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AB-183 Higher education trailer bill. (2021-2022)

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Assembly Bill No. 183

CHAPTER 54

An act to amend Sections 17200, 17201, 17202, 17203, 17204, 69432, 69438.3, 69438.5, 69465, 69470, 69969, 69996.2, 69996.3, 69996.9, 70023, 76396.1, 76396.2, 76396.3, 79220, 79221, 79223, 79228, 84750.4, 88651, 88931, 89046, and 89753 of, to amend and repeal Sections 66021.2 and 69506 of, to amend, repeal, and add Section 69435.5 of, to add Sections 69438.9, 78213.2, and 89348 to, to add Article 10 (commencing with Section 79510) and Article 11 (commencing with Section 79520) to Chapter 9 of Part 48 of, and Article 11 (commencing with Section 88280) to Chapter 4 of Part 51 of, Division 7 of, Article 8 (commencing with Section 89270) and Article 11 (commencing with Section 89297) to Chapter 2 of Part 55 of Division 8 of, Article 6.7 (commencing with Section 92663) to Chapter 6 of Part 57 of Division 9 of, and Chapter 1.5 (commencing with Section 69405) to Part 42 of Division 5 of, Title 3 of, to add and repeal Section 17203.5 of, to add and repeal Article 7 (commencing with Section 78080) of Chapter 1 of Part 48 of Division 7 of, and Article 11 (commencing with Section 69475) of Chapter 1.7 of Part 42 of Division 5 of, Title 3 of, and to repeal Section 79229 of, the Education Code, to amend Section 20662 of the Public Contract Code, to amend the Budget Act of 2020 by amending Item 6870-101-0001 of Section 2.00 of that act, and to amend the Budget Act of 2021 by amending Item 6870-101-0001 of Section 2.00 of that act, relating to postsecondary education, and making an appropriation therefor, to take effect immediately, bill related to the budget.

[Approved by Governor June 30, 2022. Filed with Secretary of State June 30, 2022.]

LEGISLATIVE COUNSEL'S DIGEST

AB 183, Committee on Budget. Higher education trailer bill.

(1) Existing law establishes the Higher Education Student Housing Grant Program to provide one-time grants for the construction of student housing or for the acquisition and renovation of commercial properties into student housing for the purpose of providing affordable, low-cost housing options for students enrolled in public postsecondary education in the state.

This bill would revise and recast various provisions of the Higher Education Student Housing Grant Program, as provided, including various revisions to application criteria and process. The bill would appropriate \$1,428,133,000 from the General Fund for grants under the program to be allocated, as specified. The bill would appropriate \$17,974,000 from the General Fund for the purpose of providing planning grants for California community colleges that are exploring or determining if it is feasible to offer affordable student rental housing. The bill would appropriate \$3,893,000 from the General Fund for the program, with specific projects to be funded with this appropriation to be identified in subsequent legislation.

(2) Existing law, the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program, establishes the Cal Grant A and B Entitlement awards, the California Community College Expanded Entitlement Awards, the California Community College Transfer Entitlement awards, the Competitive Cal Grant A and B awards, the Cal Grant C awards, and the Cal Grant T awards under the administration

of the Student Aid Commission, and establishes eligibility requirements for these awards for participating students attending qualifying institutions.

This bill would enact the Cal Grant Reform Act, which would revise and recast the provisions establishing and governing the existing Cal Grant Program into a new Cal Grant Program. The bill would specify that the Cal Grant Reform Act would become operative only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act. The bill would authorize the commission to adopt emergency regulations to implement the Cal Grant Reform Act. The new Cal Grant Program would also include a Cal Grant 2 Program and a Cal Grant 4 Program, with eligibility requirements as specified.

The provisions rendering several existing provisions of the Cal Grant Program inoperative would take effect on July 1, 2024, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act.

The bill would require the Trustees of the California State University, and request the Regents of the University of California, to adopt a statement of policy on or before December 31, 2024, on how their institutional aid programs address student basic needs and how these institutional funds are prioritized for disbursement.

The bill would require the University of California, the California State University, private nonprofit and for-profit institutions of higher education, and community college districts whose students receive Cal Grant aid to report specified data to the Department of Finance, the Legislative Analyst's Office, and the higher education policy and fiscal committees of the Legislature for each academic year, starting with the 2024–25 academic year, by March 31 of the subsequent academic year. To the extent that this provision would impose new duties on community college districts, it would constitute a state-mandated local program.

(3) Existing law, the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program, specifies the amounts of the maximum Cal Grant A and B awards for students attending independent institutions of higher education. Existing law authorizes community colleges to award an associate degree for transfer, and provides that the amount of Cal Grant A and B tuition awards for future years for students at independent institutions of higher education depends on the number of commitments those institutions make to accept associate degrees for transfer. Specifically, beginning with the 2022–23 award year, the maximum tuition award is either \$9,220 or \$8,056, depending upon whether the number of new unduplicated transfer students accepted by those institutions who have been given associate degree for transfer commitments in the prior award year exceeds statutory targets.

This bill would fix the 2022–23 award year amount for a new recipient at an independent institution of higher education at \$9,358. The bill would, commencing with the 2023–24 award year, set the maximum tuition award amount as either \$9,358 or \$8,056, with the higher amount conditioned on the achievement of the target numbers for associate degree for transfer commitments that apply for the prior award year. The bill would fix the amount for a renewal recipient at an independent institution of higher education at \$9,358, if the recipient first received a new award before the 2022–23 award year.

(4) Existing law establishes a California Community College Expanded Entitlement Award for students who were not awarded a Cal Grant A or B award at the time of the student's high school graduation but who will be enrolled at a California community college during the award year and meet other criteria. Existing law authorizes a student who receives a California Community College Expanded Entitlement Award to subsequently transfer to a University of California or California State University campus and remain eligible to receive the award. Existing law prohibits a student who receives a California Community College Expanded Entitlement Award and subsequently transfers to an independent institution of higher education from remaining eligible to receive the award.

This bill would instead authorize a student who receives a California Community College Expanded Entitlement Award and who subsequently transfers to an independent institution of higher education to remain eligible to receive the award, but only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act.

(5) Existing law, commencing with the 2019–20 academic year, provides an additional award, as specified, to Cal Grant A and B Entitlement, Competitive Cal Grant A and B, and Cal Grant C recipients who attend a public postsecondary educational institution and have a dependent child or dependent children, as defined.

This bill would provide the additional award to Cal Grant A and B Entitlement, Competitive Cal Grant A and B, and Cal Grant C recipients who attend an independent institution of higher education and have a dependent child or dependent children.

(6) Commencing with the 2021–22 academic year, existing law provides an additional award, as specified, to Cal Grant A and B Entitlement, Competitive Cal Grant A and B, and Cal Grant C recipients who are foster youth or former foster youth, as defined, attending a public postsecondary educational institution.

This bill would provide the additional award to Cal Grant A and B Entitlement, Competitive Cal Grant A and B, and Cal Grant C recipients who are foster youth or former foster youth attending an independent institution of higher education.

(7) Existing law establishes the California Dreamer Service Incentive Grant Program under the administration of the Student Aid Commission. Existing law establishes eligibility requirements for students participating in the program, including submission of a California Dream Act application to the commission and meeting all of the requirements for an exemption from paying nonresident tuition. Under the grant program, a participating student is eligible for an award of up to \$1,500 per semester or \$1,000 per quarter. Existing law requires the amount of a grant to be calculated in accordance with a formula, as specified.

This bill would increase the maximum amount of a grant under the California Dreamer Service Incentive Grant Program to up to \$2,250 per semester or \$1,500 per quarter. The bill, instead of the existing formula used to calculate the amount of a grant, would fix a student's award amount per term based on whether the student is enrolled in a semester-based or quarter-based system, as provided, and would set the minimum amount of a grant awarded in a semester or quarter at \$450, without regards to a student's part-time or full-time status. The bill would make a Cal Grant A award recipient who is not a recipient of a Cal Grant B award, but was eligible for a Cal Grant B award, eligible to receive a grant under the program if the student meets the other eligibility requirements. The bill, commencing with the 2021–22 fiscal year and upon order of the Director of Finance, would require any unexpended or unencumbered funds appropriated for purposes of the program, as of June 30 of each fiscal year, to be transferred to the University of California and the California State University to support the California DREAM Loan Program, as specified.

(8) Existing law establishes the Leaning-Aligned Employment Program, administered by the Student Aid Commission, in consultation with the office of the President of the University of California, the office of the Chancellor of the California State University, and the office of the Chancellor of the California Community Colleges, to provide eligible college and university students with the opportunity to earn money to help defray their educational costs, while gaining education-aligned, career-related experience. Under existing law, funds appropriated in the annual Budget Act or another statute for purposes of the program are provided to the commission for allocation to participating public postsecondary educational institutions, and are available for encumbrance and expenditure by participating campuses until June 30, 2031.

This bill would make the funds provided to the commission that are appropriated for the program available for encumbrance and expenditure until June 30, 2031, without reference in this context to participating campuses.

(9) Existing law establishes the California Kids Investment and Development Savings (KIDS) Program, under the administration of the Scholarshare Investment Board, for the purposes of expanding access to higher education through savings. Existing law establishes the California Kids Investment and Development Savings Program Fund in the State Treasury to serve as the initial repository of all moneys received from state and private sources for the KIDS Program, and continuously appropriates moneys in the fund to the board for the KIDS Program. Existing law requires moneys in the fund, subject to availability, to be deposited in KIDS Accounts, one designated for each California resident child born on or after a date to be determined by the board that is no later than July 1, 2022. Existing law requires the board to provide awards from these KIDS Accounts in the amount of the seed deposit, enhanced deposit, and any additional financial incentives designated for the child, as specified, for each recipient child's qualified higher education expenses at an eligible institution of higher education.

This bill would revise and recast provisions of the KIDS program. The bill would include expenses at registered apprenticeship programs as qualified higher education expenses at an institution of higher education, for purposes of the KIDS program. By expanding the uses of a continuously appropriated fund, the bill would make an appropriation.

(10) Existing law establishes the Middle Class Scholarship Program under the administration of the Student Aid Commission. Existing law makes an undergraduate student eligible for a scholarship award under the program if the student meets certain eligibility requirements. Existing law, upon order of the Director of Finance, transfers \$116,956,000 for the 2020–21 fiscal year, and \$117,000,000 for the 2021–22 fiscal year, from the General Fund to the Middle Class Scholarship Fund, and appropriates that sum to the commission for purposes of the scholarship program.

This bill would reduce the appropriation for the 2020–21 fiscal year by \$2,785,000, and would reduce the appropriation for the 2021–22 fiscal year by \$7,039,000.

(11) Existing law establishes the California College Promise, under the administration of the Chancellor of the California Community Colleges, to provide funding, upon appropriation by the Legislature, to each community college meeting prescribed requirements. Existing law authorizes a community college to use that funding to waive some or all of the fees for 2 academic years for certain first-time students at the college who are enrolled in 12 or more semester units or the equivalent, or less for students certified as “full time,” as specified, and who complete and submit either a Free Application for Federal Student Aid or a California Dream Act application, except for students who have previously earned a degree or certificate from a postsecondary educational institution. Existing law establishes certain requirements for participation in the California College Promise, including, among others, maximizing student access to need-based financial aid, as provided.

This bill would additionally require, as a condition of participating in, and receiving funding for, the California College Promise, community colleges and community college districts, among other conditions, to maximize available resources to address student basic needs, as specified. The bill would make returning students, as defined, eligible for the fee waiver. The bill would authorize the chancellor's office to require community colleges and community college districts receiving this funding to annually report the use of California College Promise funds.

(12) Existing law, the Seymour-Campbell Student Success Act of 2012, provides that the purpose of the act is to increase California community college student access and success by providing effective core matriculation services of orientation, assessment and placement, counseling, and other education planning services, and academic interventions. The act requires a community college district or community college to maximize the probability that students will enter and complete transfer-level coursework in English and mathematics within one-year.

This bill would establish the California Community College Equitable Placement and Completion Grant Program under the administration of the office of the Chancellor of the California Community Colleges to award grants to ensure the implementation of equitable placement and completion policies and practices at community colleges, as provided. The bill would appropriate \$64,000,000 from the General Fund to the Board of Governors of the California Community Colleges to be allocated to support the program.

(13) Existing law authorizes the office of the Chancellor of the California Community Colleges to establish a program, named the Rising Scholars Network, to enter into agreements with up to 50 community colleges to provide additional funds for services in support of postsecondary education for justice-involved students, as defined.

This bill would establish the Hire UP Program, to be administered by the office of the Chancellor of the California Community Colleges. The bill would authorize the chancellor's office to enter into agreements with up to 10 community college districts to provide funding for stipends to formerly incarcerated individuals, CalWORKs recipients, and former foster youth. Under the bill, a community college student enrolled in a certificate or degree program at a California community college would be eligible for a stipend if the student was released from incarceration within the last 3 years and is a current participant in the Rising Scholars Network or in another dedicated reentry program, or if the student is a CalWORKs recipient or former foster youth. The bill would appropriate \$30,000,000 for purposes of the program. The bill would require the chancellor's office to submit an annual report to the Legislature on the implementation of the pilot program, including key conclusions and policy recommendations.

This bill would repeal these provisions on January 1, 2029.

(14) Existing law, the Cooperating Agencies Foster Youth Educational Support Program, authorizes the office of the Chancellor of the California Community Colleges to enter into agreements with up to 20 community college districts to provide additional funds for services in support of postsecondary education for foster youth. Existing law specifies services for foster youth under the program.

This bill would revise and recast provisions of the Cooperating Agencies Foster Youth Educational Support Program. The bill would rename the Cooperating Agencies Foster Youth Educational Support Program as NextUp, and would expand authorization for the program by removing the 20 community college district limit.

(15) 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.

This bill would establish the Native American Student Support and Success Program under the administration of the office of the Chancellor of the California Community Colleges to provide various services for Native American students. The bill would authorize the chancellor's office to enter into agreements with up to 20 community colleges to provide grants to those participating colleges for the purpose of developing local Native American student support and success programs and delivering matriculation services for Native American students, as provided. The bill would appropriate \$30,000,000 from the General Fund to the Board of Governors of the California Community Colleges to be allocated to support the program.

(16) Existing law provides for a formula for the calculation of general purpose apportionments of state funds to community colleges. Existing law requires the office of the Chancellor of the California Community Colleges, commencing with the 2018–19 fiscal year, and each fiscal year thereafter, to annually calculate a base allocation, supplemental allocation, and student success allocation for each community college district in the state, as specified. Existing law requires, for the 2018–19 to 2024–25, inclusive, fiscal years, each community college district with a specified increase in 2017–18 general purpose apportionment funding when computed pursuant to an existing law that is less than the year-over-year cost-of-living adjustments applicable to those fiscal years to receive discretionary resources in an amount needed to ensure that the community college district receives no less than its 2017–18 general purpose apportionment funding computed pursuant to the existing law adjusted for annual year-

over-year cost-of-living adjustments. Existing law also establishes a hold harmless protection for community college districts and, commencing with the 2020–21 fiscal year, requires decreases in a community college district's total revenue to result in the associated reduction beginning in the year following the initial year of decreases, adjusted for changes in the cost-of-living adjustment, as specified.

This bill would, commencing with the 2025–26 fiscal year, require each community college district to receive the greater of a community college district's total revenue computed pursuant to the sum of the base allocation, supplemental allocation, and student success allocation for that fiscal year, or a community college district's general purpose apportionment funding computed for the 2024–25 fiscal year, including the greater of discretionary resources or specified revenue received by the district.

(17) Existing law requires the governing board of a community college district to fix and order paid the compensation of persons who are part of the classified service and other nonacademic employees employed by the governing board of the community college district, unless otherwise prescribed by law.

This bill would establish the Classified Community College Employee Summer Assistance Program, which would authorize community college districts to participate in the Classified Community College Employee Summer Assistance Program and would authorize a classified employee of a participating community college district who meets the same requirements required of participating classified employees of local educational agencies to withhold an amount from the community college employee's monthly paycheck during the academic year to be paid out during the summer recess period, as provided.

(18) Existing law establishes the California Community Colleges Economic and Workforce Development Program to, among other things, advance California's economic growth and global competitiveness through education, training, and services that contribute to continuous workforce improvement. Existing law authorizes the Board of Governors of the California Community Colleges to award grants and project funds for the program, as specified. Existing law requires the program to be implemented only during those fiscal years for which funds are appropriated for its purposes. Existing law repeals the program on January 1, 2023.

This bill instead would repeal the program on January 1, 2025, thereby extending the operation of the program by 2 years.

(19) Existing law establishes a grant program to provide grants to California community college students who meet certain criteria, contingent on funding being made available, to help offset their total cost of community college attendance. Under the existing law, qualifying students who enroll in 12, 13, or 14 units per semester, or the quarterly equivalent number of units, are eligible for \$649 per semester, or quarterly equivalent, and qualifying students who enroll in 15 units per semester, or the quarterly equivalent number of units, are eligible for \$2,000 per semester, or quarterly equivalent.

This bill would double the amount that a qualifying student who enrolls in 12, 13, or 14 units per semester, or the quarterly equivalent number of units, and a qualifying student who enrolls in 15 units per semester, or the quarterly equivalent number of units, is eligible to receive under the grant program to \$1,298 and \$4,000, respectively, per semester, or quarterly equivalent.

(20) Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in this state. The California State University comprises 23 institutions of higher education located throughout the state. Existing law authorizes the Trustees of the California State University to lease any property of a state university for any purpose that they consider is not inconsistent with the functions of the California State University. Existing law requires any rental income received by the trustees under that or other leasing provisions to be deposited in the State Treasury and credited to the support appropriation of the California State University current during the period of occupancy. Existing law creates the California State University Trust Fund as a continuously appropriated fund and specifies its sources of revenue.

This bill instead would require the rental income received by the trustees to be deposited into the California State University Trust Fund. By establishing a new revenue source for a continuously appropriated fund, the bill would make an appropriation.

(21) This bill would establish the Cybersecurity Regional Alliances and Multistakeholder Partnerships Pilot Program to address the cybersecurity workforce gap, as specified. The bill would require the office of the Chancellor of the California State University to select any number of California State University campuses, with preference given to campuses that have or are developing regional pipeline programs in cybersecurity with the California Community Colleges, to participate in the pilot program through an application process, which the bill would require the chancellor's office to develop on or before March 1, 2023. The bill would require each of the selected campuses to create a pilot program, as specified, and to annually share the impact and results of its pilot program with the chancellor's office. The bill would require the chancellor's office to annually report the impact and results of the campuses' pilot programs to the Legislature.

(22) Existing law subjects all appropriations for the support of the California State University and the Trustees of the California State University to certain restrictions, except that the trustees may, with regard to funds appropriated for the support of the university, approve the transfer of funds between general fund appropriations.

This bill instead would authorize the trustees as an exception to the support appropriation restrictions to approve the transfer of funds appropriated for the support of the university between general fund appropriations and support appropriations.

(23) Existing law establishes the University of California, under the administration of the Regents of the University of California, and the California State University, under the administration of the Trustees of the California State University, as 2 of the segments of public postsecondary education in the state.

This bill, subject to the availability of funds in the annual Budget Act for this purpose, would require the office of the Chancellor of the California State University and the office of the President of the University of California to provide their participating campuses with funding to provide support services for students who are foster youth and former foster youth. The bill would require each participating campus to offer various services as part of its campus program, including providing a full-time designated staff program director or coordinator, campus office and meeting space, a range of student supports to address academic and nonacademic needs, and opportunities for peer mentors.

(24) This bill would establish a California Community Colleges Asian American, Native Hawaiian, and Pacific Islander (AANHPI) Student Achievement Program at the California State University and the California Community Colleges to provide culturally responsive services to enhance student educational experiences and promote higher education success for low-income, underserved, and first-generation AANHPI students and other underrepresented students.

