of this section, "current or former foster youth" has the same meaning as specified in paragraph (2) of subdivision (e) of Section 69433.6.

(2) The student demonstrates financial need pursuant to Section 69433.

(3) The student attains a high school grade point average of at least 2.0 on a four-point scale.

(4) The student's household has an income and asset level that does not exceed the level for Cal Grant B recipients as set forth in Section 69432.7.

(5) The student is pursuing an undergraduate academic program of not less than one academic year that is offered by a qualifying institution.

(6) The student is enrolled at least part time.

(7) The student meets the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).

(8) The student graduated from high school or its equivalent during or after the 2000–01 academic year.

(b) A student, including a community college student participating in upper division coursework in a baccalaureate degree program pursuant to Article 3 (commencing with Section 78040) of Chapter 1 of Part 48 of Division 7, who meets the Cal Grant B Entitlement Program or Competitive Program criteria specified in this article shall receive a Cal Grant B award for access costs and tuition and fees, as applicable, pursuant to Section 66021.2.

SEC. 14. Section 70023 of the Education Code is amended to read:

70023. (a) For each academic year, the commission shall determine an amount sufficient, when combined with other federal, state, or institutionally administered student grants or fee waivers received by eligible students from other sources, to provide scholarships to eligible students in the amounts described in paragraphs (2) and (3) of subdivision (a) of Section 70022. The University of California, the California State University, and the Office of the Chancellor of the California Community Colleges shall provide the commission with any financial aid data that are necessary for the determination of these amounts.

(b) The commission shall annually determine if the amounts appropriated under this section in each fiscal year are sufficient to cover the costs of the scholarships as projected to be awarded pursuant to the program. If those amounts are not sufficient for this purpose, the scholarships shall be reduced proportionately by an equal percentage for all recipients of scholarships under this article.

(c) The commission may adopt regulations necessary to carry out the purposes of this article under subdivision (b) as emergency regulations in accordance with Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. For purposes of the Administrative Procedure Act, including Section 11349.6 of the Government Code, the adoption of those regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare, notwithstanding subdivision (e) of Section 11346.1 of the Government Code. Notwithstanding subdivision (e) of Section 11346.1 of the Government Code, any regulation adopted pursuant to this section shall not remain in effect more than 180 days unless the commission complies with all provisions of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, as required by subdivision (e) of Section 11346.1 of the Government Code.

(d) The unencumbered balance, as of June 30 of each fiscal year, of the amount appropriated from the Middle Class Scholarship Fund pursuant to paragraph (1) of subdivision (e) shall revert to the General Fund.

(e) (1) Upon order of the Director of Finance, the following amounts shall be transferred from the General Fund to the Middle Class Scholarship Fund, and are hereby appropriated to the commission for allocation pursuant to this article:

(A) For the 2014–15 fiscal year, one hundred seven million dollars (\$107,000,000).

(B) For the 2015–16 fiscal year, eighty-two million dollars (\$82,000,000).

(C) For the 2016–17 fiscal year, seventy-one million two hundred forty-four thousand dollars (\$71,244,000).

(D) For the 2017–18 fiscal year, ninety-nine million seven hundred ninety-seven thousand dollars (\$99,797,000).

(E) For the 2018–19 fiscal year, one hundred one million three hundred eighty thousand dollars (\$101,380,000).

(F) For the 2019–20 fiscal year and for each fiscal year thereafter, one hundred seventeen million dollars (\$117,000,000).

(2) An annual appropriation to the commission is hereby established in the amounts and for the fiscal years described in paragraph (1) to carry out the purposes of this section and Section 70022.

(3) It is the intent of the Legislature that any savings realized from changes made to the allocations under this subdivision by a bill providing for appropriations related to the Budget Bill for the 2015–16 fiscal year shall be used to support higher education.

(4) The funds transferred and appropriated pursuant to paragraph (1) shall only be available for encumbrance in the fiscal year in which they are transferred, and the General Fund shall have no liability or any obligation beyond the transfers explicitly authorized in paragraph (1) unless a subsequent transfer or allocation is required pursuant to statute.

(5) In any fiscal year, additional appropriations may be enacted pursuant to statute to carry out the purposes of this article.

(6) (A) Beginning with the Governor's Budget proposal for the 2014–15 fiscal year, and in the Governor's Budget for each fiscal year thereafter, the Department of Finance shall include a fund condition statement for the Middle Class Scholarship Fund for the fiscal year of the proposed budget and the two immediately preceding fiscal years prepared in accordance with existing law.

(B) Upon order of the Director of Finance and commencing with the 2013–14 fiscal year, if the May Revision projects a budget deficit for the next fiscal year, the amount specified in paragraph (1) for the fiscal year for which the budget deficit is projected may be reduced by up to 33 percent.

(f) Subject to an appropriation in the annual Budget Act for its purposes, the commission may begin implementation of, and establish outreach services relating to, this article.

SEC. 15. Section 70900 of the Education Code is amended to read:

70900. There is hereby created the California Community Colleges, a postsecondary education system consisting of community college districts heretofore and hereafter established pursuant to law and the Board of Governors of the California Community Colleges. The board of governors shall carry out the functions specified in Section 70901, local districts shall carry out the functions specified in Section 70902, and the California Online Community College shall carry out the functions specified in Section 75003.

SEC. 16. Section 70901 of the Education Code is amended to read:

70901. (a) The Board of Governors of the California Community Colleges shall provide leadership and direction in the continuing development of the California Community Colleges as an integral and effective element in the structure of public higher education in the state. The work of the board of governors shall at all times be directed to maintaining and continuing, to the maximum degree permissible, local authority and control in the administration of the California Community Colleges.

(b) Subject to, and in furtherance of, subdivision (a), and in consultation with community college districts and other interested parties as specified in subdivision (e), the board of governors shall provide general supervision over community college districts, and shall, in furtherance of those purposes, perform the following functions:

(1) Establish minimum standards as required by law, including, but not limited to, the following:

(A) Minimum standards to govern student academic standards relating to graduation requirements and probation, dismissal, and readmission policies.

(B) Minimum standards for the employment of academic and administrative staff in community colleges.

(C) Minimum standards for the formation of community colleges and districts.

(D) Minimum standards for credit and noncredit classes.

(E) Minimum standards governing procedures established by governing boards of community college districts to ensure faculty, staff, and students the right to participate effectively in district and college governance, and the opportunity to express their opinions at the campus level and to ensure that these opinions are given every reasonable consideration, and the right of academic senates to assume primary responsibility for making recommendations in the areas of curriculum and academic standards.

(2) Evaluate and issue annual reports on the fiscal and educational effectiveness of community college districts according to outcome measures cooperatively developed with those districts, and provide assistance when districts encounter severe management difficulties.

(3) Conduct necessary systemwide research on community colleges, and provide appropriate information services, including, but not limited to, definitions for the purpose of uniform reporting, collection, compilation, and analysis of data for effective planning and coordination, and dissemination of information.

(4) (A) Provide representation, advocacy, and accountability for the California Community Colleges before state and national legislative and executive agencies.

(B) In order to wholly engage in the recognition review process of an accrediting agency pursuant to subdivision (c) of Section 72208, conduct a survey of the community colleges, including consultation with representatives of both faculty and classified personnel, to develop a report to be transmitted to the United States Department of Education and the National Advisory Committee on Institutional Quality and Integrity that reflects a systemwide evaluation of the regional accrediting agency based on the criteria used to determine an accreditor's status.

(5) (A) Administer state support programs, both operational and capital outlay, and those federally supported programs for which the board of governors has responsibility pursuant to state or federal law. In so doing, the board of governors shall do the following:

(i) (I) Annually prepare and adopt a proposed budget for the California Community Colleges. The proposed budget shall, at a minimum, identify the total revenue needs for serving educational needs within the mission, the amount to be expended for the state general apportionment, the amounts requested for various categorical programs established by law, the amounts requested for new programs and budget improvements, and the amount requested for systemwide administration.

(II) The proposed budget for the California Community Colleges shall be submitted to the Department of Finance in accordance with established timelines for development of the annual Budget Bill.

(ii) To the extent authorized by law, establish the method for determining and allocating the state general apportionment.

(iii) Establish space and utilization standards for facility planning in order to determine eligibility for state funds for construction purposes.

(B) The board of governors may enter into a direct contract with the Academic Senate for the California Community Colleges for the purpose of supporting statewide initiatives, projects, and programs within the purview of the Academic Senate for the California Community Colleges. If the board of governors elects to enter into a direct contract with the Academic Senate for the California Community Colleges, the contract shall specify the objectives and the expected outcomes of the contract.

(6) (A) Establish minimum conditions entitling districts to receive state aid for support of community colleges. In so doing, the board of governors shall establish and carry out a periodic review of each community college district to determine whether it has met the minimum conditions prescribed by the board of governors.

(B) In determining whether a community college district satisfies the minimum conditions established pursuant to this section, the board of governors shall review the regional accreditation status of the community colleges within that district.

(7) Coordinate and encourage interdistrict, regional, and statewide development of community college programs, facilities, and services.

(8) Facilitate articulation with other segments of higher education with secondary education.

(9) Review and approve comprehensive plans for each community college district. The plans shall be submitted to the board of governors by the governing board of each community college district.

(10) Review and approve all educational programs offered by community college districts and all courses that are not offered as part of an educational program approved by the board of governors.

(11) Exercise general supervision over the formation of new community college districts and the reorganization of existing community college districts, including the approval or disapproval of plans therefor.

(12) Notwithstanding any other provision of law, be solely responsible for establishing, maintaining, revising, and updating, as necessary, the uniform budgeting and accounting structures and procedures for the California Community Colleges.

(13) Establish policies regarding interdistrict attendance of students.

(14) Advise and assist governing boards of community college districts on the implementation and interpretation of state and federal laws affecting community colleges.

(15) Contract for the procurement of goods and services, as necessary.

(16) Carry out other functions as expressly provided by law.

(c) Subject to, and in furtherance of, subdivision (a), the board of governors shall have full authority to adopt rules and regulations necessary and proper to execute the functions specified in this section as well as other functions that the board of governors is

expressly authorized by statute to regulate.

(d) Wherever in this section or any other statute a power is vested in the board of governors, the board of governors, by a majority vote, may adopt a rule delegating that power to the chancellor, or any officer, employee, or committee of the California Community Colleges, or community college district, as the board of governors may designate. However, the board of governors shall not delegate any power that is expressly made nondelegable by statute. Any rule delegating power shall prescribe the limits of delegation.

(e) In performing the functions specified in this section, the board of governors shall establish and carry out a process for consultation with institutional representatives of community college districts so as to ensure their participation in the development and review of policy proposals. The consultation process shall also afford community college organizations, as well as interested individuals and parties, an opportunity to review and comment on proposed policy before it is adopted by the board of governors.

(f) (1) The board of governors shall administer the online community college established pursuant to subdivision (a) of Section 75001. In its capacity as the governing board of the online community college, the board of governors shall carry out the functions specified in Section 75003. Members of the board of governors shall receive their actual and necessary traveling expenses while on official business. Each member shall also receive one hundred dollars (\$100) for each day he or she is attending to official business.

(2) (A) The board of governors shall contract with a community college district board of trustees for purposes of establishing a separate collective bargaining agreement with employees of the online community college pursuant to the Educational Employment Relations Act established in Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 1 of the Government Code. The Chancellor of the California Community Colleges shall designate the contract community college district. Employees represented by the collective bargaining agreement established pursuant to this paragraph shall be recruited, recommended for hire, and assigned and directed by the chief executive officer of the online community college appointed pursuant to subdivision (d) of Section 75005.

(B) Notwithstanding subdivision (d) of Section 75007, the contract entered into pursuant to subparagraph (A) shall be exempt from any provision of law relating to competitive bidding, and shall be exempt from the review or approval of any division of the Department of General Services. For only the contract, or contracts, applicable to subparagraph (A) the chancellor's office shall also be exempt from the requirements of Article 6 (commencing with Section 999) of Chapter 6 of Division 4 of the Military and Veterans Code and Part 2 (commencing with Section 10100) of Division 2 of the Public Contract Code.

(C) The chief executive officer of the online college or his or her designee shall participate in the collective bargaining process pursuant to subparagraph (A).

(3) The chief executive officer of the online college shall clarify the identity of the employer of record for all staff of the online college.

SEC. 17. Section 72506 of the Education Code is amended to read:

72506. (a) Action taken by any governing board of a community college district to procure insurance shall be governed by the authority of Sections 70902 and 75003 and, where applicable, by Sections 989 to 991.2, inclusive, of the Government Code. However, the governing board of any community college district shall ensure against all of the following:

(1) The liability, other than a liability which may be insured against under Division 4 (commencing with Section 3200) of the Labor Code, of the district for damages for death, injury to person, or damage or loss of property.

(2) The personal liability of the members of the board and of the officers and employees of the district for damages for death, injury to a person, or damage or loss of property caused by the negligent act or omission of the member, officer or employee when acting within the scope of his or her office or employment.

(b) The insurance may be written by any insurance company authorized to transact the business of insurance in the state, or by a nonadmitted insurer to the extent, and subject to the conditions, prescribed by Section 1763 of the Insurance Code.

(c) Notwithstanding paragraph (2) of subdivision (a), the governing board of any community college district may provide for persons authorized by the governing board to perform volunteer services for the district, insurance coverage which is the same as, or comparable to, that provided for employees of the district including coverage under Division 4 (commencing with Section 3200) of the Labor Code.

(d) The governing board of a community college district may provide protection from its own funds for the purpose of covering the liability of the district, its officers, agents, and employees, in lieu of carrying insurance in insurance companies, as provided in this

section. The governing board may also provide protection against the liability partly by means of its own funds and partly by means of insurance written by insurance companies, as provided in this section.

SEC. 18. Part 46.5 (commencing with Section 75000) is added to Division 7 of Title 3 of the Education Code, to read:

PART 46.5. California Online Community College Act

75000. (a) This part shall be known, and may be cited, as the California Online Community College Act.

(b) The Legislature finds and declares all of the following:

(1) According to the United States Census Bureau, 2011–15 American Community Survey data, there are 2.5 million Californians between 25 and 34 years of age whose highest educational attainment is either high school or some college. Of this group, 80 percent are working, and nearly half are Hispanic. The public segments of higher education have traditionally not offered courses that are readily accessible to these Californians. Working adults should have access to high-quality, affordable, and flexible opportunities to pursue postsecondary education that does not conflict with their work and familial obligations.

(2) California recognizes the dedication of every faculty member, classified staff member, manager, and administrator in the Community College system toward supporting the success of California's community college students. As dedicated leaders, innovators, and educators, faculty will be integral to the success of the California Online Community College and improving the economic prosperity of numerous Californians.

(3) Flexible educational options are also critical to those displaced by job loss triggered by recessions. Californians have generally had a difficult time recovering from the Great Recession, but those with an associate's degree earned higher wages and fared better in the recovery than those with only a high school degree or some college. Labor force participation remains low among the working age population, and economists believe this is partially due to a skills mismatch. Furthermore, according to the Economic Policy Institute, 60 percent of jobs created during the economic recovery from 2010 to 2014 went to men versus 40 percent of jobs that went to women.

(4) Immigrants, military veterans, and incarcerated or formerly incarcerated individuals could also benefit from the flexibility created by an affordable, high-quality online education that would allow them to improve their skills and advance their employment opportunities or stay relevant in their careers.

(5) Online education is showing a trend of improving course success rates over time. Research indicates the importance of institutional factors, such as course design, institutional support, effective student orientation and support services, and the development of strategies to promote regular interaction, in contributing to online course success. Studies also indicate that older students generally perform better in online courses than younger students.

(6) The cost for Californians to access online credentials, certificates, and associate's degrees at nonpublic or out-of-state institutions is typically much higher—as much as seven to nine times higher per unit—than at a California community college. An affordable, high-quality, and flexible public online college provides an important alternative to other nonpublic online education options.

(7) According to the Public Utilities Commission, approximately 95 percent of California households have wired broadband availability. Recent legislation authorized additional funding for broadband and establishment of regional goals intended to reduce urban-rural disparities in broadband access. Additionally, the budget provides funding for public libraries to expand access to broadband.

(8) To ensure the future economic resiliency of California's communities, the existing higher education infrastructure must be augmented with learning options that are focused on working learners, including options that are affordable, designed to be flexible for the schedule of working adults, and competency-based to facilitate portability of employable skills. With an open access mission, the California Community Colleges are positioned to work with a diverse population to increase wages and improve economic and social mobility in a rapidly changing economy.

75001. (a) (1) The California Online Community College is hereby established.

(2) The California Online Community College shall be under the administration of the board of governors.

(3) The California Online Community College shall fulfill the purposes of this part, which includes the creation of an organized system of accessible, flexible, and high-quality online content, courses, and programs focused on providing industry-valued credentials compatible with the vocational and educational needs of Californians who are not currently accessing higher education. These courses and programs shall lead to a pathway offered at a traditional community college.

(4) The college shall be considered a district and community college within the California Community Colleges system and the state's public system of higher education.

(5) For purposes of Section 14 of Article IX and Sections 8 and 8.5 of Article XVI of the California Constitution, "community college districts" shall include the California Online Community College established pursuant to paragraph (1).

(b) The college shall be guided by principles and procedures developed by the chancellor's office and established by the board of governors. These guiding principles shall include all of the following:

(1) Offering working adults additional access to affordable, quality higher education opportunities with labor market value, especially industry-valued credentials based on competencies leading to employment, earnings gain, or upward mobility in the workplace, and not just courses leading to degrees and certificates.

(2) Providing working adults with the necessary conditions for success with flexible course scheduling, start and stop-off times, technology-enabled support communities to deepen engagement and foster social belonging, and short-term credentials as demonstrations of academic progress.

(3) Supporting student success by developing and implementing innovative teaching and student support methodologies and technologies, including leveraging student data to improve teaching and learning and to support individual student progression, providing quality onboarding of students to support their career exploration, goal-setting, educational planning, and support needs, and leveraging relevant technology resources where possible.

(4) Enhancing systemwide student success efforts by using the college's innovative teaching and student support methodologies and technologies to inform professional development opportunities available to the rest of the community college system.

(5) Ensuring faculty roles are based on the skills needs of the college, such as online instructors, course developers, assessment developers, student mentors, reviewers, and 24-hour virtual classroom support, and ensuring flexible hiring processes that emphasize use of part-time and full-time faculty with field expertise to support emerging programs and shifts in labor market demand.

(6) Addressing barriers faced by working adult students to access higher education, including, but not necessarily limited to, financial aid support, dealing with working learners' prior educational debts that may impede release of transcripts and credits, pathway navigational help, contextualized academic preparation, navigation of family needs and other supports, and coaching and mentoring.

(7) Aligning the college's efforts with the broader goals outlined in the California Community Colleges system's Vision for Success, or other strategic visions outlined by the board of governors, and holding the college accountable for its students' outcomes and ensuring improved data collection on employment outcomes.

(8) Offering working adults additional access to affordable, high-quality higher education opportunities with labor market value that lead to additional educational opportunities provided by either the California Online Community College or by another California community college.

(c) The college may collaborate and work closely with other agencies, industry partners, and experts to ensure the success of the college, including, but not necessarily limited to, all of the following:

(1) Students the college serves, to ensure the college meets their needs.

(2) Community-based organizations, to provide student outreach to working learners across California.

(3) Statewide public agencies, such as the State Department of Social Services, the California Labor and Workforce Development Agency, and the Department of Corrections and Rehabilitation, to incorporate strategies to provide immigrants and other groups with barriers to employment with educational opportunities.

(4) Representatives from the labor community, to provide higher wage jobs for journey-level workers or augment apprenticeship training.

(5) Industry and employer partners, including statewide public agency employers, state associations, large employers, and regional consortia of employers, to inform content that is driven by the demands of the labor market and relevant to regional workforce needs.

(6) The California Community Colleges, to leverage their existing career technical education regional consortia, the Strong Workforce Program regional consortia, and adult education regional consortia.

(7) Two-year and four-year institutions or a consortia, to promote recognition of student skills and knowledge toward degree pathways as well as a way to increase student access and transfers to additional higher educational opportunities.

(d) The college shall conduct all of the following activities:

(1) The college shall offer at least three program pathways within the first three years of program implementation, developed exclusively to serve the population of students not yet accessing postsecondary education or without their first industry-valued credential. The college shall create new programs that are not duplicative of programs offered at other local community colleges.

(2) To ensure student success, the college shall also do all of the following:

(A) Establish competency-based educational opportunities that recognize students' prior learning and help students advance toward a credential. Competencies shall be established with the advice of appropriate faculty and employers, and shall be focused on knowledge and skills a student must demonstrate to pass a course and to earn a credential. Examples of prior learning include prior military service, registered apprenticeship training, industry-recognized certifications, or experience from other careers. Assessments shall be developed to enable students to demonstrate mastery and shall be mapped to the competencies.

(B) Supplement registered apprenticeship programs and the California Apprenticeship Initiative training as appropriate, and create apprenticeship instructor upskilling training, courses, and programs that are valued by the labor and employer communities.

(C) Identify opportunities to develop short-term, stackable credentials and industry certifications with labor market value. The college shall also leverage existing articulation agreements and develop new articulation agreements with other California Community Colleges, the California State University, the University of California, and other accredited public and independent institutions to facilitate stackability into credit-bearing courses and pathways.

(D) Develop, adapt, or apply technology to meet the ongoing needs of students.

(E) Develop a Research and Development Unit that utilizes current and future learning sciences technology, assesses data metrics within the college's technological infrastructure to gauge student progress in a course or pathway, informs instructional and support strategies, and improves the functionality of the underlying technology used by the college.

(F) Redesign transcripts in a digital, verifiable format that links coursework, credentials, and competencies to track a student's entire body of learning in one document. Any redesigned transcript technology shall be a part of the integrated technology portfolio of the chancellor's office and made available to any campus of the California Community Colleges.

(G) Identify shortcomings in the student experience for unserved and underserved students and develop technological and programmatic solutions to address the gap.

(H) Distribute gains in data and learning science and effective technology-enabled tools and resources throughout the California Community Colleges.

(3) The college shall utilize and leverage, where appropriate, the programs and activities of the chancellor's office, including the Online Education Initiative and the Zero-Textbook-Cost Degree Grant Program and Open Educational Resources, the Strong Workforce Program, and the Guided Pathways Program framework. This shall include both of the following activities and practices:

(A) Organize newly developed content, courses, programs, and students supports, consistent with the Guided Pathways Program framework, that lead to a pathway at a traditional community college.

(B) Utilize the Online Education Initiative's existing social and technological infrastructure for students, instructors, and administrators, including all of the following:

(i) Contribute to the Initiative's common course management platform for online content and classes.

(ii) Utilize and develop comprehensive, specialized student supports that are technology-enabled for scale and focused on the student experience, including, but not limited to, pathway navigation, online tutoring, online mentoring, and online help desk support. These supports, as well as the instructional delivery, shall be made available during nontraditional working hours to promote student success for the focus population.

(iii) Leverage free or low-cost, high-quality online educational materials for students through Open Educational Resources and the Zero-Textbook-Cost Degree Grant. The college shall ensure any open educational resources that are developed are available for use by any California community college through the system's common learning management platform.

(iv) Enhance systemwide student success efforts by using the College's innovative teaching and student support methodologies and technologies to inform professional development opportunities available to the rest of the system through the Online Education Initiative and the Institutional Effectiveness Partnership Initiative.

(e) The college shall not enter into College and Career Access Pathways partnerships pursuant to Section 76004.

(f) (1) It is the intent of the Legislature that the California Online Community College create unique content and deliver it in a manner that is not duplicative of programs offered at other local community colleges.

(2) For each new program created, the chancellor's office shall notify the Legislature and Department of Finance on how the program is not duplicative of programs offered at other community colleges.

(g) Upon the establishment of an Academic Senate for the California Online Community College, the faculty shall review the Online Education Initiative Protocols for online content and adopt as appropriate.

75002. For purposes of this part, the following terms have the following meanings:

(a) "Board of governors" means the Board of Governors of the California Community Colleges.

(b) "Chancellor's office" means the Office of the Chancellor of the California Community Colleges.

(c) "College" means the California Online Community College established under this part.

(d) "Competency-based education" means systems of instruction, assessment, grading, and academic reporting that are based on students demonstrating that they have learned the knowledge and skills they are expected to learn as they progress through their education.

(e) "Guided Pathways Program" means a program that includes the activities and practices established pursuant to Section 88921.

(f) "Industry" means trade associations or those firms that produce similar products or provide similar services using somewhat similar business processes.

(g) "Stackable credential" means a part of a sequence of credentials that can be accumulated over time and move an individual along a career pathway or up a career ladder.

75003. (a) The California Online Community College established pursuant to subdivision (a) of Section 75001 shall be under the administration of the board of governors.

(b) In furtherance of subdivision (a), the board of governors shall do all of the following:

(1) Establish policies for, and approve, current and long-range academic and facilities plans and programs and promote orderly growth and development of the California Online Community College. In so doing, the board of governors shall, as required by law, establish policies for, develop, and approve comprehensive plans.

(2) Establish policies for and approve courses of instruction and educational programs.

(3) Establish academic standards, probation, dismissal, and readmission policies, and graduation requirements not inconsistent with the minimum standards adopted by the board of governors.

(4) Employ and assign all personnel not inconsistent with the minimum standards adopted by the chief executive officer appointed pursuant to subdivision (d) of Section 75005, and establish employment practices, salaries, and benefits for all employees not inconsistent with the laws of this state.

(5) To the extent authorized by law, determine and control the college's operational and capital outlay budgets.

(6) Manage and control the college's property. The board of governors may contract for the procurement of goods and services as authorized by law.

(7) Establish procedures that are consistent with minimum standards otherwise established by the board of governors to ensure faculty, staff, and students have the opportunity to express their opinions at the campus level, to ensure that these opinions are given every reasonable consideration, to ensure the right to participate effectively in college governance, and to ensure the right of the college's academic senate to make recommendations in the areas of curriculum and academic standards. The California Online Community College may establish procedures enabling the use of a digital format, or formats.

(8) Establish rules and regulations governing student conduct.

(9) Establish student fees as it is required to establish by law, and, in its discretion, fees as it is authorized to establish by law.

(10) In its discretion, receive and administer gifts, grants, and scholarships.

(11) Provide auxiliary services as deemed necessary to achieve the purposes of the community college.

(12) Within the general framework provided by law, determine the college's academic calendar, including the holidays it will observe. Notwithstanding Section 84890, the college may enable the offering of courses under a flexible calendar. Notwithstanding any other law, in recognition of the ability to adopt a flexible academic calendar, the board of governors shall also have the flexibility to utilize an alternative definition of "academic year" for purposes of this part.

(13) Hold and convey property for the use and benefit of the college.

(14) Participate in the consultation process otherwise established by the board of governors for the development and review of policy proposals.

(c) In carrying out the powers and duties specified in subdivision (b) or other provisions of statute, the board of governors shall have full authority to adopt rules and regulations that are necessary and proper to executing these prescribed functions and may, as applicable, use a digital format, or formats. Any action taken pursuant to this subdivision by the board of governors is exempt from the Administrative Procedure Act, as defined in Section 11370 of the Government Code.