(25) Existing provisions of the Local Agency Public Construction Act govern contracting by community college districts. Existing law authorizes the Chancellor of the California Community Colleges to enter into a contract or other agreement with the governing board of any community college district whereby the district performs services or acts as a fiscal agent on behalf of the California Community Colleges, if the funds for the contract or agreement are in satisfaction of the state obligation to provide funding under Section 8 of Article XVI of the California Constitution, which sets forth a formula for computing the minimum amount of General Fund revenues that the state is required to appropriate for the support of school districts and community college districts for each fiscal year.

Existing law, until July 1, 2023, exempts the chancellor from the requirement to advertise for or invite bids for those contracts or other agreements that are no more than \$20,000,000. Existing law, until July 1, 2023, also exempts from that requirement the renewal of existing contracts or other agreements that the chancellor has entered into with a governing board, regardless of the amount.

This bill would extend those dates by 2 years, thereby making the exemptions operative until July 1, 2025.

(26) Under existing law, the Ortiz-Pacheco-Poohigian-Vasconcellos Cal Grant Program, an otherwise qualifying institution with a 3-year cohort default rate that is equal to or greater than 15.5% is ineligible for initial and renewal Cal Grant awards at the institution, as specified, with certain exceptions. Existing law requires the Student Aid Commission to certify by November 1 of each year a qualifying institution's latest 3-year cohort default rate and graduation rate as most recently reported by the United States Department of Education, except for the 2022–23 academic year existing law requires the commission to use the 3-year cohort default rate certified in 2020 for an otherwise qualifying institution.

This bill would require the commission to also use the 3-year cohort default rate certified in 2020 for an otherwise qualifying institution for the 2023–24 academic year.

(27) The Budget Act of 2021 made appropriations for the support of the Board of Governors of the California Community Colleges for the 2021–22 fiscal year, including \$2,819,098,000 for apportionments.

This bill would amend the Budget Act of 2021 by reducing the appropriation made to the Board of Governors of the California Community Colleges for apportionments by \$471,435,000.

(28) This bill would appropriate \$840,655,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to address specified purposes, including scheduled maintenance and special repairs of facilities, at community colleges.

(29) This bill would appropriate \$105,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to assist with the adoption of, and transition to, a common course numbering system, as provided.

(30) This bill would appropriate \$65,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to assist with the implementation of transfer reforms, as specified.

(31) This bill would appropriate \$20,000,000 from the General Fund to the Board of Governors of the California Community Colleges to provide emergency financial assistance grants to certain low-income community college students who meet specified requirements.

(32) This bill would appropriate \$75,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to implement local and systemwide technology and data security measures that support improved oversight of fraud mitigation and cybersecurity efforts.

(33) This bill would appropriate \$166,500,000 from the General Fund to the Board of Governors of the California Community Colleges to be allocated for various purposes, as provided.

(34) This bill would appropriate \$5,000,000 from the General Fund to the Board of Governors of the California Community Colleges for allocation to the Los Angeles Community College District for the development and initial operations of the California Center for Climate Change Education, which shall be located at West Los Angeles College.

(35) Certain 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, as specified.

(36) 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.

(37) 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 17200 of the Education Code is amended to read:

17200. As used in this chapter, unless the context requires otherwise, the following definitions apply:

(a) "Administering entity" means the following:

- (1) For an application for a community college campus or district, the office of the Chancellor of the California Community Colleges.
- (2) For an application for a California State University campus, the office of the Chancellor of the California State University.
- (3) For an application for a University of California campus, the office of the President of the University of California.
- (4) For an intersegmental application, both or all of the systemwide offices described in paragraphs (1) to (3), inclusive, as applicable to the project applicants.

(b) "Applicant" means a community college district, a campus of the California State University, a campus of the University of California, which may include the Hastings College of the Law, or a partnership of campuses across and within the public higher education segments. "Applicant" also means the office of the Chancellor of the California Community Colleges on behalf of one or more community college districts, the office of the Chancellor of the California State University on behalf of one or more campuses of the California State University, or the office of the President of the University of California on behalf of one or more campuses of the University of California.

(c) "Campus" means a community college district, a campus of the California State University, or a campus of the University of California, which may include the Hastings College of the Law.

(d) "Capacity expansion projects" means projects that expand the ability of a four-year public postsecondary educational institution to support future California resident enrollment growth.

(e) "Low-income student" means either of the following:

(1) A student who is eligible to receive one or more of the following:

(A) Pell Grant financial aid under the federal Pell Grant program (20 U.S.C. Sec. 1070a).

(B) A Cal Grant under Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5 of Title 3.

(C) An exemption from paying nonresident tuition pursuant to Section 68130.5 provided that the student also meets income criteria applicable to the California Dream Act application.

(D) A fee waiver from a California Community College pursuant to Section 76300.

(2) A graduate student with income and asset levels that would qualify for one or more of the benefits in subparagraphs (A) through (D), inclusive, as determined by the campus at which the student is enrolled.

(f) "Public-private partnership" means a long-term agreement between a segment and the private sector for purposes of a student housing project, including, but not limited to, studying, planning, designing, constructing, developing, financing, operating, maintaining, or any combination thereof, a student housing project.

(g) "Segment" means the public higher education segments of California, which are the University of California, the California State University, or the California Community Colleges.

(h) "Student housing project" means one or more housing facilities to be occupied by students of one or more campuses. These facilities may include, but are not necessarily be limited to, dining, academic and student support service spaces, basic needs centers, student healthcare services, and other necessary and usual attendant and related facilities and equipment.

SEC. 2. Section 17201 of the Education Code is amended to read:

17201. (a) The Higher Education Student Housing Grant Program is hereby established to provide one-time grants for the construction of student housing, or for the acquisition and renovation of commercial properties into student housing for the purpose of providing affordable, low-cost housing options for students enrolled in public postsecondary education in California.

(b) (1) Of the total amount appropriated pursuant to subdivision (l), and intended to be appropriated pursuant to subdivision (q) in support of this section and Section 17202, 50 percent of the available funds shall be available for the California Community Colleges, 30 percent of the available funds shall be available for the California State University, and 20 percent of the available funds shall be available for the University of California.

(2) Notwithstanding paragraph (1), the per-segment amounts designated in paragraph (1) may be adjusted to accommodate and prioritize projects serving low-income students across more than one segment.

(3) It is the intent of the Legislature that grants will be disbursed to increase the current stock of affordable student housing, for purposes of supporting low-income students and facilitating low-income student access to higher education.

(c) Proposals for one-time grants for the construction of, or rehabilitation of commercial properties for, student housing shall include, at a minimum, the project goals, costs, number of students to be housed, timeline for the project, financial feasibility of the project, anticipated impact on the campus' ability to accommodate California resident enrollment growth, a commitment to construct the project within the resource needs identified in the proposal, and any other information deemed necessary for evaluation of the criteria pursuant to subdivision (f).

(d) (1) Applicants for a University of California campus or a California State University campus shall submit their applications to their respective administering entities on or before October 31 in the year the funds are appropriated. This includes applicants reapplying for a grant for a project that was deemed ineligible in a previous year, who may submit their revised and updated applications.

(2) Applicants for a community college campus or district reapplying for a grant for a project that was deemed ineligible in a previous year may submit their revised and updated applications to their administering entity on or before October 31, 2022.

(3) Applicants for a community college campus or district shall submit their applications to their administering entity on or before October 31, 2023. This includes applicants reapplying for a grant for a project that was deemed ineligible in a previous year, who may submit their revised and updated applications.

(e) (1) The administering entities shall provide the Joint Legislative Budget Committee information on all submitted project proposals, including, but not necessarily limited to, the information specified in subdivision (g), on or before February 1 immediately following the dates of proposal submissions.

(2) Applicants reapplying for a grant for a project that was deemed ineligible in a previous year may submit their revised and updated applications to their respective administering entities pursuant to subdivision (d), and for any of these revised and updated project applications demonstrating compelling and urgent public benefits, the administering entities may submit to the Joint Legislative Budget Committee a list of the projects proposed for inclusion in the annual Budget Act or other legislation for priority consideration by January 10, 2023.

(f) Submitted proposals shall demonstrate all of the following:

(1) Construction on the project could begin by December 31 in the year the grant is awarded, or by the earliest possible date thereafter.

(2) (A) The rent provided in the applicable units of the development for low-income students shall be calculated at 30 percent of 50 percent of the area median income for a single-room occupancy unit type. The percentage of area median income may be adjusted upon written notification by the Director of Finance to the Joint Legislative Budget Committee, and approval by the Joint Legislative Budget Committee.

(B) Annual rent for the units described in this paragraph may be adjusted each year based on the lesser of the area median income calculation for a given year pursuant to subparagraph (A), or the percentage change in the annual average value of the California Consumer Price Index for all urban consumers for the most recent calendar year of actual data.

(C) The affordability restriction described in subparagraph (A) shall apply for the life of the facility.

(3) A commitment to first offer the housing available from the facilities to low-income students. In meeting this requirement, a campus may calculate the rental savings and number of low-income students that would be served by the student housing constructed pursuant to this section, and place the calculated number of students qualifying for the reduced rental rate throughout the campus's available housing.

(4) (A) A commitment to require any students renting housing in the facilities to take a minimum average of 12 degree-applicable units per semester term, or the quarterly equivalent, to facilitate timely degree completion.

(B) Notwithstanding subparagraph (A), eligible students renting housing in the facilities shall be permitted to live in the facilities for the full academic or calendar year so long as the student remains enrolled in the applicable campus. Renewal of housing in the facility in subsequent academic or calendar years shall require the student to demonstrate compliance with subparagraph (A).

(C) Notwithstanding subparagraph (A), students renting housing in the facilities may temporarily reduce their unit load below 12 degree-applicable units if they are able to demonstrate an exceptional circumstance necessitating a reduced unit load, which may include, but is not necessarily limited to, illness or injury, as determined by the applicable campus.

(5) Receipt of a grant pursuant to this chapter will result in a public benefit, such as providing low-cost student housing and reduced rents, reducing students' total cost of attendance, serving more low-income students, or other tangible benefits that would not be practical without the grant for student housing.

(6) The University of California and the California State University shall not use a public-private partnership to construct, operate, maintain, or any combination thereof, a project.

(7) As a condition of receiving funding for a project, the University of California shall comply, with respect to the project, with the requirements of Section 92495 applicable to capital outlay projects.

(8) A plan to build funds into the submitted project bid for project contingency.

(A) The amount for project contingency shall be 5 percent of construction costs for University of California and California State University projects and 10 percent of construction costs for California Community College projects. Intersegmental projects involving a California Community College shall include project contingency of 10 percent of construction costs. Grant funds may be used to cover these project contingency amounts.

(B) (i) The plan also shall identify the fund sources, other than the construction grants received under this program, and their respective balances that would be available to cover costs above those projected in the application.

(ii) Any applicant that receives a grant shall cover any costs above those identified in their application to the state using the fund sources identified in clause (i).

(9) (A) An applicant's student population has unmet demand for housing, as measured by both of the following:

(i) The proportion of students waitlisted for on-campus housing compared to total enrollment.

(ii) Rental vacancy rates for housing in the county for which the student housing project would be located, as defined by the United States Census Bureau.

(B) Applicants shall calculate the data pursuant to clauses (i) and (ii) of subparagraph (A) using data for the most recent year available.

(10) A campus shall not apply for a grant to reimburse costs that it has already incurred.

(g) In their submittals to the Joint Legislature Budget Committee, the administering entities shall rank all eligible applications using a composite score of all of the following measures:

(1) State funding per bed for low-income students, with a lower ratio receiving a higher ranking.

(2) Projected rents for low-income student units relative to the limit set forth in subparagraph (A) of paragraph (2) of subdivision (f), with a lower measure receiving a higher ranking.

(3) Project timeline, with an earlier construction start date receiving a higher ranking.

(4) The geographic location of each project. It is the intent of the Legislature that projects selected for a grant are fairly representative of various geographical regions of the state and campuses of the University of California, the California State University, and the California Community Colleges.

(5) (A) Unmet demand for housing, with a higher ranking given to projects with either of the following:

(i) Higher proportions of students waitlisted for on-campus housing when compared to total enrollment.

(ii) Lower rental vacancy rates for housing in the county for which the student housing project would be located, as defined by the United States Census Bureau.

(B) Applicants shall calculate the proportions and rates pursuant to clauses (i) and (ii) of subparagraph (A) using data for the most recent year available.

(C) For each project, the administering entities shall select the measure determined pursuant to clauses (i) and (ii) of subparagraph (A) yielding the highest ranking.

(h) Proposals for student housing projects submitted pursuant to this chapter shall be considered for inclusion in the annual Budget Act, subject to an available and sufficient appropriation.

(i) (1) Appropriations provided to support a project included in the annual Budget Act pursuant to this chapter shall be considered grants to the applicant for purposes of constructing the project. As a condition of receiving funds pursuant to this chapter, the Regents of the University of California, the Trustees of the California State University, or the Board of Governors of the California Community Colleges, or the respective statewide offices for each segment, shall do all of the following:

(A) Provide oversight of the project for which funds are appropriated.

(B) From the receipt of funds to completion of construction for the project, report annually, beginning on or before July 1 of the year immediately following receipt of funding, to the Department of Finance and the relevant policy and budget committees of the Legislature on the status of the project. At a minimum, these reports shall include data on a project's cost, funding by source, number of beds for low-income students, rents for low-income student beds, the number of standard rent beds and their associated rents, if applicable, building square footage, and project timeline. For each of these data elements that were included in a project's application to the state, the reports shall compare the estimates provided in the application to the most recently available estimates.

(C) Following completion of the project, report annually, beginning on or before July 1 of the year immediately following completion, for a five-year period to the Department of Finance and the relevant policy and budget committees of the Legislature on the public benefit provided by the project as related to the selection criteria outlined in this chapter. At a minimum, these reports shall include data on a project's number of beds for low-income students, rents for low-income student beds, the number of standard rent beds and their associated rents, if applicable, annual operating costs and revenues, and housing occupancy rates compared to the campuswide average. For each of these data elements that were included in a project's application to the state, the reports shall compare the estimates provided in the application to the most recently available estimates.

(2) For a community college project funded pursuant to this chapter, the local community college district may perform the oversight and reporting functions required pursuant to subparagraphs (A) to (C), inclusive, of paragraph (1) in lieu of these functions being performed by the Board of Governors of the California Community Colleges or the Office of the Chancellor of the California Community Colleges.

(j) For purposes of computing the maintenance of effort for the federal Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (Public Law 116-260), and the federal American Rescue Plan Act of 2021 (Public Law 117-2), these funds shall be considered fully expended in the year in which they are appropriated, and these funds shall be considered need-based financial aid, as the intent of the program is to reduce nontuition costs for students.

(k) Notwithstanding any other law, including subdivision (j), reduced housing expenses from student housing provided pursuant to this chapter shall augment and not supplant student financial aid from other public sources, and shall not be considered when calculating eligibility for student financial aid.

(l) For the 2022–23 fiscal year, one billion four hundred twenty-eight million one hundred thirty-three thousand dollars (\$1,428,133,000) is hereby appropriated from the General Fund for the Higher Education Student Housing Grant Program, of which seven hundred million dollars (\$700,000,000) is from the General Fund in the 2021–22 fiscal year and seven hundred twenty-eight million one hundred thirty-three thousand dollars (\$728,133,000) is from the General Fund in the 2022–23 fiscal year. These funds shall be used for one-time grants for the construction of student housing, or the acquisition and renovation of commercial properties into student housing for the purpose of providing affordable, low-cost housing options for students enrolled in public postsecondary education in California.

(m) The funds appropriated pursuant to subdivision (l) shall be for all of the following:

(1) Three hundred eighty-nine million dollars (\$389,000,000) to be allocated to the following University of California campuses:

(A) Thirty-five million dollars (\$35,000,000) for allocation to the University of California, Los Angeles.

(B) One hundred million dollars (\$100,000,000) for allocation to the University of California, San Diego.

(C) Sixty-five million dollars (\$65,000,000) for allocation to the University of California, Irvine.

(D) Eighty-nine million dollars (\$89,000,000) for allocation to the University of California, Santa Cruz.

(E) One hundred million dollars (\$100,000,000) for allocation to the University of California, Berkeley.

(2) Four hundred eighty-seven million nine hundred seven thousand dollars (\$487,907,000) to be allocated to the following California State University campuses:

(A) One hundred sixteen million three hundred thousand dollars (\$116,300,000) for allocation to California State University, San Francisco.

(B) Fifty-three million three hundred thousand dollars (\$53,300,000) for allocation to California State University, Long Beach.

(C) Twenty-one million one hundred seven thousand dollars (\$21,107,000) for allocation to California State University, Humboldt.

(D) Thirty-one million fifty thousand dollars (\$31,050,000) for allocation to California State University, Fresno.

(E) Thirty-seven million five hundred thousand (\$37,500,000) for allocation to California State University, Northridge.

(F) Forty-eight million seven hundred fifty thousand dollars (\$48,750,000) for allocation to California State University, Dominguez Hills.

(G) Eighty-eight million nine hundred thousand dollars (\$88,900,000) for allocation to California State University, Fullerton.

(H) Ninety-one million dollars (\$91,000,000) for allocation to California State University, San Marcos.

(3) Five hundred forty-two million one hundred eighteen thousand dollars (\$542,118,000) to be allocated to the following California Community Colleges:

(A) Thirty-four million eighty thousand dollars (\$34,080,000) for allocation to Fresno City College.

(B) Thirty-two million six hundred thirteen thousand dollars (\$32,613,000) for allocation to the College of the Siskiyous.

(C) Sixty-two million nine hundred twenty-three thousand dollars (\$62,923,000) for allocation to Ventura College.

(D) Eighty million four hundred ninety-seven thousand dollars (\$80,497,000) for allocation to Sierra College.

(E) Thirty-one million dollars (\$31,000,000) for allocation to Napa Valley College.

(F) Fifteen million dollars (\$15,000,000) for allocation to Santa Rosa Junior College.

(G) Forty-four million one hundred forty-four thousand dollars (\$44,144,000) for allocation to Cosumnes River College.

(H) Eighty million three hundred eighty-nine thousand dollars (\$80,389,000) for allocation to Compton College.

(I) Thirty-nine million three hundred sixty-nine thousand dollars (\$39,369,000) for allocation to the Lake Tahoe Community College District.

(J) Sixty million two hundred forty-five thousand dollars (\$60,245,000) for allocation to Bakersfield College.

(K) Sixty-one million eight hundred fifty-eight thousand dollars (\$61,858,000) for allocation to the College of the Canyons.

(4) Nine million one hundred eight thousand dollars (\$9,108,000) to be allocated to the following intersegmental project, as follows:

(A) Four million five hundred fifty-four thousand dollars (\$4,554,000) for allocation to Imperial Valley College.

(B) Four million five hundred fifty-four thousand dollars (\$4,554,000) for allocation to California State University, San Diego.

(n) For the 2022–23 fiscal year, seventeen million nine hundred seventy-four thousand dollars (\$17,974,000) is hereby appropriated from the General Fund for the purpose of providing planning grants for California Community Colleges that are exploring or determining if it is feasible to offer affordable student rental housing.

(o) The funds appropriated pursuant to subdivision (n) shall be for the following California Community Colleges:

(1) One hundred fifty-five thousand dollars (\$155,000) for allocation to Chabot College.

(2) One hundred fifty-five thousand dollars (\$155,000) for allocation to Las Positas College.

(3) One hundred eighty thousand dollars (\$180,000) for allocation to Contra Costa College.

(4) One hundred eighty thousand dollars (\$180,000) for allocation to Diablo Valley College.

(5) One hundred eighty thousand dollars (\$180,000) for allocation to Los Medanos College.

(6) One hundred thirty-two thousand dollars (\$132,000) for allocation to De Anza College.

(7) One hundred thirty-two thousand dollars (\$132,000) for allocation to Foothill College.

(8) Five hundred eighty thousand dollars (\$580,000) for allocation to Ohlone College for two projects.

(9) One hundred ten thousand dollars (\$110,000) for allocation to Berkeley City College.

(10) One hundred ten thousand dollars (\$110,000) for allocation to College of Alameda.

(11) One hundred ten thousand dollars (\$110,000) for allocation to Laney College.

(12) One hundred ten thousand dollars (\$110,000) for allocation to Merritt College.

(13) Two hundred thirty-five thousand dollars (\$235,000) for allocation to Evergreen Valley College.

(14) Two hundred thirty-five thousand dollars (\$235,000) for allocation to San Jose City College.

(15) Two hundred thousand dollars (\$200,000) for allocation to the College of San Mateo.

(16) One hundred fifty thousand dollars (\$150,000) for allocation to Solano Community College.

(17) Three hundred fourteen thousand dollars (\$314,000) for allocation to Cerro Coso Community College.

(18) Three hundred fourteen thousand dollars (\$314,000) for allocation to Porterville College.

(19) One hundred forty-five thousand dollars (\$145,000) for allocation to Merced College.

(20) Five hundred sixty-four thousand dollars (\$564,000) for allocation to Merced College for an intersegmental project with the University of California, Merced.

(21) Four hundred forty-nine thousand dollars (\$449,000) for allocation to Fresno City College.

(22) Four hundred forty-nine thousand dollars (\$449,000) for allocation to Madera College.

(23) One hundred fifty thousand dollars (\$150,000) for allocation to West Hills College Coalinga.

(24) Seventy thousand dollars (\$70,000) for allocation to Copper Mountain College.

(25) One hundred fifty-five thousand dollars (\$155,000) for allocation to Mt. San Jacinto College.

(26) Five hundred forty thousand dollars (\$540,000) for allocation to Moreno Valley College.

(27) Five hundred ninety thousand dollars (\$590,000) for allocation to Norco College.

- (28) Four hundred seventy thousand dollars (\$470,000) for allocation to Riverside City College.
- (29) Eight hundred forty-five thousand dollars (\$845,000) for allocation to Crafton Hills College.
- (30) Eight hundred forty-five thousand dollars (\$845,000) for allocation to San Bernardino Valley College.
- (31) Two hundred thousand dollars (\$200,000) for allocation to Antelope Valley Community College.
- (32) Two hundred twenty-five thousand dollars (\$225,000) for allocation to Cerritos College.
- (33) One hundred ten thousand dollars (\$110,000) for allocation to El Camino College.
- (34) One hundred twenty thousand dollars (\$120,000) for allocation to Long Beach City College.
- (35) One hundred ten thousand dollars (\$110,000) for allocation to East Los Angeles College.
- (36) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles City College.
- (37) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Harbor College.
- (38) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Mission College.
- (39) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Pierce College.
- (40) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Southwest College.
- (41) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Trade Technical College.
- (42) One hundred ten thousand dollars (\$110,000) for allocation to Los Angeles Valley College.
- (43) One hundred ten thousand dollars (\$110,000) for allocation to West Los Angeles College.
- (44) One hundred fifty thousand dollars (\$150,000) for allocation to Cypress College.
- (45) Fifty thousand dollars (\$50,000) for allocation to Pasadena City College.
- (46) Five hundred thousand dollars (\$500,000) for allocation to Rancho Santiago Community College District.
- (47) Five hundred twenty-two thousand dollars (\$522,000) for allocation to Rio Hondo College.
- (48) One hundred ten thousand dollars (\$110,000) for allocation to Santa Monica College.
- (49) Three hundred twenty-three thousand dollars (\$323,000) for allocation to Irvine Valley College.
- (50) Four hundred eighty-three thousand dollars (\$483,000) for allocation to Saddleback College.
- (51) Five hundred thousand dollars (\$500,000) for allocation to Butte College for an intersegmental project with California State University, Chico.
- (52) Three hundred forty-nine thousand dollars (\$349,000) for allocation to Feather River College.
- (53) One hundred ten thousand dollars (\$110,000) for allocation to American River College.
- (54) One hundred ten thousand dollars (\$110,000) for allocation to Cosumnes River College.
- (55) One hundred ten thousand dollars (\$110,000) for allocation to Folsom Lake College.
- (56) One hundred ten thousand dollars (\$110,000) for allocation to Sacramento City College.
- (57) Two hundred fifty thousand dollars (\$250,000) for allocation to Mendocino College.
- (58) One hundred fifty-five thousand dollars (\$155,000) for allocation to Shasta College.
- (59) One hundred fifty-five thousand dollars (\$155,000) for allocation to Cuyamaca College.
- (60) One hundred fifty-five thousand dollars (\$155,000) for allocation to Grossmont College.
- (61) One hundred fifty-five thousand dollars (\$155,000) for allocation to MiraCosta College.
- (62) Eight hundred twenty thousand dollars (\$820,000) for allocation to Palomar College.

(63) Three hundred forty-four thousand dollars (\$344,000) for allocation to San Diego City College.

(64) Six hundred eighteen thousand dollars (\$618,000) for allocation to Southwestern College for five projects.

(65) One hundred eighty-five thousand dollars (\$185,000) for allocation to Allan Hancock College.

(66) Two hundred forty-two thousand dollars (\$242,000) for allocation to Cabrillo Community College.

(67) Three hundred twenty-five thousand dollars (\$325,000) for allocation to Hartnell College.

(68) One hundred fifty thousand dollars (\$150,000) for allocation to Santa Barbara City College.

(69) Two hundred fifty thousand dollars (\$250,000) for allocation to Moorpark College.

(70) Two hundred forty-nine thousand dollars (\$249,000) for allocation to Oxnard College.

(p) Three million eight hundred ninety-three thousand dollars (\$3,893,000) is hereby appropriated in the 2022–23 fiscal year to support student housing grants pursuant to this section. The specific projects to be funded with this appropriation shall be identified in subsequent legislation.

(q) It is the intent of the Legislature to appropriate seven hundred fifty million dollars (\$750,000,000) from the General Fund in the 2023–24 fiscal year for purposes of providing student housing grants pursuant to this section.

(r) Any project receiving a grant pursuant to this section shall deliver, at a minimum, the number of beds for low-income students specified in its application when it was approved by the state. Rents for these beds shall not exceed the rates assumed in the project's application. A project may deliver more beds or charge lower rents than assumed in its application if financially feasible.

SEC. 3. Section 17202 of the Education Code is amended to read:

17202. (a) California community colleges may submit requests for planning grants for campuses that are exploring or determining if it is feasible to offer affordable student rental housing. It is the intent of the Legislature to use up to twenty-five million dollars (\$25,000,000) of the total amount described in subdivisions (l) of Section 17201 to support planning grants.

(b) The selection process for planning grants shall include both of the following requirements:

(1) To the extent feasible, ensure a reasonable geographic distribution of funds.

(2) Require that the planning activities related to the proposed affordable student rental housing project be reasonable compared to the costs of comparable projects in the area.

(c) A campus that receives a grant pursuant to this section may use those grant moneys for one or more of the following purposes in connection with an affordable rental student housing project:

(1) Feasibility studies.

(2) Engineering studies.

(3) Financing studies.

(4) Environmental impact studies.

(5) Architectural plans.

(6) Application fees.

(7) Legal services.

(8) Permitting costs.

(9) Bonding.

(10) Site preparation.

(d) A community college applying for a planning grant shall not apply for a construction grant for the same project in the same application cycle.

(e) For purposes of this section, the following definitions apply:

(1) "Affordable student rental housing" means housing for students that would be charged at below market rate that would be consistent with the requirements of paragraph (2) of subdivision (f) of Section 17201.

(2) "Feasible" means that a project may be accomplished in a successful manner within a reasonable period of time, taking into account economic, environmental, social, and technological factors.

SEC. 4. Section 17203 of the Education Code is amended to read:

17203. It is the intent of the Legislature that all laws applicable to an applicant related to the acquisition, design, construction, or renovation of a capital outlay project apply to any student housing project receiving funding under this chapter. This includes, but is not limited to, Section 92495 and applicable provisions of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code), the Public Contract Code, and this code, including any applicable workforce and labor requirements within those codes.

SEC. 5. Section 17203.5 is added to the Education Code, to read:

17203.5. (a) The office of the Chancellor of the California State University and the office of the Chancellor of the California Community Colleges shall, and the office of the President of the University of California is requested to, collect data on student housing insecurity at each of their respective campuses and submit a report on that data to the Department of Finance and all relevant policy committees on or before March 1, 2023.

(b) The collected data shall include all of the following information:

(1) The number of students who receive housing assistance for on-campus or off-campus housing disaggregated by all of the following:

(A) Gender.

(B) Ethnicity.

(C) The percentage of students who have dependents.

(D) The percentage of students who are first-generation college students.

(E) The percentage of students who are current or former foster youth.

(F) The percentage of students who meet the requirements Section 68130.5.

(G) The distribution of students by age group, income level, gender identity, and LGBTQI+ identity.

(H) The percentage of students who are students with disabilities as identified by the campus.

(I) The percentage of students who are current or former homeless youth.

(J) The percentage of students who identify as LGBTQI+.

(2) The number of students who live on campus and the number of available beds on campus.

(3) The average rental rate for a two-bed dorm room and a two-bedroom apartment on campus.

(4) The average rental rate for a two-bedroom apartment in city or county where the campus is located, if available.

(c) The requirement for submitting a report imposed under subdivision (a) is inoperative on March 1, 2027, pursuant to Section 10231.5 of the Government Code.

(d) This section shall remain in effect only until January 1, 2028, and as of that date is repealed.

SEC. 6. Section 17204 of the Education Code is amended to read:

17204. (a) The Higher Education Capacity Expansion Grant Program is hereby established to provide one-time grants for capacity expansion projects to support increased California resident enrollment.

(b) To be eligible for a grant for a capacity expansion project, an applicant shall demonstrate that the project will increase future California resident enrollment capacity, either by increasing instructional space for students or improving students' time-to-degree, or will otherwise support the applicant's ability to provide accessible higher education options to more students. Projects may include, but are not necessarily limited to, all of the following:

(1) New construction.

(2) Land or building acquisition.

(3) Modernization of existing buildings for improving the learning environment, improving equipment, increasing classroom capacity, or accommodating more students in high-demand majors and fields.

(c) Proposals for projects to be considered pursuant to this section shall be submitted to the Department of Finance by an established proposal deadline.

(d) The Department of Finance shall provide the Joint Legislative Budget Committee information on all submitted project proposals, and a list of projects proposed for inclusion in the annual Budget Act or other legislation, no later than four months following any proposal deadline established pursuant to subdivision (c).

(e) The University of California and the California State University shall not use a public-private partnership to construct, operate, maintain, or any combination thereof, a project.

(f) As a condition of receiving funding for a project, the University of California shall comply, with respect to the project, with the requirements of Section 92495 applicable to capital outlay projects.

(g) Project selection criteria may include any of the following:

(1) The timeline for project construction, with priority given to projects that can begin the earliest.

(2) The campus' unmet demand for California resident enrollment, with priority given to applicants with greater unmet California resident demand.

(3) The availability of a local match, with priority given to campuses with a local match.

(4) When considered as a whole, the applications approved pursuant to this section are fairly representative of the various geographical regions of the state and the campuses of the University of California and the California State University.

(5) The campus' efforts to construct, acquire, or develop collaboratively with its local communities, including other public postsecondary educational institutions, capacity expansion projects.

(h) Proposals for capacity expansion projects submitted to the Department of Finance pursuant to this section shall be considered for inclusion in the annual Budget Act or other legislation, subject to an available and sufficient appropriation.

(i) It is the intent of the Legislature to appropriate funds for the Higher Education Capacity Expansion Grant Program in a future fiscal year.

SEC. 7. Section 66021.2 of the Education Code is amended to read:

66021.2. Consistent with the state's historic commitment to provide educational opportunity by ensuring both student access to and selection of an institution of higher education for students with financial need, the long-term policy of the Ortiz-Pacheco-Poohigian-Vasconcellos Cal Grant Program established pursuant to Chapter 1.7 (commencing with Section 69430) of Part 42 shall be as follows:

(a) Commencing with the 2001–02 academic year and every year thereafter, an applicant for a Cal Grant A or B award shall receive an award that is not in excess of the financial need amount determined by the Student Aid Commission pursuant to Section 69432.9 if the applicant complies with all of the following requirements:

(1) Demonstrates financial need under the criteria adopted pursuant to Section 69432.9.

(2) Attains a grade point average, as defined in Section 69432.7, meeting the requirements of Chapter 1.7 (commencing with Section 69430) of Part 42.

(3) Complies with each of the eligibility criteria applicable to the type of Cal Grant award for which the applicant is applying.

(b) (1) (A) The maximum Cal Grant A award for a student attending the University of California or the California State University shall equal the mandatory systemwide fees in the segment attended by the student, plus the access award specified in Article 9 (commencing with Section 69465) of Chapter 1.7 of Part 42 if the student meets qualifying criteria pursuant to subdivision (b) of Section 69465, or the access award specified in Article 10 (commencing with Section 69470) of Chapter 1.7 of Part 42 if the student meets qualifying criteria pursuant to subdivision (a) of Section 69470.

(B) The maximum Cal Grant B award for a student who is attending the University of California, the California State University, or the California Community Colleges when not enrolled in upper division coursework as described in paragraph

(2), shall equal the mandatory systemwide fees in the segment attended by the student, except for community college students who receive waivers from the Board of Governors of the California Community Colleges, plus the access award calculated as specified in Article 3 (commencing with Section 69435) or, if the student meets the qualifying criteria pursuant to subdivision (b) of Section 69465, Article 9 (commencing with Section 69465) of Chapter 1.7 of Part 42, or if the student meets qualifying criteria pursuant to subdivision (a) of Section 69470, Article 10 (commencing with Section 69470) of Chapter 1.7 of Part 42, except that in the first year of enrollment in a qualifying institution, the maximum award shall be only for the amount of the access award.

(2) (A) The maximum Cal Grant A award for a community college student enrolled in upper division coursework of a baccalaureate degree program, described in Article 3 (commencing with Section 78040) of Chapter 1 of Part 48 of Division 7, shall equal the per unit fees charged for the upper division coursework for the academic term, plus the access award specified in Article 9 (commencing with Section 69465) of Chapter 1.7 of Part 42 if the student meets the qualifying criteria pursuant to subdivision (b) of Section 69465, or the access award specified in Article 10 (commencing with Section 69470) of Chapter 1.7 of Part 42 if the student meets the qualifying criteria pursuant to subdivision (a) of Section 69470.

(B) The maximum Cal Grant B award for a community college student enrolled in upper division coursework of a baccalaureate degree program, described in Article 3 (commencing with Section 78040) of Chapter 1 of Part 48 of Division 7, shall equal the per unit fees charged for the upper division coursework for the academic term, plus the access award calculated as specified in Article 3 (commencing with Section 69435) or, if the student meets the qualifying criteria pursuant to subdivision (b) of Section 69465, Article 9 (commencing with Section 69465) of Chapter 1.7 of Part 42, or if the student meets qualifying criteria pursuant to subdivision (a) of Section 69470, Article 10 (commencing with Section 69470) of Chapter 1.7 of Part 42.

(c) The maximum Cal Grant awards for students attending nonpublic institutions shall be as follows:

(1) The maximum Cal Grant A award shall equal the tuition award level established in the Budget Act of 2000, or the amount as adjusted in subsequent annual budget acts.

(2) The maximum Cal Grant B award shall equal the amount of the tuition award as established in the Budget Act of 2000, or the amount as adjusted in subsequent annual budget acts, plus the amount of the access costs specified in Section 69435, except that, in the first year of enrollment in a qualifying institution, the maximum award shall be only for the amount of the access award.

(d) Commencing with the 2000–01 academic year, and each academic year thereafter, the Cal Grant C award shall be used only for occupational or technical training.

(e) Commencing with the 2000–01 academic year, and each academic year thereafter, the Cal Grant T award shall be used only for one academic year of full-time attendance in a program of professional preparation that has been approved by the Commission on Teacher Credentialing.

(f) An institution of higher education in this state that participates in the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program shall not reduce its level of per capita need-based institutional financial aid to undergraduate students, excluding loans, below the total level awarded in the 2000–01 academic year.

(g) The implementation of the policy set forth in this section shall maintain a balance between the state's policy goals of ensuring student access to and selection of an institution of higher education for students with financial need and academic merit.

(h) It is the policy of the State of California that the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program supplement the federal Pell Grant program.

(i) An award under the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program shall not guarantee admission to an institution of higher education or admission to a specific campus or program.

(j) This section shall become inoperative on July 1, 2024, and, as of January 1, 2025, is repealed, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding for the Cal Grant Reform Act, established pursuant to Chapter 1.5 (commencing with Section 69405) of Part 42 of this division is included in the annual Budget Act.

SEC. 8. Chapter 1.5 (commencing with Section 69405) is added to Part 42 of Division 5 of Title 3 of the Education Code, to read:

CHAPTER 1.5. The Cal Grant Reform Act
Article 1. General Provisions

69405. This chapter shall be known, and may be cited, as the Cal Grant Reform Act. This chapter continues, without interruption or diminution, the operation of the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program established under Chapter 1.7 (commencing with Section 69430) as it read on December 31, 2022, until July 1, 2024, if funding is included in the annual Budget Act for this purpose. This chapter shall only become operative upon the appropriation by the Legislature, in the annual Budget Act or another statute, of sufficient funds to fully implement its provisions.

69406. For purposes of this chapter, the following definitions apply:

(a) An "academic year" is July 1 to June 30, inclusive. The starting date of a session shall determine the academic year in which it is included.

(b) "Access costs" means living expenses and expenses for transportation, supplies, technology, and books.

(c) "Award year" means one academic year, or the equivalent, of attendance at a qualifying institution.

(d) "College grade point average" and "community college grade point average" mean a grade point average calculated on the basis of all college work completed, except for nontransferable units and courses not counted in the computation for admission to a California public institution of higher education that grants a baccalaureate degree.

(e) "Commission" means the Student Aid Commission.

(f) "Eligibility index for student aid," with respect to an applicant, shall be determined using the federal methodology pursuant to subdivision (a) of Section 69506 (as established by Title IV of the federal Higher Education Act of 1965, as amended (20 U.S.C. Sec. 1070 et seq.)) and applicable rules and regulations adopted by the commission.

(g) "Enrollment status" means part- or full-time status.

(1) "Part time," for purposes of Cal Grant eligibility, means 6 to 11 semester units, inclusive, or the equivalent.

(2) "Full time," for purposes of Cal Grant eligibility, means 12 or more semester units or the equivalent.

(h) "High school grade point average" means a grade point average calculated on a 4.0 scale, using all academic coursework, for the sophomore year, the summer following the sophomore year, the junior year, and the summer following the junior year, excluding physical education, Reserve Officers' Training Corps (ROTC), and remedial courses, and computed pursuant to regulations of the commission. However, for high school graduates who apply after their senior year, "high school grade point average" includes senior year coursework.

(i) "Instructional program of not less than one academic year" means a program of study that results in the award of an associate or baccalaureate degree or certificate requiring at least 24 semester units or the equivalent, or that results in eligibility for transfer from a community college to a baccalaureate degree program.

(j) "Instructional program of not less than two academic years" means a program of study that results in the award of an associate or baccalaureate degree requiring at least 48 semester units or the equivalent, or that results in eligibility for transfer from a community college to a baccalaureate degree program.

(k) (1) "Qualifying institution" means an institution that complies with paragraphs (2) and (3) and is any of the following:

(A) A California private or independent postsecondary educational institution that participates in the federal Pell Grant program and in at least two of the following federal student aid programs:

(i) Federal Work-Study Program.

(ii) Federal Stafford Loan Program.

(iii) Federal Supplemental Educational Opportunity Grant Program.

(B) A nonprofit institution headquartered and operating in California that certifies to the commission that 10 percent of the institution's operating budget, as demonstrated in an audited financial statement, is expended for purposes of institutionally funded student financial aid in the form of grants, that demonstrates to the commission that it has the administrative capacity to administer the funds, that is accredited by the Western Association of Schools and Colleges, and that meets any other state-required criteria adopted by regulation by the commission in consultation with the Department of Finance. A regionally accredited institution that was deemed qualified by the commission to participate in the Cal Grant Program for the 2000–01 academic year shall retain its eligibility as long as it maintains its existing accreditation status.