(d) Wherever in this section or any other statute a power is vested in the board of governors, the board of governors, by majority vote, may adopt a rule delegating the power to the college's chief executive officer or any other employee or committee as the board of governors may designate. However, the board of governors shall not delegate any power that is expressly made nondelegable by statute. Any rule delegating authority shall prescribe the limits of the delegation.

75003.1. (a) It is the intent of the Legislature that all students with disabilities enrolled in the California Online Community College be entitled to receive support services and educational accommodations so that they can participate in and benefit from the California Online Community College equal to those students without disabilities. It is the further intent that all support services and educational accommodations made available to students with disabilities at the other community colleges be made equally available to students with disabilities enrolled in the California Online Community College.

(b) The board of governors shall do all of the following:

(1) Ensure the College is in compliance with statutory provisions regarding access for individuals with disabilities, including, but not necessarily limited to, Chapter 14 (commencing with Section 67300) of Part 40 of Division 5, and Section 84850. This duty shall include, but not necessarily be limited to, the creation of a Disabled Students Programs and Services program within the California Online Community College with staff able to assist students with disabilities who are eligible for academic adjustments, auxiliary aids, services, and instruction that may be necessary for equal access to the general activities, programs, and classes offered by the California Online Community College and any other services specified in Section 67311.

(2) Ensure the California Online Community College's use of electronic technology is in compliance with the accessibility requirements of state and federal electronic and information technology policy and statutes, including Sections 7405 and 11135 of the Government Code; Section 508 of the federal Rehabilitation Act of 1973 (29 U.S.C. Sec. 794d), as amended and the regulations implementing that act set forth in Part 1194 of Title 36 of the Code of Federal Regulations and Appendices A, C, and D of that part; and the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), no later than December 31, 2020. In carrying out this duty, the board of governors shall ensure electronic technology used by the California Online Community College has undergone user testing by persons with disabilities for the purpose of assessing compliance with the aforementioned requirements.

(3) Ensure that the California Online Community College's use of instructional resources, including, but not necessarily limited to, textbooks and other digital or printed course materials, is in compliance with Sections 66406, 66406.7, 66406.9, 67302, and 67302.5, and any other provisions regarding the accessibility, availability, and affordability of such materials.

(4) Establish a complaint procedure for disabled California Online Community College employees, students, and members of the public to register complaints about accessibility services required pursuant to this section and for resolving the complaints. In any case where a complaint is founded on the failure of the California Online Community College to meet the compliance requirements of this section, the California Online Community College shall provide, upon request of the complainant, an immediate accommodation to meet the needs of the complainant caused by the compliance failure. The California Online Community College shall maintain a summary of the complaints received and the resolution of the complaints including any accommodations made due to the lack of compliance.

(5) Report to the Legislature and the Department of Finance on compliance with this section at each reporting interval specified for start-up milestones specified in subdivision (b) of Section 75011.

(c) Nothing in this section shall limit the rights of any person to pursue any remedies or causes of action that they may have under any state or federal law to enforce compliance with those laws or the obligations stated in subdivision (b).

75004. (a) Notwithstanding Section 72000, the California Online Community College may sue and be sued, and shall act in accordance with Section 75003.

(b) Notwithstanding Section 72000, the name of the California Online Community College is the property of the board of governors. No person shall, without permission of the board, use the name, or any abbreviation of the name, or any name of which these words are a part, in any of the following ways:

(1) To designate any business, social, political, religious, or other organization, including, but not necessarily limited to, any corporation, firm, partnership, association, group, activity or enterprise.

(2) To imply, indicate or otherwise suggest that any organization, or any product or service of the organization is connected or affiliated with, or is endorsed, favored or supported by, or is opposed by one or more California community colleges, the board of governors, or the chancellor's office.

(3) To display, advertise, or announce these names publicly at or in connection with any meeting, assembly, or demonstration, or any propaganda, advertising, or promotional activity of any kind which has for its purpose or any part of its purpose the support, endorsement, advancement, opposition or defeat of any strike, lockout, or boycott or of any political, religious, sociological, or economic movement, activity, or program.

(c) Nothing in this section shall interfere with or restrict the right of any person to make a true and accurate statement in the course of stating his or her experience or qualifications for any academic, governmental, business, or professional credit or enrollment, or in connection with any academic, governmental, professional or other employment whatsoever.

(d) Meetings conducted by the board of governors on items that are related to the California Online Community College shall be conducted separately from the other statutory functions of the board of governors, and shall be subject to the same public meeting requirements as apply to community college districts.

75005. (a) The requirements of Article 3 (commencing with Section 72022) of Chapter 1 of Part 45 shall not apply to the board of governors in fulfilling its duties related to the California Online Community College.

(b) The Legislature declares that the board of governors, in carrying out its duties pursuant to Section 70901 and Article 2 (commencing with Section 71020.5) of Part 44, is expressly determined to not have a conflict of interest in the administration of the California Online Community College.

(c) Notwithstanding Chapter 1.5 (commencing with Section 78100) of Part 48, the board of governors may instead provide access to Internet-based library services and materials or by contractual arrangements with other entities.

(d) (1) Notwithstanding any other law, the board of governors may authorize the chancellor, or designate members with the appropriate skills and experience, including those necessary to guide the formation of a new entity, to exercise any powers or responsibilities or to take any official actions with respect to the management of the college, including any of the college's assets, contracts, expenditures, facilities, funds, personnel, or property.

(2) If the board of governors exercises this authority, the chancellor, or the designees of the board of governors, may appoint a chief executive officer to manage the California Online Community College. The chief executive officer shall have served in a similar capacity prior the establishment of the California Online Community College and shall have expertise in the development and operation of online offerings at a public or nonprofit institution, or shall have relevant qualifications to serve as the chief executive officer of the California Online Community College. The chief executive officer shall meet the minimum qualifications for service as an academic administrator in the California Community Colleges.

(3) A chief executive officer appointed under this subdivision shall serve at the pleasure of the board of governors.

(4) A chief executive officer appointed pursuant to this section is authorized to do all of the following:

(A) Develop fiscal policies and practices for the operation of the California Online Community College.

(B) Enter into agreements on behalf of the California Online Community College.

(C) In consultation with the Chancellor of the California Community Colleges, establish an advisory council process to advise the chief executive officer on issues related to the California Online Community College. The advisory process shall involve representatives from boards of trustees of community college districts, represented employees of the California Online Community College, and students attending the online college. A participant in the advisory process shall not receive any compensation or benefits for his or her services.

(D) Consistent with the requirements of the terms of the contract established pursuant to subparagraph (A) of paragraph (2) of subdivision (f) of Section 70901, hire sufficient staff, with appropriate preparation and experience, to provide the functions necessary to support the college's mission and purpose.

(E) Hire sufficient numbers of qualified faculty that meet the minimum qualifications established by the college, with appropriate preparation and experience to provide online instructional design and technology-supported student supports to achieve the college's mission and purpose.

(F) Manage and control the operations of the college.

(5) In the event of a vacancy in the chief executive officer position, the chancellor shall temporarily assume all of the powers and duties of the chief executive officer until another chief executive officer can be appointed pursuant to this section.

(6) The board of governors, or its authorized designees, may contract with the Foundation for California Community Colleges for the purpose of providing administrative support for the college's start-up functions.

75007. (a) The college shall be developed and guided by principles and procedures established by the chancellor's office, as referenced in Section 75001.

(b) (1) The college shall seek accreditation and meet requirements for students to become eligible for federal and state financial aid.

(A) The college shall provide the Department of Finance and the Legislature with all of the following:

(i) An accreditation plan that, at a minimum, identifies an accrediting agency recognized by the United States Department of Education from which the college will seek accreditation, and outlines the process by which the college will achieve accreditation candidacy or preaccreditation by April 1, 2022, and full accreditation by April 1, 2025. This plan shall be provided on or before April 1, 2021.

(ii) Evidence of having achieved accreditation candidacy or preaccreditation from an accrediting agency recognized by the United States Department of Education on or before April 1, 2022.

(iii) Evidence of having obtained full accreditation from an accrediting agency recognized by the United States Department of Education on or before April 1, 2025.

(2) While the college is seeking accreditation, the Workforce Development Board and the Employment Development Department shall determine whether the programs offered by the online college have job market value to California industries by utilizing existing programmatic review processes.

(3) The college shall explore a process for allowing students to retroactively obtain credit units upon demonstrated mastery of competencies for programs completed while the college was seeking accreditation. It is the intent of the Legislature that the college reimburse students for any fees charged if the college fails to meet accreditation standards.

(4) The college shall inform potential and enrolled students regarding the implications of taking courses prior to accreditation and how the college will help students rectify this issue in the future.

(c) In meeting the requirements of paragraph (4) of subdivision (b) of Section 75003, the California Online Community College shall comply with collective bargaining pursuant to paragraph (2) of subdivision (f) of Section 70901. It is the intent of the Legislature that faculty recruitment efforts for the college will focus on California residents who meet the minimum qualifications to be employed at a California community college, or individuals with experience within the California Community Colleges system.

(d) The college shall be subject to the same competitive bidding and state contracting requirements that apply to California community college districts.

(e) Curricular issues, such as establishment of enrollment caps for courses, shall be subject to the same approval processes that apply to California community college districts. The curriculum developed by the California Online Community College and its faculty shall have the same protections granted to all curriculum developed by other California Community Colleges.

(f) It is the intent of the Legislature that any general-purpose apportionment apportioned to the college be subject to the regulatory frameworks of shared governance pursuant to paragraph (7) of subdivision (b) of Section 70902 and the Full-Time Faculty Obligation Number established in Section 51025 of Title 5 of the California Code of Regulations.

75008. (a) The college shall develop a Research and Development Unit that is student-centered and focused on the science of learning to ensure that the technology used by the college is working for the communities it is intended to serve.

(b) The Research and Development Unit shall be focused on leveraging current and future learning sciences technology, assessing data metrics within the technological infrastructure to gauge student progress in a course or pathway, informing instructional and support strategies, and improving on the functionality of the underlying technology.

(c) The Research and Development Unit shall focus on using technology, data science, behavioral science, machine learning, and artificial intelligence to build out student supports, such as, but not limited to, a virtual help desk which uses technology to respond to commonly asked questions from students at any hour of the day and week.

(d) The Research and Development Unit shall share the data, metrics, and findings with the college's faculty, administrators, and technologists to inform and evolve better teaching and student support practices.

(e) The Research and Development Unit shall regularly collaborate with the Digital Innovation and Infrastructure Division of the chancellor's office to ensure integration, interoperability, and, where possible, use open standards.

(f) Insights from the Research and Development Unit shall be shared across the California Community Colleges through existing professional development channels to support campuses in accelerated adoption of demonstrated advancements in teaching, learning, and student supports throughout the system.

75009. (a) By July 1, 2019, the college shall be expected to, at a minimum, meet the following milestones:

(1) Fully develop a seven-year implementation plan, validate a business plan, and develop three program pathways designed in partnership with employers and industry groups.

(2) Develop internal business processes and personnel policies, such as hiring, salaries, and evaluations, and establish outcomes goals including the classifications necessary to support instructional development, and activities and other elements of the student experience.

(3) Map the student experience, including, but not necessarily limited to, recruiting, onboarding, transcriptions, instructional experience, billing, entry into internship if applicable to the student's programs, and entry into jobs.

(4) Develop an accreditation plan.

(5) Create a statewide outreach plan, which includes working with immigrant groups and community-based organizations to reach the target population of working learners and help design educational opportunities that work for these learners.

(6) Define the duties for instructional support, program development, and other student experience activities.

(7) Establish a process for the recognition of prior learnings into the student onboarding experience.

(8) Plan to begin enrolling students by the last quarter of 2019.

(b) By July 1, 2021, the college shall be expected to, at a minimum, meet all of the following milestones:

(1) Incorporate student feedback to improve the college's instruction, technology, and student support services.

(2) Design and validate at least three additional program pathways, including coordinating the creation of new content.

(3) Apply for accreditation from an accreditor recognized by the United States Department of Education.

(c) By July 1, 2023, the college shall be expected to, at a minimum, meet all of the following milestones:

(1) Enroll students into the college's program pathways.

(2) Incorporate student feedback to improve the college's instruction, technology, and student support services.

(3) Design and validate at least 10 additional program pathways, including coordinating the creation of new content.

(4) For every 10 pathways offered by the college, at least one pathway shall be developed in collaboration with a traditional community college.

(d) By July 1, 2025, the college shall be expected to, at a minimum, meet the following milestones:

(1) Enroll students into the college's program pathways.

(2) Incorporate student feedback to improve the college's instruction, technology, and student support services.

75010. (a) Notwithstanding any other law, the college may establish an affordable fee structure. The college shall establish a fee structure that is equivalent to or less than the fees charged by traditional community colleges. The chief executive officer of the college shall notify, in writing, the Director of Finance and the Legislature, not less than 60 days prior to the effective date of any fee structure established under this subdivision. The notification shall contain, but not necessarily be limited to, the amount or amounts of the fees proposed to be charged. Notification to the Legislature under this subdivision shall comply with Section 9795 of the Government Code.

(b) (1) Regardless of the college's fee structure, enrolled students shall be eligible for fee waivers that are consistent with the fee waiver goals of the California College Promise Grants authorized pursuant to Article 1 (commencing with Section 76300) of Chapter 2 of Part 47 and California College Promise fee waivers authorized pursuant to Article 3 (commencing with Section 76396) of Chapter 2 of Part 47.

(2) Regardless of the college's fee structure, students exempt from nonresident tuition pursuant to Article 9 (commencing with Section 76140) of Chapter 1 of Part 47 shall be eligible for tuition and fee waivers pursuant to paragraph (1).

(c) It is the intent of the Legislature that students enrolled in the college be eligible to participate in the Cal Grant program if the student otherwise meets the applicable statutory and regulatory requirements of the program.

(d) (1) One-time funds appropriated in Section 2.00 of the Budget Act of 2018 in support of the college shall be expended to support the college's start-up costs. Start-up costs may include support for activities, including, but not necessarily limited to, all of the following:

(A) Roadmap development and capital investments for scalable technology infrastructure development to support the college's instruction, technological support, continuous improvement modeling, and administrative functions.

(B) Design and development of the Research and Development Unit that may include fully-supported virtual and mobile labs in order to assess learning science, as well as demonstration pilots to test and refine technology and program development to ensure greater effectiveness and scalability.

(C) Establishment of key partnerships with entities with physical presence to provide in-person supports, such as libraries and community college labs and facilities.

(D) Support for the development of core functions, such as mapping the student experience, developing and testing a new and experimental fee model, establishing a student outreach plan, and establishing key employer partners.

(E) Development of a seven-year business plan with key milestones, indicators, and outcomes.

(F) Preparation for and development of applications to seek accreditation.

(G) Establishment of business processes, legal support, development of initial and long-term staffing plan, personnel policies and procedures, establishment of responsive metrics, and indicators driving student success to inform design.

(H) Scaling efforts over the seven-year startup period.

(2) Ongoing funds appropriated in the annual Budget Act in support of the college shall be expended to support the college's ongoing operations. Ongoing costs may include support for activities, including, but not necessarily limited to, all of the following:

(A) Licensing and maintenance for use of technology and related tools.

(B) Professional development and training, particularly for faculty and staff in student-facing support roles.

(C) Continued assessment of student program pathways, including validation, content development and improvements, and partnership development.

(D) Ongoing costs associated with salaries and benefits, facilities, supplies, and incidentals.

(E) Other administrative functions of the college.

(e) The California Online Community College shall be eligible to claim general apportionment funding pursuant to the formula established in Section 84750.5 or any successor section.

(1) Consistent with the Student-Focused Funding Formula established pursuant to Section 84750.4, the district would be eligible for supplemental grants and student success incentive grants.

(2) For the first three years in which the district claims apportionments funding, the district's student success incentive grant metrics may be based on the statewide average for all other community college districts.

(3) For purposes of computing the District's apportionments funding, growth in enrollment for the district will be computed separately from the other California Community Colleges. It is the intent of the Legislature that apportionments for enrollment growth funding for the district be appropriated separately from apportionments enrollment growth funding appropriated in support of all other California Community Colleges.

(f) Of the funds appropriated in support of the college, no Proposition 98 General Fund moneys shall be used to support the state operations of the Chancellor's Office.

75011. (a) The college shall be held to at least the same accountability measures and key performance indicators developed by the Board of Governors of the California Community Colleges and the Chancellor's Office of the California Community Colleges that are applicable to all other campuses of the California Community Colleges.

(b) In addition, the college shall report to the Legislature and the Department of Finance on all of the following measures:

(1) The college shall report on startup milestones, including the number of designed program pathways, by August 1, 2019.

(2) The college shall report on startup milestones, including student enrollment and the number of designed program pathways, by August 1, 2020.

(3) The college shall report on startup milestones, including student enrollment, the number of designed program pathways, and student outcomes, by August 1, 2021. This report shall serve as a comprehensive status report on the college's activities and outcomes, including information on student employment and earning gains after completion of programs, other student success metrics identified by the Research and Development Unit, the number of faculty and staff employed by the college, and a qualitative description of the college's efforts and progress to reach and serve working adults.

(4) The college shall report on startup milestones, including student enrollment, the number of designed program pathways, student outcomes, progress on transition planning for the scaling phase, and a qualitative description of any innovative teaching and student support practices and technologies developed by the college's faculty and staff, by August 1, 2022, and August 1 of each year thereafter.

(c) By January 1, 2026, the college shall also be assessed by an independent evaluator contracted by the board of governors. The independent evaluator shall assess the progress of program production, relationships with industry partners, student success, and the like.

75012. (a) The chancellor's office shall conduct a review of the process used to calculate noncredit and career development college preparation rates, and make recommendations to the board of governors on or before January 1, 2019, on how that process may be modified to encourage the use and development of competency-based courses and programs.

(b) The chancellor's office shall conduct a review of the statewide approval process to offer online courses under a flexible calendar, and make recommendations to the board of governors on or before January 1, 2019.

SEC. 19. Section 76004 of the Education Code is amended to read:

76004. Notwithstanding Section 76001 or any other law:

(a) The governing board of a community college district may enter into a College and Career Access Pathways (CCAP) partnership with the governing board of a school district for the purpose of offering or expanding dual enrollment opportunities for pupils who may not already be college bound or who are underrepresented in higher education, with the goal of developing seamless pathways from high school to community college for career technical education or preparation for transfer, improving high school graduation rates, or helping high school pupils achieve college and career readiness.

(b) A participating community college district may enter into a CCAP partnership with a school district partner that is governed by a CCAP partnership agreement approved by the governing boards of both districts. As a condition of, and before adopting, a CCAP partnership agreement, the governing board of each district, at an open public meeting of that board, shall present the dual

enrollment partnership agreement as an informational item. The governing board of each district, at a subsequent open public meeting of that board, shall take comments from the public and approve or disapprove the proposed agreement.

(c) (1) The CCAP partnership agreement shall outline the terms of the CCAP partnership and shall include, but not necessarily be limited to, the total number of high school pupils to be served and the total number of full-time equivalent students projected to be claimed by the community college district for those pupils; the scope, nature, time, location, and listing of community college courses to be offered; and criteria to assess the ability of pupils to benefit from those courses. The CCAP partnership agreement shall also establish protocols for information sharing, in compliance with all applicable state and federal privacy laws, joint facilities use, and parental consent for high school pupils to enroll in community college courses.

(2) The CCAP partnership agreement shall identify a point of contact for the participating community college district and school district partner.

(3) A copy of the CCAP partnership agreement shall be filed with the office of the Chancellor of the California Community Colleges and with the department before the start of the CCAP partnership. The chancellor may void any CCAP partnership agreement it determines has not complied with the intent of the requirements of this section.

(d) A community college district participating in a CCAP partnership shall not provide physical education course opportunities to high school pupils pursuant to this section or any other course opportunities that do not assist in the attainment of at least one of the goals listed in subdivision (a).

(e) A community college district shall not enter into a CCAP partnership with a school district within the service area of another community college district, except where an agreement exists, or is established, between those community college districts authorizing that CCAP partnership.

(f) A high school pupil enrolled in a course offered through a CCAP partnership shall not be assessed any fee that is prohibited by Section 49011.

(g) A community college district participating in a CCAP partnership may assign priority for enrollment and course registration to a pupil seeking to enroll in a community college course that is required for the pupil's CCAP partnership program that is equivalent to the priority assigned to a pupil attending a middle college high school as described in Section 11300 and consistent with middle college high school provisions in Section 76001.

(h) The CCAP partnership agreement shall certify that any community college instructor teaching a course on a high school campus has not been convicted of any sex offense as defined in Section 87010, or any controlled substance offense as defined in Section 87011.

(i) The CCAP partnership agreement shall certify that any community college instructor teaching a course at the partnering high school campus has not displaced or resulted in the termination of an existing high school teacher teaching the same course on that high school campus.

(j) The CCAP partnership agreement shall certify that a qualified high school teacher teaching a course offered for college credit at a high school campus has not displaced or resulted in the termination of an existing community college faculty member teaching the same course at the partnering community college campus.

(k) The CCAP partnership agreement shall include a certification by the participating community college district of all of the following:

(1) A community college course offered for college credit at the partnering high school campus does not reduce access to the same course offered at the partnering community college campus.

(2) A community college course that is oversubscribed or has a waiting list shall not be offered in the CCAP partnership.

(3) Participation in a CCAP partnership is consistent with the core mission of the community colleges pursuant to Section 66010.4, and that pupils participating in a CCAP partnership will not lead to enrollment displacement of otherwise eligible adults in the community college.

(l) The CCAP partnership agreement shall certify that both the school district and community college district partners comply with local collective bargaining agreements and all state and federal reporting requirements regarding the qualifications of the teacher or faculty member teaching a CCAP partnership course offered for high school credit.

(m) The CCAP partnership agreement shall specify both of the following:

(1) Which participating district will be the employer of record for purposes of assignment monitoring and reporting to the county office of education.

(2) Which participating district will assume reporting responsibilities pursuant to applicable federal teacher quality mandates.

(n) The CCAP partnership agreement shall certify that any remedial course taught by community college faculty at a partnering high school campus shall be offered only to high school pupils who do not meet their grade level standard in math, English, or both on an interim assessment in grade 10 or 11, as determined by the partnering school district, and shall involve a collaborative effort between high school and community college faculty to deliver an innovative remediation course as an intervention in the pupil's junior or senior year to ensure the pupil is prepared for college-level work upon graduation.

(o) (1) A community college district may limit enrollment in a community college course solely to eligible high school pupils if the course is offered at a high school campus, either in person or using an online platform, during the regular school day and the community college course is offered pursuant to a CCAP partnership agreement.

(2) For purposes of allowances and apportionments from Section B of the State School Fund, a community college district conducting a closed course on a high school campus pursuant to paragraph (1) of subdivision (p) shall be credited with those units of full-time equivalent students attributable to the attendance of eligible high school pupils.

(p) A community college district may allow a special part-time student participating in a CCAP partnership agreement established pursuant to this article to enroll in up to a maximum of 15 units per term if all of the following circumstances are satisfied:

(1) The units constitute no more than four community college courses per term.

(2) The units are part of an academic program that is part of a CCAP partnership agreement established pursuant to this article.

(3) The units are part of an academic program that is designed to award students both a high school diploma and an associate degree or a certificate or credential.

(q) The governing board of a community college district participating in a CCAP partnership agreement established pursuant to this article shall exempt special part-time students described in subdivision (p) from the fee requirements in Sections 76060.5, 76223, 76300, 76350, and 79121.

(r) A district shall not receive a state allowance or apportionment for an instructional activity for which the partnering district has been, or shall be, paid an allowance or apportionment.

(s) (1) The attendance of a high school pupil at a community college as a special part-time or full-time student pursuant to this section is authorized attendance for which the community college shall be credited or reimbursed pursuant to Section 48802 or 76002, provided that no school district has received reimbursement for the same instructional activity.

(2) For purposes of calculating classroom-based average daily attendance for classroom-based instruction apportionments, at least 80 percent of the instructional time offered by a charter school pursuant to an authorized CCAP partnership agreement shall be at the schoolsite, and the charter school shall require the attendance of a pupil for a minimum of 50 percent of the minimum instructional time required to be offered pursuant to paragraph (1) of subdivision (a) of Section 47612.5, if the pupil is also a special part-time student enrolled in a community college pursuant to this section and the pupil will receive academic credit upon satisfactory completion of enrolled courses.

(t) (1) For each CCAP partnership agreement entered into pursuant to this section, the affected community college district and school district shall report annually to the office of the Chancellor of the California Community Colleges all of the following information:

(A) The total number of high school pupils by schoolsite enrolled in each CCAP partnership, aggregated by gender and ethnicity, and reported in compliance with all applicable state and federal privacy laws.

(B) The total number of community college courses by course category and type and by schoolsite enrolled in by CCAP partnership participants.

(C) The total number and percentage of successful course completions, by course category and type and by schoolsite, of CCAP partnership participants.

(D) The total number of full-time equivalent students generated by CCAP partnership community college district participants.

(E) The total number of full-time equivalent students served online generated by CCAP partnership community college district participants.

(2) On or before January 1, 2021, the chancellor shall prepare a summary report that includes an evaluation of the CCAP partnerships, an assessment of trends in the growth of special admits systemwide and by campus, and, based upon the data collected pursuant to this section, recommendations for program improvements, including, but not necessarily limited to, both of the following:

(A) Any recommended changes to the statewide cap on special admit full-time equivalent students to ensure that adults are not being displaced.

(B) Any recommendation concerning the need for additional student assistance or academic resources to ensure the overall success of the CCAP partnerships.

(3) The chancellor shall ensure that the number of full-time equivalent students generated by CCAP partnerships is reported pursuant to the reporting requirements in Section 76002.

(u) The annual report required by subdivision (t) shall also be transmitted to all of the following:

(1) The Legislature, in compliance with Section 9795 of the Government Code.

(2) The Director of Finance.

(3) The Superintendent.

(v) A community college district that violates this article, including, but not necessarily limited to, any restriction imposed by the board of governors pursuant to this article, shall be subject to the same penalty as may be imposed pursuant to subdivision (d) of Section 78032.

(w) The statewide number of full-time equivalent students claimed as special admits shall not exceed 10 percent of the total number of full-time equivalent students claimed statewide.

(x) Nothing in this section is intended to affect a dual enrollment partnership agreement existing on the effective date of this section under which an early college high school, a middle college high school, or California Career Pathways Trust existing on the effective date of this section is operated. An early college high school, middle college high school, or California Career Pathways Trust partnership agreement existing on the effective date of this section shall not operate as a CCAP partnership unless it complies with this section.

(y) The governing body of a charter school may enter into a CCAP partnership agreement with the governing board of a community college district pursuant to this section. That CCAP partnership agreement shall comply with all applicable requirements of this section.

(z) This section shall remain in effect only until January 1, 2022, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2022, deletes or extends that date.

SEC. 20. Section 76300 of the Education Code is amended to read:

76300. (a) The governing board of each community college district shall charge each student a fee pursuant to this section.