(C) A California public postsecondary educational institution.

(2) (A) The institution shall provide information on where to access California license examination passage rates for the most recent available year from graduates of its undergraduate programs leading to employment for which passage of a California licensing examination is required, if that data is electronically available through the internet website of a California licensing or regulatory agency. For purposes of this paragraph, "provide" may exclusively include placement of an internet website address labeled as an access point for the data on the passage rates of recent program graduates on the internet website where enrollment information is also located, on an internet website that provides centralized admissions information for postsecondary educational systems with multiple campuses, or on applications for enrollment or other program information distributed to prospective students.

(B) The institution shall be responsible for certifying to the commission compliance with the requirements of subparagraph (A).

(3) (A) The commission shall certify by November 1 of each year the institution's latest official three-year cohort default rate and graduation rate as most recently reported by the United States Department of Education. For purposes of this section, the graduation rate is the percentage of full-time, first-time degree or certificate-seeking undergraduate students who graduate in 150 percent or less of the expected time to complete degree requirements as most recently reported publicly in any format, including preliminary data records, by the United States Department of Education.

(B) For purposes of the 2024–25 academic year, and every academic year thereafter, an otherwise qualifying institution with a three-year cohort default rate that is equal to or greater than 15.5 percent, as certified by the commission on October 1, 2011, and every year thereafter, shall be ineligible for initial and renewal Cal Grant awards at the institution.

(C) (i) An otherwise qualifying institution that becomes ineligible under this paragraph for initial and renewal Cal Grant awards shall regain its eligibility for the academic year for which it satisfies the requirements established in subparagraph (B) or (E), as applicable.

(ii) If the United States Department of Education corrects or revises an institution's three-year cohort default rate or graduation rate that originally failed to satisfy the requirements established in subparagraph (B) or (E), as applicable, and the correction or revision results in the institution's three-year cohort default rate or graduation rate satisfying those requirements, that institution shall immediately regain its eligibility for the academic year to which the corrected or revised three-year cohort default rate or graduation rate would have been applied.

(D) An otherwise qualifying institution for which no three-year cohort default rate or graduation rate has been reported by the United States Department of Education shall be provisionally eligible to participate in the Cal Grant Program until a three-year cohort default rate or graduation rate has been reported for the institution by the United States Department of Education.

(E) For purposes of the 2024–25 academic year, and every academic year thereafter, an otherwise qualifying institution with a graduation rate of 30 percent or less, as certified by the commission pursuant to subparagraph (A), shall be ineligible for initial and renewal Cal Grant awards at the institution.

(F) Notwithstanding any other law, the requirements of this paragraph shall not apply to institutions with 40 percent or less of undergraduate students borrowing federal student loans, using information reported to the United States Department of Education for the academic year two years before the academic year in which the commission is certifying the three-year cohort default rate or graduation rate pursuant to subparagraph (A).

(G) The commission shall do all of the following:

(i) Notify initial Cal Grant recipients seeking to attend, or attending, an institution that is ineligible for initial and renewal Cal Grant awards under subparagraph (B) or (E) that the institution is ineligible for initial Cal Grant awards for the academic year for which the student received an initial Cal Grant award.

(ii) Notify renewal Cal Grant recipients attending an institution that is ineligible for initial and renewal Cal Grant awards at the institution under subparagraph (B) or (E) that the student's Cal Grant award will be eliminated if the student attends the ineligible institution in an academic year in which the institution is ineligible.

(iii) Provide initial and renewal Cal Grant recipients seeking to attend, or attending, an institution that is ineligible for initial and renewal Cal Grant awards at the institution under subparagraph (B) or (E) with a complete list of all California postsecondary educational institutions at which the student would be eligible to receive an unreduced Cal Grant award.

(iv) (I) Establish an appeal process for an otherwise qualifying institution that fails to satisfy the three-year cohort default rate and graduation rate requirements in subparagraphs (B) and (E), respectively.

(II) The commission may grant an appeal for an academic year only if the commission has determined the institution has a cohort size of 20 individuals or less and the cohort is not representative of the overall institutional performance.

(I) "Satisfactory academic progress" means those criteria required by applicable federal standards published in Title 34 of the Code of Federal Regulations. The commission may adopt regulations defining "satisfactory academic progress" in a manner that is consistent with those federal standards. The regulations adopted by the commission under this subdivision shall, to the extent consistent with applicable federal standards, provide that homelessness, as defined as a "homeless individual" within the meaning of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11302(a)), or as defined as a "homeless child or youth," as defined in subsection (2) of Section 725 of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11434a(2)), is an extenuating circumstance for students who are otherwise unable to meet the requirements deemed to constitute "satisfactory academic progress" at the institution they attend, and that extenuating circumstance may be considered by the institution to alter or excuse compliance with those progress requirements.

69407. (a) Consistent with the state's historic commitment to provide educational opportunity by ensuring both student access to, and selection of, an institution of higher education for students with financial need, the long-term policy of the Cal Grant Reform Act established pursuant to this chapter shall be that, commencing with the 2024–25 award year, if funding is included in the annual Budget Act, and every year thereafter, an applicant for a Cal Grant award shall receive an award for payment of tuition or student fees, nontuition costs, or both tuition or student fees and nontuition costs, as specified for each Cal Grant award type, if the applicant complies with both of the following requirements:

(1) Demonstrates financial need.

(2) Complies with each of the applicable eligibility criteria.

(b) An institution of higher education in this state that participates in the Cal Grant Reform Act Program shall not reduce its level of need-based institutional financial aid to undergraduate students, excluding loans, below the total level awarded in the academic year before July 1, 2022.

(c) The implementation of the policy set forth in this section shall maintain a balance between the state's policy goals of ensuring student access to, and selection of, an institution of higher education for students with financial need.

(d) It is the policy of the State of California that the Cal Grant Reform Act Program supplement the federal Pell Grant program.

(e) An award under the Cal Grant Reform Act Program shall not guarantee admission to an institution of higher education or admission to a specific campus or program.

69408. (a) The commission shall adopt regulations necessary to implement this chapter, and these regulations shall become operative no sooner than July 1, 2024. Notwithstanding any other law, the commission may adopt emergency regulations pursuant to Section 11346.1 of the Government Code in order to ensure that the program enacted by this chapter may function in its first academic year. Those emergency regulations shall be deemed necessary for the immediate preservation of the public peace, health, safety, or general welfare within the meaning of Section 11346.1 of the Government Code.

(b) Regulations adopted pursuant to subdivision (a) shall not affect the application of Chapter 1.7 (commencing with Section 69430), as it read on December 31, 2022, to students already receiving assistance pursuant to that chapter. These regulations shall provide guidance to institutions that assist in applying Chapter 1.7 (commencing with Section 69430) and this chapter during any period of overlap.

69409. Pursuant to the long-term policy of the Cal Grant Reform Act Program established pursuant to Section 69407, the commission shall make awards under the Cal Grant Program for payment of tuition or student fees, nontuition costs, or both tuition or student fees and nontuition costs, in accordance with the following:

(a) The commission shall determine the timelines and procedures for the application process for awards, and the timelines and procedures for the distribution of those awards, under this chapter. In determining those timelines and procedures, the commission shall take into consideration the relevant academic calendars of high schools and postsecondary educational institutions and shall ensure that students and their families have sufficient time to complete the application process and, once the results of that process are known, to make informed decisions about achieving the students' educational goals with any available Cal Grant award.

(b) (1) As a continuation of the Cal Grant C Program established under Article 6 (commencing with Section 69439) of Chapter 1.7, as it read on December 31, 2022, an otherwise eligible student enrolled in qualifying occupational and technical training program who would have been eligible for aid under the Cal Grant C Program, shall be eligible to receive a prorated Cal Grant award as specified in the Budget Act.

(2) A qualifying occupational and technical training program shall be defined and determined based on the criteria established under Article 6 (commencing with Section 69439) of Chapter 1.7, as it read on December 31, 2022.

69410. (a) (1) As a condition for its voluntary participation in the Cal Grant Reform Act Program, each Cal Grant participating institution shall annually report to the commission, and as further specified in an institutional participation agreement, both of the following for its undergraduate programs:

(A) Enrollment, persistence, and graduation data for all students, disaggregated by race and financial aid recipient status.

(B) The job placement rate and salary and wage information for each program that is either designed or advertised to lead to a particular type of job or advertised or promoted with a claim regarding job placement.

(2) The institutional participation agreement shall not be subject to the requirements of the Administrative Procedures Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code).

(b) The commission shall provide both of the following on its internet website:

(1) The information submitted by a Cal Grant participating institution pursuant to subdivision (a), which shall be made available in a searchable database.

(2) Other information and links that are useful to students and parents who are in the process of selecting a college or university. This information may include, but not necessarily be limited to, local occupational profiles available through the Employment Development Department's Labor Market Information Data Library.

69411. (a) To be eligible for a Cal Grant Reform Act Program award under this chapter, a student shall be all of the following:

(1) A citizen of the United States, or an eligible noncitizen, as defined for purposes of financial aid programs under Title IV of the federal Higher Education Act of 1965, as amended from time to time (20 U.S.C. Sec. 1070 et seq.).

(2) Either of the following:

(A) A resident of California at the time of high school graduation or its equivalent.

(B) A student who has residence, pursuant to Article 5 (commencing with Section 68060) of Chapter 1 of Part 41, in the state for more than three years immediately preceding July 1 of the award year.

(3) Not in default on any student loan within the meaning of Section 69507.5.

(b) Notwithstanding paragraphs (1) and (2) of subdivision (a), a student who is exempt from paying nonresident tuition under Section 68130.5 is eligible for an award under this chapter if they meet all other eligibility requirements.

69412. (a) Except as otherwise provided in this section, Cal Grant 2 and 4 awards may be renewed for a total of the equivalent of four years of full-time attendance in an undergraduate program, provided the student still meets other program eligibility requirements. Commencing with the 2024–25 award year, the total number of years of eligibility for grants pursuant to this section shall be based on the student's educational level in the student's course of study as designated by the institution of attendance when the recipient initially receives payment for a grant.

(b) For a student enrolled in an institutionally prescribed five-year undergraduate program, Cal Grant 2 and 4 awards may be renewed for a total of five years of full-time attendance.

(c) (1) A Cal Grant 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 Commission on Teacher Credentialing is eligible for, but not entitled to, renewal of a Cal Grant 2 and 4 award for a total of five years of full-time attendance, provided they still meet other program eligibility requirements.

(2) Payment for the fifth year of full-time attendance 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 2 or 4 renewal eligibility shall not have lapsed more than 15 months before the payment of an award for purposes of this subdivision.

(d) (1) For a current or former foster youth, Cal Grant 2 or 4 awards may be renewed for a total of the equivalent of eight years of full-time attendance in an undergraduate program.

(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.

69413. (a) For purposes of this section, the following definitions apply:

(1) "Associate degree for transfer commitment" means a commitment by an independent institution of higher education that chooses to accept the California Community College associate degree for transfer pursuant to Section 66749.6.

(2) "Independent institution of higher education" has the same meaning as in Section 66010.

(b) Maximum Cal Grant 2 and 4 award amounts for students at independent institutions of higher education and private for-profit postsecondary educational institutions shall be identified in the annual Budget Act. Maximum Cal Grant 2 and 4 award amounts for students attending public institutions and maximum Cal Grant 2 and 4 award amounts at private for-profit institutions shall be referenced in the annual Budget Act.

(c) Notwithstanding subdivision (b), the maximum tuition award amounts for Cal Grant 2 and 4 students attending independent institutions of higher education for the 2024–25 award year and each award year thereafter shall be as follows:

(1) If the number of new unduplicated transfer students accepted by independent institutions of higher education who have been given associate degree for transfer commitments in the prior award year meets or exceeds the target specified in subdivision (f), nine thousand three hundred fifty-eight dollars (\$9,358) for new recipients.

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

(d) It is the intent of the Legislature that independent institutions of higher education 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 an independent institution of higher education will be made with consideration of the effort of the institution to make that process easier.

(e) The association representing the largest number of independent institutions of higher education 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 April 15 of each year following the 2024–25 award year.

(f) (1) For the 2024–25 award year and each award year thereafter, the target number of new unduplicated recipients accepted by independent institutions of higher education who have been given associate degree for transfer commitments shall be equal to the number of new transfer students attending independent institutions of higher education 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.

(2) Notwithstanding paragraph (1), it is the intent of the Legislature that the target number of new unduplicated recipients accepted by independent institutions of higher education who have been given associate degree for transfer commitments will increase each year.

69414. The commission may determine that an advance payment is essential to ensure that funds provided pursuant to this chapter to assist students to enroll in postsecondary education are available at the time students enroll. Upon making that determination, the commission may, on the basis of institutional academic calendars, advance, per term to authorized postsecondary educational institutions, the funds for eligible students who have indicated they will attend those institutions, less an amount based on historical claim enrollment attrition information. Each institution shall disburse the funds in accordance with the provisions set forth in the institutional agreement between the commission and the institution.

69415. (a) A Cal Grant applicant shall submit a complete official financial aid application pursuant to applicable regulations adopted by the commission. Each pupil enrolled in grade 12 in a California public school, including a charter school, other than pupils who opt out as provided in subdivision (d), shall be deemed to be a Cal Grant applicant.

(b) (1) Financial need shall be determined to establish an applicant's initial eligibility for a Cal Grant award and a renewing recipient's continued eligibility using the federal methodology pursuant to subdivision (a) of Section 69506 and applicable regulations adopted by the commission, and as established by Title IV of the federal Higher Education Act of 1965, as amended (20 U.S.C. Sec. 1070 et seq.).

(2) "Eligibility index for student aid," with respect to an applicant or renewing recipient, shall be determined using the federal methodology pursuant to subdivision (a) of Section 69506 (as established by Title IV of the federal Higher Education Act of

1965, as amended (20 U.S.C. Sec. 1070 et seq.)) and applicable rules and regulations adopted by the commission.

(c) (1) The commission shall require that a grade point average be submitted to it for all Cal Grant applicants, as described in subdivision (a).

(2) The commission shall require that a grade point average be submitted to it electronically on a standardized form for all grade 12 pupils at public schools, including charter schools, no later than October 1 of each academic year, except for pupils who have opted out as provided in subdivision (d). Social security numbers shall not be included in the information submitted to the commission. However, if the commission determines that a social security number is required to complete the application for financial aid, the school, school district, or charter school may obtain permission from the parent or guardian of the pupil, or the pupil, if the pupil is 18 years of age, to submit the pupil's social security number to the commission.

(3) The commission shall require that each report of a grade point average include a certification, executed under penalty of perjury, by a school official, that the grade point average reported is accurately reported. The certification shall include a statement that it is subject to review by the commission or its designee.

(4) The commission shall adopt regulations that establish a grace period for receipt of the grade point average and any appropriate corrections, and that set forth the circumstances under which a student may submit a specified test score designated by the commission, by regulation, in lieu of submitting a qualifying grade point average.

(5) It is the intent of the Legislature that high schools and institutions of higher education certify the grade point averages of their students in time to meet the application deadlines imposed by this chapter.

(6) It is the intent of the Legislature that the commission make available to each high school and school district a report identifying all grade 12 pupils within the high school or school district, respectively, who have and have not completed the Free Application for Federal Student Aid or the California Dream Act application.

(d) (1) The school district or charter school shall, no later than January 1 of a pupil's grade 11 academic year, notify, in writing, each grade 11 pupil and, for a pupil under 18 years of age, the pupil's parent or guardian that, pursuant to subdivision (a), the pupil will be deemed a Cal Grant applicant unless the pupil opts out within a period of time specified in the notice, which shall not be less than 30 days. The required notice shall indicate when the school will first send grade point averages to the commission and the submission deadline of October 1. The school district or charter school shall provide an opportunity for the pupil to opt out of being automatically deemed a Cal Grant applicant.

(2) Until a pupil turns 18 years of age, only a parent or guardian may opt the pupil out. Once a pupil turns 18 years of age, only the pupil may opt the pupil out and, if before the conclusion of the notice period, the pupil may opt in over the prior decision of a parent or guardian to opt out.

69416. (a) The commission may require verification of high school graduation or its equivalent to be electronically submitted for all former grade 12 pupils who graduated from public schools, including charter schools, in the prior academic year, except for pupils who have opted out as provided in subdivision (d) of Section 69415.

(b) If the commission requires verification of high school graduation or its equivalent pursuant to subdivision (a), the commission shall provide guidance to high schools or high school districts to ensure that high schools and high school districts verify the graduation of their pupils as soon as possible upon a pupil's graduation and no later than August 31 of the academic year following the pupils' graduation. This subdivision also applies to pupils who graduate during the summer following the grade 12 academic year.

69417. (a) For purposes of this section, "qualifying institution" has the same meaning as in subdivision (k) of Section 69406.

(b) Upon the initial award and renewal of a Cal Grant award, the commission shall notify the award recipient in writing, which may include email, of both of the following:

(1) A Cal Grant award is limited to four academic years, except as provided in Section 69412.

(2) A student needs to take 15 units per semester or the equivalent quarter units, or 30 semester units or the equivalent quarter units per academic year, in order to graduate within four years.

(c) During the orientation of a new student, a qualifying institution shall notify the student in writing of the information described in paragraphs (1) and (2) of subdivision (b).

(d) Upon annual registration by a student receiving state financial aid, the financial aid office of a qualifying institution shall notify that student in writing of the information described in paragraphs (1) and (2) of subdivision (b).

(e) During online registration by a student for fewer than 15 semester units or the equivalent quarter units, the information contained in paragraphs (1) and (2) of subdivision (b) shall be provided to the student with a box for the student to check acknowledging receipt of the provided information.

69418. (a) Only a resident of California, as determined pursuant to Chapter 1 (commencing with Section 68000) of Part 41, or a student who is exempt from paying nonresident tuition under Section 68130.5, is eligible for an initial Cal Grant award. The recipient shall remain eligible for award renewal only if the recipient is a California resident or exempt from paying nonresident tuition under Section 68130.5, in attendance, and making satisfactory academic progress at a qualifying institution, as determined by the commission.

(b) A part-time student shall not be discriminated against in the selection of Cal Grant award recipients, and an award to a part-time student shall be approximately proportional to the time the student spends in the instructional program, as determined by the commission. A first-time Cal Grant award recipient who is a part-time student shall be eligible for a full-time renewal award if the recipient becomes a full-time student.

(c) Cal Grant awards shall be awarded without regard to race, religion, creed, sex, sexual orientation, gender identity, gender expression, or age.

(d) An applicant shall not receive more than one type of Cal Grant award concurrently. An applicant shall not:

(1) Receive one or a combination of Cal Grant awards in excess of the amount equivalent to the award level for a total of four years of full-time attendance in an undergraduate program, except as provided in Section 69412.

(2) Have obtained a baccalaureate degree before receiving a Cal Grant award.

(e) The commission shall, for students who accelerate college attendance, increase the amount of their Cal Grant 2 and 4 award proportional to the period of additional attendance resulting from attendance in classes that fulfill requirements or electives for graduation during summer terms, sessions, or quarters. In the aggregate, the total amount a student may receive in a four-year period shall not be increased as a result of the student accelerating their progress to a degree by attending summer terms, sessions, or quarters.

(f) The commission shall notify Cal Grant award recipients of the availability of funding for the summer term, session, or quarter through prominent notice in financial aid award letters, materials, guides, electronic information, and other means, which may include, but is not necessarily be limited to, surveys, newspaper articles, or attachments to communications from the commission and any other published documents.

Article 2. Cal Grant 2 Program

69424. (a) The Cal Grant 2 Program is established for students enrolled at a campus of the California Community Colleges in a for-credit instructional program leading to a degree, certificate, or transfer.

(b) To be eligible for an award under the Cal Grant 2 Program, a community college student shall comply with all of the following conditions:

(1) Qualify as a California resident or qualify for a waiver of nonresident tuition under Section 68130.5.

(2) Meet all requirements for Cal Grant eligibility pursuant to Section 69411.

(3) Submit a Free Application for Federal Student Aid or a California Dream Act application on or before September 2 of the year immediately preceding the award year.

(4) Enroll at a campus, or a combination of campuses, of the California Community Colleges as at least a half-time student, and maintain satisfactory academic progress within the meaning of the federal Higher Education Act of 1965 (Public Law 89-329, as amended).

(5) Have a household income below the percentage of the federal poverty level, as adjusted annually by the federal government, applicable to the student, as specified in the following table, based on the status and size of the student's household:

Student Household Status and Size	Percentage of federal poverty level for Cal Grant 2 Program Qualification
A dependent student with married parents and an independent student without a dependent	275 percent

A dependent student with a single parent	325 percent
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An independent, married student with a dependent	350 percent
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An independent, single student with a dependent	400 percent
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(c) (1) A Cal Grant 2 award shall include an access award, covering nontuition expenses, of no less than the maximum per-student amount provided in the 2020–21 award year in the first award year. Except as provided in paragraph (2), that amount shall be adjusted in subsequent award years in proportion to the growth, if any, of the California Consumer Price Index as calculated by the Department of Industrial Relations.

(2) The Director of Finance may suspend the adjustment of the Cal Grant 2 access award for the succeeding award year if, in the determination of the director, the May Revision projects a state budget deficit would occur without budgetary actions for that succeeding award year.

(d) Any recipient of the Cal Grant 2 award is also eligible for an award pursuant to Sections 69465 and 69470, if they meet criteria described in those sections.

Article 3. Cal Grant 4 Program

69425. (a) The Cal Grant 4 Program is established for students enrolled in a for-credit instructional program at any institution, other than a community college, meeting the definition of “qualifying institution” in subdivision (k) of Section 69406.

(b) To be eligible for an award under the Cal Grant 4 Program, a student shall comply with all of the following:

(1) Qualify as a California resident or qualify for a waiver of nonresident tuition under Section 68130.5.

(2) Submit a Free Application for Federal Student Aid or a California Dream Act application on or before March 2 of the year immediately preceding the award year.

(3) Verify, from a high school or community college transcript, that the student has a grade point average of 2.0 or greater on a 4.0 point scale.

(4) Enroll at a qualifying institution, as defined in subdivision (k) of Section 69406, as at least a half-time student, and maintain satisfactory academic progress within the meaning of the federal Higher Education Act of 1965 (Public Law 89-329, as amended).

(5) Meet all requirements for Cal Grant eligibility pursuant to Section 69411.

(6) Have a household income below the percentage of the federal poverty level, as adjusted annually by the federal government, applicable to the student, as specified in the following table, based on the status and size of the student's household:

Student Household Status and Size	Percentage of federal poverty level for Cal Grant 4 Program Qualification
A dependent student with married parents and an independent student without a dependent	275 percent
A dependent student with a single parent	325 percent
An independent, married student with a dependent	350 percent
An independent, single student with a dependent	400 percent

(c) The amount of the annual Cal Grant 4 award shall be based on the institution at which the recipient student is enrolled, in accordance with the following:

(1) For a student enrolled in a baccalaureate degree program at a California Community College, the amount determined under subdivision (b) of Section 69435.3, as it read on December 31, 2022.

(2) For a student enrolled at a campus of the University of California, the cost of tuition and mandatory systemwide fees.

(3) For a student enrolled at a campus of the California State University, the cost of tuition and mandatory systemwide fees.

(4) For a student enrolled at an independent institution of higher education, the amount determined pursuant to Section 69413.

(5) For a student enrolled at a for-profit institution accredited by the Western Association of Schools and Colleges (WASC), eight thousand fifty-six dollars (\$8,056).

(6) For a student enrolled at a for-profit institution that is not accredited by WASC, four thousand dollars (\$4,000).

(d) Any recipient of the Cal Grant 4 award is also eligible for an award pursuant to Sections 69465 and 69470, if they meet criteria described in those sections.

Article 4. Operative Date

69428. This chapter shall become operative for students to apply for Cal Grant 2 awards under Article 2 (commencing with Section 69424) and Cal Grant 4 awards under Article 3 (commencing with Section 69425) only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act pursuant to this chapter. It is the intent of the Legislature that students eligible for Cal Grant 2 and Cal Grant 4 awards receive aid for the 2024–25 academic year.

SEC. 9. 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 Expanded 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 an independent institution of higher education 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 of higher education, private for-profit postsecondary educational 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 eighty-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 independent institutions of higher education shall be as follows:

(1) For the 2015–16 to 2020–21 award years, inclusive, nine thousand eighty-four dollars (\$9,084) for new recipients.

(2) For the 2021–22 award year, nine thousand two hundred twenty dollars (\$9,220) for new recipients.

(3) For the 2022–23 award year, nine thousand three hundred fifty-eight dollars (\$9,358) for new recipients.

(4) For the 2023–24 award year and each year thereafter:

(A) If the number of new unduplicated transfer students accepted by independent institutions of higher education 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 three hundred fifty-eight dollars (\$9,358) for new recipients.

(B) If the number of new unduplicated transfer students accepted by independent institutions of higher education 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) (1) 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.

(2) Notwithstanding paragraph (1) of this subdivision, and paragraph (2) of subdivision (a) of Section 69433, the maximum tuition award amounts for Cal Grant A and B awards for students attending independent institutions of higher education shall be nine thousand three hundred fifty-eight dollars (\$9,358) for renewal recipients, if the student first received a new award before the 2022–23 award year.

(f) It is the intent of the Legislature that independent institutions of higher education 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 an independent institution of higher education will be made with consideration of the effort of the institution to make that process easier.

(g) The association representing the largest number of independent institutions of higher education 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 April 15 of each year.

(h) (1) For the 2023–24 award year and each award year thereafter, the target number of new unduplicated recipients accepted by independent institutions of higher education who have been given associate degree for transfer commitments shall be equal to the number of new transfer students attending independent institutions of higher education 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.

(2) Notwithstanding paragraph (1), it is the intent of the Legislature that the target number of new unduplicated recipients accepted by independent institutions of higher education who have been given associate degree for transfer commitments will increase each year.

(i) For purposes of this section, "independent institution of higher education" has the same meaning as in Section 66010.

SEC. 10. Section 69435.5 of the Education Code is amended to read:

69435.5. (a) Commencing with the 2021–22 academic year, a student who was not awarded a Cal Grant A or B award pursuant to Article 2 (commencing with Section 69434) or Article 3 (commencing with Section 69435) at the time of the student's high school graduation but will be enrolled at a California community college during the award year and meets all of the criteria set forth in subdivision (b) shall be entitled to a Cal Grant A or B award.

(b) (1) To receive a Cal Grant A award under this article, an applicant shall be enrolled at a California community college during the award year and meet all of the requirements of Article 2 (commencing with Section 69434), with the exception of paragraphs (1) and (8) of subdivision (b) of Section 69434. However, in lieu of meeting the grade point average requirement set forth in paragraph (3) of subdivision (b) of Section 69434, an applicant may submit a community college or college grade point average of at least 2.4 on a 4.0 scale.

(2) To receive a Cal Grant B award under this article, an applicant shall be enrolled at a California community college during the award year and meet all of the requirements of Article 3 (commencing with Section 69435), with the exception of paragraphs (1) and (8) of subdivision (a) of Section 69435.3. However, in lieu of meeting the grade point average requirements of paragraph (3) of subdivision (a) of Section 69435.3, a student may do either of the following:

(A) Demonstrate attainment of a community college or college grade point average of at least 2.0 on a 4.0 scale.

(B) Reestablish the student's grade point average by completing at least 16 cumulative units of credit for academic coursework at an accredited California community college, as defined by the commission, by regulation, with at least a 2.0 community college grade point average.

(c) (1) The commission shall use the standardized student financial aid application described in Section 69432.9.

(2) An official financial aid application shall be submitted pursuant to Section 69432.9 and submitted or postmarked no later than September 2 of the academic year for which funds would be applied.

(d) Cal Grant A and B awards shall be used only for the purposes set forth in Article 2 (commencing with Section 69434) and Article 3 (commencing with Section 69435), respectively.

(e) (1) A student who receives an award under this article may subsequently transfer to a University of California or California State University campus and remain eligible to receive the award, if the student meets all other requirements of this article and the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).

(2) A student who receives an award under this article and subsequently transfers to an independent institution of higher education or a private for-profit postsecondary educational institution shall not remain eligible to receive an award under this article. The student shall remain eligible to apply for a California Community College Transfer Entitlement Award under Article 4

(commencing with Section 69436) or a Competitive Cal Grant A or B award under Article 5 (commencing with Section 69437), if the student meets all requirements of the relevant article and the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).

(f) (1) An individual selected for a Cal Grant A award who enrolls in a California community college may elect to have the award held in reserve for a period not to exceed two academic years, except that the commission may extend the period in which the individual's award may be held in reserve for up to three academic years if, in the commission's judgment, the rate of academic progress has been as rapid as could be expected for the personal and financial conditions that the student has encountered. The commission shall, in this case, hold the award in reserve for the additional year. Upon receipt of a request to transfer the award to a University of California or California State University campus, the individual shall be eligible to receive the Cal Grant A award previously held in reserve if, at the time of the request, the individual meets all of the requirements of this article. Upon receipt of the request, the commission shall reassess the financial need of the award recipient. The commission may prescribe the forms and procedures to be used for purposes of this section. A recipient's years of eligibility for payment of benefits shall be based upon the recipient's grade level at the time the award is transferred to the tuition or fee-charging qualifying institution.

(2) (A) Individuals selected for a Cal Grant A award that is held in reserve pursuant to this subdivision who meet the qualifying criteria pursuant to subdivision (b) of Section 69465 shall receive an award for access costs pursuant to Article 9 (commencing with Section 69465).

(B) The access award referenced in subparagraph (A) shall be provided annually to qualifying individuals during the period of time that their Cal Grant A award is held in reserve and upon transfer to a tuition or fee-charging qualifying institution, provided that the individual continues to meet the qualifying criteria pursuant to subdivision (b) of Section 69465.

(3) (A) Individuals selected for a Cal Grant A award that is held in reserve pursuant to this subdivision who are not receiving an award for access costs pursuant to paragraph (2) and meet the qualifying criteria pursuant to subdivision (a) of Section 69470 shall receive an award for access costs pursuant to Article 10 (commencing with Section 69470).

(B) The access award referenced in subparagraph (A) shall be provided annually to qualifying individuals during the period of time that their Cal Grant A award is held in reserve and upon transfer to a tuition or fee-charging qualifying institution, provided that the individual continues to meet the qualifying criteria pursuant to subdivision (a) of Section 69470.

(g) This section shall become inoperative on July 1, 2024, and, as of January 1, 2025, is repealed, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act for this purpose.

SEC. 11. Section 69435.5 is added to the Education Code, to read:

69435.5. (a) Commencing with the 2021–22 academic year, a student who was not awarded a Cal Grant A or B award pursuant to Article 2 (commencing with Section 69434) or Article 3 (commencing with Section 69435) at the time of the student's high school graduation but will be enrolled at a California community college during the award year and meets all of the criteria set forth in subdivision (b) shall be entitled to a Cal Grant A or B award.

(b) (1) To receive a Cal Grant A award under this article, an applicant shall be enrolled at a California community college during the award year and meet all of the requirements of Article 2 (commencing with Section 69434), with the exception of paragraphs (1) and (8) of subdivision (b) of Section 69434. However, in lieu of meeting the grade point average requirement set forth in paragraph (3) of subdivision (b) of Section 69434, an applicant may submit a community college or college grade point average of at least 2.4 on a 4.0 scale.

(2) To receive a Cal Grant B award under this article, an applicant shall be enrolled at a California community college during the award year and meet all of the requirements of Article 3 (commencing with Section 69435), with the exception of paragraphs (1) and (8) of subdivision (a) of Section 69435.3. However, in lieu of meeting the grade point average requirements of paragraph (3) of subdivision (a) of Section 69435.3, a student may do either of the following:

(A) Demonstrate attainment of a community college or college grade point average of at least 2.0 on a 4.0 scale.

(B) Reestablish the student's grade point average by completing at least 16 cumulative units of credit for academic coursework at an accredited California community college, as defined by the commission, by regulation, with at least a 2.0 community college grade point average.

(c) (1) The commission shall use the standardized student financial aid application described in Section 69432.9.

(2) An official financial aid application shall be submitted pursuant to Section 69432.9 and submitted or postmarked no later than September 2 of the academic year for which funds would be applied.

(d) Cal Grant A and B awards shall be used only for the purposes set forth in Article 2 (commencing with Section 69434) and Article 3 (commencing with Section 69435), respectively.

(e) (1) A student who receives an award under this article may subsequently transfer to a University of California campus, a California State University campus, or an independent institution of higher education, as defined in Section 66010, and remain eligible to receive the award, if the student meets all other requirements of this article and the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).

(2) A student who receives an award under this article and subsequently transfers to a private for-profit postsecondary educational institution shall not remain eligible to receive an award under this article. The student shall remain eligible to apply for a California Community College Transfer Entitlement Award under Article 4 (commencing with Section 69436) or a Competitive Cal Grant A or B award under Article 5 (commencing with Section 69437), if the student meets all requirements of the relevant article and the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).and remain eligible to receive the award, if the student meets all other requirements of this article and the general Cal Grant eligibility requirements set forth in Article 1 (commencing with Section 69430).

(f) (1) An individual selected for a Cal Grant A award who enrolls in a California community college may elect to have the award held in reserve for a period not to exceed two academic years, except that the commission may extend the period in which the individual's award may be held in reserve for up to three academic years if, in the commission's judgment, the rate of academic progress has been as rapid as could be expected for the personal and financial conditions that the student has encountered. The commission shall, in this case, hold the award in reserve for the additional year. Upon receipt of a request to transfer the award to an institution at which the individual may remain eligible to receive the award pursuant to subdivision (e), the individual shall be eligible to receive the Cal Grant A award previously held in reserve if, at the time of the request, the individual meets all of the requirements of this article. Upon receipt of the request, the commission shall reassess the financial need of the award recipient. The commission may prescribe the forms and procedures to be used for purposes of this section. A recipient's years of eligibility for payment of benefits shall be based upon the recipient's grade level at the time the award is transferred to the tuition or fee-charging qualifying institution.

(2) (A) Individuals selected for a Cal Grant A award that is held in reserve pursuant to this subdivision who meet the qualifying criteria pursuant to subdivision (b) of Section 69465 shall receive an award for access costs pursuant to Article 9 (commencing with Section 69465).

(B) The access award referenced in subparagraph (A) shall be provided annually to qualifying individuals during the period of time that their Cal Grant A award is held in reserve and upon transfer to a tuition or fee-charging qualifying institution, provided that the individual continues to meet the qualifying criteria pursuant to subdivision (b) of Section 69465.

(3) (A) Individuals selected for a Cal Grant A award that is held in reserve pursuant to this subdivision who are not receiving an award for access costs pursuant to paragraph (2) and meet the qualifying criteria pursuant to subdivision (a) of Section 69470 shall receive an award for access costs pursuant to Article 10 (commencing with Section 69470).

(B) The access award referenced in subparagraph (A) shall be provided annually to qualifying individuals during the period of time that their Cal Grant A award is held in reserve and upon transfer to a tuition or fee-charging qualifying institution, provided that the individual continues to meet the qualifying criteria pursuant to subdivision (a) of Section 69470.

(g) This section shall become operative on July 1, 2024, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act for this purpose.

SEC. 12. Section 69438.3 of the Education Code is amended to read:

69438.3. (a) In order to receive a grant under the program, a student shall either be a recipient of a Cal Grant B award or a recipient of a Cal Grant A award who was eligible for a Cal Grant B award, and shall perform at least 100 hours per quarter or 150 hours per semester of community or volunteer service, as appropriate. The community or volunteer service shall be performed through organizations meeting the requirements of Section 69438.7. The organizations shall report the hours of service performed by participating students to the commission in a timely manner.

(b) A participating student is eligible to receive a grant under the program for a maximum of 8 semesters or 12 quarters. Once a student has met the minimum service requirement, the student is eligible for an award of up to two thousand two hundred fifty dollars (\$2,250) per semester or one thousand five hundred dollars (\$1,500) per quarter. The amount of a grant made to an individual participating student shall be calculated as follows:

(1) The student's award amount per term shall not exceed 50 percent of the student's annual unmet need if the student is enrolled in a semester-based system, or 33.33 percent of the student's annual unmet need if the student is enrolled in a

quarter-based system.

(2) If a student is eligible to receive a grant under the program, the minimum amount awarded in a semester or quarter shall be four hundred fifty dollars (\$450).

(c) A grant awarded under the program shall not offset or replace any other source of grant aid, including, but not necessarily limited to, institutional aid and scholarships.

(d) No more than 1,667 students who are eligible through meeting all of the requirements of Section 69438.5 shall simultaneously participate in the program. When award slots are available, grants under the program shall be awarded to eligible students on a first-come-first-served basis, with priority established in order of the date and time of the student's submission of a completed California Dream Act application pursuant to subdivision (a) of Section 69438.5.

(e) (1) Commencing with the 2021–22 fiscal year, upon order of the Director of Finance, any unexpended or unencumbered funds appropriated for purposes of the program, as of June 30 of each fiscal year, shall be transferred to the University of California and the California State University to support the California DREAM Loan Program established in Article 23 (commencing with Section 70030) of Chapter 2.

(2) The Department of Finance shall allocate the funds transferred pursuant to paragraph (1) to the University of California and the California State University proportionally to the share of students awarded a California DREAM Loan at each segment, using data for the most recent fiscal year in which that data is available.

(3) Funds transferred to support the California DREAM Loan Program shall be used to support activities in fiscal years subsequent to the initial fiscal year for which the appropriation was provided.

(4) The Department of Finance may adjust the amount transferred following the close of a fiscal year to account for changes in available resources.

(f) Of the funds appropriated in the Budget Act of 2019–20 for the purposes of the program, up to one million five hundred thousand dollars (\$1,500,000) shall be available on a one-time basis to the commission to support the costs to administer the program for the 2019–20 fiscal year.

SEC. 13. Section 69438.5 of the Education Code is amended to read:

69438.5. A student is eligible to participate in the program if the student meets all of the following requirements:

(a) The student has completed, and submitted to the commission, a California Dream Act application.

(b) The student meets all of the requirements for an exemption from paying nonresident tuition pursuant to Section 68130.5 or pursuant to a similar provision adopted by the Regents of the University of California.

(c) The student is a recipient of a Cal Grant B award or a recipient of a Cal Grant A award who was eligible for a Cal Grant B award.

(d) The student is determined by the commission to have unmet need.

(e) The student is enrolled at a campus of the University of California, the California State University, or the California Community Colleges, or at an independent institution of higher education, as defined in Section 66010, that is a qualifying institution, as defined in Section 69432.7.

(f) The student agrees to perform the number of hours of community or volunteer service required, pursuant to Section 69438.3, for participation in the program.

SEC. 14. Section 69438.9 is added to the Education Code, to read:

69438.9. On or before November 1, 2022, and each year thereafter, the commission shall report to the Department of Finance, the Legislative Analyst's Office, and the relevant policy and fiscal committees of the Legislature on the program. The report shall include, but not necessarily be limited to, all of the following information for the prior award year:

(a) The number of recipients and total amount of aid provided, by segment.

(b) The organizations providing service opportunities under the program. For each organization, the commission shall identify the organization type, as specified in subdivision (b) of Section 69438.7, and the number of service hours provided.

(c) The amount of unexpended or unencumbered funds transferred to the University of California and the California State University to support the California DREAM Loan Program, established in Article 23 (commencing with Section 70030) of Chapter

2, pursuant to paragraph (1) of subdivision (e) of Section 69438.3.