(b) (1) The fee prescribed by this section shall be forty-six dollars (\$46) per unit per semester, effective with the summer term of the 2012 calendar year.

(2) The board of governors shall proportionately adjust the amount of the fee for term lengths based upon a quarter system, and also shall proportionately adjust the amount of the fee for summer sessions, intersessions, and other short-term courses. In making these adjustments, the board of governors may round the per unit fee and the per term or per session fee to the nearest dollar.

(c) For the purposes of computing apportionments to community college districts pursuant to Section 84750.4 or 84750.5, as applicable, the board of governors shall subtract, from the total revenue owed to each district, 98 percent of the revenues received by districts from charging a fee pursuant to this section.

(d) The board of governors shall reduce apportionments by up to 10 percent to any district that does not collect the fees prescribed by this section.

(e) The fee requirement does not apply to any of the following:

(1) Students enrolled in the noncredit courses designated by Section 84757.

(2) California State University or University of California students enrolled in remedial classes provided by a community college district on a campus of the University of California or a campus of the California State University, for whom the district claims an attendance apportionment pursuant to an agreement between the district and the California State University or the University of California.

(3) Students enrolled in credit contract education courses pursuant to Section 78021, if the entire cost of the course, including administrative costs, is paid by the public or private agency, corporation, or association with which the district is contracting and if these students are not included in the calculation of the full-time equivalent students (FTES) of that district.

(f) The governing board of a community college district may exempt special part-time students admitted pursuant to Section 76001 from the fee requirement.

(g) (1) The fee requirements of this section shall be waived for any student who meets all of the following requirements:

(A) Meets minimum academic and progress standards adopted by the board of governors, which fulfill the requirements outlined in this paragraph and paragraphs (2) to (5), inclusive. Any minimum academic and progress standards adopted pursuant to this section shall be uniform across all community college districts and campuses. These standards shall not include a maximum unit cap, and community college districts and colleges shall not impose requirements for fee waiver eligibility other than the minimum academic and progress standards adopted by the board of governors and the requirements of subparagraph (B).

(B) Meets one of the following criteria:

(i) At the time of enrollment, is a recipient of benefits under the Temporary Assistance for Needy Families program, the Supplemental Security Income/State Supplementary Payment Program, or a general assistance program.

(ii) Demonstrates eligibility according to income standards established by regulations of the board of governors.

(iii) Demonstrates financial need in accordance with the methodology set forth in federal law or regulation for determining the expected family contribution of students seeking financial aid.

(iv) At the time of enrollment, is a homeless youth as defined in subdivision (b) of Section 66025.9.

(2) (A) The board of governors, in consultation with students, faculty, and other key stakeholders, shall consider all of the following in the development and adoption of minimum academic and progress standards pursuant to subparagraph (A) of paragraph (1):

(i) Minimum uniform academic and progress standards that do not unfairly disadvantage financially needy students in pursuing their education.

(ii) Criteria for reviewing extenuating circumstances and granting appeals that, at a minimum, take into account and do not penalize a student for circumstances outside his or her control, such as reductions in student support services or changes to the economic situation of the student.

(iii) A process for reestablishing fee waiver eligibility that provides a student with a reasonable opportunity to continue or resume his or her enrollment at a community college.

(B) To ensure that students are not unfairly impacted by the requirements of subparagraph (A) of paragraph (1), the board of governors shall establish a reasonable implementation period that commences no sooner than one year from adoption of the minimum academic and progress standards, or any subsequent changes to these standards, pursuant to subparagraph (A) of paragraph (1) and that is phased in to provide students adequate notification of this requirement and information about available support resources.

(3) It is the intent of the Legislature that minimum academic and progress standards adopted pursuant to subparagraph (A) of paragraph (1) be implemented only as campuses develop and implement the student support services and interventions necessary to ensure no disproportionate impact to students based on ethnicity, gender, disability, or socioeconomic status. The board of governors shall consider the ability of community college districts to meet the requirements of this paragraph before adopting minimum academic and progress standards, or any subsequent changes to these standards, pursuant to subparagraph (A) of paragraph (1).

(4) It is the intent of the Legislature to ensure that a student shall not lose fee waiver eligibility without a community college campus first demonstrating a reasonable effort to provide a student with adequate notification and assistance in maintaining his or her fee waiver eligibility. The board of governors shall adopt regulations to implement this paragraph that ensure all of the following:

(A) Students are provided information about the available student support services to assist them in maintaining fee waiver eligibility.

(B) Community college district policies and course catalogs reflect the minimum academic and progress standards adopted pursuant to subparagraph (A) of paragraph (1) and that appropriate notice is provided to students before the policies are put into effect.

(C) A student does not lose fee waiver eligibility unless he or she has not met minimum academic and progress standards adopted pursuant to subparagraph (A) of paragraph (1) for a period of no less than two consecutive academic terms.

(5) The board of governors shall provide notification of a proposed action to adopt regulations pursuant to this subdivision to the appropriate policy and fiscal committees of the Legislature in accordance with the requirements of paragraph (1) of subdivision (a) of Section 70901.5. This notification shall include, but not be limited to, all of the following:

(A) The proposed minimum academic and progress standards and information detailing how the requirements of paragraphs (1) to (4), inclusive, have been or will be satisfied.

(B) How many students may lose fee waiver eligibility by ethnicity, gender, disability, and, to the extent relevant data is available, by socioeconomic status.

(C) The criteria for reviewing extenuating circumstances, granting appeals, and reestablishing fee waiver eligibility pursuant to paragraph (2).

(h) The fee requirements of this section shall be waived for any student who, at the time of enrollment, is a dependent or surviving spouse who has not remarried, of any member of the California National Guard who, in the line of duty and while in the active service of the state, was killed, died of a disability resulting from an event that occurred while in the active service of the state, or is permanently disabled as a result of an event that occurred while in the active service of the state. "Active service of the state," for the purposes of this subdivision, refers to a member of the California National Guard activated pursuant to Section 146 of the Military and Veterans Code.

(i) The fee requirements of this section shall be waived for any student who is the surviving spouse or the child, natural or adopted, of a deceased person who met all of the requirements of Section 68120.

(j) The fee requirements of this section shall be waived for any student in an undergraduate program, including a student who has previously graduated from another undergraduate or graduate program, who is the dependent of any individual killed in the September 11, 2001, terrorist attacks on the World Trade Center and the Pentagon or the crash of United Airlines Flight 93 in southwestern Pennsylvania, if that dependent meets the financial need requirements set forth in Section 69432.7 for the Cal Grant A Program and either of the following applies:

(1) The dependent was a resident of California on September 11, 2001.

(2) The individual killed in the attacks was a resident of California on September 11, 2001.

(k) A determination of whether a person is a resident of California on September 11, 2001, for purposes of subdivision (j) shall be based on the criteria set forth in Chapter 1 (commencing with Section 68000) of Part 41 of Division 5 for determining nonresident and resident tuition.

(l) (1) "Dependent," for purposes of subdivision (j), is a person who, because of his or her relationship to an individual killed as a result of injuries sustained during the terrorist attacks of September 11, 2001, qualifies for compensation under the federal September 11th Victim Compensation Fund of 2001 (Title IV (commencing with Section 401) of Public Law 107-42).

(2) A dependent who is the surviving spouse of an individual killed in the terrorist attacks of September 11, 2001, is entitled to the waivers provided in this section until January 1, 2013.

(3) A dependent who is the surviving child, natural or adopted, of an individual killed in the terrorist attacks of September 11, 2001, is entitled to the waivers under subdivision (j) until that person attains 30 years of age.

(4) A dependent of an individual killed in the terrorist attacks of September 11, 2001, who is determined to be eligible by the California Victim Compensation Board, is also entitled to the waivers provided in this section until January 1, 2013.

(m) (1) It is the intent of the Legislature that sufficient funds be provided to support the provision of a fee waiver for every student who demonstrates eligibility pursuant to subdivisions (g) to (j), inclusive.

(2) From funds provided in the annual Budget Act, the board of governors shall allocate to community college districts, pursuant to this subdivision, an amount equal to 2 percent of the fees waived pursuant to subdivisions (g) to (j), inclusive. From funds

provided in the annual Budget Act, the board of governors shall allocate to community college districts, pursuant to this subdivision, an amount equal to ninety-one cents (\$0.91) per credit unit waived pursuant to subdivisions (g) to (j), inclusive. It is the intent of the Legislature that funds provided pursuant to this subdivision be used to support the determination of financial need and delivery of student financial aid services, on the basis of the number of students for whom fees are waived. It also is the intent of the Legislature that the funds provided pursuant to this subdivision directly offset mandated costs claimed by community college districts pursuant to Commission on State Mandates consolidated Test Claims 99-TC-13 (Enrollment Fee Collection) and 00-TC-15 (Enrollment Fee Waivers). Funds allocated to a community college district for determination of financial need and delivery of student financial aid services shall supplement, and shall not supplant, the level of funds allocated for the administration of student financial aid programs during the 1992–93 fiscal year.

(n) The board of governors shall adopt regulations implementing this section.

SEC. 21. Section 76350 of the Education Code is amended to read:

76350. Except as provided in Section 3074.7 of the Labor Code, no charges or fees shall be required to be paid by a resident or nonresident apprentice, or by his or her parent or guardian, for admission or attendance in any course of activity or community college course that is offered pursuant to Section 3074 of the Labor Code in accordance with the instructional hours requirements and course requirements specified in Section 3078 of the Labor Code.

SEC. 22. Section 78222 is added to the Education Code, to read:

78222. (a) (1) The Student Equity and Achievement Program is hereby established.

(2) It is the intent of the Legislature that funds for the Student Equity and Achievement Program support the California Community Colleges in implementing activities and practices pursuant to the California Community College Guided Pathways Grant Program and activities and practices that advance the systemwide goal to eliminate achievement gaps for students from traditionally underrepresented groups.

(b) As a condition of the receipt of funds for purposes of this section, a district shall comply with all of the following:

(1) Maintain a student equity plan pursuant to Section 78220 to ensure equal educational opportunities and to promote student success for all students, regardless of race, gender, age, disability, or economic circumstances.

(2) Provide student matriculation services pursuant to Section 78212, including implementation of orientation, counseling and advising, and other education planning services needed to assist a student in making informed decisions about his or her educational goal and course of study and in developing an education plan. The Office of the Chancellor of the California Community Colleges shall establish guidelines on student matriculation services, including, but not limited to, the development of an education plan leading to a course of study.

(3) Adopt and implement placement policies consistent with the requirements of Section 78213.

(4) Provide all students with an education plan, which identifies courses, a sequence of courses, key progress milestones, and other requirements the student must complete to earn an associate degree, career technical education certificate, other community college certificate, or meet transfer requirements. Notwithstanding any other provision of law, students who are exempted from having an education plan under subdivision (b) of Section 55532 of Title 5 of the California Code of Regulations are not subject to the requirement of this paragraph.

(c) (1) If the total amount of funds appropriated for purposes of this section is equal to or greater than the amount of funds appropriated in the 2017–18 fiscal year for the Student Success and Support Program pursuant to Section 78212, the student equity plans pursuant to Section 78221, and the Student Success for Basic Skills program pursuant to Section 88815, the chancellor shall allocate to each district an amount equal to or great than the amount allocated in the 2017–18 fiscal year.

(2) If the total amount of funds appropriated for purposes of this section is less than the amount of funds appropriated in the 2017–18 fiscal year for the Student Success and Support Program pursuant to Section 78212, the student equity plans pursuant to Section 78221, and the Student Success for Basic Skills program pursuant to Section 88815, the chancellor shall allocate to each district the pro rata share of the amount appropriated based on the amount allocated to each district in the 2017–18 fiscal year.

(3) The chancellor may allocate up to 5 percent of the total funds appropriated for the purposes of this program for state administrative operations to carry out the intent of this section.

(4) Up to 1 percent of the total funds allocated to a district for the purposes of this program may be used by the district for faculty and staff development to improve curriculum, instruction, student services, and program practices in basic skills and English as a second language programs pursuant to Section 88815.

SEC. 23. Section 78401 of the Education Code is amended to read:

78401. (a) The governing board of any community college district shall have power with the approval of the board of governors to establish and maintain classes for adults for the purpose of providing instruction in civic, vocational, literacy, health, homemaking, technical and general education.

(b) Classes for adults shall conform to any course of study and graduation requirements otherwise imposed by law or under the authority of law.

(c) Classes for adults shall be open for the admission of adults and of any minors who, in the judgment of the governing board, may be qualified for admission thereto.

(d) The board of governors shall establish standards, including standards of attendance, curriculum, administration, and guidance and counseling service for classes for adults as a basis for the several apportionments of state funds provided herein for the support of these classes.

(e) The governing board of any community college district maintaining an adult school shall prescribe the requirements for the granting of diplomas.

(f) Commencing with the 2019–20 fiscal year, the Chancellor's Office of the California Community Colleges and the State Department of Education shall coordinate so that students enrolled in classes established pursuant to subdivision (a) shall be assigned a statewide student identifier consistent with the identifiers assigned to pupils in K–12 education programs, if the student is not already identified by a social security number in a community college district's data system. For students who formerly attended a California public school in kindergarten or any of grades 1 to 12, inclusive, or participated in another adult education program, the same statewide student identifier utilized for that student in the past programs shall be assigned. The chancellor's office shall collect and maintain the identifiers of adult school students in the Adult Education Program data system.

SEC. 24. Section 79148.1 is added to the Education Code, to read:

79148.1. (a) The California Apprenticeship Initiative (CAI) New and Innovative Grant Program is hereby established, under the administration of the Chancellor of the California Community Colleges, to create new and innovative apprenticeship opportunities in priority and emerging industry sectors or areas in which apprenticeship training is not fully established or does not exist.

(b) The chancellor shall adopt, as necessary, application procedures, forms, administrative guidelines, and other requirements for purposes of implementing and administering the California Apprenticeship Initiative (CAI) New and Innovative Grant Program.

(c) Notwithstanding Section 16304 of the Government Code, funds appropriated for the California Apprenticeship Initiative (CAI) New and Innovative Grant Program shall be available to the chancellor for five fiscal years beginning with the fiscal year upon which the funds are appropriated.

(d) The operation of this section is contingent upon an appropriation in the annual Budget Act for purposes of the California Apprenticeship Initiative (CAI) New and Innovative Grant Program.

SEC. 25. Section 79149.1 of the Education Code is repealed.

SEC. 26. Section 79149.1 is added to the Education Code, to read:

79149.1. (a) Attendance of apprentices enrolled in any class offered for community college credit by a community college in collaboration with an apprenticeship program sponsor, pursuant to Section 3074 of the Labor Code, may be reimbursed as part of the budget formula developed pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section if such attendance is not reported pursuant to Section 79149.3. Attendance for an apprenticeship class reimbursed as part of the budget formula developed pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section shall be reported separately to the Chancellor of the California Community Colleges.

(b) Attendance of apprentices reimbursed pursuant to subdivision (a) shall be reimbursed based on the number of hours of instruction provided to indentured apprentices. The attendance hours generated by credit apprenticeship courses shall be funded at the marginal credit rate determined pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section.

(c) For purposes of this section, each hour of teaching time may include up to 10 minutes of passing time and breaks.

(d) The attendance hours funded pursuant to subdivision (b) shall be allocated by the Chancellor of the California Community Colleges directly to participating community college districts that have a college or colleges that contract with apprenticeship programs pursuant to subdivision (e).

(e) Reimbursements may be made under this section for instruction provided to indentured apprentices only if the instruction is provided by a program approved by the Division of Apprenticeship Standards of the Department of Industrial Relations in accordance with Chapter 4 (commencing with Section 3070) of Division 3 of the Labor Code.

(f) A community college that funds a class for the training of apprentices taught by an apprenticeship instructor other than a community college faculty member shall not claim reimbursement as part of the budget formula developed pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section in accordance with subdivision (a) and instead shall claim reimbursement pursuant to Section 79149.3.

(g) A community college may limit enrollment in a community college course or course section reimbursed pursuant to this section solely to apprentices if that course or course section is required for those students as a part of a registered apprenticeship program with the Division of Apprenticeship Standards of the Department of Industrial Relations.

(h) For each community college receiving reimbursement for apprenticeship hours pursuant to this section, the affected community college district shall report to the Chancellor of the California Community Colleges all of the following information, for each apportionment period:

(1) The total number of full-time equivalent students generated by apprentices enrolled in community college apprenticeship courses that are reimbursed pursuant to this section.

(2) The total number of hours reimbursed for apprenticeship instruction pursuant to subdivision (b).

(3) The total amount of apportionment received for apprenticeship instruction reimbursed pursuant to this section.

(i) The Chancellor of the California Community Colleges shall report to the California Apprenticeship Council within 30 days of each apportionment period the following information, for each community college receiving reimbursement for apprenticeship instruction pursuant to this section:

(1) The number of apprenticeship instructional hours reported by and reimbursed to the community college as part of the budget formula developed pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section.

(2) At the final or recalculation apportionment, the hourly rate equivalent of per full-time equivalent student funding paid for instructional hours reimbursed to the community college as part of the budget formula developed pursuant to paragraph (2) of subdivision (d) of Section 84750.5 or its successor section.

(3) The information reported to the Chancellor of the California Community Colleges pursuant to subdivision (h).

(j) The Board of Governors of the California Community Colleges shall include instructions necessary to enforce this section in the audit report required by Section 84040. The instructions shall include, but not necessarily be limited to, procedures for verifying if the hours for apprenticeship instruction reported to each community college district by each community college receiving reimbursements for apprenticeship hours, pursuant to this section, are eligible for reimbursement pursuant to this section.

(k) When a community college contracts with an apprenticeship program sponsor in the building and construction trades, pursuant to subdivision (e), the apprenticeship program sponsor must approve any decision to seek reimbursement for classes pursuant to this section rather than pursuant to Section 79149.3. A community college may not condition its willingness to contract with an apprenticeship program sponsor in the building and construction trades, or to grant community college credit for a class provided by such a program, on whether reimbursement may or will be sought pursuant to this section rather than pursuant to Section 79149.3.

SEC. 27. Section 79149.3 of the Education Code is amended to read:

79149.3. (a) The reimbursement rate for related and supplemental instruction reimbursed pursuant to this article shall be established in the annual Budget Act and the rate shall be commonly applied to all providers of instruction specified in subdivision (e).

(b) Attendance of apprentices enrolled in any class maintained by a community college, pursuant to Section 3074 of the Labor Code, shall be reimbursed pursuant to this section only if reported separately to the Chancellor of the California Community Colleges and not reported pursuant to Section 79149.1. Attendance reported pursuant to this section shall be used only for purposes of calculating allowances pursuant to this section.

(c) For purposes of this section, each hour of teaching time may include up to 10 minutes of passing time and breaks.

(d) This section also applies to isolated apprentices, as defined in Section 3074 of the Labor Code, for which alternative methods of instruction are provided.

(e) The Chancellor of the California Community Colleges shall make the reimbursements specified in this section for teaching time provided by community colleges.

(f) The hours for related and supplemental instruction derived from funds appropriated pursuant to subdivision (b) of Section 79149 shall be allocated by the Chancellor of the California Community Colleges directly to participating community colleges that contract with apprenticeship programs pursuant to subdivision (g).

(g) Reimbursements may be made under this section for related and supplemental instruction provided to indentured apprentices only if the instruction is provided by a program approved by the Division of Apprenticeship Standards of the Department of Industrial Relations in accordance with Chapter 4 (commencing with Section 3070) of Division 3 of the Labor Code.

(h) The initial allocation of hours for related and supplemental instruction pursuant to subdivision (f) at the beginning of any fiscal year when multiplied by the hourly rate established in the Budget Act for that year shall equal 100 percent of total appropriation for apprenticeships. The Chancellor of the California Community Colleges shall notify participating community colleges of the initial allocation within 30 days of the enactment of the annual Budget Act.

(i) (1) If funds remain from the appropriation pursuant to subdivision (b) of Section 79149, the Chancellor of the California Community Colleges shall reimburse community colleges for unfunded related and supplemental instruction hours from any of the three previous fiscal years, in the following order:

(A) Reported related and supplemental instruction hours as described in subdivision (b) of Section 79149.5 that were paid at a rate less than the hourly rate specified in the Budget Act.

(B) Reported related and supplemental instruction hours that were not reimbursed.

(2) The Chancellor of the California Community Colleges shall notify the California Apprenticeship Council of any reimbursements made pursuant to paragraph (1).

(j) The Chancellor of the California Community Colleges shall report to the California Apprenticeship Council within 30 days of each apportionment period the following information for each participating community college:

(1) The number of related and supplemental instruction hours allocated to the community college.

(2) The number of related and supplemental instruction hours reported by the community college.

(3) At the final or recalculation apportionment, the hourly rate paid for related and supplemental instruction hours reported above the community college's initial allocation of hours for related and supplemental instruction.

(k) The Board of Governors of the California Community Colleges shall include instructions necessary to enforce this article in the audit report required by Section 84040. The instructions shall include, but not necessarily be limited to, procedures for verifying if the hours for related and supplemental instruction reported to each community college district by a participating apprenticeship program sponsor, pursuant to this section, are eligible for reimbursement pursuant to this section.

SEC. 28. Section 79149.5 of the Education Code is amended to read:

79149.5. (a) The Chancellor of the California Community Colleges, in consultation with the Division of Apprenticeship Standards of the Department of Industrial Relations, the California Apprenticeship Council, and the Superintendent, shall annually review the amount of state funding necessary to provide the reimbursements specified in Section 79149.3, and shall include an estimate of required funds in its budget for each fiscal year.

(b) If the amounts appropriated in any fiscal year are insufficient to provide full reimbursement, the hourly rate specified in Section 79149 shall be reduced on a pro rata basis only for reported hours that are in excess of the number of hours allocated at the beginning of the fiscal year so that the entire appropriation is allocated.

(c) If the amount appropriated is in excess of the amounts needed for full reimbursement pursuant to subdivision (h) of section 79149.3, any excess shall be allocated to community college districts to be used for the purpose of the state general apportionment.

SEC. 29. Section 79149.7 is added to the Education Code, to read:

79149.7. The Chancellor of the California Community Colleges and the Division of Apprenticeship Standards of the Department of Industrial Relations, in consultation with the California Apprenticeship Council and the Superintendent, shall develop standard reporting protocols applicable to participating community colleges and local educational agencies contracting with apprenticeship program sponsors that include metrics to measure program efficiency and success. For programs contracting with community colleges, the reporting protocols shall include metrics to evaluate the impact of funding-related and supplemental instruction

hours with full-time equivalent students pursuant to Section 79149.1 and training of apprentices funded with a noncredit rate pursuant to Section 79149.3.

SEC. 30. Section 82542 of the Education Code, as amended by Section 127 of Chapter 303 of the Statutes of 2015, is amended to read:

82542. (a) Except as provided in subdivision (b), the governing board of a community college district shall grant without charge the use of any college facilities or grounds under its control, pursuant to the requirements of this article, when an alternative location is not available, to nonprofit organizations and clubs and associations organized for general character building or welfare purposes, such as:

- (1) Student clubs and organizations.
- (2) Fundraising entertainments or meetings where admission fees charged or contributions solicited are expended for the welfare of the students of the district.
- (3) Parent-teachers' associations.
- (4) School-community advisory councils.
- (5) Camp Fire Girls, Girl Scout troops, and Boy Scout troops.
- (6) Senior citizens' organizations.
- (7) Other public agencies.
- (8) Organizations, clubs, or associations organized for cultural activities and general character building or welfare purposes, such as folk and square dancing.
- (9) Groups organized for the purpose specified in subdivision (k).

(b) The governing board may charge those organizations and activities listed in subdivision (a) an amount not to exceed the following:

- (1) The cost of opening and closing the facilities, if no college employees would otherwise be available to perform that function as a part of their normal duties.
- (2) The cost of a college employee's presence during the organization's use of the facilities, if the governing board determines that the supervision is needed, and if that employee would not otherwise be present as part of his or her normal duties.
- (3) The cost of janitorial services, if the services are necessary, and would not have otherwise been performed as part of the janitor's normal duties.
- (4) The cost of utilities directly attributable to the organization's use of the facilities.

(c) The governing board may charge an amount not to exceed its direct costs or not to exceed fair rental value of college facilities and grounds under its control, and pursuant to the requirements of this article, for activities other than those specified in subdivision (a). A governing board that decides to levy these charges shall first adopt a policy specifying which activities shall be charged an amount not to exceed direct costs and which activities shall be charged an amount not to exceed fair rental value.

(d) (1) As used in this section, "direct costs" to the district for the use of college facilities or grounds includes all of the following:

- (A) The share of the costs of supplies, utilities, janitorial services, services of any other district employees, and salaries paid to community college district employees to operate and maintain college facilities or grounds that is proportional to the organization's use of the college facilities and grounds of the district under this section.
- (B) The share of the costs for maintenance, repair, restoration, and refurbishment, proportional to the use of the college facilities or grounds by the organization using the college facilities or grounds under this section. For purposes of this subparagraph, "college facilities" shall be limited to only nonclassroom space, and "grounds" shall include, but not be limited to, playing fields, athletic fields, track and field venues, tennis courts, and outdoor basketball courts.

(2) The share of the costs for maintenance, repair, restoration, and refurbishment shall not apply to either of the following:

- (A) Classroom-based programs that operate after school hours, including, but not limited to, after school programs, tutoring programs, or child care programs.

(B) Organizations retained by the college or community college district to provide instruction or instructional activities to students during school hours.

(3) Funds collected pursuant to this subdivision shall be deposited into a special fund that shall only be used for purposes of this section.

(e) By December 31, 2015, the Chancellor of the California Community Colleges shall develop, and the Board of Governors of the California Community Colleges shall adopt, regulations to be used by a governing board of a community college district in determining the proportionate share and the specific allowable costs that a community college district may include as direct costs for the use of its college facilities or grounds.

(f) As used in this section, "fair rental value" means the direct costs to the district, plus the amortized costs of the college facilities or grounds used for the duration of the activity authorized.

(g) The governing board of a community college district that authorizes the use of college facilities or grounds for the purpose specified in subdivision (h) shall charge the church or religious denomination an amount at least equal to the fair rental value of the facilities or grounds.

(h) The governing board of a community college district may grant the use of college facilities or grounds to any church or religious organization for the conduct of religious services for temporary periods where the church or organization has no suitable meeting place for the conduct of these services upon the terms and conditions as the board deems proper, and subject to the limitations, requirements, and restrictions set forth in this article. The governing board shall charge the church or religious organization using the property for the conduct of religious services a fee as specified in subdivision (g).

(i) For entertainment or a meeting where an admission fee is charged or a contribution is solicited and the net receipts of the admission fees or contributions are not expended for the welfare of the students of the district or for charitable purposes, a charge not less than fair rental value shall be levied for the use of the college facilities, property, and grounds, as determined by the governing board of the district.

(j) The governing board may permit the use, without charge, by organizations, clubs, or associations organized for senior citizens and for cultural activities and general character building or welfare purposes, when membership dues or contributions solely for the support of the organization, club, or association, or the advancement of its cultural, character building, or welfare work, are accepted.