SEC. 15. Section 69465 of the Education Code is amended to read:

69465. (a) For purposes of this article, “dependent child” or “dependent children” means a child or children, as applicable, under 18 years of age whose parent or legal guardian is the student, if the child or all the children collectively receive more than 50 percent of their support from the student.

(b) Commencing with the 2022–23 academic year and each academic year thereafter, the commission shall identify all individuals with a dependent child or dependent children who meet both of the following qualifying criteria for the award year:

(1) The student will receive either a new or renewal Cal Grant A, B, or C award.

(2) The student will attend a University of California campus, California State University campus, California Community College campus, or an independent institution of higher education, as defined in Section 66010.

(c) Individuals identified by the commission as meeting qualifying criteria pursuant to subdivision (b) and who are receiving a Cal Grant A award or Cal Grant B award shall receive a total annual access award not to exceed six thousand dollars (\$6,000). This amount may be adjusted in the annual Budget Act.

(d) Individuals identified by the commission as meeting qualifying criteria pursuant to subdivision (b) and who are receiving a Cal Grant C award shall receive a total annual book and supply award not to exceed four thousand dollars (\$4,000). This amount may be adjusted in the annual Budget Act. Consistent with subdivision (e) of Section 69439, awards issued pursuant to this subdivision may be used for living expenses, institutional fees, charges, and other costs, including tuition and training-related costs, such as special clothing, local transportation, and required tools, equipment, supplies, technology, and books.

(e) Notwithstanding any other law, expenses paid with access awards granted pursuant to subdivision (c), and book and supply awards granted pursuant to subdivision (d), shall be considered allowable educational expenses and shall not be considered for purposes of determining eligibility for state public assistance programs.

(f) Notwithstanding any other law, an award provided pursuant to this article shall be excluded from the calculation of the maximum annual award value for purposes of subparagraph (A) of paragraph (3) of subdivision (b) of Section 69432.9.

(g) The usage of awards provided pursuant to this article shall be consistent with existing statutes and regulations governing eligible expenditures.

(h) Notwithstanding subdivisions (c) and (d), both of the following shall apply for purposes of this article:

(1) The amount appropriated in the annual Budget Act, and any other appropriation for purposes of this article, shall not exceed two hundred fifty million dollars (\$250,000,000).

(2) The commission shall annually determine if the amount appropriated for each fiscal year is sufficient to cover the cumulative cost of the funding projected to be awarded for the fiscal year pursuant to this article. If the commission determines that the amount appropriated is not sufficient to meet the funding projection for a fiscal year, the commission shall reduce awards proportionately by an equal percentage for all new recipients under this article for that fiscal year.

SEC. 16. Section 69470 of the Education Code is amended to read:

69470. (a) Commencing with the 2022–23 academic year, the commission shall identify all foster youth and former foster youth, as defined in subdivision (b) of Section 66025.9, who meet both of the following qualifying criteria for the award year:

(1) The student will receive either a new or renewal Cal Grant A, B, or C award.

(2) The student will attend a University of California campus, California State University campus, California Community College campus, or an independent institution of higher education, as defined in Section 66010.

(b) Individuals identified by the commission as meeting qualifying criteria pursuant to subdivision (a) and who are receiving a Cal Grant A award or Cal Grant B award shall receive a total annual access award not to exceed six thousand dollars (\$6,000). This amount may be adjusted in the annual Budget Act.

(c) Individuals identified by the commission as meeting qualifying criteria pursuant to subdivision (a) and who are receiving a Cal Grant C award shall receive a total annual book and supply award not to exceed four thousand dollars (\$4,000). This amount may be adjusted in the annual Budget Act. Consistent with subdivision (e) of Section 69439, awards issued pursuant to this subdivision may be used for living expenses, institutional fees, charges, and other costs, including tuition and training-related costs, such as special clothing, local transportation, and required tools, equipment, supplies, technology, and books.

(d) Notwithstanding any other law, expenses paid with access awards granted pursuant to subdivision (b) and book and supply awards granted pursuant to subdivision (c) shall be considered allowable educational expenses and shall not be considered for purposes of determining eligibility for state public assistance programs.

(e) Notwithstanding any other law, an award provided pursuant to this article shall be excluded from the calculation of the maximum annual award value for purposes of subparagraph (A) of paragraph (3) of subdivision (b) of Section 69432.9.

(f) The usage of awards provided pursuant to this article shall be consistent with existing statutes and regulations governing eligible expenditures.

(g) Notwithstanding subdivisions (b) and (c), both of the following shall apply for purposes of this article:

(1) The amount appropriated in the annual Budget Act, and any other appropriation for purposes of this article, shall not exceed forty million dollars (\$40,000,000).

(2) The commission shall annually determine if the amount appropriated for each fiscal year is sufficient to cover the cumulative cost of the funding projected to be awarded for the fiscal year pursuant to this article. If the commission determines that the amount appropriated is not sufficient to meet the funding projection for a fiscal year, the commission shall reduce awards proportionately by an equal percentage for all new recipients under this article for that fiscal year.

SEC. 17. Article 11 (commencing with Section 69475) is added to Chapter 1.7 of Part 42 of Division 5 of Title 3 of the Education Code, to read:

Article 11. Suspension of Chapter Operation

69475. This chapter, except for Article 5.5 (commencing with Section 69438), Article 9 (commencing with Section 69465), and Article 10 (commencing with Section 69470), shall become inoperative on July 1, 2024, and as of January 1 of the year following that inoperative date, is repealed, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act pursuant to Chapter 1.5 (commencing with Section 69405) of this part.

SEC. 18. Section 69506 of the Education Code is amended to read:

69506. (a) (1) The methodology set forth in federal law or regulation shall serve as the formula for determining the expected family contribution of students seeking any state-funded financial assistance.

(2) Commencing with the 2024–25 award year, if funding for the Cal Grant Reform Act (Chapter 1.5 (commencing with Section 69405)) is included in the annual Budget Act, the methodology set forth in federal law or regulation shall serve as the formula for determining the eligibility index for student aid of students seeking any state-funded financial assistance.

(b) For purposes of determining the dependent and independent status of students, the definition set forth in the federal law or regulation shall serve as the definition for students seeking any state-funded financial assistance.

SEC. 19. Section 69969 of the Education Code is amended to read:

69969. (a) Funds appropriated in the annual Budget Act or another statute for purposes of the program shall be provided to the commission for allocation to participating public postsecondary educational institutions based on their share of students receiving a federal Pell Grant in the most recent prior fiscal year for which data is available for all program participants.

(b) A participating public postsecondary educational institution may use no more than 5 percent of the funds it receives under the program on its administrative costs of participating in the program.

(c) The commission may use up to one-half of 1 percent of the funds appropriated for purposes of this article on the costs of administering the program.

(d) (1) Funds appropriated in the annual Budget Act or another statute for purposes of the program shall be available for encumbrance and expenditure until June 30, 2031.

(2) (A) For the 2021–22 fiscal year, participating campuses of a participating public postsecondary educational institution are expected to collaborate with local employers to identify learning-aligned employment positions pursuant to section 69958.

(B) Commencing no later than the 2022–23 fiscal year, participating campuses of a participating public postsecondary educational institution are expected to enable participating eligible students to access available learning-aligned employment opportunities identified pursuant to the requirements of this article.

SEC. 20. Section 69996.2 of the Education Code is amended to read:

69996.2. For purposes of this article, unless the context requires otherwise, the following definitions apply:

(a) "Account" means a Scholarshare 529 account established pursuant to this article under Article 19 (commencing with Section 69980), or other child savings plan where applicable and as determined by the board.

(b) "Beneficiary" is an eligible child receiving funds under the program.

(c) "Board" means the Scholarshare Investment Board created pursuant to Section 69984.

(d) "Enhanced deposit" means an initial or supplemental contribution into a KIDS Account or another plan option determined by the board pursuant to Section 69996.9.

(e) "Fund" means the California Kids Investment and Development Savings Program Fund established pursuant to subdivision (a) of Section 69996.6.

(f) "Institution of higher education" has the same meaning as "eligible educational institution," as provided in Section 529(e)(5) of the Internal Revenue Code, and registered apprenticeship programs registered under the National Apprenticeship Act of 1937 (29 U.S.C. Sec. 50 et seq.), except as provided in Section 3226 of Title 29 of the United States Code.

(g) "Internal Revenue Code" means the Internal Revenue Code of 1986, as it is amended from time to time, if, as determined by the board, the amendment is consistent with the purposes of this article.

(h) "KIDS Account" means an account in which designated funding for eligible children is held.

(i) "Low-income households" means households with a total annual adjusted gross income less than seventy-five thousand dollars (\$75,000) or households identified by the board by other means as low-income for purposes of the program.

(j) "Participant" means one of the following:

(1) A parent or legal guardian of an eligible child.

(2) A parent or legal guardian of a child described in subdivision (i) of Section 69996.3.

(3) Any private individual or entity who contributes moneys to the program.

(k) "Program" means the California Kids Investment and Development Savings Program established pursuant to this article.

(l) "Qualified higher education expenses" means the expenses of attendance at an institution of higher education, as provided in Section 529(e)(3) of the Internal Revenue Code, or at a registered apprenticeship program, as provided in Section 529(c)(8) of the Internal Revenue Code. Notwithstanding Section 529(c)(7) of the Internal Revenue Code, "qualified higher education expenses" shall not include any tuition expenses in connection with enrollment or attendance at an elementary or secondary public, private, or religious school.

(m) "Seed deposit" means an initial contribution into a KIDS Account for a child born on or after a date determined by the board.

SEC. 21. Section 69996.3 of the Education Code is amended to read:

69996.3. (a) (1) Each child born on or after a date determined by the board pursuant to paragraph (2) who is a California resident at the time of birth is eligible for the program.

(2) The date designated by the board for which eligibility commences shall be no later than July 1, 2022.

(b) No later than 90 days after a birth certificate is registered for a child described in subdivision (a), the State Department of Public Health shall provide the board with identifiable birth data for the child in a file format as defined by the board. The birth data shall include the child's name and birth date and the name and contact information of each parent of the child, including the parent's street address and, if provided to the department, the parent's mobile telephone number and email address. In addition, upon request by the board, the department shall include, in the birth data it provides to the board, information collected pursuant to subparagraph (C) of paragraph (2) of subdivision (a) of Section 102426 of the Health and Safety Code. The department may provide additional identifiable birth data to the board, upon request, and upon a determination by the State Registrar, in consultation with the board, that the data is necessary for administration of the program. The birth data is confidential and shall not be disclosed except as necessary for the program. No more than 90 days after receiving the birth data from the department, the board shall notify at least one parent of each eligible child about the program. The notification shall include information on all of the following:

(1) How the parent may opt out of the program.

(2) The KIDS Account opened for the child pursuant to subdivision (f).

(3) How the parent may establish a separate account pursuant to Article 19 (commencing with Section 69980) and additional financial incentives provided pursuant to that article.

(c) The board shall make a child's designated balance in a KIDS Account viewable by the child's parent or legal guardian through a secured internet link.

(d) The board shall establish rules and regulations for a program recipient child, and the child's parents or legal guardians, to be notified of the moneys deposited and accrued in the child's KIDS Account, and rules and regulations regarding the establishment and operation of program components, including, but not limited to, the claims process, necessary documentation, deadlines for the claims, an appeals procedure, and any forfeiture procedures. A KIDS Account recipient child and each of the child's parents or legal guardians shall be informed of the establishment of the child's KIDS Account, provided information on how the parent or legal guardian may establish a separate account pursuant to Article 19 (commencing with Section 69980), and provided information on opportunities for financial incentives provided pursuant to that article.

(e) The board shall translate program notifications and information provided pursuant to subdivisions (b) to (d), inclusive, into languages pursuant to Section 7295.2 of the Government Code.

(f) Upon appropriation by the Legislature, the board shall establish one or more accounts and shall make a separately accounted-for seed deposit from the fund into a KIDS Account established within an account in an amount determined by the board. Each seed deposit shall be designated for a particular child for whom the board receives birth data pursuant to subdivision (b), if no parent or legal guardian has opted that child out of the program. Moneys in a KIDS Account designated for a child, including any investment earnings attributed to the amount of the child's seed deposit since the date of the deposit as calculated by the board, shall be used for the purpose of providing awards for qualified higher education expenses associated with the attendance of the child at an eligible institution of higher education. Each seed deposit shall be at least twenty-five dollars (\$25). The board may provide additional financial incentives designated for a child into a KIDS Account if the parent or legal guardian of the child engages with the KIDS Account by verifying receipt of information provided pursuant to paragraph (2) of subdivision (b), establishing a separate account pursuant to Article 19 (commencing with Section 69980), or engaging with the KIDS Account by other means approved by the board.

(g) Upon the student self-certifying that they are enrolled at an institution of higher education and that they have resided in the state for at least one year immediately preceding the payment of qualified higher education expenses on the student's behalf, the board shall make a payment to that institution in an amount determined by the student or their parent or legal guardian, which may include the total or a partial amount of the seed deposit, enhanced deposit, if applicable, and any additional financial incentives designated for the child pursuant to subdivision (f), plus any investment earnings attributed to that amount since the date of that deposit as calculated by the board, for qualified higher education expenses associated with the child's attendance at that institution.

(h) Subject to available money in the fund, the board may provide additional incentives from the fund for children participating in the program, including, but not limited to, incentives targeting low-income households.

(i) (1) Subject to available funding, a parent or legal guardian, residing in California, of a child who meets the criteria in paragraph (2) may apply to the board to enroll the child into the program. Subject to available funding, the enrollee shall be eligible for any incentives described in subdivision (h), as applicable, but is not eligible for a seed deposit.

(2) The child is a current California resident under six years of age who was both of the following:

(A) Born on or after the date designated by the board for which eligibility commences.

(B) Not a California resident at the time of birth.

(j) (1) A KIDS Account established pursuant to this article, and its investment earnings, shall remain assets of, and owned by, the state until used for the payment of qualified higher education expenses at an institution of higher education, and funds shall remain invested until they are used for the purposes authorized by this article or until the recipient achieves 26 years of age, whichever occurs first. If a beneficiary does not use any portion, or all, of the moneys intended for the beneficiary in a KIDS Account for a qualified higher education expense for any reason, including the death or disability of the beneficiary, before the beneficiary turns 26 years of age, all contributions made for the beneficiary into the KIDS Account and any earnings from those moneys shall be forfeited and deposited into the fund for the program.

(2) Notwithstanding paragraph (1), subject to available funding, the board may establish an appeal process to allow a beneficiary to use the moneys designated for the beneficiary in a KIDS Account after the beneficiary turns 26 years of age.

(3) Moneys, less applicable penalties, collected pursuant to Section 529 of the Internal Revenue Code not used within the time period described in paragraph (1) shall revert to the fund after the payment of any amount determined to be due to the federal government as a result of the reversion.

(4) All contributions made into a KIDS Account for a child who has opted out of the program pursuant to subdivision (b), including any investment earnings attributed to the amount of the child's seed deposit since the date of the deposit as calculated by the board, shall be forfeited and deposited into the fund for the program in a timely manner.

(k) The board shall encourage each parent and legal guardian of a beneficiary, including each parent and legal guardian of a child who applies to enroll the child into the program as a beneficiary pursuant to subdivision (i), to establish a separate account pursuant to Article 19 (commencing with Section 69980). The board shall provide assistance on how to establish the separate account.

(l) The board may use up to 5 percent of state appropriations provided for purposes of the program for administrative costs. Unless otherwise specified in the annual Budget Act, this subdivision shall not apply to any one-time or ongoing local assistance funds first appropriated in support of the program beginning in the 2021–22 fiscal year.

SEC. 22. Section 69996.9 of the Education Code is amended to read:

69996.9. (a) (1) For the 2021–22 fiscal year, through the program, all of the following shall occur:

(A) Each pupil enrolled in grades 1 to 12, inclusive, on the State Department of Education's official census day in the 2021–22 fiscal year who meets the requirements to be considered an unduplicated pupil for purposes of paragraph (1) of subdivision (b) of Section 2574 or paragraph (1) of subdivision (b) of Section 42238.02 and who is enrolled at a school district, public charter school, state special school, or other local educational agency, shall have a KIDS Account established on the pupil's behalf, unless the pupil's KIDS Account has already been established pursuant to Section 69996.3, and shall receive an enhanced deposit into the pupil's KIDS Account in the amount of five hundred dollars (\$500).

(B) In addition to the amount allocated pursuant to subparagraph (A), the KIDS Account of each eligible pupil who is also a foster youth, as defined under subdivision (b) of Section 42238.01, shall receive an enhanced deposit of an additional five hundred dollars (\$500).

(C) In addition to the amount allocated pursuant to subparagraphs (A) and (B), the KIDS Account of each eligible pupil who is also a homeless pupil meeting the definition of "homeless children and youths" in subsection (2) of Section 725 of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11434a(2)) shall receive an enhanced deposit of an additional five hundred dollars (\$500).

(2) Commencing with the 2022–23 fiscal year, through the program, all of the following shall occur:

(A) Each pupil who meets all of the following conditions shall have a KIDS Account opened on their behalf, unless their account has already been established pursuant to Section 69996.3, and shall receive an enhanced deposit into their KIDS Account in the amount of five hundred dollars (\$500):

(i) The pupil is enrolled in first grade on the State Department of Education's official census day in the applicable fiscal year.

(ii) The pupil meets the requirements to be considered an unduplicated pupil for purposes of paragraph (1) of subdivision (b) of Section 2574 or paragraph (1) of subdivision (b) of Section 42238.02.

(iii) The pupil is enrolled at a school district, public charter school, state special school, or other local educational agency.

(B) In addition to the amount allocated pursuant to subparagraph (A), the KIDS Account of each pupil who meets the requirements of subparagraph (A) and is also a foster youth, as defined under subdivision (b) of Section 42238.01, shall receive an enhanced deposit of an additional five hundred dollars (\$500).

(C) In addition to the amount allocated pursuant to subparagraphs (A) and (B), the KIDS Account of each pupil who meets the requirements of subparagraph (A) and is also a homeless pupil under the definition of "homeless children and youths" in subsection (2) of Section 725 of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11434a(2)) shall receive an enhanced deposit of an additional five hundred dollars (\$500).

(D) For pupils for whom a KIDS Account has already been established pursuant to Section 69996.3 and who are also eligible for an enhanced deposit pursuant to this paragraph, the enhanced deposit shall be deposited in the KIDS Account in which funding for that pupil is currently held.

(3) A pupil who receives an enhanced deposit into their KIDS Account pursuant to paragraph (1) or (2) may only have one enhanced deposit made into their existing or newly established KIDS Account pursuant to this article. A pupil shall not have more than one KIDS Account established for them pursuant to this article.

(b) (1) The board shall collaborate with the State Department of Education, or other relevant governmental agencies, to identify eligible pupils for the purpose of establishing KIDS Accounts or making an enhanced deposit into existing KIDS Accounts pursuant to this section. To the extent feasible, the State Department of Education shall annually provide necessary data using census day data in a secure manner for the board to fulfill its obligations pursuant to this article, including, but not necessarily limited to, eligible pupils' names, pupil identification, birth dates, grade levels, contact information of parents or legal guardians, and eligibility information. For purposes of this subdivision, the information received by the board shall be considered necessary to facilitate the establishment or enhancement of KIDS Accounts, or the establishment of a notification process for parents or legal guardians of eligible pupils.

(2) The board shall comply with federal and state laws to protect individual privacy, including, but not limited to, the Information Practices Act of 1977 (Chapter 1 (commencing with Section 1798) of Title 1.8 of Part 4 of Division 3 of the Civil Code) and all of the following federal statutes:

(A) The Family Educational Rights and Privacy Act of 1974 (Public Law 93-380, as amended).

(B) The Health Insurance Portability and Accountability Act of 1996 (Public Law 104-191, as amended).

(C) The Higher Education Act of 1965 (Public Law 89-329, as amended).

(3) Notwithstanding any other law, individual records or source data associated with the establishment of a KIDS Account pursuant to this article shall not be subject to disclosure under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code).