(k) The governing board of a community college district may grant the use of college facilities, grounds, and equipment to public agencies, including the American Red Cross, for mass care and welfare shelters during disasters or other emergencies affecting the public health and welfare, and may cooperate with these agencies in furnishing and maintaining services deemed by the governing board to be necessary to meet the needs of the community.

(l) This section shall remain in effect only until January 1, 2020, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2020, deletes or extends that date.

SEC. 31. Section 84040.5 of the Education Code is amended to read:

84040.5. (a) The board of governors shall prescribe the statements and other information to be included in the audit reports filed with the state and shall develop audit procedures for carrying out the purposes of this section. The Department of Finance may make audits, surveys, and reports which, in the judgment of the department will serve the best interest of the state.

(b) A review of existing audit procedures, statements, and other information required to be included in the audit reports shall be conducted periodically by the board of governors. Standards shall be updated periodically.

(c) For the audit of community colleges electing to take formal action pursuant to Sections 22714 and 87488, the audit standards shall require any information as is prescribed by the chancellor, including, but not limited to, the following:

(1) The number and type of positions being vacated.

(2) The age and service credit of the retirees receiving the additional service credit provided by Sections 22714 and 87488.

(3) A comparison of the salary and benefits of each retiree receiving the additional service credit with the salary and benefits of the replacement employee, if any.

(4) The resulting retirement costs, including interest, if any, and postretirement healthcare benefits costs, incurred by the employer.

(d) The chancellor shall annually prepare a cost analysis, based upon the information included in the audit reports for the prior fiscal year, to determine the net savings or costs resulting from formal actions taken by community college districts pursuant to Sections 22714 and 87488, and shall report the results of the cost analysis to the Governor and the Legislature by April 1 of each year.

(e) All costs incurred by the board of governors to implement subdivision (c) shall be absorbed by the board of governors.

(f) At the request of the Department of Finance, each community college district that elects to take formal action pursuant to Sections 22714 and 87488, shall reimburse the Department of Finance for any related administrative costs incurred by the Department of Finance.

SEC. 32. Section 84750.4 is added to the Education Code, immediately preceding Section 84750.5, to read:

84750.4. (a) (1) The board of governors, in accordance with this section, and in consultation with institutional representatives of the California Community Colleges and statewide faculty and staff organizations, so as to ensure their participation in the development and review of policy proposals, shall develop criteria and standards for the purpose of making the annual budget request for the California Community Colleges to the Governor and the Legislature, and for the purpose of allocating the state general apportionment revenues.

(2) It is the intent of the Legislature in enacting this section to adopt a formula for general purpose apportionments that encourages access for underrepresented students, provides additional funding in recognition of the need to provide additional support for low-income students, rewards colleges' progress on improving student success metrics, and improves overall equity and predictability so that community college districts may more readily plan and implement instruction and programs.

(3) It is the intent of the Legislature to determine the amounts appropriated for purposes of this section through the annual Budget Act. Nothing in this section shall be construed as limiting the authority of either the Governor to propose, or the Legislature to approve, appropriations for the California Community Colleges programs or purposes.

(b) Commencing with the 2018–19 fiscal year, and each fiscal year thereafter, the chancellor's office shall annually calculate a base allocation, a supplemental allocation, and a student success allocation for each community college district in the state pursuant to this section. This calculation shall only apply to the allocation of credit revenue. Noncredit instruction, and instruction in career development and college preparation full-time equivalent students (FTES) shall be funded pursuant to the requirements of paragraphs (3) and (4), respectively, of subdivision (d) of Section 84750.5, as that section read on January 1, 2018.

(c) For purposes of computing the base allocation, the marginal funding rate for credit revenue per FTES shall be no less than the following:

(1) Three thousand seven hundred twenty-seven dollars (\$3,727) for the 2018–19 fiscal year.

(2) Three thousand three hundred eighty-seven dollars (\$3,387) for the 2019–20 fiscal year adjusted for changes in cost-of-living and other base adjustments.

(3) Three thousand forty-six dollars (\$3,046) for the 2020–21 fiscal year adjusted for changes in cost-of-living and other base adjustment in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(4) Commencing with the 2021–22 fiscal year, the rate specified in paragraph (3) adjusted for changes in cost-of-living and other base adjustments in subsequent annual budget acts.

(d) (1) The base allocation shall be computed for each community college district as follows:

(A) Each community college district shall receive a basic allocation based on the number of colleges and comprehensive centers in the community college district that is consistent with the basic allocation formula established by the board of governors pursuant to paragraph (2) of subdivision (d) of Section 84750.5 as of the 2015–16 fiscal year.

(B) Unless otherwise specified in subparagraph (C), each community college district shall receive an allocation based on credit base revenues associated with funded FTES as computed pursuant to subparagraph (A) of paragraph (2) at the rate pursuant to subdivision (c).

(C) (i) Notwithstanding the rate in subdivision (c), for community college districts that had higher rates used to calculate their 2017–18 general purpose apportionments, the following rates shall be used to calculate their base allocations for the 2018–19 fiscal year:

(I) For Foothill-De Anza Community College District, the rate shall be no less than three thousand seven hundred forty-five dollars (\$3,745).

(II) For Lake Tahoe Community College District, the rate shall be no less than three thousand eight hundred eighteen dollars (\$3,818).

(III) For Lassen Community College District, the rate shall be no less than three thousand seven hundred ninety-four dollars (\$3,794).

(IV) For Marin Community College District, the rate shall be no less than four thousand two hundred sixty-one dollars (\$4,261).

(V) For MiraCosta Community College District, the rate shall be no less than three thousand seven hundred thirty-four dollars (\$3,734).

(VI) For San Francisco Community College District, the rate shall be no less than three thousand seven hundred fifty-six dollars (\$3,756).

(VII) For San Jose-Evergreen Community College District, the rate shall be no less than three thousand seven hundred forty-four dollars (\$3,744).

(VIII) For Santa Monica Community College District, the rate shall be no less than three thousand seven hundred seventy-six dollars (\$3,776).

(IX) For South Orange Community College District, the rate shall be no less than three thousand eight hundred twenty-six dollars (\$3,826).

(X) For West Kern Community College District, the rate shall be no less than four thousand nine hundred thirty-four dollars (\$4,934).

(ii) Notwithstanding the rate in subdivision (c), for community college districts that had higher rates used to calculate their 2017–18 general purpose apportionments, the following rates shall be used to calculate their base allocations for the 2019–20 fiscal year:

(I) For Foothill-De Anza Community College District, the rate shall be no less than three thousand four hundred three dollars (\$3,403) adjusted for changes in cost-of-living and other base adjustments.

(II) For Lake Tahoe Community College District, the rate shall be no less than three thousand four hundred sixty-nine dollars (\$3,469) adjusted for changes in cost-of-living and other base adjustments.

(III) For Lassen Community College District, the rate shall be no less than three thousand four hundred forty-seven dollars (\$3,447) adjusted for changes in cost-of-living and other base adjustments.

(IV) For Marin Community College District, the rate shall be no less than three thousand eight hundred seventy-two dollars (\$3,872) adjusted for changes in cost-of-living and other base adjustments.

(V) For MiraCosta Community College District, the rate shall be no less than three thousand three hundred ninety-two dollars (\$3,392) adjusted for changes in cost-of-living and other base adjustments.

(VI) For San Francisco Community College District, the rate shall be no less than three thousand four hundred thirteen dollars (\$3,413) adjusted for changes in cost-of-living and other base adjustments.

(VII) For San Jose-Evergreen Community College District, the rate shall be no less than three thousand four hundred one dollars (\$3,401) adjusted for changes in cost-of-living and other base adjustments.

(VIII) For Santa Monica Community College District, the rate shall be no less than three thousand four hundred thirty-one dollars (\$3,431) adjusted for changes in cost-of-living and other base adjustments.

(IX) For South Orange Community College District, the rate shall be no less than three thousand four hundred seventy-six dollars (\$3,476) adjusted for changes in cost-of-living and other base adjustments.

(X) For West Kern Community College District, the rate shall be no less than four thousand four hundred eighty-three dollars (\$4,483) adjusted for changes in cost-of-living and other base adjustments.

(iii) Notwithstanding the rate in subdivision (c), for community college districts that had higher rates used to calculate their 2017–18 general purpose apportionments, the following rates shall be used to calculate their base allocations for the 2020–21 fiscal year:

(I) For Foothill-De Anza Community College District, the rate shall be no less than three thousand sixty dollars (\$3,060) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(II) For Lake Tahoe Community College District, the rate shall be no less than three thousand one hundred twenty dollars (\$3,120) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(III) For Lassen Community College District, the rate shall be no less than three thousand one hundred dollars (\$3,100) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(IV) For Marin Community College District, the rate shall be no less than three thousand four hundred eighty-two dollars (\$3,482) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(V) For MiraCosta Community College District, the rate shall be no less than three thousand fifty-one dollars (\$3,051) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(VI) For San Francisco Community College District, the rate shall be no less than three thousand sixty-nine dollars (\$3,069) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(VII) For San Jose-Evergreen Community College District, the rate shall be no less than three thousand fifty-nine (\$3,059) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(VIII) For Santa Monica Community College District, the rate shall be no less than three thousand eighty-six dollars (\$3,086) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(IX) For South Orange Community College District, the rate shall be no less than three thousand one hundred twenty-six dollars (\$3,126) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(X) For West Kern Community College District, the rate shall be no less than four thousand thirty-two dollars (\$4,032) adjusted for changes in cost-of-living and other base adjustments in the prior year and the cost-of-living and other base adjustments for the 2020–21 fiscal year.

(iv) Commencing with the 2021–22 fiscal year, the rates in clause (iii) shall be adjusted for changes in the cost-of-living and other base adjustments in subsequent annual budget acts.

(2) To calculate the base allocation for each community college district, the chancellor's office shall calculate the three-year rolling average comprised of funded FTES from the current year, the prior year, and the year prior to the prior year, as follows:

(A) Commencing with the 2018–19 fiscal year, the chancellor's office shall compute the sum of annually funded credit FTES from the current year, the prior year, and the year prior to the prior year, and divide the sum by three.

(B) (i) In computing the three-year average pursuant to subparagraph (A), credit FTES associated with enrollment growth proposed in the annual Budget Act shall be excluded from the three-year average and shall instead be added to the computed three-year rolling average.

(ii) In computing the three-year average pursuant to subparagraph (A), credit FTES generated by students who meet the requirements of subdivision (a) of Section 84810.5 and special admit students pursuant to Sections 76002, 76003, and 76004 shall be excluded.

(C) The sum of a community college district's computed three-year FTES rolling average and current year funded FTES growth shall be multiplied by a community college district's applicable base allocation funding rate pursuant to subdivision (c), or subparagraph (C) of paragraph (1), as applicable, to compute a community college district's base allocation.

(D) Community college districts shall be entitled to the restoration of any reductions in their base allocation due to decreases in FTES during the three years following the initial year of decrease if there is a subsequent increase in FTES.

(3) In addition to the amounts computed pursuant to paragraphs (1) and (2), each community college district shall receive an allocation based on credit base revenues associated with funded FTES generated by students who meet the requirements of subdivision (a) of Section 84810.5 and special admit students pursuant to Sections 76002, 76003, and 76004. FTES generated by students who meet the requirements of subdivision (a) of Section 84810.5 and special admit students pursuant to Sections 76002, 76003, and 76004 shall be multiplied by a community college district's applicable credit revenue rate computed for the 2017–18 fiscal year pursuant to Section 84750.5, as that section read on January 1, 2018, as adjusted for 2018–19 fiscal year cost-of-living adjustment and other base adjustments, and adjusted for the changes in the cost-of-living and other base adjustments in subsequent annual budget acts.

(4) The chancellor shall allocate any funding appropriated in the Budget Act for enrollment growth to support the following:

(A) First, for the stated percentage of enrollment growth in the Budget Act and consistent with the growth formula used by the board of governors in the 2015–16 fiscal year.

(B) Second, for the amount of uncapped growth attributable to increases in the amount of a community college district's supplemental allocation.

(C) Third, for the amount of uncapped growth attributable to increases in the amount of a community college district's student success allocation.

(e) Commencing with the 2018–19 fiscal year, a supplemental allocation shall be computed for each community college district based on the total points calculated for each community college district in accordance with all of the following:

(1) The marginal funding rate per point for computing a supplemental allocation shall be nine hundred nineteen dollars (\$919) and, commencing with the 2019–20 fiscal year, that rate shall be adjusted for changes in the cost-of-living adjustment and other base adjustments in subsequent annual budget acts.

(2) Each community college district shall be granted one point for each student who is a recipient of financial aid under the Federal Pell Grant program (20 U.S.C. Sec. 1070a) based on headcount data of students in the prior year.

(3) Each district shall be granted one point for each student who is granted an exemption from nonresident tuition pursuant to Section 68130.5, based on headcount data of students in the prior year.

(4) Each district shall be granted one point for each student who receives a fee waiver pursuant to Section 76300, based on headcount data of students in the prior year.

(5) For the purposes of calculating the supplemental allocation, the number of students shall be defined as the number of students served by the community college district.

(6) It is the intent of the Legislature that the annual Budget Act fully fund increases in the supplemental allocations computed under this section.

(f) Commencing with the 2018–19 fiscal year, a student success allocation shall be computed for each community college district based on the total points calculated for each community college district in accordance with all of the following:

(1) (A) The marginal funding rate per point for computing student success allocation revenue shall be as follows:

(i) For the 2018–19 fiscal year, four hundred and forty dollars (\$440).

(ii) For the 2019–20 fiscal year, six hundred sixty dollars (\$660) adjusted for changes in cost-of-living and other base adjustments specified for the 2019–20 fiscal year.

(iii) For the 2020–21 fiscal year, eight hundred eighty dollars (\$880) adjusted for changes in cost-of-living and other base adjustment in the prior year and the cost-of-living and other base adjustments specified for the 2020–21 fiscal year.

(iv) Commencing with the 2021–22 fiscal year, the rate specified in clause (iii) adjusted for changes in cost-of-living and other base adjustments specified in subsequent annual budget acts.

(B) Each community college district shall be granted three points for each chancellor's office approved associate degree or approved baccalaureate degree granted, excluding an associate degree for transfer granted pursuant to Article 3 (commencing with Section 66745) of Chapter 9.2 of Part 40 of Division 5, based on prior year data.

(C) Each community college district shall be granted four points for each chancellor's office approved associate degree for transfer degree granted pursuant to Article 3 (commencing with Section 66745) of Chapter 9.2 of Part 40 of Division 5, based on prior year data.

(D) (i) Each community college district shall be granted two points for each chancellor's office approved credit certificate requiring 18 or more units granted, based on prior year data.

(ii) Chancellor's office approved credit certificates requiring 16 or more units granted may be used to compute these points if the chancellor's office adopts regulations authorizing the approval and issuance of certificates requiring 16 or more units.

(E) Each community college district shall be granted two points for each student who successfully completes both transfer-level mathematics and English courses within the student's first academic year of enrollment, based on prior year data.

(F) (i) Each community college district shall be granted one and a half points for each student who successfully transfers to a four-year university, based on prior year data.

(ii) The chancellor's office may reduce a community college district's transfer points if a community college district enters into, or expands, a transfer partnership with a private for-profit college that has not demonstrated a track record of providing its students with a baccalaureate degree that leads to a majority of the private for-profit college's baccalaureate degree program students obtaining a regional living wage within one year of completing their degree program.

(iii) The chancellor's office may reduce a community college district's transfer points if a community college district enters into, or expands, a transfer partnership with a private for-profit college that does not meet the qualifications to offer its students federal financial aid.

(G) Each community college district shall be granted one point for each student who successfully completes nine or more career technical education units, based on prior year data.

(H) Each community college district shall be granted one point for each student who obtains a regional living wage within one year of community college completion, based on prior year data.

(2) (A) Each community college district shall also be granted additional points for an equity component of the student success allocation. The marginal funding per point for the equity component of the student success allocation revenue shall be as follows:

(i) For the 2018–19 fiscal year, one hundred eleven dollars (\$111).

(ii) For the 2019–20 fiscal year, one hundred sixty-seven dollars (\$167) adjusted for changes in cost-of-living and other base adjustments specified for the 2019–20 fiscal year.

(iii) For the 2020–21 fiscal year, two hundred twenty-two dollars (\$222) adjusted for changes in cost-of-living and other base adjustment specified for the prior year and the cost-of-living and other base adjustments specified for the 2020–21 fiscal year.

(iv) Commencing with the 2021–22 fiscal year, the rate specified in clause (iii) adjusted for changes in cost-of-living and other base adjustments specified in subsequent annual budget acts.

(B) In computing this allocation, each community college district shall receive points for a student who received a fee waiver pursuant to Section 76300 and generated points for any of the metrics described in paragraph (1), based on prior year data. For each student identified pursuant to this subparagraph, the community college district shall receive the number of points equal to the number of points that the student generated for each of the metrics described in paragraph (1).

(C) In computing this allocation, each community college district shall receive points for a student who received financial aid under the Federal Pell Grant program (20 U.S.C. Sec. 1070a) and generated points for any of the metrics described in paragraph (1), based on prior year data. For each student identified pursuant to this subparagraph, the community college district shall receive the number of points equal to the following:

(i) Four and one-half points for each chancellor's office approved associate degree or approved baccalaureate degree granted, excluding an associate degree for transfer granted pursuant to Article 3 (commencing with Section 66745) of Chapter 9.2 of Part 40 of Division 5, based on prior year data.

(ii) Six points for each chancellor's office approved associate for transfer degree granted pursuant to Article 3 (commencing with Section 66745) of Chapter 9.2 of Part 40 of Division 5, based on prior year data.

(iii) Three points for each chancellor's office approved credit certificate requiring 16 or more units granted, based on prior year data.

(iv) Three points for each student who successfully completes transfer-level mathematics and English courses within the student's first academic year of enrollment, based on prior year data.

(v) Two and one-quarter points for each student who successfully transfers to a four-year university, based on prior year data.

(vi) One and one-half points for each student who successfully completes nine or more career technical education units, based on prior year data.

(vii) One and one-half points for each student who obtains a regional living wage within one year of community college completion, based on prior year data.

(3) It is the intent of the Legislature that the annual Budget Act fully fund increases in the student success allocations computed under this section.

(g) To establish a hold harmless protection for community college districts pursuant to the funding allocation established in this section, a minimum funding level for all community college districts shall be computed as follows:

(1) For the 2018–19 and 2019–20 fiscal years, a level of funding to ensure that all community college districts receive at a minimum the total computational revenue the district received in the 2017–18 fiscal year, defined as a district's final entitlement for general purpose apportionment based on FTES and the number of colleges and comprehensive centers the district operates.

(2) Commencing with the 2020–21 fiscal year, and each year thereafter, community college districts shall receive the higher of (A) the funding level determined by the formula established in this section, or (B) the level of funding determined by multiplying the community college district's new FTES by the associated credit, noncredit, and career development and college preparation rate received by the district in the 2017–18 fiscal year. The level of funding shall be adjusted to include a basic allocation based on the number of colleges and comprehensive centers in the district consistent with the basic allocation rates used in the 2017–18 fiscal year.

(3) (A) From the 2019–20 fiscal year to the 2023–24 fiscal year, inclusive, for the San Francisco Community College District and the Compton Community College District, the rates for computing the hold harmless provisions pursuant to paragraphs (1) and (2) shall be multiplied each year by the cost-of-living adjustment identified in the annual Budget Act and adjusted for increases to FTES. The level of funding for the San Francisco Community College District and the Compton Community College District shall be adjusted to include a basic allocation based on the number of colleges and comprehensive centers in the district consistent with the basic allocation rates used in the 2017–18 fiscal year multiplied by the 2018–19 fiscal year cost-of-living adjustment, and adjusted for changes in the cost-of-living in subsequent annual budget acts. The intent of these adjustments is to provide the San Francisco Community College District and the Compton Community College District with the greater of the amount that would have been calculated pursuant to the requirements of Section 84750.5, as that section read on January 1, 2018, adjusted for annual changes in the cost-of-living adjustment identified in the annual Budget Act and adjusted for increases in FTES, or the amount computed pursuant to the funding formula established in this section.

(B) For purposes of computing the FTES attributable to this paragraph and subdivision (d), for five fiscal years beginning in the 2017–18 fiscal year, the San Francisco Community College District shall be entitled to restoration of any reduction in apportionment revenue due to decreases in FTES, up to the level of attendance of FTES funded in the 2012–13 fiscal year, if there is a subsequent increase in FTES.

(C) (i) For purposes of computing the FTES attributable to this paragraph and subdivision (d), for five fiscal years beginning in the fiscal year the Compton Community College District is accredited under the governing authority of the Board of Trustees of the Compton Community College District, the board of governors shall provide allocations to the Compton Community College District in an amount not less than the total amount that the district would receive if the level of attendance of FTES was the same level of attendance as in the 2017–18 fiscal year. The amount shall be adjusted to reflect cost-of-living adjustments, deficits in apportionments, or both, as appropriate for the applicable fiscal years.

(ii) For purposes of computing the FTES attributable to this paragraph and subdivision (d), for five fiscal years beginning in the fiscal year the Compton Community College District is accredited under the governing authority of the Board of Trustees of the Compton Community College District, the Compton Community College District shall be entitled to restoration of any reduction in apportionment revenue due to decreases in FTES, up to the level of attendance of FTES funded in the 2017–18 fiscal year, if there is a subsequent increase in FTES.

(iii) In computing statewide entitlements to funding based upon the attendance of FTES, the Compton Community College District shall not be credited with more FTES than were actually enrolled and in attendance.

(4) Decreases in a community college district's total revenue computed pursuant to the sum of subdivisions (d), (e), and (f), or computed pursuant to this subdivision shall result in the associated reduction beginning in the year following the initial year of decreases.

(h) For the fiscal years 2018–19 to 2020–21, inclusive, each community college district whose increase in 2017–18 general purpose apportionment funding computed pursuant to Section 84750.5, compared to apportionment funding computed pursuant to this section, is less than the year-over-year cost-of-living adjustments applicable to those fiscal years, shall receive discretionary resources in an amount needed to ensure the community college district receives no less than their 2017–18 general purpose apportionment funding computed pursuant to Section 84750.5 adjusted for annual year-over-year cost-of-living adjustments.

(i) The board of governors shall develop the criteria and standards within the statewide minimum requirements established pursuant to this section.

(j) (1) Except as specifically provided in statute, regulations of the board of governors for determining and allocating the state general apportionment to the community college districts shall not require community college district governing boards to expend the allocated revenues in specified categories of operation.

(2) Except as otherwise provided by statute, current categorical programs providing direct services to students, including extended opportunity programs and services, and disabled student programs and services, shall continue to be funded separately through the annual Budget Act, and shall not be assumed under the budget formula otherwise specified by this section.

(k) It is the intent of the Legislature to allow for changes to the criteria and standards developed pursuant to subdivisions (a) and (h) in order to recognize increased operating costs and to improve instruction.

(l) Notwithstanding Subchapter 1 (commencing with Section 51000) of Chapter 2 of Division 6 of Title 5 of the California Code of Regulations and Section 84751, the chancellor shall allocate the ongoing funds first appropriated to paragraph (1) of subdivision (e) of provision (2) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2015 (Chapters 10 and 11 of the Statutes of 2015) to all community college districts, including districts that have offsetting local revenues that exceed the funding calculated pursuant to the district's budget formula, on a per FTES basis by modifying each district's budget formula pursuant to this section. Any revisions to the budget formula made for the purposes of this subdivision shall be made and reported consistent with the requirements of subdivision (i).

(m) (1) (A) The governing board of each community college district shall certify it will do all the following, no later than January 1, 2019:

(i) Adopt goals for the community college district that meet the following requirements:

(I) Are aligned with the systemwide goals identified in the Vision for Success, which were adopted by the Board of Governors of the California Community Colleges in 2017.

(II) Are measurable numerically.

(III) Specify the specific timeline for achievement.

(ii) For the meeting when the goals are considered for adoption, include in the written agenda an explanation of how the goals are consistent and aligned with the systemwide goals.

(iii) Submit the written item and summary of action to the chancellor's office.

(B) The chancellor's office shall make available guidance to assist governing boards of community college districts in meeting the requirements of this section. The funds apportioned to a community college district pursuant to this section, and for excess tax districts, the Student Equity and Achievement Program, shall be available to implement the activities required pursuant to this paragraph.

(2) Each community college district shall align its comprehensive plan pursuant to paragraph (9) of subdivision (b) of Section 70901 with the adopted local plan goals and align its budget with the comprehensive plan. The funds apportioned to a community college district pursuant to this section, and for excess tax districts, the Student Equity and Achievement Program, shall be available to implement the activities required pursuant to this paragraph.

(3) If a community college district is identified as needing further assistance to make progress towards achieving specified goals, the chancellor's office, with the approval from the board of governors, may direct the community college district to use up

to 1 percent of the district's apportionments allocation on technical assistance and professional development to support efforts to meet the district's efforts towards their goals.

(4) (A) The chancellor's office shall develop processes to monitor the approval of new awards, certificates, and degree programs. The chancellor's office shall also develop a process to monitor the number of students who transfer to for-profit postsecondary educational institutions and report on the growth of transfer to these institutions compared to four-year public postsecondary educational institutions.

(B) The chancellor's office shall also develop minimum standards, in consultation with the oversight committee established pursuant to Section 84750.41, for the approval of certificates and awards that would count towards the funding formula pursuant to this section.

(C) The board of governors shall include instructions in the audit report required by Section 84040 related to the implementation of the funding formula pursuant to this section. The chancellor may require a community college district to repay any funding associated with an audit exception identified in a community college district's audit report pursuant to this subparagraph.

(5) Notwithstanding Section 10231.5 of the Government Code, on or before October 15, 2019, and each year thereafter, the chancellor's office shall report to the Legislature, consistent with Section 9795 of the Government Code, on the course sections and FTES added at each community college that received apportionment growth funding in the prior fiscal year, including the number of course sections and if any course sections and FTES were added that are within the primary missions of the segment and those that are not within the primary missions of the segment.

(6) (A) On or before July 1, 2022, the chancellor's office shall report to the Legislature and the Department of Finance, consistent with Section 9795 of the Government Code, a description on how community college districts are making progress on advancing the goals outlined in the system's strategic vision plan.

(B) The requirement for submitting a report imposed under subparagraph (A) is inoperative on July 1, 2026, pursuant to Section 10231.5 of the Government Code.

(n) For purposes of this section, the following terms have the following meanings:

(1) "Career development and college preparation" means courses in programs that conform to the requirements of Section 84760.5.

(2) "Chancellor's office" means the Office of the Chancellor of the California Community Colleges.

(3) "Primary missions of the segment" means credit courses and those noncredit courses specified in paragraphs (2) to (6), inclusive, of subdivision (a) of Section 84757.

SEC. 33. Section 84750.41 is added to the Education Code, immediately following Section 84750.4 added by Section 2 of this Act, to read:

84750.41. (a) There is hereby established the Community College Student Success Funding Formula Oversight Committee for the purpose of continuously evaluating and reviewing the implementation of the student success funding formula established pursuant to Section 84750.4. The committee shall consist of 15 members.

(b) It is the intent of the Legislature that the membership, duties, and responsibilities of the oversight committee be further refined and determined through the legislative process, with final decisions made before the end of the 2018–19 Regular Session.

(c) At a minimum, one of the duties of the oversight committee shall be developing an implementation plan, including a timeline, for collecting data on the number of first-generation college students enrolled at community colleges for the purpose of including this information in the student success metrics by the 2022–23 fiscal year.

SEC. 34. Section 84750.5 of the Education Code is amended to read:

84750.5. (a) The board of governors, in accordance with the statewide requirements contained in paragraphs (1) to (9), inclusive, of subdivision (d), and in consultation with institutional representatives of the California Community Colleges and statewide faculty and staff organizations, so as to ensure their participation in the development and review of policy proposals, shall develop criteria and standards for the purpose of making the annual budget request for the California Community Colleges to the Governor and the Legislature, and for the purpose of allocating the state general apportionment revenues.

(b) In developing the criteria and standards, the board of governors shall use and strongly consider the recommendations and work product of the "System Office Recommendations Based on the Report of the Work Group on Community College Finance"

that was adopted by the board at its meeting of March 7, 2005. The board of governors shall complete the development of these criteria and standards, accompanied by the necessary procedures, processes, and formulas for using its criteria and standards, by March 1, 2007, and shall submit on or before that date a report on these items to the Legislature and the Governor.

(c) (1) It is the intent of the Legislature in enacting this section to improve the equity and predictability of general apportionment and growth funding for community college districts in order that the districts may more readily plan and implement instruction and related programs, more readily serve students according to the policies of the state's master plan for higher education, and enhance the quality of instruction and related services for students.

(2) It is the intent of the Legislature to determine the amounts to be appropriated for purposes of this section through the annual Budget Act. Nothing in this section shall be construed as limiting the authority either of the Governor to propose, or the Legislature to approve, appropriations for California Community Colleges programs or purposes.

(d) The board of governors shall develop the criteria and standards within the following statewide minimum requirements:

(1) The calculations of each community college district's revenue level for each fiscal year shall be based on the level of general apportionment revenues, state and local, the community college district received for the prior year plus any amount attributed to a deficit from the adopted standards to be developed pursuant to this section, with revenue adjustments being made for increases or decreases in full-time equivalent students (FTES), for equalization of funding per credit FTES, for necessary alignment of funding per FTES between credit and noncredit programs, for inflation, and for other purposes authorized by law.

(2) Commencing with the 2006–07 fiscal year, the funding mechanism developed pursuant to this section shall recognize the need for community college districts to receive an annual allocation based on the number of colleges and comprehensive centers in the community college district. In addition to this basic allocation, the marginal amount of credit revenue allocated per FTES shall be funded at a rate not less than four thousand three hundred sixty-seven dollars (\$4,367), as adjusted for the change in the cost-of-living in subsequent annual budget acts.

(A) To the extent that the Budget Act of 2006 contains an appropriation of one hundred fifty-nine million four hundred thirty-eight thousand dollars (\$159,438,000) for community college equalization, the Legislature finds and declares that community college equalization for credit FTES has been effectively accomplished as of March 31, 2007.

(B) The chancellor shall develop criteria for the allocation of one-time grants for those community college districts that would have qualified for more equalization under prior law than pursuant to this section and the Budget Act of 2006, and for those community college districts that would have qualified for more funding under a proposed rural college access grant than pursuant to this section and the Budget Act of 2006, as determined by the chancellor. Appropriations for the one-time grants shall be provided pursuant to paragraph (24) of subdivision (a) of Section 43 of Chapter 79 of the Statutes of 2006.

(3) Noncredit instruction shall be funded at a uniform rate of two thousand six hundred twenty-six dollars (\$2,626) per FTES, as adjusted for the change in the cost of living provided in subsequent annual budget acts.

(4) Funding for instruction in career development and college preparation, as authorized pursuant to Section 84760.5, shall be provided as follows:

(A) (i) Beginning in the 2006–07 fiscal year, career development and college preparation FTES may be funded at a rate of three thousand ninety-two dollars (\$3,092) per FTES for courses in programs that conform to the requirements of Section 84760.5. This rate shall be adjusted for the change in the cost of living or as otherwise provided in subsequent annual budget acts.

(ii) Beginning in the 2015–16 fiscal year, career development and college preparation FTES shall be funded at the same level as the credit rate specified in paragraph (2). This rate shall be adjusted for the change in the cost of living or as otherwise provided in subsequent annual budget acts.

(iii) The Legislative Analyst shall report to the Legislature on or before March 1, 2017, regarding the change in funding specified in clause (ii), including whether community colleges offered additional classes or programs related to career development or college preparation, and whether there was any change in FTES.

(iv) (I) The requirement for submitting a report imposed under clause (iii) is inoperative on March 30, 2019, pursuant to Section 10231.5 of the Government Code.

(II) A report submitted pursuant to clause (iii) shall be submitted in compliance with Section 9795 of the Government Code.

(B) Changes in career development and college preparation FTES shall result in adjustments to revenues as follows:

(i) Increases in career development and college preparation FTES shall result in an increase in revenues in the year of the increase and at the average rate per career development and college preparation FTES, including any cost-of-living adjustment authorized by statute or by the annual Budget Act.

(ii) Decreases in career development and college preparation FTES shall result in a revenue reduction in the year following the decrease at the average rate per career development and college preparation FTES.

(5) Except as otherwise provided by statute, current categorical programs providing direct services to students, including extended opportunity programs and services, and disabled students programs and services, shall continue to be funded separately through the annual Budget Act, and shall not be assumed under the budget formula otherwise specified by this section.

(6) For credit and noncredit instruction, changes in FTES shall result in adjustments in community college district revenues as follows:

(A) Increases in FTES shall result in an increase in revenues in the year of the increase and at the amount per FTES provided for in paragraph (2) or (3), as appropriate, including any cost-of-living adjustment authorized by statute or by the annual Budget Act.

(B) Decreases in FTES shall result in revenue reductions beginning in the year following the initial year of decrease in FTES, and at the district's marginal funding per FTES.

(C) Community college districts shall be entitled to the restoration of any reductions in apportionment revenue due to decreases in FTES during the three years following the initial year of decrease in FTES if there is a subsequent increase in FTES.

(7) Revenue adjustments shall be made to reflect cost changes, using the same inflation adjustment as required for school districts pursuant to paragraph (2) of subdivision (d) of Section 42238.02. These revenue adjustments shall be made to the college and center basic allocations, credit and noncredit FTES funding rates, and career development and college preparation FTES funding rates.

(8) The statewide requested increase in budgeted workload FTES shall be based, at a minimum, on the sum of the following computations:

(A) Determination of an equally weighted average of the rate of change in the state's population of persons between the ages of 19 and 24 and the rate of change in the state's population of persons between the ages of 25 and 65, both as determined by the Department of Finance's Demographic Research Unit as determined for the preceding fiscal year.

(B) To the extent the state's unemployment rate exceeds 5 percent for the most recently completed fiscal year, that positive difference shall be added to the rate computed in subparagraph (A). In no event shall that positive difference exceed 2 percent.

(C) The chancellor may also add to the amounts calculated pursuant to subparagraphs (A) and (B) the number of FTES in the areas of transfer, vocational education, and basic skills that were unfunded in the current fiscal year. For this purpose, the following computation shall be determined for each community college district, and a statewide total shall be calculated:

(i) Establish the base level of FTES earned in the prior fiscal year for transfer courses consisting of courses meeting the California State University breadth or Intersegmental General Education Transfer Curriculum requirements or major course prerequisites accepted by the University of California or the California State University.

(ii) Establish the base level of FTES earned in the prior fiscal year for vocational education courses consisting of courses defined by the chancellor's office Student Accountability Model codes A and B that are consistent with the courses used for measuring success in this program area under the accountability system established pursuant to Section 84754.5.

(iii) Establish the base level of FTES in the prior fiscal year for basic skills courses, both credit and noncredit.

(iv) Add the sum of FTES for clauses (i) to (iii), inclusive.

(v) Multiply the result of the calculation made under clause (iv) by one plus the community college district's funded growth rate in the current fiscal year. This figure shall represent the maintenance of effort level for the budget year.

(vi) FTES in transfer, vocational education, and basic skills that are in excess of the total calculated pursuant to clause (v), shall be considered in excess of the maintenance of effort level, and shall be eligible for overcap growth funding if the community college district exceeds its overall funded FTES.

(vii) In no event shall the amount calculated pursuant to clause (vi) exceed the total unfunded FTES for that fiscal year. To the extent the computation specified in subdivision (c) requires the reporting of additional data by community college districts, that reporting shall be a condition of the receipt of apportionment for growth pursuant to this section and those funds shall be available to offset any and all costs of providing the data.

(9) Except as specifically provided in statute, regulations of the board of governors for determining and allocating the state general apportionment to the community college districts shall not require community college district governing boards to expend the allocated revenues in specified categories of operation or according to the workload measures developed by the board of governors.

(e) (1) The Chancellor of the Community Colleges shall develop, and the board of governors shall adopt, a revised apportionment growth formula for use commencing with the 2015–16 fiscal year. The chancellor shall allocate apportionments pursuant to the revised formula only after the revised formula, and any formulas for adjustment pursuant to paragraph (2), have been adopted by the board of governors. The revised apportionment growth formula shall support the primary missions of the segment, and shall be based on each community's need for access to the community colleges, as determined by local demographics. In developing the revised formula, the chancellor shall consider multiple factors in determining need; however, the primary factors shall be:

(A) (i) The number of persons under 25 years of age without a college degree, within a community college district's boundaries, and the number of persons 25 to 64 years of age, inclusive, without a college degree, within a community college district's boundaries.

(ii) Notwithstanding clause (i), the chancellor may use alternative age ranges depending on the availability of data.

(B) The number of persons who are unemployed, have limited English skills, who are in poverty, or who exhibit other signs of being disadvantaged, as determined by the chancellor, within a community college district's boundaries.

(2) Beginning with the 2016–17 fiscal year, the chancellor shall adjust upward the need determination based on each community college's effectiveness in serving residents of neighborhoods, within or outside of the community college district's boundaries, that exhibit the highest levels of need in the state.

(3) The chancellor shall calculate each community college district's proportionate share of the statewide need for access to the community colleges based on the application of this formula described in paragraph (1), as adjusted pursuant to paragraph (2).

(4) The chancellor shall calculate the difference between each community college district's proportionate share of the statewide need for access to the community colleges, as calculated pursuant to paragraph (3), and its current proportionate share of statewide enrollment in the community colleges.

(5) (A) Until a community college district reaches its highest level of apportionment revenues previously received, its apportionment revenues shall be eligible to increase by the lesser of 1 percent of its current apportionment base, or one-half of the statewide growth allocation on a proportionate basis, regardless of need.

(B) After a community college district reaches its highest level of apportionment revenues previously received, it is eligible to increase its apportionment revenues by the lesser of one-half of 1 percent of its current apportionment base, or one-quarter of the statewide growth allocation on a proportionate basis, regardless of its need.

(6) The remainder of the apportionment growth funding shall be allocated to allow each community college district to grow its apportionment revenues based on its relative share of the difference between the amounts calculated in paragraph (4), up to a maximum of its apportionment base for the preceding fiscal year appropriate to ensure that community college district is advancing the primary missions of the segment. The maximum established by the chancellor shall not be less than 5 percent nor greater than 10 percent of a community college district's apportionment base for the preceding fiscal year.

(7) Unless otherwise agreed upon by the board of governors, apportionment reductions shall be allocated proportionally based on the most recent levels of apportionment revenues.

(8) (A) It is the intent of the Legislature, consistent with direction provided in the 2014–15 Budget Act, that apportionment growth funding be expended for purposes of increasing the number of FTES in courses or programs that support the primary missions of the segment.

(B) (i) Notwithstanding Section 10231.5 of the Government Code, on or before October 15, 2015, and each year thereafter, the chancellor shall report to the Legislature on the course sections and FTES added at each community college that received apportionment growth funding in the prior fiscal year, including the number of course sections and if any course sections and FTES were added that are within the primary missions of the segment and those that are not within the primary missions of the segment.

(ii) A report submitted to the Legislature pursuant to clause (i) shall be submitted in compliance with Section 9795 of the Government Code.

(C) For purposes of this section, "primary missions of the segment" means credit courses and those noncredit courses specified in paragraphs (2) to (6), inclusive, of subdivision (a) of Section 84757.

(f) (1) It is the intent of the Legislature to allow for changes to the criteria and standards developed pursuant to subdivisions (a) to (d), inclusive, in order to recognize increased operating costs and to improve instruction.

(2) (A) If the annual budget act identifies funds appropriated specifically for the purposes of this subdivision, the chancellor shall adjust the budget request formula to allocate those funds without altering any of the adjustments described in subdivision (d). At least 30 days before allocating any state general apportionment revenues using a budget request formula revised pursuant to this subdivision, the chancellor shall submit to the Department of Finance and the Legislature a description of the specific adjustments made to the budget request formula.

(B) A report to the Legislature pursuant to subparagraph (A) shall be submitted in compliance with Section 9795 of the Government Code.

(g) Notwithstanding Subchapter 1 (commencing with Section 51000) of Chapter 2 of Division 6 of Title 5 of the California Code of Regulations and Section 84751, the chancellor shall allocate the ongoing funds first appropriated pursuant to paragraph (1) of subdivision (e) of provision (2) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2015 (Chapters 10 and 11, Statutes of 2015) to all community college districts, including districts that have offsetting local revenues that exceed the funding calculated pursuant to the district's budget formula, on a per FTES basis by modifying each district's budget formula pursuant to this section. Any revisions to the budget formula made for the purposes of this subdivision shall be made and reported consistent with the requirements of subdivision (f).

(h) Commencing with the 2018–19 fiscal year, this section shall only be used to allocate revenue pursuant to subparagraph (A) of paragraph (3) of subdivision (e) of Section 36 of Article XIII of the California Constitution, to compute allocations for noncredit instruction and career development and college FTES, and to compute allocations to community college districts for fiscal years prior to the 2018–19 fiscal year.

SEC. 35. Section 84750.6 of the Education Code is amended to read:

84750.6. (a) Notwithstanding Section 84750.5, the board of governors shall provide the San Francisco Community College District with revenues, as specified in subdivision (b), if, on the effective date of the act that adds this section, both of the following conditions are satisfied:

(1) The board of governors finds that the community college district or a campus of the community college district is in imminent jeopardy of losing its accreditation.

(2) The board of governors has exercised its authority pursuant to Section 84040 of this code and Section 58312 of Title 5 of the California Code of Regulations as that regulation read on April 15, 2014.

(b) If the number of full-time equivalent students (FTES) of the community college district decreases from the number in the 2012–13 fiscal year, the board of governors shall provide revenues to the community college district, as follows:

(1) For the 2014–15 fiscal year, an amount not less than the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2012–13 fiscal year.

(2) For the 2015–16 fiscal year, an amount not less than 95 percent of the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2012–13 fiscal year.

(3) (A) For the 2016–17 fiscal year, an amount not less than 90 percent of the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2012–13 fiscal year.

(B) Funds shall be provided under this paragraph only if the Fiscal Crisis Management Assistance Team makes a finding no sooner than April 1, 2016, that the San Francisco Community College District is meeting or exceeding all of the following benchmarks:

(i) Effective fiscal controls and systems are in place.

(ii) The City College of San Francisco has, and is adhering to, prudent fiscal policies and practices, as corroborated by an analysis of multiyear projections of no less than three fiscal years commencing with the 2016–17 fiscal year.

(iii) The City College of San Francisco is applying resources in accordance with a budget plan approved by the special trustee.

(iv) The City College of San Francisco is maintaining appropriate fiscal reserves.

(v) The City College of San Francisco has, and is adhering to, a viable plan to address long-term liabilities including, but not necessarily limited to, "other postemployment benefits," as that term is used in accordance with generally accepted accounting principles defined by the Governmental Accounting Standards Board as of April 15, 2014.

(c) The amounts calculated in paragraphs (1) to (3), inclusive, of subdivision (b) shall be adjusted by the chancellor to reflect cost-of-living adjustments, deficits in apportionments, or both, as appropriate for the applicable fiscal years.

(d) Subdivision (b) shall only be used to determine the apportionment funding to be allocated to the San Francisco Community College District. In computing statewide entitlements to funding based upon the attendance of FTES, the San Francisco Community College District shall not be credited with more FTES than were actually enrolled and in attendance.

(e) Subdivision (b) shall only be operative for a fiscal year in which the San Francisco Community College District is in compliance with Section 51016 of Title 5 of the California Code of Regulations as that regulation read on April 15, 2014.

(f) It is the intent of the Legislature that any amounts necessary to make the apportionments required pursuant to subdivision (b) be drawn from the state general apportionment revenues for community college districts.

(g) (1) The Chancellor of the City College of San Francisco shall submit all of the following to the appropriate policy and fiscal committees of the Legislature, the office of the Governor, the Legislative Analyst's Office, and the Department of Finance on or before April 15, 2015:

(A) An overview of the college's current accreditation status, including a description of any identified accreditation deficiencies and activities underway to address those deficiencies.

(B) Enrollment totals for the current and prior years.

(C) Updated enrollment projections for the two subsequent fiscal years.

(D) The number of course sections offered in the current and prior fiscal years.

(E) A thorough explanation of the district's level of budgetary reserves and sources of revenue.

(F) A thorough multiyear budget plan that explains, at a minimum, both revenue sources and areas of expenditure.

(2) The Chancellor of the City College of San Francisco shall submit updates to the report submitted under paragraph (1) on or before the following dates:

(A) October 15, 2015.

(B) April 15, 2016.

(C) October 15, 2016, but only if funding is provided pursuant to paragraph (3) of subdivision (b).

(D) April 15, 2017, but only if funding is provided pursuant to paragraph (3) of subdivision (b).

(h) For five fiscal years beginning in the 2017–18 fiscal year, the San Francisco Community College District shall be entitled to restoration of any reduction in apportionment revenue due to decreases in FTES, up to the level of attendance of FTES funded in the 2012–13 fiscal year, if there is a subsequent increase in FTES.

(i) Commencing with the 2018–19 fiscal year, this section shall no longer be used to compute allocations to the San Francisco Community College District.

(j) This section shall become inoperative on July 1, 2021, and, as of January 1, 2022, is repealed.

SEC. 36. Section 84750.7 of the Education Code is amended to read:

84750.7. (a) Notwithstanding Section 84750.5, the board of governors shall provide the Compton Community College District with revenues, as specified in subdivision (b), if both of the following conditions are met:

(1) Compton College is accredited by an accrediting agency recognized by the United States Department of Education.

(2) The Compton Community College District is under the governing authority of the Board of Trustees of the Compton Community College District.

(b) If the number of full-time equivalent students (FTES) of the community college district decreases from the number in the 2017–18 fiscal year, the board of governors shall provide revenues to the community college district, as follows:

(1) For the first fiscal year Compton College is accredited under the governing authority of the Board of Trustees of the Compton Community College District, an amount not less than the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2017–18 fiscal year.

(2) For the second fiscal year after Compton College is accredited under the governing authority of Compton Community College District Board of Trustees, an amount not less than 95 percent of the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2017–18 fiscal year.

(3) For the third fiscal year after Compton College is accredited under the governing authority of Compton Community College District, an amount not less than 90 percent of the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the 2017–18 fiscal year.

(4) For the fourth fiscal year after Compton College is accredited under the governing authority of Compton Community College District, an amount not less than 85 percent of the total amount that the community college district would receive if the level of attendance of FTES was the same level of attendance as in the prior 2017–18 year.

(c) The amounts calculated pursuant to subdivision (b) shall be adjusted by the chancellor to reflect cost-of-living adjustments, deficits in apportionments, or both, as appropriate for the applicable fiscal years.

(d) Subdivision (b) shall only be used to determine the apportionment funding to be allocated to the Compton Community College District. In computing statewide entitlements to funding based upon the attendance of FTES, the Compton Community College District shall not be credited with more FTES than were actually enrolled and in attendance.

(e) Subdivision (b) shall only be operative for a fiscal year in which the Compton College is in compliance with Section 70902.

(f) It is the intent of the Legislature that any amounts necessary to make the apportionments required pursuant to subdivision (b) be drawn from the state general apportionment revenues for community college districts.

(g) Commencing with the 2018–19 fiscal year, this section shall no longer be used to compute allocations to the Compton Community College District.

(h) This section shall become inoperative on July 1, 2021, and, as of January 1, 2022, is repealed.

SEC. 37. Section 84751 of the Education Code is amended to read:

84751. (a) In calculating each community college district's revenue level for each fiscal year pursuant to Section 84750.4 or subdivision (a) of Section 84750.5, as applicable, the board of governors shall subtract, from the total revenues owed, all of the following:

(1) The local property tax revenue specified by law for general operating support, exclusive of bond interest and redemption.

(2) Ninety-eight percent of the fee revenues collected pursuant to Section 76300.

(3) Timber yield tax revenues received pursuant to Section 38905.1 of the Revenue and Taxation Code.

(4) Any amounts received pursuant to Section 33492.15, 33607.5, or 33607.7 of the Health and Safety Code, and Section 33676 of the Health and Safety Code, as amended by Section 2 of Chapter 1368 of the Statutes of 1990, that are considered to be from property tax revenues pursuant to those sections for purposes of community college revenue levels, except those amounts that are allocated exclusively for educational facilities.

(b) Notwithstanding subdivision (a), for the 2013–14 fiscal year, revenues received pursuant to Sections 34177, 34179.5, 34179.6, and 34188 of the Health and Safety Code after April 15, 2014, shall be counted as revenues received in the 2014–15 fiscal year.

(c) Notwithstanding subdivision (a), for the 2014–15 fiscal year, revenues received pursuant to Sections 34177, 34179.5, 34179.6, and 34188 of the Health and Safety Code after April 15, 2015, shall be counted as revenues received in the 2015–16 fiscal year.

(d) Notwithstanding subdivision (a), for the 2015–16 fiscal year, revenues received pursuant to Sections 34177, 34179.5, 34179.6, and 34188 of the Health and Safety Code after April 15, 2016, shall be counted as revenues received in the 2016–17 fiscal year.

SEC. 38. Section 84810.5 of the Education Code is amended to read:

84810.5. (a) (1) Open course provisions in statute or regulations of the board of governors shall be waived for any governing board of a community college district for classes the district provides to inmates of any city, county, or city and county jail, road camp, farm for adults, or state or federal correctional facility. This section does not authorize the waiver of open course provisions in any context or situation other than those that are specifically authorized by this section. Subject to limitations set forth in subdivision (b), the board of governors may include the units of full-time equivalent students (FTES) generated in those classes for purposes of state apportionments.

(2) The attendance hours generated by credit courses shall be funded at the marginal credit rate determined pursuant to paragraph (1) of subdivision (c) of Section 84750.4 or paragraph (2) of subdivision (d) of Section 84750.5, as applicable. The attendance hours generated by noncredit courses shall be funded at the noncredit rate pursuant to paragraph (2) of subdivision (c) of Section 84750.4 or paragraph (3) of subdivision (d) of Section 84750.5, as applicable. The attendance hours generated by instruction in career development and college preparation shall be funded at the rate determined pursuant to paragraph (3) of subdivision (c) of Section 84750.4 or paragraph (4) of subdivision (d) of Section 84750.5, as applicable.

(b) (1) A community college district shall not claim, for purposes of state apportionments under this section, any class to which either of the following applies:

(A) The district receives full compensation for its direct education costs for the conduct of the class from any public or private agency, individual, or group of individuals.

(B) The district has a contract or instructional agreement, or both, for the conduct of the class with a public or private agency, individual, or group of individuals that has received from another source full compensation for the costs the district incurs under that contract or instructional agreement.

(2) In reporting a claim for apportionment to the Chancellor of the California Community Colleges under this section, the district shall report any partial compensation it receives from the sources described in subparagraphs (A) and (B) of paragraph (1) during the period for which the claim is made. The chancellor shall subtract the amount of any partial compensation received from the total apportionment to be paid.

(c) This section does not provide a source of funds to shift, supplant, or reduce the costs incurred by the Department of Corrections and Rehabilitation in providing inmate education programs.

SEC. 39. The heading of Article 9 (commencing with Section 84900) of Chapter 5 of Part 50 of Division 7 of Title 3 of the Education Code is amended to read:

Article 9. Adult Education Program

SEC. 40. Section 84900 of the Education Code is amended to read:

84900. The Adult Education Program is hereby established under the administration of the Chancellor of the California Community Colleges and the Superintendent of Public Instruction.

SEC. 41. Section 84901 of the Education Code is amended to read:

84901. For purposes of this article, the following definitions shall apply, unless otherwise specified:

(a) "Adult" means a person 18 years of age or older.

(b) "Consortium" means an adult education consortium approved pursuant to this article.

(c) "Executive director" means the executive director of the State Board of Education.

(d) "Program" means the Adult Education Program established by Section 84900.

SEC. 42. Section 84906 of the Education Code is amended to read:

84906. (a) (1) Commencing with the 2019–20 fiscal year, as a condition of receipt of an apportionment of funds from this program for a fiscal year, the members of a consortium shall have a consortium-approved three-year adult education plan that addresses a three-year fiscal planning cycle. The plan shall be updated at least once each year based on available data pertaining to the requirements of subdivision (b).

(2) For the 2018–19 fiscal year, as a condition of receipt of an apportionment of funds from this program, the members of a consortium shall have a consortium-approved adult education plan that satisfies subdivision (c).

(b) An adult education plan shall include all of the following:

(1) An evaluation of the educational needs of adults in the region.

(2) A list of the following:

(A) Entities that provide education and workforce services to adults in the region.

(B) Entities that are impacted by, or that have a fundamental interest in, the provision of those services.

(3) A description of the services provided by entities listed pursuant to paragraph (2).

(4) An evaluation of current levels and types of education and workforce services for adults in the region.

(5) An evaluation of the funds available to the members of the consortium and the entities listed pursuant to paragraph (2), including funds other than those apportioned pursuant to this article.

(6) Actions that the members of the consortium will take to address the educational needs identified pursuant to paragraph (1).

(7) Actions that the members of the consortium will take to improve the effectiveness of their services.

(8) Actions that the members of the consortium, the entities listed pursuant to paragraph (2), and other interested parties will take to improve integration of services and to improve transitions into postsecondary education and the workforce, including actions related to all of the following:

(A) Placement of adults seeking education and workforce services into adult education programs.

(B) Alignment of academic standards and curricula for programs across entities that provide education and workforce services to adults.

(C) Qualifications of instructors, including common standards across entities that provide education and workforce services to adults.

(D) Collection and availability of data.

(9) A description of the alignment of adult education services supported by this program with those described in other education and workforce plans guiding services in the region, including plans pertaining to the building of career pathways and the employment of workforce sector strategies and those required pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128).

(10) A description of the ways in which each of the entities identified in paragraph (2) contributed to the development of the plan.