(c) The Legislature finds and declares that undocumented persons are eligible for KIDS Accounts within the meaning of subsection (d) of Section 1621 of Title 8 of the United States Code.

(d) It is the intent of the Legislature to appropriate state funding in the annual Budget Act to support the establishment of a KIDS Account for any eligible pupil who meets, or could meet in a future year, the requirements to be exempt from nonresident tuition pursuant to subdivision (a) of Section 68130.5.

SEC. 23. 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 scholarships, grants, or fee waivers received by eligible students from other sources, to provide scholarships to eligible students in the amounts described in paragraphs (2), (4), and (5) 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 nine hundred thirty-eight thousand dollars (\$99,938,000).

(E) For the 2018–19 fiscal year, one hundred four million three hundred forty-five thousand dollars (\$104,345,000).

(F) For the 2019–20 fiscal year, one hundred sixteen million five hundred fifty-seven thousand dollars (\$116,557,000).

(G) For the 2020–21 fiscal year, one hundred fourteen million one hundred seventy-one thousand dollars (\$114,171,000).

(H) For the 2021–22 fiscal year, one hundred nine million nine hundred sixty-one thousand dollars (\$109,961,000).

(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) Commencing with the 2022–23 fiscal year, the annual appropriation to the commission to carry out the purposes of this section and Section 70022 shall be determined in the annual Budget Act.

(4) 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.

(5) 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.

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

(7) (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 for the 2013–14 to 2021–22 fiscal years, inclusive, 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. 24. Section 76396.1 of the Education Code is amended to read:

76396.1. It is the intent of the Legislature that the California College Promise support the California Community Colleges in accomplishing all of the following goals:

(a) Increasing the number and percentage of high school students who are prepared for and attend college directly from high school and increasing the percentage of high school graduates who are placed directly into transfer-level mathematics and English courses at a community college.

(b) Increasing the percentage of students who earn associate degrees or career technical education certificates that prepare them for in-demand jobs and increasing the percentage of students who report being employed in their field of study.

(c) Increasing the percentage of students who successfully transfer from a community college to the California State University or the University of California and increasing the percentage of students who graduate from college with a baccalaureate degree.

(d) Reducing and eliminating regional achievement gaps and achievement gaps for students from groups that are underrepresented at the California Community Colleges, including, but not limited to, underrepresented students, low-income students, students who are current or former foster youth, students with disabilities, formerly incarcerated students, undocumented students, students meeting the requirements of Assembly Bill 540 of the 2001–2002 Regular Session of the Legislature, and students who are veterans.

(e) Addressing the ongoing crisis of basic needs insecurity among community college students, including, but not limited to, high levels of food and housing insecurity.

(f) Encouraging students with some prior college experience but who never completed a degree or certificate to return to college and complete their educations.

(g) Ensuring broad awareness of the benefits of the California College Promise program by informing prospective students that they may attend community college tuition-free and providing information about the on-campus services and support programs available to help students succeed in college.

SEC. 25. Section 76396.2 of the Education Code is amended to read:

76396.2. As a condition of participating in, and receiving funding for, the California College Promise, community colleges and community college districts shall advance the goals outlined in Section 76396.1. These conditions shall include all of the following:

(a) Partnering with one or more local educational agencies to establish an Early Commitment to College Program that is consistent with the intent of former Article 6.3 (commencing with Section 54710) of Chapter 9 of Part 29 of Division 4 of Title 2 to provide K–12 students and families assistance that includes, but is not limited to, learning about college opportunities, visiting campuses, taking and completing college preparatory courses, and applying for college and financial aid.

(b) Partnering with one or more local educational agencies to support and improve high school student preparation for college and reduce postsecondary remediation through practices that may include, but shall not be limited to, small learning communities, concurrent enrollment, and other evidence-based practices.

(c) Using evidence-based assessment and placement practices at the community college that comply with Section 78213 and include multiple measures of student performance, which shall include, among other measures, overall grade point averages, including grades in high school courses, and using evidence-based practices to improve outcomes for underprepared students.

(d) Participating in the California Community College Guided Pathways Grant Program established pursuant to Part 54.81 (commencing with Section 88920) in order to clarify the academic path for students, help students enter a pathway, help students stay on an academic path, and ensure that students are learning.

(e) Maximizing student access to need-based financial aid by leveraging the Board of Governors fee waiver established under Section 76300, commonly known as the California Promise Grant, ensuring that students complete the Free Application for Federal Student Aid, Cal Grant application, or Dream Act application, and participating in a federal loan program authorized under Title IV of the federal Higher Education Act of 1965, as amended (20 U.S.C. Sec. 1070 et seq.). On or before January 1, 2018, a community college that does not participate in the federal loan program shall be provisionally eligible to participate in the California College Promise for one calendar year. The community college shall comply with the federal loan participation requirements in order to participate in the California College Promise on or after January 1, 2019.

(f) Maximizing available resources to address student basic needs, through the provision of basic needs services and resources, as defined in Section 66023.5. This condition may be met, at a minimum, by establishing a formal program to partner with county human services agencies, including with the staff liaison to institutions of higher education designated pursuant to Section 10006 of the Welfare and Institutions Code. This partnership may occur through the Basic Needs Center established pursuant to Section 66023.5.

SEC. 26. Section 76396.3 of the Education Code is amended to read:

76396.3. (a) A community college that has been certified by the chancellor as meeting the conditions established under Section 76396.2 shall receive funding pursuant to Section 76396.

(b) (1) The community college may use funding appropriated pursuant to this article to waive some or all of the fees for first-time community college students and returning community college students who are enrolled at the college full time, and who complete and submit either a Free Application for Federal Student Aid or a California Dream Act application, except that a student who has previously earned a degree or certificate from a postsecondary educational institution is not eligible for this fee waiver. A fee waiver that a first-time community college student or returning community college student receives pursuant to this subdivision shall only be for two academic years, and fees shall only be waived for the summer term and each semester or quarter of an academic year in which the student maintains full-time status. A fee waiver provided pursuant to this subdivision shall not be available to a student who is charged a tuition fee pursuant to Section 76140.

(2) Notwithstanding paragraph (1), a student who is a member of the Armed Forces of the United States and is called to duty compelling the student to take a leave of absence pursuant to provisions of Title 10, Title 14, or Title 32 of the United States Code, or to state-funded active duty on order of the Governor, may withdraw from participation in the California College Promise and resume participation in the program upon the student's return from duty without losing eligibility for the fee waiver or any other benefit of the program. The time during which the student was obliged to withdraw because of active duty shall not count toward the limit of the period of that student's eligibility for participation in the California College Promise.

(c) For purposes of this section, the following terms have the following meanings:

(1) "Academic year" means the total of the summer term that immediately precedes the first semester or quarter of the fall term, and the two consecutive semesters or three quarters that immediately follow that summer term. Each semester or quarter is approximately the same length.

(2) "Armed Forces of the United States" means the United States Air Force, Army, Coast Guard, Marine Corps, and Navy, and the reserve components of each of those forces, and the California National Guard, the California State Guard, and the California Naval Militia.

(3) (A) Except as provided in subparagraph (B), "full time" means 12 or more semester units or the equivalent.

(B) A student enrolled in fewer than 12 units may be deemed "full time" at the discretion of the institution if the student has been certified as "full time" by a staff person in the disabled student services program at the institution who is qualified to make such a designation.

(4) "Returning community college student" means a student who has taken a break of one or more semesters, or the equivalent quarters.

(d) It is the intent of the Legislature that funding provided to support the California College Promise be used by the community college to advance the goals outlined in Section 76396.1.

(e) On or before July 1, 2024, the chancellor's office shall submit a report to the Legislature in compliance with Section 9795 of the Government Code evaluating the use of funding for the California College Promise to waive student fees. The report shall determine whether the goals outlined in Section 76396.1 are being met.

(f) The chancellor's office may require community colleges and community college districts receiving funding pursuant to this article to report on an annual basis the use of these funds consistent with the conditions of Section 76396.2. Funding during the following academic year may only be distributed to those community colleges and community college districts that provided this information, if required by the chancellor's office, in a timely manner during the prior academic year and demonstrated compliance with the requirements of Section 76396.2 and this subdivision.

SEC. 27. Article 7 (commencing with Section 78080) is added to Chapter 1 of Part 48 of Division 7 of Title 3 of the Education Code, to read:

Article 7. Hire UP Program

78080. This article shall be known, and may be cited, as the Hire UP Pilot Program.

78081. (a) The Hire UP Pilot Program is hereby established, to be administered by the office of the Chancellor of the California Community Colleges, for purposes of providing justice-involved individuals access to the credential programs and workforce support needed to enter, participate, and compete in California's economy.

(b) (1) The office of the Chancellor of the California Community Colleges may enter into agreements with up to 10 community college districts for a five-year pilot program to provide funding for stipends to formerly incarcerated individuals, CalWORKs recipients, and former foster youth.

(2) Stipends provided under this article shall be equal to the state minimum wage for the duration of the academic program in which the student is enrolled.

(3) The stipend amount shall be determined based on the number of hours in the academic program, up to 40 hours per week for a full-time program.

(4) Students receiving stipends pursuant to this article shall have access to all supportive, academic, and professional services available through the Rising Scholars Network and their partners, or any services and programs offered by the participating community college district that are designed to benefit justice-involved students.

(5) Stipends provided pursuant to this article to students shall be distributed by their community college financial aid office.

(c) (1) The chancellor's office shall develop an application for community college districts wishing to participate to apply for funding pursuant to this article by November 1, 2022, with funding distributed by May 1, 2023. The application shall include, but not be limited to, all of the following information:

(A) Current participation in the Rising Scholars Network or in another dedicated reentry program.

(B) A description of the mechanism the community college district will use to measure program and student success.

(C) A demonstration that the community college district has sufficient staff and resources to serve students in the program, including one dedicated student outreach and recruitment staff position and one dedicated workforce and industry development staff position.

(D) A commitment to serve a specified number of students, as established by the chancellor's office.

(E) A description of the partners and services available to students participating in the program.

(F) A description of the local employers, industry recruiters, trade groups, career centers, and other workforce placement entities that the community college district will engage for the purpose of establishing a career pathway for students receiving a stipend pursuant to this article.

(2) The chancellor's office shall establish requirements for community college districts related to program data collection and the number of stipend recipients per district.

(d) A community college student enrolled in a certificate or degree program at a California community college is eligible for a stipend if either of the following apply:

(1) The student has been released from incarceration within the last three years and is a current participant in the Rising Scholars Network or in another dedicated reentry program.

(2) The student is a CalWORKs recipient or former foster youth.

78082. (a) (1) The Chancellor of the California Community Colleges shall submit a report on or before March 1, 2025, and annually thereafter, to the Legislature on the implementation of the pilot program, including, but not limited to, all of the following information:

(A) The number of students receiving a stipend pursuant to this article.

(B) The degree or training program the student has completed or is participating in.

(C) The name of each community college district participating pursuant to this article.

(D) The outcomes for all participants, including employment, additional education, or business startups.

(E) The percentage of students employed in the field in which they received a degree or completed training.

(F) The degree to which Hire UP supportive services acknowledge and address historic racial inequity and socioeconomic barriers to workforce participation for the target population groups.

(G) The impact of the pilot program on the target population groups, including key conclusions and policy recommendations to provide guidance to the Legislature and the Governor.

(2) The report submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795 of the Government Code.

(b) Participating community college districts shall provide all of the information in subdivision (a) to the chancellor's office to facilitate pilot program evaluation.

(c) Participating community college districts and community partners may be required to participate in technical assistance activities, including, but not limited to, convening practice communities to identify and help replicate evidence-based practices and facilitate an assessment and evaluation of the performance and success of the pilot program.

78083. Funding for the Hire UP pilot program shall be subject to appropriation by the Legislature for purposes of this article, up to a total of thirty million dollars (\$30,000,000). Funding for the Hire UP pilot program shall not draw from, supplant, or redirect existing state or federally funded education, workforce development, or employment services programs, except that those funds may, but shall not be required to, be used as leverage with Hire UP funding.

78084. This article shall remain in effect only until January 1, 2029, and as of that date is repealed.

SEC. 28. Section 78213.2 is added to the Education Code, to read:

78213.2. (a) As used in this section, the following definitions apply:

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

(2) "Community college" means a college of the California Community Colleges system or a community college district that maintains the college.

(3) "Concurrent supports" includes, but is not limited to, corequisite courses, support-enhanced transfer-level mathematics or English courses, supervised tutoring, embedded tutoring, coteaching courses, tutoring, or any other academic supports offered by a community college.

(4) "Equitable placement and completion policies and practices" means the placement and completion policies and practices described in Section 78213.

(5) "Program" means the California Community College Equitable Placement and Completion Grant Program established pursuant to this section.

(b) (1) The California Community College Equitable Placement and Completion Grant Program is hereby established under the administration of the chancellor's office. Grants awarded to community colleges pursuant to this section are intended to ensure the implementation of equitable placement and completion policies and practices.

(2) The chancellor's office shall distribute grants to community colleges that satisfy the requirements of this section, and any programmatic criteria and administrative guidelines developed by the chancellor's office to implement the program.

(c) The chancellor's office shall award grants to community colleges from the funds described in paragraph (2) of subdivision (b) as follows:

(1) Thirty-four percent of funds as a base allocation to all community colleges.

(2) Thirty-three percent of funds to community colleges with below average enrollment in transfer-level mathematics or English courses.

(3) Thirty-three percent of these funds shall be awarded to community colleges with below average success rates of students successfully completing transfer-level mathematics or English courses within one year of their first attempt in the discipline.

(d) Before the chancellor's office may award a grant to a community college, the college shall demonstrate its commitment to implement equitable placement and completion policies and practices by submitting a detailed plan, on or before May 1, 2023, documenting changes in placement practices and curricular structures that the college will implement to reach the goal of full implementation of Sections 78212 and 78213.

(e) A community college may use the grant to implement equitable placement and completion policies and practices for limited-term purposes, including, but not limited to, any or any combination of the following:

(1) Faculty release time to design, implement, and evaluate corequisite transfer-level mathematics/quantitative reasoning and English courses at scale.

(2) Professional development for faculty, including subject pedagogy, classroom climate, and corequisite implementation, including evaluation and iterative improvement of the effectiveness of the professional development.

(3) Creation, implementation, and evaluation of concurrent supports or support services to increase throughput rates for transfer-level mathematics/quantitative reasoning and English courses.

(4) Faculty release time to redesign, implement, and evaluate certificate and associate degree pathways to ensure mathematics/quantitative reasoning and English courses associated with the pathways are transfer-level courses.

(5) Any other services suggested by community colleges and approved by the chancellor's office for which there is evidence of their likelihood of improving the successful completion of transfer-level mathematics/quantitative reasoning and English courses by students within a one year timeframe of their initial attempt in the discipline.

(f) A community college that receives the grant shall use 10 percent of their grant for professional development in inclusive teaching practices and subject pedagogy. All faculty are encouraged to attend the professional development and it is the Legislature's intent for community colleges to require faculty who teach remedial mathematics/quantitative reasoning or English to attend the professional development courses offered pursuant to this subdivision.

(g) (1) The chancellor's office shall report to the Director of Finance and the Legislature, pursuant to Section 9795 of the Government Code, as follows:

(A) On or before September 1, 2023, a summary of the plans received by the chancellor's office pursuant to subdivision (d).

(B) On or before July 1, 2025, provide an updated summary of each community colleges' progress in implementing its plan developed pursuant to subdivision (d).

(C) On or before July 1, 2027, provide an additional updated summary of each community colleges' progress in implementing its plan developed pursuant to subdivision (d).

(2) Each report submitted pursuant to paragraph (1) may include recommendations on any statutory or regulatory changes necessary to improve the ability of community colleges to implement their locally developed guided pathways programs.

SEC. 29. Section 79220 of the Education Code is amended to read:

79220. (a) The office of the Chancellor of the California Community Colleges may enter into agreements with community college districts to provide, and allocate to selected community colleges within a community college district, funds for services in support of postsecondary education for foster youth. This program shall be known as NextUp, and shall expand the number of students participating in the Community College Extended Opportunity Programs and Services and shall not displace other students. The funding provided under this article shall be separate and apart from the funding provided under existing cooperative agencies resources for education programs pursuant to Article 4 (commencing with Section 79150). In addition to the delivery of Student Success and Support Program services, as described in Section 78212, services shall include, when appropriate, but not necessarily be limited to, outreach and recruitment, consultation and eligibility verification, consultation and referrals for students deemed ineligible, service coordination, counseling, book and supply grants, tutoring, independent living and financial literacy skills support, frequent in-person contact, career guidance, transfer counseling, childcare and transportation assistance, and referrals to health services, mental health services, housing assistance, and other related services.

(b) The program may provide all services specified in subdivision (a), and direct financial support, to enrolled students who meet all eligibility requirements but whose courses have not yet commenced, and who have completed required matriculation activities as described in paragraph (2) of subdivision (a) of Section 78212, if those services are necessary to enable the student to be successful upon the commencement of the academic term.

(c) As used in this article, "program" means a NextUp program as may be established under subdivision (a).

SEC. 30. Section 79221 of the Education Code is amended to read:

79221. (a) A community college district that wishes to participate in this program shall submit a letter of interest to participate to the board of governors for funding pursuant to this article. An interested community college district shall certify that services provided under this article to eligible youth are coordinated with, and do not supplant, other services provided by the county and state.

(b) If the number of requests to participate exceeds the funding made available for the program, the board of governors shall prioritize the apportionment of funding to community colleges based on the number of eligible students and geographical equity.

SEC. 31. Section 79223 of the Education Code is amended to read:

79223. The board of governors shall adopt regulations that authorize the director of the Community College Extended Opportunity Programs and Services at each community college to accept students who are enrolled in at least nine units into this program. Students enrolled in fewer than nine units may be accepted into the program if enrollment is part of an education plan designed to move the student toward subsequent enrollment in at least nine units.

SEC. 32. Section 79228 of the Education Code is amended to read:

79228. The board of governors may authorize the chancellor, consistent with the requirements the board may impose, to designate up to 1 percent of the funds allocated pursuant to this article for program administration, program development, and program accountability.

SEC. 33. Section 79229 of the Education Code is repealed.

SEC. 34. Article 10 (commencing with Section 79510) is added to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, to read:

Article 10. California Community Colleges Asian American, Native Hawaiian, and Pacific Islander Student Achievement Program

79510. As used in this article, unless the context requires otherwise, the following definitions apply:

- (a) "AANHPI" means Asian American, Native Hawaiian, and Pacific Islander.
- (b) "Community college" means a college of the California Community College system.
- (c) "Program" means the AANHPI Student Achievement Program established pursuant to this article.

79511. (a) (1) The Asian American, Native Hawaiian, and Pacific Islander (AANHPI) Student Achievement Program is hereby established at the California Community Colleges to provide culturally responsive services to enhance student educational experiences and promote higher education success for low-income, underserved, and first-generation AANHPI students and other underrepresented students.

(2) It is the intent of the Legislature that the program be coordinated with the Asian American, Native Hawaiian, and Pacific Islander (AANHPI) Student Achievement Program established at the California State University pursuant to Article 11 (commencing with Section 89297) of Chapter 2 of Part 55 of Division 8.

(b) (1) Of the amount appropriated in the annual Budget Act for the program, up to 19 percent shall be allocated to a community college district to contract with a statewide central office at a nonprofit auxiliary to the California Community College system selected by the office of the Chancellor of the California Community Colleges, in consultation with the California Commission on Asian and Pacific Islander American Affairs.

(2) The statewide central office shall employ the following full-time staff:

- (A) One director.
- (B) One program coordinator.
- (C) One program analyst.

(3) The statewide central office shall develop a process to allocate funds to qualifying community colleges, pursuant to subdivision (c).

(4) The statewide central office shall provide support to qualifying community colleges, including, but not limited to, technical assistance, outreach, statewide and regional trainings, curriculum development, and capacity building.