(c) For the 2015–16, 2016–17, 2017–18, and 2018–19 fiscal years, a regional plan developed pursuant to Section 84830 shall satisfy the requirements of this section.

SEC. 43. Section 84913 of the Education Code is amended to read:

84913. (a) Funds apportioned for the program shall be used only for support of the following:

(1) Programs in elementary and secondary basic skills, including programs leading to a high school diploma or high school equivalency certificate.

(2) Programs for immigrants eligible for educational services in citizenship, English as a second language, and workforce preparation.

(3) Programs for adults, including, but not limited to, older adults, that are primarily related to entry or reentry into the workforce.

(4) Programs for adults, including, but not limited to, older adults, that are primarily designed to develop knowledge and skills to assist elementary and secondary school children to succeed academically in school.

(5) Programs for adults with disabilities.

(6) Programs in career technical education that are short term in nature and have high employment potential.

(7) Programs offering preapprenticeship training activities conducted in coordination with one or more apprenticeship programs approved by the Division of Apprenticeship Standards for the occupation and geographic area.

(8) (A) Indirect costs of the program's consortium members.

(B) For purposes of this paragraph, "indirect costs" means either of the following:

(i) For consortium members that are school districts and county offices of education, the lesser of the member's prior year indirect cost rate, as approved by the department, or no more than 5 percent of the total funding received from the program.

(ii) For community college consortium members, the lesser of the member's prior year negotiated indirect cost rate or no more than 5 percent of the total funding received from the program.

(b) A consortium may use no more than 5 percent of funds allocated in a given fiscal year for the sum of the following:

(1) The costs of administration of these programs.

(2) The costs of the consortium.

SEC. 44. Section 84916 of the Education Code is amended to read:

84916. Commencing with the 2019–20 fiscal year, any community college district, school district, or county office of education or any joint powers authority consisting of community college districts, school districts, county offices of education, or a combination of these entities, that receives funds from any of the following programs or allocations, shall be a member of a consortium pursuant to this article and any other entity that receives funds from any of the following programs or allocations shall participate in a consortium pursuant to this article. Each consortium shall use the 2018–19 fiscal year as a planning year to engage with members and participants located within the boundaries of the adult education region that receive funding from the following list, and shall include those entities in planning activities related to the consortium's three-year plan, as adopted pursuant to Section 84906:

(a) The Adults in Correctional Facilities program.

(b) The federal Adult Education and Family Literacy Act (Title II of the federal Workforce Innovation and Opportunity Act).

(c) The federal Carl D. Perkins Career and Technical Education Act (Public Law 109-270).

(d) Local control funding formula apportionments received for students who are 19 years of age or older.

(e) Community college apportionments received for providing instruction in courses in the areas listed in subdivision (a) of Section 84913.

(f) State funds for remedial education and job training services for participants in the CalWORKs program.

(g) State funds for adult literacy or career online high school programs.

SEC. 45. Part 52.7 (commencing with Section 88670) is added to Division 7 of Title 3 of the Education Code, to read:

PART 52.7. California STEM Pathways Grant Program

88670. (a) For the 2018–19 fiscal year, the sum of ten million dollars (\$10,000,000) is hereby appropriated from the General Fund to the Chancellor's Office of the California Community Colleges for a grant program that supports public-private partnerships that will prepare California students for high-skill jobs of the future in technology, manufacturing, and health care.

(b) The grant program shall deliver five core benefits to students:

(1) A rigorous, relevant, and cost-free education in grades 9 to 14, inclusive, focused on the knowledge and skills that students need for science, technology, engineering, and mathematics (STEM) careers.

(2) Workplace learning that includes mentoring by industry professionals, worksite visits, speakers, and internships.

(3) Intensive, individualized, academic support by both K–12 and postsecondary faculty within an extended academic year or school day that enables students to progress through the program at their own pace.

(4) An opportunity to earn an associate in science degree in a high-tech field or an associate degree for transfer in a STEM field.

(5) A commitment to students who complete the program to be first in line for a job with participating business partners following completion of the program.

88671. (a) The chancellor shall award grants to be expended over a six year period, to applicants that meet, at a minimum, all of the following conditions:

(1) Applicants are parties to an approved College and Career Access Pathways (CCAP) partnership pursuant to Section 76004 of the Education Code that will govern the delivery of the academic program to students and allocation of funding between the local educational agency and the community college district.

(2) Applicants shall demonstrate that the curriculum in grades 9 to 14, inclusive, shall lead to an associate in science degree in a high-tech field or an associate degree for transfer in a STEM field.

(3) Applicants have a signed memorandum of understanding between the CCAP partnership and one or more private businesses in technology, manufacturing, or health care that obligates the businesses to all of the following:

(A) Committing to place every student who successfully completes the program first in line for a job.

(B) Identifying a mentor for every participating student.

(C) Creating an up-to-date skills map for the industry or sector that identifies essential job requirements.

(D) Collaborating with the CCAP partnership to identify the postsecondary two-year degree that will ensure participating students meet industry expectations and to validate the proposed scope and sequence.

(E) Providing workplace visits, speakers, internships, and apprenticeships for participating students.

(F) Collaborating with the CCAP partnership staff to align technical skills and workplace competencies with curriculum, course offerings, and other resources.

(G) Providing dedicated staff to work on the initiative, including an industry liaison who has the authority to coordinate with the CCAP partnership on the business partners' behalf.

(4) Students will attend classes from grades 9 to 14, inclusive, on a single campus.

(b) The chancellor shall prioritize applicants that will serve students who:

(1) Have been identified as academically or economically at risk for not successfully completing high school or not enrolling in, or succeeding in, college.

(2) Belong to populations that have historically not had access to, or success in, higher education, such as students with disabilities or English language learners.

(c) The chancellor shall award grants in a geographically diverse manner, to the extent possible, and shall not award more than one grant per county.

(d) The chancellor shall require applicants to submit enrollment, performance, and employment data.

(e) The chancellor shall develop and provide guidance to the program, including, but not limited to, appropriate uses of program funds and the manner in which the program will report data to meet the requirements of subdivision (h).

(f) The chancellor shall develop a request for proposal (RFP) process to determine grant awardees. The RFP process shall comply with the requirements of this section.

(g) For the purposes of this section, an applicant is comprised of a regional consortium that includes one or more of each of the following:

(1) A school district or charter school.

(2) A community college district.

(h) No later than January 10, 2025, the Chancellor shall submit a report to the Director of Finance and the appropriate budget and policy committees of the Legislature. The report shall include, but not necessarily be limited to, the following:

(1) The degree to which grant recipients achieved the objectives in subdivision (a).

(2) The number and percentage of students enrolled in the program who earned a two-year associates degree within four, five, and six years.

(3) The number and percentage of students enrolled in the program who earned an industry-recognized certificate or credential within four, five, and six years.

(4) The number and percentage of students enrolled in the program who gained full time employment in their area of study or training upon completion of the program.

(5) A range of the starting salaries of program graduates that gained full-time employment.

(6) The number and percentage of students enrolled in the program that enrolled in a four-year degree program upon completion of the program.

(7) It is the intent of the Legislature that the report disaggregate results by student subgroup as identified by Section 52052.

(i) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202, for the 2017–18 fiscal year.

SEC. 46. Section 88910 of the Education Code is repealed.

SEC. 47. Section 88912 of the Education Code is repealed.

SEC. 48. Section 88912.5 of the Education Code is amended to read:

88912.5. (a) On or before April 1, 2019, the chancellor shall report to the Legislature all of the following for the 2017–18 award year:

(1) The number of grant award recipients who met the requirements of paragraph (5) of subdivision (b) of Section 88912.

(2) The number of grant award recipients who met the requirements of paragraph (6) of subdivision (b) of Section 88912, disaggregated by recipients who are pursuing an associate degree for transfer, an associate degree, or a career technical education certificate or other community college certificate, and further disaggregated by the type of certificate.

(3) The number of grant award recipients who enrolled in and successfully completed a transfer-level mathematics or English course, or an equivalent course to earn a career technical education certificate, that is required for their academic program during their first year of enrollment.

(4) The number of grant award recipients who enrolled in and successfully completed at least nine units in their major during their first year of enrollment.

(5) The average grade point average of grant award recipients.

(b) Student information reported pursuant to subdivision (a) shall be disaggregated by race, ethnicity, gender, and socioeconomic status.

(c) (1) The requirement for submitting a report imposed under subdivision (a) is inoperative on April 1, 2023, pursuant to Section 10231.5 of the Government Code.

(2) A report to be submitted pursuant to subdivision (a) shall be submitted in compliance with Section 9795 of the Government Code.

(d) This section shall apply only to awards provided to students during the 2017–18 academic year pursuant to the former Section 88912, as that section read on June 1, 2018.

(e) This section shall become inoperative on June 1, 2023, and, as of January 1, 2024, is repealed.

SEC. 49. Section 88913 of the Education Code is repealed.

SEC. 50. Part 54.82 (commencing with Section 88930) is added to Division 7 of Title 3 of the Education Code, to read:

PART 54.82. Community Colleges Student Success Completion Grant

88930. For purposes of this part, "academic year" means the total of two consecutive semesters or three quarters, commencing with the opening of the fall term. Each semester or quarter is approximately the same length.

88931. (a) Commencing with the 2018–19 academic year, each participating community college shall provide a grant award to a student pursuant to subdivision (b). The purpose of the grant award is to provide the student with additional financial aid to help offset his or her total cost of community college attendance.

(b) A student attending a community college may receive a grant award pursuant to this section if the student meets all of the following requirements:

- (1) The student receives a Cal Grant B or C award pursuant to Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5.
- (2) The student is making satisfactory academic progress at the college under criteria required by the applicable federal standards published in Title 34 of the Code of Federal Regulations.
- (3) The student is a California resident or is exempt from paying nonresident tuition under Section 68130.5 or 76140.

(c) (1) The students who meet the applicant criteria pursuant to subdivision (b) shall be eligible for the following grant amounts:

(A) Six hundred forty-nine dollars (\$649) per semester, or quarterly equivalent, for eligible students who enroll in 12, 13, or 14 units per semester, or the quarterly equivalent number of units.

(B) Two thousand dollars (\$2,000) per semester, or quarterly equivalent, for eligible students who enroll in 15 units per semester, or the quarterly equivalent number of units.

(2) (A) If funding is available after making awards to students in the primary terms, a community college may grant additional awards to students who take a sufficient number of units during the summer term to bring their total number of academic units to 24 units or more for the academic year. The chancellor's office shall work with colleges to determine the summer grant amounts based on available funds.

(B) It is the intent of the Legislature that the available grants would be prorated to allocate a larger amount to students who take a sufficient number of units for a total of 30 units or more for the academic year.

(d) (1) To the extent practicable, a grant award shall be awarded at the same time as a recipient's overall financial aid package.

(2) The grant award shall be considered a supplemental grant, and shall not supplant any other grant, fee waiver, or scholarship aid received by the student, including, but not necessarily limited to, federal grants, Cal Grant awards, institutional grants, merit-based scholarships, and athletic scholarships.

(3) The grant award shall be based upon the financial need of the applicant, and shall not exceed the calculated financial need for any individual applicant. The minimum level of financial need of applicants shall be determined by the commission pursuant to Section 69432.9.

(4) The grant award identified in subdivision (c) shall be proportionally reduced if the amount of funding appropriated in the annual Budget Act for this purpose is insufficient to fully fund the total number of students awarded a grant.

(e) (1) Each participating community college shall administer the grant award pursuant to the requirements of this section.

(2) It is the intent of the Legislature that a student is enrolled in a program of study and has completed an education plan identifying courses, a sequence of courses, key progress of milestones, and other requirements the student must complete to earn an associate degree, career technical education certificate, other community college certificate, or meet transfer requirements.

(3) Each participating community college shall encourage students to enroll in a sufficient number of units per semester, quarter, or summer term to be considered on track to obtain a certificate, associate degree for transfer, or associate degree or transfer to a four-year university within two academic years or within three academic years if a student is required to take basic skill courses by the community college.

(f) This section shall not be operative in a fiscal year unless funding has been provided for this section for that fiscal year in the annual Budget Act or another statute.

88932. (a) On or before April 1, 2020, the chancellor shall report to the Legislature all of the following for the 2018–19 award year:

(1) The number of grant award recipients who met the requirements of Section 88931, disaggregated by recipients who are pursuing an associate degree for transfer, an associate degree, or a career technical education certificate, or other community college certificate, and further disaggregated by the type of certificate.

(2) The number of grant award recipients who met the requirements of Section 88931 and received a grant disaggregated by the number of units the recipients were enrolled in each term during the academic year.

(3) The number of grant award recipients who met the requirements of Section 88931 considered on track to complete their educational program within two academic years, within three academic years if a student is required to take basic skill courses by the community college, within the published length of time, or within the published length of time plus one year if a student is required to take basic skill courses by the community college.

(4) The average grade point average of grant award recipients.

(b) Student information reported pursuant to subdivision (a) shall be disaggregated by race, ethnicity, gender, and socioeconomic status.

(c) (1) The requirement for submitting a report imposed under subdivision (a) is inoperative on April 1, 2024, pursuant to Section 10231.5 of the Government Code.

(2) A report to be submitted pursuant to subdivision (a) shall be submitted in compliance with Section 9795 of the Government Code.

88933. The board of governors may adopt regulations to administer this part.

SEC. 51. Section 89290.5 is added to the Education Code, to read:

89290.5. (a) The Office of the Chancellor of the California State University shall require each campus in the university's system to prepare an annual report on student admissions and impaction policies. The chancellor's office shall compile each of these campus reports and submit a systemwide summary report to the Legislature and the Department of Finance on or before May 1, 2020, and on or before May 1 of each year thereafter. The campus and systemwide reports on student enrollment shall include all the following:

(1) A description of the change to campus policies to provide local students additional admissions preference to impacted programs beginning with the 2019–20 academic year, and a description of the campus specific advantage priority that was applied.

(2) How the changes determined pursuant to paragraph (1) are being communicated to prospective students.

(3) Information on the number of applicants who were eligible for admission at a campus, and how many of those applicants were denied admission to the campus, for the prior academic year and the most recent fall term. The applicant information shall be disaggregated by local area status, county of residence, and race and ethnicity as reported in the Integrated Postsecondary Education Data System (IPEDS). For purposes of this paragraph, an applicant who was "eligible for admission at a campus" is defined as an applicant who met minimum systemwide eligibility requirements.

(4) An analysis of how the change described in paragraph (1) impacted admission for local students and historically underserved students.

(5) Information on the applicants who were offered redirection and who were redirected to an alternate campus during the admissions process. This applicant information shall be disaggregated by county of residence and race and ethnicity. This information shall also include the number, percentage, and demographic characteristics of students who accepted admission and enrolled at an alternate campus.

(b) This section shall become inoperative on July 1, 2023, and, as of January 1, 2024, is repealed.

SEC. 52. Article 2.5 (commencing with Section 92010) is added to Chapter 1 of Part 57 of Division 9 of Title 3 of the Education Code, to read:

Article 2.5. Systemwide and Presidential Initiatives

92010. (a) By April 1 of each year, the University of California is requested to report to the Legislature on the systemwide and presidential initiatives of the university. The report is requested to include all of the following:

(1) A description of each initiative and a justification for the initiative that explains how it furthers the mission of the university.

(2) The total expenditures from the previous fiscal year for each initiative, including carryover funds.

(3) The revenue sources for each initiative.

(b) A report to be submitted pursuant to subdivision (a) shall be submitted in compliance with Section 9795 of the Government Code.

SEC. 53. Section 99151 of the Education Code is amended to read:

99151. (a) "Admissions data assembly service" means any summary or report of grades, grade point averages, standardized test scores, or any combination of grades and test scores, of a test subject used by any test score recipient.

(b) "Standardized test" or "test" means any test administered in California at the expense of the test subject which is used for the purposes of admission to, or class placement in, postsecondary educational institutions or their programs, or any test used for preliminary preparation for those tests.

"Standardized test" or "test" includes, but is not limited to, the Preliminary Scholastic Aptitude Test, the Scholastic Aptitude Test, the College Board Achievement Tests and Advanced Placement Tests, the ACT Assessment, the Graduate Record Examination, the Medical College Admission Test, the Law School Admission Test, the Dental Admission Testing Program, the Graduate Management Admission Test, and the Miller Analogies Test.

The standardized test does not include a test, or part of a test, which has been in use for less than five years, or which is administered to a selected group of individuals principally for research, pre-test, equating, guidance, counseling, or for the purposes of meeting graduation requirements of secondary schools and postsecondary educational institutions.

Tests which are administered as supplements or auxiliaries to another test, or which form a specialized component of a test, may be combined for the purposes of this chapter.

(c) "Secure test" means any test which contains items not available to the public and which, to allow the further use of test items and to protect the validity and reliability of the test, is subject to special security procedures in its publication, distribution, and administration.

(d) "Test subject" or "subject" means an individual who takes a standardized test.

(e) "Test sponsor" or "test agency" means an individual, partnership, corporation, association, company, firm, institution, society, trust, or joint stock company which develops, sponsors, or administers standardized tests.

(f) "Testing year" means the 12 calendar months which the test agency considers either its operational cycle or its fiscal year.

(g) "Test score" or "score" means the value given to the test subject's performance on a standardized test, administered by the test agency, whether reported in numerical, percentile, or any other form.

(h) "Test score recipient" means any person, organization, association, corporation, postsecondary education institution, or governmental agency or subdivision to which the test subject requests or designates that a test agency report a test score.

(i) "Score reporting service" means the reporting of a test subject's standardized score to a test score recipient by a test agency.

(j) "Test preparation course" means any curriculum, course of study, plan of instruction, or method of preparation given for a fee which is specifically designed or constructed to prepare or improve a test subject's score on a standardized test.

(k) "Test program" means all of the administrations of a test of the same name during a testing year.

SEC. 54. Section 99152 of the Education Code is amended to read:

99152. Each test sponsor shall report the closing date of its testing year to the appropriate state agency or make the closing date publicly available on the test sponsor's Internet Web site by February 1, 1985, or within 90 days after it first becomes a test sponsor, whichever is later. Each test sponsor shall report any change in the closing date of its testing year within 90 days after the change.

SEC. 55. Section 99153 of the Education Code is amended to read:

99153. On or before November 15 of each year, the test sponsor shall submit to the appropriate state agency or make publicly available on the test sponsor's Internet Web site all of the following data and information:

(a) Three copies of each version of the test which was disclosed in the prior testing year, along with the corresponding acceptable answers, and the methods used to convert raw scores into the test scores reported to test subjects and test score recipients, together with an explanation of that method.

(b) The dates of major or national administration of each test administered by the test agency during the testing year.

(c) The total number of test subjects who have taken the test once, who have taken it twice, and who have taken it more than twice during the testing year.

(d) The total number of test subjects who registered for, but did not take, the test.

(e) The total amount of fees received from test subjects by the test agency for the test for that testing year.

(f) The expenses to the test sponsor of the test, as follows:

(1) Those expenses which are directly attributable to the test.

(2) Those expenses which are indirectly attributable to the test. However, if the test sponsor also sponsors another test or related activities, it shall be sufficient for compliance with this section for the test sponsor to list indirectly attributable expenses, to the extent that they are identifiable, as they are proportionately related to the test. The test sponsor shall also list expenses indirectly attributable to all activities of the test's sponsor, including expenses not identifiable as attributable to a test.

The financial disclosure required by this section shall be submitted within 135 days after the close of the testing year and in sufficient detail to indicate the major categories of revenues and expenses associated with the test. Except as provided in this section, the information for different tests administered by the same test sponsor shall be reported separately and by individual test.

(g) A copy of all documents, pamphlets, and literature provided to the test subject and the test score recipient.

(h) Where applicable, the national average test scores, state average test scores, the standard error of measurement, and any other existing information relevant to a comparison of the test scores of the state's test subjects with test scores of previous test subjects of the past five years.

(i) For those tests used to predict academic performance, the most recent national or regional aggregation of data concerning the predictive validity of all of the following:

(1) Academic record or grades alone.

(2) Standardized test score alone.

(3) Academic record and test score combined.

(4) Standardized test scores over and above the predictive validity of academic record alone.

(j) Using available data, the racial, ethnic, and sex breakdown of all test subjects taking each test during the testing year.

(k) If a separate fee is charged test subjects for admissions data assembly service, the test sponsor shall report information concerning the data assembly service in substantially the same form as would be required for a test under this section.

(l) The test sponsor shall also supply to the appropriate state agency any other information mutually identified by the appropriate state agency and the test sponsor that will be reasonably available and helpful in either (1) assessing the state's progress in increasing the number of Hispanic, Black, or American Indian students who graduate from high school eligible to enroll in either the University of California or the California State University or (2) developing strategies to involve the testing companies in cooperative actions with schools, colleges, and universities to expand access to college for Hispanic, Black, and American Indian students.

(m) This section shall not be construed to require any test agency to submit to the appropriate state agency or make publicly available on the test sponsor's Internet Web site any reports or documents containing information relating to any individual test subject. Any information relating to any individual test subject shall be deleted or obliterated from any reports or documents filed with the appropriate state agency or made publicly available on the test sponsor's Internet Web site pursuant to this section.

(n) This section shall not apply to any standardized test which is administered to fewer than 3,000 test subjects in California during a testing year.

SEC. 56. Section 99154 of the Education Code is amended to read:

99154. (a) Within 90 days of the close of each testing year, the test sponsor shall file with the appropriate state agency or make publicly available on the test sponsor's Internet Web site standard technical data sufficient to describe the psychometric quality of the test.

For purposes of compliance with this section, it is sufficient to deposit with the appropriate state agency information conforming to the guidelines specified in the Standards for Educational and Psychological Tests of the American Psychological Association,

which were in effect 180 days prior to the testing year, and which are appropriate to the particular test and its uses.

(b) Data, reports, or other documents submitted to the appropriate state agency or made available on the test sponsor's Internet Web site pursuant to this section shall be accompanied by a description of the test, including, but not limited to, the title, purpose or purposes of the test, and when and where the test was administered in the state.

(c) Data, reports, or other documents submitted to the appropriate state agency or made available on the test sponsor's Internet Web site pursuant to this chapter shall not contain information in a form identifiable with individuals or particular postsecondary educational institutions.

SEC. 57. Section 99162 of the Education Code is amended to read:

99162. Any information or report required to be submitted to the appropriate state agency or made publicly available on the test sponsor's Internet Web site pursuant to this chapter shall be public record subject to disclosure under the provisions of Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code.

Nothing in this section shall be construed to diminish or authorize the infringement of any rights protected by law relating to copyright, to the protection of trade secrets, or other proprietary rights.

SEC. 58. Section 22874.7 is added to the Government Code, to read:

22874.7. (a) Notwithstanding Section 22870, an employee who is first employed by the California State University and becomes a member of the system on or after July 1, 2018, and is represented by California State University Bargaining Unit 1, 2, 4, 5, 6, 7, 9, or 10 shall not receive any portion of the employer contribution payable for annuitants unless the person has 10 years of credited state service at the time of retirement.

(b) This section shall apply only to employees of the California State University who retire for service.

(c) This section shall become operative only if it is specifically adopted by regulation of the Trustees of the California State University or, if required, provided for in a memorandum of understanding reached pursuant to Chapter 12 (commencing with Section 3560) of Division 4 of Title 1.

SEC. 59. Section 22958.4 is added to the Government Code, to read:

22958.4. (a) Notwithstanding Sections 22953 and 22957, an employee who is first employed by the California State University and becomes a member of the system on or after July 1, 2018, and is represented by California State University Bargaining Unit 1, 2, 4, 5, 6, 7, 9, or 10 shall not receive any portion of the employer contribution payable for annuitants unless the person has 10 years of credited state service at the time of retirement.

(b) This section shall apply only to employees of the California State University who retire for service.

(c) This section shall become operative only if it is specifically adopted by regulation of the Trustees of the California State University or, if required, provided for in a memorandum of understanding reached pursuant to Chapter 12 (commencing with Section 3560) of Division 4 of Title 1.

SEC. 60. Article 7 (commencing with Section 65059.1) is added to Chapter 1.5 of Division 1 of Title 7 of the Government Code, to read:

Article 7. California Education Learning Laboratory

65059.1. For purposes of this article, the following definitions shall apply:

(a) "Adaptive learning" means a technology-mediated environment in which the learner's experience is adapted to learner behavior and responses.

(b) "Learning lab" means the California Education Learning Laboratory established in Section 65059.2.

(c) "Office" means the Office of Planning and Research.

(d) "STEM" means science, technology, engineering, and mathematics.

65059.2. (a) The California Education Learning Laboratory is hereby established as a program under the Office of Planning and Research. The purpose of the learning lab is to increase learning outcomes and to close equity and achievement gaps, using

learning science and adaptive learning technologies in online or hybrid college-level lower division courses in science, technology, engineering, and mathematics (STEM) and other disciplines.

(b) (1) In administering the learning lab, the office shall issue calls for, evaluate, and annually award funds to, competitive grant proposals from intersegmental faculty teams that apply principles of learning science and adaptive learning technologies in online or hybrid course series in STEM and other disciplines, based on, but not limited to, all of the following criteria:

(A) The potential for reducing achievement and equity gaps in the particular discipline that is the subject of the call for proposals.

(B) The depth and breadth of expertise in the particular discipline and deployment of learning science or adaptive learning technologies across the proposal's team members.

(C) The prospects for increasing equity and accessibility in quality STEM education and other disciplines that show high initial failure or dropout rates, including scaling access to a newly developed or redesigned course or course series in the future.

(D) The potential to incorporate real-time learning outcome data to improve the curriculum.

(E) The potential to utilize a common technology platform to deliver the course or course series.

(F) The representation of all three public higher education segments on the proposal's faculty team.

(G) The inclusion of career education and workforce pathways in the proposal.

(H) Opportunities to leverage nonstate funding.

(I) The quality of the concrete metrics and goals identified in the proposal.

(2) The office shall monitor the progress of proposals awarded funds and evaluate them upon their completion.

(3) (A) The office shall recruit an expert selection committee to score proposals and to recommend proposals to the office.

(B) Members of the selection committee shall be deemed to not be interested in any contract, including any recommendation to award funds by the committee, formed pursuant to this section.

(C) The selection committee shall comply with the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2), except during the deliberative process as it relates to scoring, reviewing, and ranking proposals and to making final recommendations to the office.

(c) The office shall create, and post on a publicly available Internet Web site, guidelines for awarding funds pursuant to subdivision (b). The guidelines shall include, but are not limited to, all of the following:

(1) A competitive, merit-based application process that allows faculty from public higher education institutions to submit proposals. For the first three years that proposals are accepted, the office shall select STEM disciplines from which to award proposals. The office may limit the number of submissions per higher education campus.

(2) A comprehensive peer-reviewed proposal selection process.

(3) Eligibility requirements, which shall include, but not be limited to, all of the following provisions:

(A) At least two of the three public higher education segments must be represented by each proposal's faculty team members.

(B) All faculty team members must commit to teaching and evaluating the codeveloped or jointly redesigned curriculum during the grant period.

(C) A proposal may include team members from private nonprofit institutions or nonfaculty, as appropriate.

(4) Requirements regarding the use of awarded funds, including, but not limited to, a cap on indirect cost rates.

(5) Requirements regarding the use and sharing of research data and findings.

(6) Requirements for the protection of privacy and personal information.

(d) (1) Beginning January 1, 2020, the office may, in addition to the funds awarded under subdivision (b), do both of the following as part of the learning lab:

(A) Award funds for professional development to faculty interested in adopting a successful course or course series developed or redesigned through the learning lab.

(B) Curate a “best of” learning science library of online and hybrid courses and course series, including proposals that have demonstrated successful outcomes.

(2) The office shall create, and post on a publicly available Internet Web site, guidelines for the awarding of funds pursuant to subparagraph (A) of paragraph (1).

(e) The office shall solicit public, nonprofit, and private sector input on any additional guidelines for the awarding of funds pursuant to subdivisions (c) and (d).

(f) The office shall establish terms and conditions that require learning lab courses and course series, and technology and technology platforms developed or redesigned with learning lab funds, to be available as open education resources.

(g) (1) The office shall annually submit a report to the Legislature that provides a summary of awarded funds. The office shall also submit evaluations of completed proposal projects to the Legislature. Multiple project evaluations may be submitted under one report.

(2) A written report submitted pursuant to paragraph (1) shall be made in compliance with Section 9795.

(h) The office may receive nonstate funds to support the operations of the learning lab, to make additional funds available, or to increase the amount of funds previously awarded to a learning lab proposal.

(i) Up to 5 percent of any amount appropriated to the office for the learning lab may be used by the office for administrative costs.

(1) The evaluation of a project pursuant to subdivision (g) shall not be considered an administrative cost for purposes of this section.

(2) The curation of the learning science library pursuant to subdivision (d) shall not be considered an administrative cost for purposes of this section.

(j) Notwithstanding the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2), the office may implement or interpret this article without taking any regulatory action.

(k) The office may enter into an agreement with a public entity, or with a nonprofit or not-for-profit organization, or a consortium of those organizations, for the purpose of administering or jointly administering the learning lab, or administering any provision of this article.

65059.3. It is the intent of the Legislature that the office award learning lab funds in compliance with all of the following:

(a) The funds are awarded to public higher education institutions located in California.

(b) Awarded funds may be used to include private nonprofit higher education institutions located in California.

(c) Recipients of awarded funds include, but are not limited to, public higher education institutions in both northern and southern California.

SEC. 61. Section 33492.78 of the Health and Safety Code is amended to read:

33492.78. (a) Section 33607.5 does not apply to an agency created pursuant to this article. For purposes of Sections 42238.02, 84750.4, 84750.5, and 84751 of the Education Code, funds allocated pursuant to this section shall be treated as if they were allocated pursuant to Section 33607.5.

(1) This section applies to each redevelopment project area created pursuant to a redevelopment plan that contains the provisions required by Section 33670 and is created pursuant to this article. All the amounts calculated pursuant to this section shall be calculated after the amount required to be deposited in the Low and Moderate Income Housing Fund pursuant to Sections 33334.2, 33334.3, and 33334.6, as modified by Section 33492.76, has been deducted from the total amount of tax-increment funds received by the agency in the applicable fiscal year.

(2) The payments made pursuant to this section are in addition to any amounts the school district or districts and community college district or districts receive pursuant to subdivision (a) of Section 33670. The agency shall reduce its payments pursuant to this section to an affected school or community college district by any amount the agency has paid, directly or indirectly, pursuant to Section 33445, 33445.5, or 33446, or any provision of law other than this section for, or in connection with, a public facility owned or leased by that affected school or community college district.

(3) (A) Of the total amount paid each year pursuant to this section to school districts, 43.9 percent shall be considered to be property taxes for the purposes of paragraph (1) of subdivision (j) of Section 42238.02 of the Education Code, and 56.1 percent shall not be considered to be property taxes for the purposes of that section, and shall be available to be used for educational facilities.

(B) Of the total amount paid each year pursuant to this section to community college districts, 47.5 percent shall be considered to be property taxes for the purposes of Section 84751 of the Education Code, and 52.5 percent shall not be considered to be property taxes for the purposes of that section, and shall be available to be used for educational facilities.

(C) Of the total amount paid each year pursuant to this section to county offices of education, 19 percent shall be considered to be property taxes for the purposes of paragraph (1) of subdivision (c) of Section 2575 of the Education Code, and 81 percent shall not be considered to be property taxes for the purposes of that section, and shall be available to be used for educational facilities.

(D) Of the total amount paid each year pursuant to this section to special education, 19 percent shall be considered to be property taxes for the purposes of paragraph (1) of subdivision (j) of Section 42238.02 of the Education Code, and 81 percent shall not be considered to be property taxes for the purposes of that section, and shall be available to be used for educational facilities.

(4) Local educational agencies that use funds received pursuant to this section for educational facilities shall spend these funds at schools that are any one of the following:

(A) Within the project area.

(B) Attended by students from the project area.

(C) Attended by students generated by projects that are assisted directly by the redevelopment agency.

(D) Determined by a local educational agency to be of benefit to the project area.

(b) Commencing with the first fiscal year in which the agency receives tax increments, and continuing through the last fiscal year in which the agency receives tax increments, a redevelopment agency created pursuant to this article shall pay to each affected school and community college district an amount equal to the product of 25 percent times the percentage share of total property taxes collected that are allocated to each affected school or community college district, including any amount allocated to each district pursuant to Sections 97.03 and 97.035 of the Revenue and Taxation Code times the total of the tax increments received by the agency after the amount required to be deposited in the Low and Moderate Income Housing Fund has been deducted.

(c) Commencing with the 11th fiscal year in which the agency receives tax increments and continuing through the last fiscal year in which the agency receives tax increments, a redevelopment agency created pursuant to this article shall pay to each affected school and community college district, in addition to the amounts paid pursuant to subdivision (b), an amount equal to the product of 21 percent times the percentage share of total property taxes collected that are allocated to each affected school or community college district, including any amount allocated to each district pursuant to Sections 97.03 and 97.035 of the Revenue and Taxation Code times the total of the first adjusted tax increments received by the agency after the amount required to be deposited in the Low and Moderate Income Housing Fund has been deducted. The first adjusted tax increments received by the agency shall be calculated by applying the tax rate against the amount of assessed value by which the current year assessed value exceeds the first adjusted base year assessed value. The first adjusted base year assessed value is the assessed value of the project area in the 10th fiscal year in which the agency receives tax increment.

(d) Commencing with the 31st fiscal year in which the agency receives tax increments and continuing through the last fiscal year in which the agency receives tax increments, a redevelopment agency shall pay to the affected school and community college districts, in addition to the amounts paid pursuant to subdivisions (b) and (c), an amount equal to 14 percent times the percentage share of total property taxes collected that are allocated to each affected school or community college district, including any amount allocated to each district pursuant to Sections 97.03 and 97.035 of the Revenue and Taxation Code times the total of the second adjusted tax increments received by the agency after the amount required to be deposited in the Low and Moderate Income Housing Fund has been deducted. The second adjusted tax increments received by the agency shall be calculated by applying the tax rate against the amount of assessed value by which the current year assessed value exceeds the second adjusted base year assessed value. The second adjusted base year assessed value is the assessed value of the project area in the 30th fiscal year in which the agency receives tax increments.

(e) (1) The Legislature finds and declares both of the following:

(A) The payments made pursuant to this section are necessary in order to alleviate the financial burden and detriment that affected school and community college districts may incur as a result of the adoption of a redevelopment plan, and

payments made pursuant to this section will benefit redevelopment project areas.

(B) The payments made pursuant to this section are the exclusive payments that are required to be made by a redevelopment agency to affected school and community college districts during the term of a redevelopment plan.

(2) Notwithstanding any other law, a redevelopment agency shall not be required, either directly or indirectly, as a measure to mitigate a significant environmental effect or as part of any settlement agreement or judgment brought in any action to contest the validity of a redevelopment plan pursuant to Section 33501, to make any other payments to affected school or community college districts, or to pay for public facilities that will be owned or leased to an affected school or community college district.

(f) As used in this section, a "local educational agency" includes a school district, a community college district, or a county office of education.

SEC. 62. Section 95 of the Revenue and Taxation Code is amended to read:

95. For purposes of this chapter:

(a) "Local agency" means a city, county, and special district.

(b) (1) (A) "Jurisdiction" means a local agency, school district, community college district, or county superintendent of schools.

(B) A jurisdiction as defined in this subdivision is a "district" for purposes of Section 1 of Article XIII A of the California Constitution.

(2) For jurisdictions located in more than one county, the county auditor of each county in which that jurisdiction is located shall, for the purposes of computing the amount for that jurisdiction pursuant to this chapter, treat the portion of the jurisdiction located within that county as a separate jurisdiction.

(c) "Property tax revenue" includes the amount of state reimbursement for the homeowners' exemption. "Property tax revenue" does not include the amount of property tax levied for the purpose of making payments for the interest and principal on either of the following:

(1) General obligation bonds or other indebtedness approved by the voters prior to July 1, 1978, including tax rates levied pursuant to Part 10 (commencing with Section 15000) of Division 1 of, and Sections 39308 and 39311 and former Sections 81338 and 81341 of the Education Code, and Section 26912.7 of the Government Code.

(2) Bonded indebtedness for the acquisition or improvement of real property approved by two-thirds of the voters on or after June 4, 1986.

(d) "Taxable assessed value" means total assessed value minus all exemptions other than the homeowners' and business inventory exemptions.

(e) (1) "Jurisdictional change" includes any change of organization, as defined in Section 56021 of the Government Code and a reorganization, as defined in Section 56073 of the Government Code. "Jurisdictional change" also includes any change in the boundary of those special districts that are not under the jurisdiction of a local agency formation commission.

(2) "Jurisdictional change" also includes a functional consolidation where two or more local agencies, except two or more counties, exchange or otherwise reassign functions and any change in the boundaries of a school district or community college district or county superintendent of schools.

(f) "School entities" means school districts, community college districts, the Educational Revenue Augmentation Fund, and county superintendents of schools.

(g) (1) Except as otherwise provided in this subdivision, "tax rate area" means a specific geographic area all of which is within the jurisdiction of the same combination of local agencies and school entities for the current fiscal year.

(2) In the case of a jurisdictional change pursuant to Section 99, the area subject to the change shall constitute a new tax rate area, except that if the area subject to change is within the same combinations of local agencies and school entities as an existing tax rate area, the two tax rate areas may be combined into one tax rate area.

(3) Existing tax rate areas having the same combinations of local agencies and school entities may be combined into one tax rate area. For the combination of existing tax rate areas, the factors used to allocate the annual tax increment pursuant to Section 98 shall be determined by calculating a weighted average of the annual tax increment factors used in the tax rate areas being combined.

(h) "State assistance payments" means:

(1) For counties, amounts determined pursuant to subdivision (b) of Section 16260 of the Government Code, increased by the amount specified for each county pursuant to Section 94 of Chapter 282 of the Statutes of 1979, with the resultant sum reduced by an amount derived by the calculation made pursuant to Section 16713 of the Welfare and Institutions Code.

(2) For cities, 82.91 percent of the amounts determined pursuant to subdivisions (b) and (i) of Section 16250 of the Government Code, plus for any city an additional amount equal to one-half of the amount of any outstanding debt as of June 30, 1978, for "museums" as shown in the Controller's "Annual Report of Financial Transactions of Cities for Fiscal Year 1977–78."

(3) For special districts, 95.24 percent of the amounts received pursuant to Chapter 3 (commencing with Section 16270) of Part 1.5 of Division 4 of Title 2 of the Government Code, Section 35.5 of Chapter 332 of the Statutes of 1978, and Chapter 12 of the Statutes of 1979.

(i) "City clerk" means the clerk of the governing body of a city or city and county.

(j) "Executive officer" means the executive officer of a local agency formation commission.

(k) "City" means any city whether general law or charter, except a city and county.

(l) "County" means any chartered or general law county. "County" includes a city and county.

(m) "Special district" means any agency of the state for the local performance of governmental or proprietary functions within limited boundaries. "Special district" includes a county service area, a maintenance district or area, an improvement district or improvement zone, or any other zone or area, formed for the purpose of designating an area within which a property tax rate will be levied to pay for a service or improvement benefiting that area. "Special district" includes the Bay Area Air Quality Management District. "Special district" does not include a city, a county, a school district, or a community college district. "Special district" does not include any agency that is not authorized by statute to levy a property tax rate. However, any special district authorized to levy a property tax by the statute under which the district was formed shall be considered a special district. Additionally, a county free library established pursuant to Article 1 (commencing with Section 19100) of Chapter 6 of Part 11 of Division 1 of Title 1 of the Education Code, and for which a property tax was levied in the 1977–78 fiscal year, shall be considered a special district.

(n) "Excess tax school entity" means an educational agency for which the amount of the state funding entitlement determined under subdivision (e), (f), or (g) of Section 2575, or Section 84750.4, 84750.5, or 84751 of the Education Code, as appropriate, is zero, and as described in subdivision (o) of Section 42238.02 of the Education Code, as implemented by Section 42238.03 of the Education Code.

SEC. 63. Section 18928 is added to the Welfare and Institutions Code, to read:

18928. For the purpose of maximizing the anti-hunger impact of Section 66027.8 of the Education Code, the department shall consult with stakeholders, including legislative staff, representatives of counties, CalFresh eligibility workers, representatives from each segment of public postsecondary education, advocates for CalFresh recipients, and other stakeholders as identified by the department, with the goals of improving coordination between the segments of public postsecondary education and CALFresh administering agencies and improving access to CalFresh for low-income public postsecondary students. To the extent possible, this consultation shall take place through existing workgroups convened by the department.

SEC. 64. The Chancellor's Office of the California Community Colleges may distribute funds provided by the federal Carl D. Perkins Vocational Education Act (Public Law 98-524), the Carl D. Perkins Vocational and Applied Technology Education Act Amendments of 1990 (Public Law 101-392; 20 U.S.C. Sec. 2301 et seq.), and any acts amending or succeeding those acts, to community college districts using the principal apportionment payment schedule.

SEC. 65. Item 6870-101-0001 of Section 2.00 of the Budget Act of 2017, as amended by Chapter 254 of the Statutes of 2017, is amended to read:

6870-101-0001—For local assistance, Board of Governors of the
California Community Colleges (Proposition 98) 4,019,619,000

Schedule:

(1)	5670015-Apportionments	2,507,806,000
	
(2)	5670019-Apprenticeship	32,745,000
	

(3)	5670023-Apprenticeship Training and Instruction	22,127,000
(4)	5675015-Student Success for Basic Skills Students	50,037,000
(5)	5675019-Student Financial Aid Administration	72,775,000
(6)	5675027-Disabled Students	117,188,000
(7)	5675031-Student Services for CalWORKs Recipients	44,260,000
(8)	5675035-Foster Care Education Program	5,254,000
(9)	5675039-Student Success and Support Program	557,363,000
(10)	5675061-Academic Senate for the Community Colleges	768,000
(11)	5675069-Equal Employment Opportunity	2,767,000
(12)	5675073-Part-Time Faculty Health Insurance	490,000
(13)	5675077-Part-Time Faculty Compensation	24,907,000
(14)	5675081-Part-Time Faculty Office Hours	12,172,000
(15)	5675099-Telecommunications and Technology Infrastructure	33,890,000
(16)	5675119-Economic Development	270,929,000
(17)	5675123-Transfer Education and Articulation	698,000
(18)	5675023-Extended Opportunity Programs and Services	125,111,000
(19)	5675115-Fund for Student Success	8,658,000
(20)	5675150-Campus Childcare Tax Bailout	3,437,000
(21)	5675156-Nursing Program Support	13,378,000
(22)	5670035-Expand the Delivery of Courses through Technology	23,000,000
(23)	5675174-Higher Education Innovation Awards	20,000,000
(24)	5675133-Physical Plant and Instructional Support	69,859,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2017–18 fiscal year to Section B of the State School Fund.
2. (a) The funds appropriated in Schedule (1) shall be allocated using the budget formula established

pursuant to Section 84750.5 of the Education Code. The budget formula shall be adjusted to reflect the following:

- (1) Of the funds appropriated in Schedule (1), \$57,794,000 shall be used to increase statewide growth of full-time equivalent students (FTES) by 1.00 percent.
 - (2) Of the funds appropriated in Schedule (1), \$97,573,000 shall be used to reflect a cost-of-living adjustment of 1.56 percent.
 - (3) Notwithstanding paragraph (1), the Chancellor's Office may allocate unused growth funding to backfill any unanticipated shortfalls in the total amount of funding appropriated to support the budget formula established pursuant to Section 84750.5 of the Education Code.
 - (b) Funds allocated to a community college district from funds included in Schedule (1) shall directly offset any mandated costs claimed for the Minimum Conditions for State Aid (02-TC-25 and 02-TC-31) program or any costs of complying with Section 84754.5 of the Education Code.
 - (c) Of the funds appropriated in Schedule (1):
 - (1) \$100,000 is for a maintenance allowance, pursuant to Section 54200 of Title 5 of the California Code of Regulations.
 - (2) Up to \$500,000 is to reimburse colleges for the costs of federal aid repayments related to assessed fees for fee waiver recipients. This reimbursement only applies to students who completely withdraw from college before the census date pursuant to Section 58508 of Title 5 of the California Code of Regulations.
 - (d) Of the funds appropriated in Schedule (1), \$183,615,000 shall be used to adjust the budget formula pursuant to Section 84750.5 of the Education Code to recognize increases in operating expenses.
3.
 - (a) The funds appropriated in Schedule (2) shall be available pursuant to Article 3 (commencing with Section 79140) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code.
 - (b) Pursuant to Section 79149.3 of the Education Code, the reimbursement rate shall be \$5.90 per hour.
 - (c) Of the funds appropriated in Schedule (2), \$15,000,000 shall be used for the California Apprenticeship Initiative pursuant to Section 79148 of the Education Code. Funds appropriated pursuant to this subdivision shall be available for encumbrance or expenditure until June 30, 2020.
4.
 - (a) The funds appropriated in Schedule (3) shall be available pursuant to Article 8 (commencing with Section 8150) of Chapter 1 of Part 6 of Division 1 of Title 1 of the Education Code.

- (b) Pursuant to Section 8152 of the Education Code, the reimbursement rate shall be \$5.90 per hour.
5. Of the funds appropriated in Schedule (4):
- (a) Up to \$2,502,000 shall be used for faculty and staff development to improve curriculum, instruction, student services, and program practices in basic skills and English as Second Language programs pursuant to Section 88815 of the Education Code.
 - (b) Remaining funding shall be allocated by the chancellor to community college districts to improve outcomes of students who enter college needing to complete at least one course in English as a Second Language or basic skills pursuant to Section 88815 of the Education Code.
6. (a) Of the funds appropriated in Schedule (5):
- (1) Not less than \$16,049,000 is available to provide \$0.91 per unit reimbursement to community college districts for the provision of board of governors (BOG) fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
 - (2) Not less than \$16,226,000 is available for the Board Financial Assistance Program to provide reimbursement of 2 percent of total waiver value to community college districts for the provision of BOG fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
 - (3) (A) \$5,300,000 shall be allocated to a community college district to conduct a statewide media campaign to promote the following message: (i) the California Community Colleges are affordable, (ii) financial aid is available to cover fees and help with books and other costs, and (iii) an interested student should contact his or her local community college financial aid office. The campaign should target efforts to reach low-income and disadvantaged students who must overcome barriers in accessing postsecondary education. The community college district awarded the contract shall consult regularly with the chancellor and the Student Aid Commission.
 - (B) Of the amount identified in subparagraph (A), \$2,500,000 shall be allocated to expand: (i) outreach for students from non-English speaking households and bilingual households, (ii) marketing and outreach aimed at baccalaureate degree pilot programs, and (iii) marketing and outreach aimed at increasing current and future student awareness of the Board of Governors Fee Waiver. Bilingual

efforts shall target areas of the state that meet at least one of the following conditions: (i) have concentrations of non-English speaking and bilingual households, or (ii) have underserved populations and/or a history of declining community college attendance.

- (4) Not more than \$35,200,000 shall be for direct contact with potential and current financial aid applicants. Each California Community College campus shall receive a minimum allocation of \$50,000. The remainder of the funding shall be allocated to campuses based upon a formula reflecting FTES weighted by a measure of low-income populations demonstrated by BOG fee waiver program participation within a district.
 - (5) Funds allocated to a community college district pursuant to paragraphs (1) and (2) shall supplement, not supplant, the level of funds allocated for the administration of student financial aid programs during the 2001–02 or 2006–07 fiscal year, whichever is greater.
 - (6) Funding allocated to a community college district pursuant to paragraphs (1) and (2) shall directly offset any costs claimed by that district for any of the following mandates: Enrollment Fee Collection (99-TC-13), Enrollment Fee Waivers (00-TC-15), Cal Grants (02-TC-28), and Tuition Fee Waivers (02-TC-21).
 - (7) Notwithstanding subdivision (m) of Section 76300 of the Education Code or any other provision of law, the amount of funds appropriated for the purpose of administering fee waivers for the 2017–18 fiscal year shall be determined in this act.
7. (a) The funds appropriated in Schedule (6) shall be used to assist districts in funding the excess direct instructional cost of providing special support services or instruction, or both, to disabled students enrolled at community colleges and for state hospital programs, as mandated by federal law.
- (b) Of the amount appropriated in Schedule (6):
- (1) At least \$3,945,000 shall be used to address deficiencies identified by the United States Department of Education Office for Civil Rights.
 - (2) At least \$943,000 shall be used to support the High Tech Centers for activities including, but not limited to, training of district employees, staff, and students in the use of specialized computer equipment for the disabled.
 - (3) At least \$9,600,000 shall be allocated to community college districts for sign language interpreter services, real-time

captioning equipment, or other communication accommodations for hearing-impaired students. A community college district is required to spend \$1 from local or other resources for every \$4 received pursuant to this paragraph.

- (4) \$1,000,000 shall be allocated for state hospital adult education programs at the hospitals served by the Coast and Kern Community College Districts.
8.
 - (a) The funds appropriated in Schedule (7) shall be allocated pursuant to Article 5 (commencing with Section 79200) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code.
 - (b) Of the amount appropriated in Schedule (7):
 - (1) \$9,188,000 is for child care, except that a community college district may request that the chancellor approve the use of funds for other purposes.
 - (2) No less than \$4,900,000 shall be used to provide direct workstudy wage reimbursement for students served under this program, and \$613,000 is available for campus job development and placement services.
 - (c) A community college district is required to spend \$1 from local or other resources for every \$1 received pursuant to this provision, except for any funds received pursuant to paragraph (1) of subdivision (b).
9.
 - (a) The funds appropriated in Schedule (8) shall be allocated to community college districts to provide foster and relative/kinship care education and training pursuant to Article 8 (commencing with Section 79420) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code. A community college district shall ensure that education and training required pursuant to Sections 1529.1 and 1529.2 of the Health and Safety Code and Section 16003 of the Welfare and Institutions Code receive priority.
10.
 - (a) The funds appropriated in Schedule (9) shall be used for the purposes of Article 1 (commencing with Section 78210) of Chapter 2 of Part 48 of Division 7 of Title 3 of the Education Code.
 - (b) Of the amount included in Schedule (9):
 - (1) \$285,183,000 shall be allocated pursuant to Section 78216 of the Education Code.
 - (2) (A) \$160,000,000 shall be allocated to community college districts to implement student equity plans pursuant to Article 1.5 (commencing with Section 78220) of Chapter 2 of Part 48 of Division 7 of Title 3 of the Education Code. These plans shall be coordinated with the Student Success and Support Program plans, pursuant to Section 78216 of the Education Code, and the Student Success Scorecard, pursuant to Section 84754.5 of the Education Code.

- (B) These funds shall be allocated by the chancellor to community college districts using a methodology that ensures that districts with a greater proportion or number of students who have high needs receive more resources to provide services to these students. The chancellor shall ensure that the allocation methodology reflects the inclusion of foster youth within the proportion or number of high-needs students.
- (C) Consistent with the intent of Chapter 771 of the Statutes of 2014 and within the funds allocated to community college districts pursuant to this paragraph, the chancellor shall enter into agreements with up to 10 community college districts to provide additional services in support of postsecondary education for foster youth. Up to \$15,000,000 of the funds allocated to community college districts pursuant to this paragraph shall be prioritized for services pursuant to Chapter 771 of the Statutes of 2014. Further, the chancellor shall ensure that the list of eligible expenditures developed pursuant to subdivision (d) of Section 78221 of the Education Code includes expenditures that are consistent with the intent of Chapter 771 of the Statutes of 2014.
- (D) Nothing in this provision prevents existing student-equity related categorical programs or campus-based programs from accessing student equity plan funds.
- (E) Increased services for high-needs students may include the development of open educational resources and zero-textbook-cost degrees that reduce costs for students. Community college districts utilizing resources for this purpose are encouraged to first develop open educational resources and zero-textbook-cost degrees for courses that are transferable to the California State University and the University of California and for approved associates degrees for transfer. Open educational resources and zero-textbook-cost degrees developed by a community college district pursuant to this provision shall make the applicable course materials and curriculum available to all community college districts through the online clearinghouse of information identified in Provision 10 (b)(4)(B) of this item.

- (F) Community college districts shall ensure that veterans and programs for veterans are appropriately reflected in their student equity plan goals and in the coordination of services for the targeted student populations.
- (G) \$5,000,000 of the funds allocated pursuant to this paragraph shall be for support of Veteran Resource Centers.
 - (i) By January 1, 2018, the Chancellor of the California Community Colleges shall develop a set of minimum standards that are associated with high-functioning veterans resource centers. These standards should consider the different needs, size, and capacity of community colleges across the state. Further, these standards should balance the desire to have a highly effective and supportive veterans resource center with the goal of expanding veterans resource centers across the state.
 - (ii) To the extent funding is provided in the annual Budget Act, the chancellor shall only allocate funding to community colleges that commit to either meeting and/or making progress towards meeting the minimum standards developed in subparagraph (i).
- (3) (A) \$7,500,000 may be used by the chancellor to provide technical assistance to community college districts that demonstrate low performance in any area of operations. It is the intent of the Legislature that technical assistance providers be contracted in a cost-effective manner, that they primarily consist of experts who are current and former employees of the California Community Colleges, and that they provide technical assistance consistent with the vision for the California Community Colleges.
 - (B) Technical assistance funded pursuant to this paragraph that is initiated by the chancellor may be provided at no cost to the district. If a community college district requests technical assistance, the district is required to spend at least \$1 from local or other resources for every \$2 received as determined by the chancellor.
- (4) (A) \$20,000,000 may be used by the chancellor to provide regional and online workshops and trainings to community college personnel to promote statewide priorities, including, but not limited to, strategies to improve student achievement;

strategies to improve community college operations; and system leadership training to better coordinate planning, implementation, and outcomes of statewide initiatives. To the extent possible, the chancellor shall partner with existing statewide initiatives with proven results of improving student success and institutional effectiveness. Each fiscal year, the chancellor shall submit a report on the use of funds appropriated pursuant to paragraphs (3) and (4) of this provision in the prior year to the Department of Finance and the Joint Legislative Budget Committee no later than December 31 of each year. This report shall include information regarding California Community Colleges' participation in the activities funded pursuant to paragraphs (3) and (4) of this provision, and the California Community Colleges' progress toward their goals for each of the institutional effectiveness indicators.

- (B) Funding available pursuant to this paragraph may be utilized by the chancellor to coordinate with community college districts to develop and disseminate effective practices through the establishment of an online clearinghouse of information. The development of effective practices shall include, but not be limited to, statewide priorities such as the development of educational programs or courses for the incarcerated adults in prisons and jails, and the formerly incarcerated, educational programs or courses for California Conservation Corps members, and other effective practices. The online clearinghouse of information shall also reflect effective practices, guidance, policies, curriculum, courses, and programs developed by local community colleges in support of the Strong Workforce Program established pursuant to Part 54.5 (commencing with Section 88820) of Division 7 of Title 3 of the Education Code.
- (C) It is the intent of the Legislature to encourage the chancellor to facilitate the development of local community college courses for the California Conservation Corps and the incarcerated adults in prisons and jails, and the formerly incarcerated. The Department of Corrections and Rehabilitation and the California Conservation Corps are encouraged to partner with the chancellor's office in the development and dissemination of local community college courses and effective

practices pursuant to this
subparagraph and subparagraph
(B).

- (5) (A) \$63,618,000 shall be used on a one-time basis to support the Guided Pathways Grant Program pursuant to Part 54.8 (commencing with Section 88920) of Division 7 of Title 3 of the Education Code. Of the amounts appropriated in this subparagraph and in Section 41207.43 of the Education Code, up to 10 percent may be used to augment subparagraph (A) of paragraph (4) of this subdivision to provide specialized training to support guided pathways.

(B) Funds appropriated pursuant to this paragraph shall be available for encumbrance or expenditure until June 30, 2022.

- (6) Up to \$14,000,000 may be used for e-transcript, e-planning, and common assessment tools. Any remaining funds shall be used pursuant to paragraph (1).

- (c) Of the amount included in Schedule (9), up to \$7,000,000 shall be available for distribution to California Community Colleges to provide emergency student aid to students with identified need who are exempt from paying nonresident tuition under Section 68130.5 of the Education Code and who apply for financial aid using the application established by the Student Aid Commission pursuant to subdivision (b) of Section 69508.5 of the Education Code, known as the Dream Act Application. The Office of the Chancellor of the California Community Colleges shall distribute funds to community colleges that request funding for this purpose. The funds shall be distributed based on the number of students enrolled at the community college who are exempt from paying nonresident tuition under Section 68130.5 of the Education Code. Community colleges that receive funding pursuant to this paragraph shall report to the chancellor's office regarding the number of students served and the amount of financial aid provided. Any funds not needed for this purpose shall instead be available for purposes of subparagraph (A) of paragraph (2) of subdivision (b) of this provision. The chancellor's office shall develop administrative guidance to clarify the requirements of this subdivision.

11. The funds in Schedule (13) shall be allocated to increase compensation for part-time faculty. Funds shall be allocated to districts based on the total actual number of FTES in the previous fiscal year, with an adjustment to the allocations provided to small districts. These funds shall be used to assist districts in making part-time faculty salaries more comparable to full-time salaries for similar work, as determined through collective bargaining in each community college district. If a community college district achieves parity between compensation for full-time faculty and part-time faculty,

funds received pursuant to this provision may be used for any other educational purpose.

12. Of the funds provided in Schedule (15):

- (a) \$27,890,000 shall be allocated by the chancellor on a competitive basis, for the following purposes:
 - (1) Provision of access to statewide multimedia hosting and delivery services for state colleges and districts.
 - (2) Provision of systemwide Internet, audio bridging, data security, and telephony.
 - (3) Technical assistance and planning, cooperative purchase agreements, and faculty and staff development.
 - (4) Ongoing support for the California Virtual Campus Distance Education Program.
 - (5) Ongoing support for programs designed to use technology in assisting accreditation and the alignment of curricula across K–20 segments in California.
 - (6) Support for technology pilots and ongoing technology programs and applications that serve to maximize the utility and economy of scale of the technology investments of the community college system toward improving learning outcomes.
 - (7) Ongoing support of the California Partnership for Achieving Student Success (Cal-PASS) program.
- (b) \$6,000,000 shall be used to develop an Integrated Library System. These funds shall be available for encumbrance until June 30, 2019.
- (c) The remaining funds shall be available for allocations to districts to maintain technology capabilities.

13. Of the funds appropriated in Schedule (16):

- (a) \$22,929,000 is available for the following purposes:
 - (1) Up to 10 percent may be allocated for state-level technical assistance, including statewide network leadership, organizational development, coordination, and information and support services.
 - (2) All remaining funds shall be allocated for programs that target investments in priority and emergent sectors, including statewide and/or regional centers, hubs, collaborative communities, advisory bodies, and short-term grants. Short-term grants may include industry-driven regional education and training, Responsive Incumbent Worker Training, and Job Development Incentive Training. Funds allocated pursuant to this provision may be used to provide substantially similar services in support of the Strong Workforce Program.

- (3) Funds applied to performance-based training shall be matched by a minimum of \$1 contributed by private businesses or industry for each \$1 of state funds. The chancellor shall consider the level of involvement and financial commitments of business and industry in making awards for performance-based training.
- (b) \$248,000,000 shall be available to support the Strong Workforce Program pursuant to Part 54.5 (commencing with Section 88820) of Division 7 of Title 3 of the Education Code.
- 14. (a) The funds appropriated in Schedule (17) shall be used to support transfer and articulation projects and common course numbering projects.
- (b) Funding provided to community college districts shall directly offset any costs claimed by community college districts to be mandates pursuant to Chapter 737 of the Statutes of 2004.
- 15. (a) Of the funds appropriated in Schedule (18):
 - (1) \$109,248,000 shall be used pursuant to Article 8 (commencing with Section 69640) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code. Funds provided in this item for Extended Opportunity Programs and Services shall be available to students on all campuses within the California Community Colleges system.
 - (3) \$15,863,000 shall be used for funding, at all colleges, the Cooperative Agencies Resources for Education program in accordance with Article 4 (commencing with Section 79150) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code. The chancellor shall allocate these funds to local programs on the basis of need for student services.
- (b) Of the amount allocated pursuant to subdivision (a), no less than \$4,972,000 shall be available to support additional textbook assistance grants to community college students.
- 16. The funds appropriated in Schedule (19) shall be used for the following purposes:
 - (a) \$1,921,000 shall be used for the Puente Project to support up to 75 colleges. These funds are available if matched by \$200,000 of private funds and if the participating community colleges and University of California campuses maintain their 1995–96 fiscal year support level for the Puente Project. All funding shall be allocated directly to participating districts in accordance with their participation agreement.
 - (b) Up to \$2,459,000 is for the Mathematics, Engineering, Science Achievement (MESA) program. A community college district is required to spend \$1 from local or other resources for every \$1 received pursuant to this subdivision.
 - (c) No less than \$1,778,000 is for the Middle College High School Program. With the exception of

special part-time students at the community colleges pursuant to Sections 48802 and 76001 of the Education Code, student workload based on participation in the Middle College High School Program shall not be eligible for community college state apportionment.

- (d) No less than \$2,500,000 is for the Umoja program.
- 17. The funds appropriated in Schedule (20) shall be allocated by the chancellor to community college districts that levied child care permissive override taxes in the 1977–78 fiscal year pursuant to Sections 8329 and 8330 of the Education Code in an amount proportional to the property tax revenues, tax relief subventions, and state aid required to be made available by the district to its child care and development program for the 1979–80 fiscal year pursuant to Section 30 of Chapter 1035 of the Statutes of 1979, increased or decreased by any cost-of-living adjustment granted in subsequent fiscal years. These funds shall be used only for the purpose of community college child care and development programs.
- 18. Of the funds appropriated in Schedule (21):
 - (a) \$8,475,000 shall be used to provide support for nursing programs.
 - (b) \$4,903,000 shall be used for diagnostic and support services, preentry coursework, alternative program delivery model development, and other services to reduce the incidence of student attrition in nursing programs.
- 19. Of the funds appropriated in Schedule (22):
 - (a) \$20,000,000 shall be allocated to the chancellor to increase the number of courses available through the use of technology and to provide alternative methods for students to earn college credit. These funds may be used to pay for a consistent learning management system to help implement this program. The chancellor shall ensure, to the extent possible, that the following conditions are satisfied:
 - (1) These courses can be articulated across all community college districts.
 - (2) These courses are made available to students systemwide, regardless of the campus at which a student is enrolled.
 - (3) Students who complete these courses are granted degree-applicable credit across community colleges.
 - (4) These funds shall be used for those courses that have the highest demand, fill quickly, and are prerequisites for many different degrees.
 - (b) By September 1 of each fiscal year, up to \$3,000,000 shall be disbursed by the Office of the Chancellor of the California Community Colleges to one or more community college districts to provide digital course content to inmates under the jurisdiction of the Department of Corrections and Rehabilitation who are enrolled in one or

more California Community College courses. The provision of this digital course content is expected to enable community college districts to provide instruction to incarcerated adults.

- (1) To the extent possible, community college districts providing digital course content pursuant to this paragraph are encouraged to first use open educational resources.
 - (2) Notwithstanding any other law, a contract between the Office of the Chancellor of the California Community Colleges and a community college district for purposes of this subdivision is not subject to any competitive bidding requirements of Section 10340 of the Public Contract Code.
20. The Office of the Chancellor of the California Community Colleges shall annually report by December 1 of each year through 2021, on the racial/ethnic and gender composition of faculty, and efforts to assist campuses in providing equal employment opportunity in faculty recruitment and hiring practices as well as systemwide training, monitoring, and compliance activities.
21. Funds appropriated in Schedule (23) are provided on a one-time basis pursuant to Section 66010.98 of the Education Code.
22. (a) Any funds appropriated in Schedule (24) are available for the following purposes:
 - (1) Scheduled maintenance and special repairs of facilities. The Chancellor of the California Community Colleges shall allocate funds to districts on the basis of actual reported FTES, and may establish a minimum allocation per district. As a condition for receiving and expending these funds for maintenance or special repairs, a district shall certify that it will increase its operations and maintenance spending from the 1995–96 fiscal year by the amount it allocates from this appropriation for maintenance and special repairs. A district's compliance with its resolution shall be reviewed under the annual audit of that district.
 - (2) Hazardous substances abatement, cleanup, and repairs.
 - (3) Architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.) and seismic retrofit projects limited to \$656,000.
 - (4) Water conservation projects to reduce water consumption in cooperation with the Governor's Executive Order B-37-16. Projects may include any of the following:
 - (A) Replacement of water intensive landscaping with drought tolerant landscaping, synthetic turf, provided that the turf is used only in

nonathletic areas, and other
nonplant materials.

- (B) Drip or low-flow irrigation systems.
- (C) Building improvements to reduce water usage.
- (D) Installation of meters for wells to allow for monitoring of water usage.

- (b) Any funds appropriated in Schedule (24) are available for replacement of instructional equipment and library materials. The funds provided for instructional equipment and library materials shall not be used for personal services costs or operating expenses. The chancellor shall allocate funds to districts on the basis of actual reported FTES and may establish a minimum allocation per district. A district's compliance with its resolution shall be reviewed under the annual audit of that district.
- (c) Any funds appropriated in Schedule (24) shall be available for one-time use until June 30, 2019.

SEC. 66. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

SEC. 67. (a) For the 2018–19 fiscal year, the sum of thirty-five million dollars (\$35,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community colleges districts in support of apportionments to community college districts pursuant to Section 84750.4 of the Education Code.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 68. (a) For the 2018–19 fiscal year, the sum of thirteen million five hundred thousand dollars (\$13,500,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to support technology advancements and innovations in financial aid processing and management systems at the community colleges in order to streamline financial aid verification, including, but not limited to, the Student Success Completion Grant established pursuant to Part 54.82 (commencing with Section 88930) of Division 7 of Title 3 of the Education Code, and to enable the community colleges to more efficiently process state and federal financial aid grants. It is intent of the Legislature that system improvements supported by this funding have the effect of reducing the manual processing of financial aid applications, thereby enabling financial aid program staff to provide additional technical assistance and guidance to students seeking financial aid. The Office of the Chancellor of the California Community Colleges shall determine the methodology for allocating these funds to community college districts.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 69. (a) For the 2018–19 fiscal year, the sum of ten million dollars (\$10,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts for the following:

- (1) At least nine million seven hundred fifty thousand dollars (\$9,750,000) for funding incentives to community college districts pursuant to Section 66027.8 of the Education Code.
- (2) Up to two hundred fifty thousand dollars (\$250,000) for a systemwide study related to student hunger, housing, and basic needs issues.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 70. (a) For the 2018–19 fiscal year, the sum of ten million dollars (\$10,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to support mental health services and training. The board of governors may allocate grants to community colleges to support activities, including, but not limited to, expanding mental health services, providing training, and developing stronger relationships with the county behavioral health department and community-based mental health services for which reimbursement is available through the students' health coverage. The board of governors may also allocate funds to a community college district to provide training to community colleges throughout the state regarding prevention and early intervention in the treatment of mental health conditions, suicide prevention, and mental health stigma.

(b) The funding allocated pursuant to subdivision (a) shall not be used to supplant existing campus, state, or county funds used to provide mental health services.

(c) The office of the Chancellor of the California Community Colleges shall determine how the funding provided in subdivision (a) shall be allocated to community college districts. Prior to allocating the funding, the chancellor's office shall advise appropriate legislative fiscal and policy staff and the Department of Finance.

(d) By March 1, 2019, the chancellor's office shall report to the Legislature and the Department of Finance on the use of these funds, including all of the following:

(1) The types of activities supported by the funds, including services and training being offered and the number of students being served or trained.

(2) Data related to the evaluation of the training or services, if available.

(3) Recommendations for the expansion of the programs, training, or services supported by the grant funds.

(e) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 71. (a) For the 2018–19 fiscal year, the sum of six million two hundred forty-four thousand dollars (\$6,244,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to support a one-time Veterans Resource Center grant program. The one-time program shall provide grants to California community colleges to establish or enhance on-campus veterans resource centers that provide support services for students who are current or former members of the Armed Forces of the United States who are enrolled, or are attempting to enroll, at a community college. Funding is also available for this purpose in Schedule 9 of Item 6870-101-0001 of the Budget Act of 2018.

(b) For the purposes of this section:

(1) "Armed Forces of the United States" means the Air Force, Army, Coast Guard, Marine Corps, Navy, and the reserve components of each of those forces, the National Guard of any state, the California State Military Reserve, and the California Naval Militia.

(2) "Chancellor's office" means the Chancellor's Office of the California Community colleges.

(c) The chancellor's office shall administer the one-time grant program and distribute grants pursuant to the requirements of this section.

(d) (1) The chancellor's office shall develop application criteria, administrative guidelines, and other requirements for the purpose of administering the one-time grant program.

(2) In determining whether to award a grant to a community college campus, the chancellor's office shall consider, at a minimum, both of the following criteria:

(A) The number of student veterans that are or will be served by the center.

(B) The veteran student support service needs that are or will be supported with the grant funds.

(3) The chancellor's office shall prioritize applications from community college campuses that meet all of the following criteria:

- (A) Have demonstrated the greatest need for a veterans resource center, as determined by the chancellor's office.
- (B) Will provide services to greater proportions or numbers of veteran students.
- (C) Meet or will achieve best practice standards for veterans resource centers.

(e) Notwithstanding subdivision (d), the chancellor's office may award these funds to colleges that applied for funds appropriated in Section 28 of Chapter 23 of the Statutes of 2017 and met the qualifications required by the chancellor's office for purposes of veterans resource centers.

(f) Any college that receives funds pursuant to this section shall report the following to the chancellor's office:

- (1) A description of the college's need for veteran student support services.
- (2) The number of veteran students enrolled in the college.
- (3) A description of the student support services that would be offered by the campus and supported by grant funding.
- (4) A long-term plan that describes what measures the campus will implement to ensure the veterans resource center and the specific services supported by the grant funding are sustainable.
- (5) A description of the metrics that will be used to determine how the center's activities described in paragraph (3) will improve or enhance a veteran student's educational outcomes, including, but not limited to, metrics to measure the completion of a program of study leading to an associate degree for transfer, an associate degree, a community college certificate, a career technical education certificate, or transfer to a four-year university.

(g) A community college campus at which a veterans resource center has been or will be established that receives a grant pursuant to this program shall use the grant funds to support the veterans resource center in its activities and services to assist student veterans to reach the veterans' academic goals. Activities and services that may be supported by the veterans resource center include, but are not limited to, all of the following:

- (1) Academic counseling and tutoring support.
- (2) Peer-to-peer support and mentoring services.
- (3) Financial aid information and application assistance.
- (4) Referral to on- and off-campus resources.
- (5) Computer access.
- (6) Career counseling and placement assistance.

(h) It is the intent of the Legislature that a community college campus support the ongoing activities of its veterans resource center by expending resources from other funds available to the college.

(i) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 72. (a) (1) For the 2018–19 fiscal year, the sum of five million dollars (\$5,000,000) is hereby appropriated from the General Fund to the board of governors to provide support for a one-time reentry grant program. The one-time program shall provide grants to community colleges to provide support for currently and formerly incarcerated students and shall be focused on their reentry into their communities. The board of governors may allocate grants to community colleges on a competitive basis.

(2) As used in this section:

- (A) "Board of governors" means the Board of Governors of the California Community Colleges.
- (B) "Chancellor's office" means the Chancellor's Office of the California Community Colleges.

(b) The chancellor's office shall administer the one-time reentry grant program and distribute grants to applicants that satisfy the requirements of this section. The chancellor's office shall develop application criteria, administrative guidelines, and other requirements for the purpose of administering the one-time reentry grant program.

(c) To obtain a grant pursuant to this program, a community college shall submit an application to the chancellor's office in a format and by a date determined by the chancellor's office. The application shall contain, at a minimum, all of the following:

- (1) A description of the college's need for educational services to support reentry of currently incarcerated students, formerly incarcerated students, or both.
- (2) An estimate of the number of currently incarcerated and formerly incarcerated students enrolled in the college.
- (3) A description of the student support services that would be offered by the college and supported by grant funding, and the evidence that indicates those services would be effective in supporting reentry.
- (4) A long-term plan that describes measures the college will implement to ensure specific services funded by grant funding are sustainable.
- (5) The amount of matching funds that the community college would provide. The amount of matching funds provided by the community college shall be no less than fifty thousand dollars (\$50,000).

(d) Activities and services that may be supported by the grant include, but are not necessarily limited to, all of the following:

- (1) Academic counseling and tutoring support.
- (2) Peer-to-peer support and mentoring services.
- (3) Financial aid information and application assistance.
- (4) Referral to on- and off-campus resources.
- (5) Computer access.
- (6) Career counseling and placement assistance.

(e) Funds made available pursuant to this section shall supplement, not supplant, existing funds used to support formerly incarcerated students, and face-to-face instruction for students in custody, including any college-related funds or expenditures of the Department of Corrections and Rehabilitation.

(f) (1) On or before July 31, 2022, the chancellor's office shall report to the Legislature and the Department of Finance on the use of the funds made available pursuant to this section, including all of the following:

- (A) The types of activities supported by the funds, including services and training being offered and the number of students being served or trained.
- (B) Data related to the evaluation of the training or services, if available.
- (C) Other outcome metrics and data developed by the chancellor's office to evaluate the efficacy and success of the programs.

(2) The report required by this section shall be submitted in compliance with Section 9795 of the Government Code.

(g) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017-18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017-18 fiscal year.

SEC. 73. (a) For the 2018–19 fiscal year, the sum of six million dollars (\$6,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to the Academic Senate for the California Community Colleges, consistent with subdivision (b) of Section 70901 of the Education Code, to support the development of, and the expansion of the use of, open educational resources for the California Community Colleges. Funds appropriated pursuant to this subdivision shall be available for encumbrance until June 30, 2023.

(b) The Academic Senate for the California Community Colleges shall report to the Legislature, in compliance with Section 9795 of the Government Code, and to the Department of Finance on or before February 1, 2022, on the progress of supporting and expanding open educational resources pursuant to subdivision (a). The report shall include, but not necessarily be limited to, all of the following:

- (1) The number of open educational resources materials that have been created from the receipt of moneys pursuant to subdivision (a).

(2) The number and percentage of faculty at each campus that have adopted open educational resource textbooks for their courses.

(3) The number of students enrolled in course sections that use open educational resource textbooks.

(4) The estimated average amount of moneys students described in paragraph (3) saved as a result of using open educational resources.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 74. (a) For the 2018–19 fiscal year, the sum of ten million dollars (\$10,000,000) is hereby appropriated to the Board of Governors of the California Community Colleges for allocation to a community college district to contract with the State Department of Social Services in order to contract with organizations qualified pursuant to Chapter 5.6 (commencing with Section 13300) of Part 3 of Division 9 of the Welfare and Institutions Code to provide services pursuant to that chapter to persons on California community college campuses. These funds shall be available for encumbrance until June 30, 2020, and liquidation until June 30, 2024. Use of these funds shall be included in updates provided to the Legislature on the State Department of Social Service's immigration programs.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "Total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 75. (a) For the 2018–19 fiscal year, the sum of fifteen million dollars (\$15,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to the community college district operating the Online Education Initiative for the Online Education Initiative to provide competitive grants to community college districts to develop online programs and courses that do either of the following:

(1) Lead to short-term, industry-valued certificates or credentials, or programs.

(2) Enable a student in a pathway developed by the California Online Community College to continue his or her education in a career pathway offered by an existing community college.

(b) The Online Education Initiative shall develop application criteria and guidelines to administer the program. The criteria and guidelines shall not grant preference to either option specified in subdivision (a).

(c) Additional funding for purposes of this section is included in Item 6870-488 of Section 2.00 of the Budget Act of 2018.

(d) The Online Education Initiative shall submit, on or before April 1, 2020, and in compliance with Section 9795 of the Government Code, a report to the Legislature regarding outcomes related to the grants awarded pursuant to subdivision (a). The report shall, at a minimum, include all of the following information:

(1) A list of colleges that received grants.

(2) A description of the types of programs and courses created from funds received pursuant to subdivisions (a) and (c).

(3) An estimate of the number of students that may enroll in programs developed based on the competitive grant award.

(e) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 76. (a) For the 2018–19 fiscal year, the sum of thirty-six million four hundred fifty-five thousand dollars (\$36,455,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges, for allocation to reimburse local educational agencies for unfunded related and supplemental instruction hours for the 2013–14 fiscal year to the 2017–18 fiscal year, inclusive.

(b) (1) Notwithstanding subdivision (i) of Section 79149.3 of Education Code, of the amount appropriated in subdivision (a), the sum of nine million eight hundred seventy-five thousand dollars (\$9,875,000) is provided on a one-time basis to reimburse local educational agencies, pursuant to Article 3 (commencing with Section 79140) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, in the following order:

(A) Reported related and supplemental instruction hours as described in subdivision (b) of Section 79149.5 of Education Code that were paid at a rate less than the hourly rate specified in the Budget Act.

(B) Reported related and supplemental instruction hours that were not reimbursed.

(2) Notwithstanding subdivision (h) of Section 8152 of Education Code, of the amount appropriated in subdivision (a), the sum of twenty-six million five hundred eighty thousand dollars (\$26,580,000) is provided on a one-time basis to reimburse local educational agencies pursuant to Article 8 (commencing with Section 8150) of Chapter 1 of Part 6 of Division 1 of Title 1 of the Education Code, in the following order:

(A) Reported related and supplemental instruction hours, as described in subdivision (b) of Section 8154 of the Education Code, that were paid at a rate less than the hourly rate specified in the Budget Act.

(B) Reported related and supplemental instruction hours that were not reimbursed.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 77. (a) For the 2018–19 fiscal year, the sum of thirty million dollars (\$30,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts in support of the Community College Part-Time Faculty Office Hours Program established pursuant to Article 10 (commencing with Section 87880) of Chapter 3 of Part 51 of Division 7 of Title 3 of the Education Code. These funds shall be available for the same purposes as those allocated in Schedule 14 of item 6870-101-0001 of the Budget Act of 2018.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 78. (a) For the 2018–19 fiscal year, the sum of five million dollars (\$5,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to a community college district or districts participating in a Strong Workforce Program regional consortium to provide one-time grants in support of refugee career pathways.

(b) For purposes of this section:

(1) "Career readiness training" means quality community college career technical education courses, programs, and pathways that lead to successful workforce outcomes.

(2) "Chancellor's office" means the Chancellor's Office of the California Community Colleges.

(3) "Eligible organization" means a service organization that has established a partnership with a community college district that provides career readiness training and that satisfies both of the following requirements:

(A) The organization is exempt from federal income taxation as an organization described in Section 501(c)(3) of the federal Internal Revenue Code, and is in compliance with all applicable laws and requirements.

(B) The organization has demonstrated expertise in providing comprehensive and integrated services to refugees, including, but not necessarily limited to, refugee resettlement, financial literacy, and business technical assistance, and has demonstrated case management expertise that would enable the organization to collaborate with a community college district to develop appropriate career readiness training, English as a second language courses, and literacy courses or programs that meet the needs of eligible participants.

(4) "Eligible participant" means a person who has a special immigrant visa that has been granted a status under Section 1244 of Public Law 110-181, under Public Law 109-163, or under Section 602(b) of Title VI of Division F of Public Law 111-8, or is a refugee admitted to the United States under Section 1157 of Title 8 of the United States Code.

(c) The chancellor's office shall allocate grants to community college districts that partner with an eligible organization and that provide career readiness training to eligible participants.

(d) The chancellor's office may develop an application and establish criteria for selecting a community college district, or districts, to receive a grant to provide career readiness training to eligible participants.

(e) The chancellor's office shall award a grant to one or more community college districts that do both of the following:

(1) Partner with an eligible service organization to provide case management services for refugees in a county that serves at least 40 percent of the total population of eligible participants in the state during the 2016–17 fiscal year, is projected to serve at least 40 percent of the total eligible participants that will resettle in the state in the 2018–19 fiscal year, and has a well-established network of refugee resettlement organizations.

(2) Provide career readiness training to eligible participants that can be integrated with the district's approach to offering quality career technical education courses, programs, and pathways through the Strong Workforce Program.

(f) Grant funds may be used by a community college district to provide services for eligible participants for purposes including, but not necessarily limited to, all of the following:

(1) Career readiness training.

(2) English as a second language programs and courses.

(3) Employment skills courses or programs.

(4) Student support services.

(5) Career placement services.

(6) Case management services offered by a partnering eligible organization.

(g) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (a) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202 of the Education Code, for the 2017–18 fiscal year, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202 of the Education Code, for the 2017–18 fiscal year.

SEC. 79. This act is a bill providing for appropriations related to the Budget Bill within the meaning of subdivision (e) of Section 12 of Article IV of the California Constitution, has been identified as related to the budget in the Budget Bill, and shall take effect immediately.