(5) The statewide central office shall fund an independent evaluation of the program pursuant to subdivision (d).

(c) (1) Of the amount appropriated in the annual Budget Act for the program, at least 81 percent shall be provided to community colleges with the following qualifications:

- (A) The college is eligible for the Asian American and Native American Pacific Islander-Serving Institution program authorized under the federal Higher Education Act (20 U.S.C. Sec. 1059g et seq.).
- (B) The college has experience providing student support services to AANHPI students and other underserved students.
- (C) The college has program staff that will coordinate with campus faculty and staff to effectively deliver support services to AANHPI students.

(2) Participating colleges shall provide all of the following services:

- (A) Culturally responsive learning communities.
- (B) Advising and counseling services.
- (C) Mental health counseling and awareness services.
- (D) Career development, career readiness, and employment services.
- (E) Supplemental instruction and tutoring, such as English language development and support.
- (F) Asian American, Pacific Islander studies courses and curriculum development.
- (G) Leadership development, internships, and mentorships.

(d) On or before March 31, 2026, the office of the Chancellor of the California Community Colleges shall submit a report evaluating the program to the Department of Finance and the appropriate fiscal and policy committees of the Legislature. The report shall be prepared by an independent evaluator selected by the chancellor's office. The report shall include, but is not limited to, all of the following:

- (1) The amount of funding allocated to each participating community college.
- (2) A description of the services provided by each participating community college.
- (3) The number of students served by each participating community college.
- (4) An assessment of the impact of the program, including a comparison of the impact of the program relative to other support strategies implemented by each participating community college for the same or similar student groups.

SEC. 35. Article 11 (commencing with Section 79520) is added to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, to read:

Article 11. The Native American Student Support and Success Program

79520. (a) The Native American Student Support and Success Program is hereby established under the administration of the office of the Chancellor of the California Community Colleges to accomplish all of the following:

- (1) To strengthen K–12 pathways to and through the California Community College system for Native American students, including student transfer to the University of California and the California State University systems.
- (2) To ensure the educational success of Native American students.
- (3) To develop Native American leaders.
- (4) To increase the number of Native American mentors to empower future generations.

(b) A grant provided to a community college pursuant to this article is intended to establish a local Native American student support and success program to provide all of the following services to support Native American students:

- (1) Integration of peer mentorship with other student success services.
- (2) Development of clearly structured, coherent course-specific cohorts.
- (3) Building capacity for counseling and wraparound student services offering culturally responsive resources.
- (4) Development and integration of faculty and staff professional development training.

(c) (1) The chancellor's office may enter into agreements with up to 20 community colleges to provide grants to those participating colleges for the purpose of developing local Native American student support and success programs and delivering the services described in Section 78212 to Native American students. A community college that receives a grant shall consult with California tribes in their service and surrounding area to design their local program.

(2) Each local program shall provide the services described in subdivision (b) and may direct financial support to enrolled first-time Native American students before their courses have commenced, and who have completed required matriculation activities as described in paragraph (2) of subdivision (a) of Section 78212, if those services are necessary to enable the student to be successful upon the commencement of the academic term.

(3) In addition to the services provided in subdivision (b), the local program may also provide additional services to Native American students, including program outreach and recruitment, program consultation and eligibility verification, career development, basic need service coordination, offering culturally responsive resources, transfer and career counseling, book and supply grants, tutoring, and other related services to ensure the educational success of Native American students.

(4) A community college that receives a one-time grant pursuant to this article shall use a portion of the grant to establish a full-time program coordinator and tribal liaison position for the purpose of implementing the services described in this article. The coordinator shall also act as a liaison between the community college and local Native American tribes for the creation and implementation of the program. In hiring this position, preference shall be given to qualified candidates of Native American or Alaska Native heritage in a manner similar to preference provided in the federal Indian Preference Act of 1990.

(d) (1) A community college may apply for a program grant by submitting a letter of interest to the chancellor's office pursuant to this article. An applying community college shall certify that its services provided pursuant to this article to Native American students are coordinated with, and do not supplant, other services provided by the county or state.

(2) If the number of requests to participate exceeds the amount of available grant funding for the program, the chancellor's office shall prioritize awarding grants to community colleges with the highest number of Native American students. Identifying Native American students eligible for the program should be based on state and federal tribal recognition, linear descendency, and community involvement. A participating community college is encouraged to request additional data to determine the eligibility of student participants and potential student participants from local tribal communities and local educational agencies.

(e) (1) A community college that receives a grant pursuant to this article shall annually report to the chancellor's office, on or before July 1 of each year following receipt of the grant, information, including, but not limited to, all of the following:

(A) A summary of services supported with the grant.

(B) The number of students supported by services provided with the grant.

(C) Academic progress and outcomes of students who received support services provided with the grant, including course completion rates, persistence data, transfer rates, and career placement outcomes.

(2) The chancellor's office shall develop and submit to the Governor and the Legislature, pursuant to Section 9795 of the Government Code, on or before September 1, 2024, and each year thereafter, a report based on the data and information reported by participating community colleges pursuant to paragraph (1) and information on the use of funds made available for the program.

(3) A report submitted pursuant to this subdivision shall include information from the academic year immediately preceding the reporting deadline.

(f) As used in this section, unless the context requires otherwise, the following definitions apply:

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

(2) "Program" means the Native American Student Support and Success Program established pursuant to this article.

SEC. 36. Section 84750.4 of the Education Code is amended 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. This section shall not 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.

(4) It is the intent of the Legislature that for the 2020–21 fiscal year, 70 percent of funding for the Student Centered Funding Formula is for the base allocation provided to districts, 20 percent is for the supplemental allocation provided to districts, and 10 percent is for student success allocation provided to districts.

(b) (1) 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 applies only 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.

(2) For purposes of this section, unless otherwise specified in the annual Budget Act, the cost-of-living adjustment shall be the percentage change in the annual average value of the Implicit Price Deflator for State and Local Government Purchases of Goods and Services for the United States, as published by the United States Department of Commerce for the 12-month period ending in the third quarter of the prior fiscal year.

(c) For purposes of computing the base allocation, the marginal funding rate for credit revenue per FTES shall be as follows:

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

(2) For the 2019–20 fiscal year, four thousand nine dollars (\$4,009).

(3) Commencing with the 2020–21 fiscal year, the rate specified in paragraph (2) adjusted for changes in the cost-of-living adjustment 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) 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:

(i) For the 2018–19 fiscal year, as follows:

(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) For the 2019–20 fiscal year, as follows:

(I) For Foothill-De Anza Community College District, the rate shall be no less than four thousand twenty-eight dollars (\$4,028).

(II) For Lake Tahoe Community College District, the rate shall be no less than four thousand one hundred seven dollars (\$4,107).

(III) For Lassen Community College District, the rate shall be no less than four thousand eighty-one dollars (\$4,081).

(IV) For Marin Community College District, the rate shall be no less than four thousand five hundred eighty-three dollars (\$4,583).

(V) For MiraCosta Community College District, the rate shall be no less than four thousand sixteen dollars (\$4,016).

(VI) For San Francisco Community College District, the rate shall be no less than four thousand forty dollars (\$4,040).

(VII) For San Jose-Evergreen Community College District, the rate shall be no less than four thousand twenty-seven dollars (\$4,027).

(VIII) For Santa Monica Community College District, the rate shall be no less than four thousand sixty-two dollars (\$4,062).

(IX) For South Orange Community College District, the rate shall be no less than four thousand one hundred fifteen dollars (\$4,115).

(X) For West Kern Community College District, the rate shall be no less than five thousand three hundred seven dollars (\$5,307).

(iii) Commencing with the 2020–21 fiscal year, the rates specified in clause (ii) adjusted for changes in the cost-of-living adjustment 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 are 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.

(E) For the calculation of the three-year rolling average for the base allocation for the 2020–21 fiscal year, the sum of funded credit FTES for the 2019–20 fiscal year, as adjusted for shifts in summer enrollment between fiscal years, may be used in place of funded credit FTES for the 2020–21 fiscal year.

(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 as follows:

(A) For the 2018–19 fiscal year, nine hundred nineteen dollars (\$919).

(B) For the 2019–20 fiscal year, nine hundred forty-eight dollars (\$948).

(C) (i) Commencing with the 2020–21 fiscal year, the rate specified in subparagraph (B) adjusted for changes in the cost-of-living adjustment and other base adjustments in subsequent annual budget acts.

(ii) For the calculation of the supplemental allocation for the 2020–21 fiscal year, data from the 2018–19 fiscal year, for purposes of paragraphs (2), (3), and (4), may be used in place of data from the 2019–20 fiscal year.

(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 community college 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 community college 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 purpose 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) (i) 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 forty dollars (\$440).

(II) For the 2019–20 fiscal year, five hundred fifty-nine dollars (\$559).

(III) Commencing with the 2020–21 fiscal year, the rate specified in subclause (II) adjusted for changes in the cost-of-living adjustment and other base adjustments in subsequent annual budget acts.

(ii) (I) Commencing with the 2019–20 fiscal year, to calculate the student success allocation for each community college district, the chancellor's office shall calculate a three-year rolling average for each metric described in this paragraph. To compute the three-year average for each metric, the chancellor's office shall compute the sum of data for that metric from the prior year, the year prior to the prior year, and the year prior to the year prior to the prior year, and divide the sum by three.

(II) For the calculation of the three-year rolling average for the student success allocation for the 2020–21 fiscal year, data from the 2018–19 fiscal year, for purposes of subparagraphs (B), (C), (D), (E), and (F), may be used in place of data from the 2019–20 fiscal year.

(B) Each community college district shall be granted, for each student, points for one of the following, with the community college district receiving points based on the outcome that would generate the highest number of points and with the points counted only if the student was enrolled in the community college district in the academic year in which the award was granted:

(i) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(ii) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(iii) (I) Two points for each chancellor's office approved credit certificate requiring 18 or more units granted, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(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.

(C) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(D) (i) Each community college district shall be granted one and one-half points for each student who successfully transfers to a four-year university, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(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.

(iv) (I) For the 2018–19 fiscal year, the data for this metric shall be compiled using publicly available data on transfer students to in-state private and out-of-state institutions, based upon the definition of transfer students reflected in the Transfer Volume to In-State Private and Out-of-State Baccalaureate Granting Institutions Report from the community college management information system as of January 1, 2019, publicly reported transfer data from the California State University, and publicly reported transfer data from the University of California.

(II) Commencing with the 2019–20 fiscal year, the data for this metric shall be based upon a student meeting the following criteria:

(ia) The student has an enrollment record in a community college district in the year prior to the prior year.

(ib) The student has completed 12 or more semester units, or the equivalent, systemwide through the end of the prior year.

(ic) The student does not have an enrollment record systemwide in the prior year.

(id) The student enrolled in a four-year university in the prior year.

(ie) The student has completed 12 or more semester units, or the equivalent, in the community college district in the year prior to the prior year.

(E) Each community college district shall be granted one point for each student who successfully completes nine or more career technical education units, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(F) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(2) (A) (i) 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 forty-one dollars (\$141).

(III) Commencing with the 2020–21 fiscal year, the rate specified in subclause (II) adjusted for changes in the cost-of-living adjustment and other base adjustments in subsequent annual budget acts.

(ii) (I) Commencing with the 2019–20 fiscal year, to calculate the equity component of the student success allocation for each community college district, the chancellor's office shall calculate a three-year rolling average for each metric described in this paragraph. To compute the three-year average for each metric, the chancellor's office shall compute the sum of data for that metric from the prior year, the year prior to the prior year, and the year prior to the year prior to the prior year, and divide the sum by three.

(II) For the calculation of the three-year rolling average for the equity component of the student success allocation for the 2020–21 fiscal year, data from the 2018–19 fiscal year, for purposes of subparagraphs (B) and (C), may be used in place of data from the 2019–20 fiscal year.

(B) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A). 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 community college was granted for that student for each of the metrics described in paragraph (1).

(C) (i) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(ii) Each community college district shall receive, for each student identified pursuant to clause (i), points for one of the following, with the community college district receiving points based on the outcome that would generate the highest number of points and with the points counted only if the student was enrolled in the community college district in the academic year in which the award was granted:

(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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(III) Three points for each chancellor's office approved credit certificate requiring 16 or more units granted, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(iii) Each community college district shall receive, for each student identified pursuant to clause (i), the number of points equal to the following:

(I) 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 the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(II) Two and one-quarter points for each student who successfully transfers to a four-year university, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(III) One and one-half points for each student who successfully completes nine or more career technical education units, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(IV) One and one-half points for each student who obtains a regional living wage within one year of community college completion, based on the three-year rolling average for this metric calculated pursuant to clause (ii) of subparagraph (A).

(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 2025–26 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 seven 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 seven 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 seven 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) (A) Commencing with the 2020–21 fiscal year, 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, adjusted for changes in the cost-of-living adjustment.

(B) For the 2019–20 fiscal year, 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 be no less than its 2017–18 general purpose apportionment funding computed pursuant to Section 84750.5 adjusted for the cost-of-living adjustments for fiscal years 2018–19 and 2019–20.

(h) (1) For the fiscal years 2018–19 to 2024–25, 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 that the community college district receives no less than its 2017–18 general purpose apportionment funding computed pursuant to Section 84750.5 adjusted for annual year-over-year cost-of-living adjustments.

(2) Commencing with the 2025–26 fiscal year, each community college district shall receive the greater of either of the following:

(A) A community college district's total revenue computed pursuant to the sum of subdivisions (d), (e), and (f) for that fiscal year.

(B) A community college district's general purpose apportionment funding computed for the 2024–25 fiscal year, including the greater of discretionary resources received by the district pursuant to paragraph (1) of subdivision (h) for the 2024–25 fiscal year or revenue received by the district pursuant to paragraph (4) of subdivision (g) for the 2024–25 fiscal year.

(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.

(7) Commencing with the 2019–20 fiscal year, the chancellor's office shall publicly post the data, by community college district, used to calculate the supplemental and student success allocations pursuant to subdivisions (e) and (f) on the internet website of the chancellor's office. The chancellor's office shall publicly post a preliminary version of the data for the most recently completed fiscal years by November 15 of each year, and a final version of that data by March 15 of each year.

(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. 37. Article 11 (commencing with Section 88280) is added to Chapter 4 of Part 51 of Division 7 of Title 3 of the Education Code, to read:

Article 11. The Classified Community College Employee Summer Assistance Program

88280. (a) The Classified Community College Employee Summer Assistance Program is hereby established for participating classified employees of participating community college districts under this section.

(b) The program shall provide a participating classified employee up to one dollar (\$1) for each one dollar (\$1) that the classified employee has elected to have withheld from the classified employee's monthly paychecks pursuant to this section.

(c) A community college district may elect to participate in the program. A participating community college district shall notify classified employees, by January 1 during a fiscal year in which moneys are appropriated for purposes of this section, that the community college district has elected to participate in the program for the next academic year. Once a community college district elects to participate in the program and notifies classified employees pursuant to this subdivision, the community college district is prohibited from reversing its decision to participate in the program for the next academic year beginning after the end of a fiscal year in which moneys are appropriated for purposes of this section.

(d) (1) A classified employee who elects to participate in the program shall notify the community college district, in writing, by March 1 during a fiscal year in which moneys are appropriated for purposes of this section, on a form developed by the chancellor's office that the classified employee wishes to participate in the program for the applicable academic year. The classified employee shall specify the amount to be withheld from their monthly paychecks during the applicable academic year and whether they choose to have the amounts withheld paid out during the summer recess period in either one or two payments. A participating classified employee may elect to have up to 10 percent of the classified employee's monthly pay withheld during the applicable academic year.

(2) A classified employee is eligible to participate in the program if the classified employee has been employed with the community college district for at least one year at the time the classified employee elects to participate in the program.

(3) (A) A classified employee is eligible to participate in the program if the classified employee is employed by the community college district in the employee's regular assignment for 11 months or fewer out of a 12-month period. For purposes of determining a classified employee's total months employed by the community college district, the employing community college district shall exclude any hours worked by the classified employee outside of their regular assignment.

(B) For the 2023–24 and 2024–25 academic years, for purposes of determining a classified employee's total months employed by the community college district, the employing community college district shall exclude any hours worked by the classified employee as a result of an extension of the academic year directly related to the COVID-19 pandemic, if the hours are in addition to the employee's regular assignment and would prevent the employee from being eligible to participate in the program.

(4) (A) A classified employee is not eligible to participate in the program if the classified employee's regular annual pay received directly from the community college district is more than sixty-two thousand four hundred dollars (\$62,400) for an entire academic year at the time of enrollment. For purposes of determining a classified employee's regular annual pay received directly from the community college district, the employing community college district shall exclude any pay received by the classified employee during the previous summer recess period.

(B) For purposes of this section, "summer recess period" means the period that regular class sessions are not being held by a community college district during the months of June, July, and August. Pay earned by a classified employee with limited employment during the months of June, July, or August that is not for the summer session shall not be excluded pursuant to this paragraph.

(e) A community college district that elects to participate in the program shall notify the chancellor's office in writing, by April 1 during a fiscal year in which moneys are appropriated for purposes of this section, on a form developed by the chancellor's office that it has elected to participate in the program. The community college district shall specify the number of classified employees that have elected to participate in the program and the total estimated amount to be withheld from participating classified employee paychecks for the applicable academic year.

(f) The chancellor's office shall notify participating community college districts in writing, by May 1 during a fiscal year in which moneys are appropriated for purposes of this section, of the estimated amount of state match funding that a participating classified employee can expect to receive as a result of participating in the program. If the funding provided for purposes of this section is insufficient to provide one dollar (\$1) for each one dollar (\$1) that has been withheld from participating classified employee monthly paychecks, the chancellor's office shall notify community college districts of the expected prorated amount of state match funds that a participating classified employee can expect to receive as a result of participating in the program.

(g) Participating community college districts shall notify participating classified employees, by June 1 during a fiscal year in which moneys are appropriated for purposes of this section, of the amount of estimated state match funds that a participating classified employee can expect to receive as a result of participating in the program. After receiving that notification, a classified employee may withdraw their election to participate in the program or reduce the amount to be withheld from their paycheck pursuant to paragraph (1) of subdivision (d) by notifying the employing community college district no later than 30 days after the start of instruction for the applicable fall term of the academic year.

(h) The community college district shall deposit the amounts withheld from participating classified employee monthly paychecks in accordance with the choices made by each participating classified employee pursuant to subdivision (d) in a separate account.

(i) (1) A classified employee that separates from employment with a community college district during the applicable academic year may request from the community college district any pay withheld from their paycheck pursuant to this section.

(2) A classified employee, due to economic or personal hardship, may request from a community college district any pay withheld from their paycheck pursuant to this section.

(3) A classified employee who requests any pay withheld by the community college district pursuant to paragraph (1) or (2) shall not be entitled to receive any state match funds provided pursuant to this section.

(j) Participating community college districts shall request payment from the chancellor's office, on or before July 31 following the end of an academic year during which the program was operative, on a form developed by the chancellor's office, for the amount of classified employee pay withheld from the monthly paychecks of participating classified employees and placed in a separate account pursuant to subdivision (h).

(k) The chancellor's office may use any unexpended balance of moneys appropriated in any prior fiscal year to the chancellor's office for purposes of this section to provide up to one dollar (\$1) for each one dollar (\$1) that has been withheld from participating classified employee monthly paychecks.

(l) The chancellor's office shall apportion funds to participating community college districts within 30 days of receiving a request for payment by the participating community college district pursuant to subdivision (j). The apportionment shall be determined for each community college district by the chancellor's office on the basis of the amount that has been withheld from the monthly paychecks of participating classified employees and placed in a separate account pursuant to subdivision (h).

(m) If the total amount requested by participating community college districts exceeds the amount appropriated for purposes of this section, the chancellor's office shall prorate the amount apportioned to participating community college districts accordingly, based on the amounts requested pursuant to subdivision (j).

(n) The participating community college district shall pay participating classified employees the amounts withheld in accordance with the classified employee's choices, plus the amount apportioned by the chancellor's office that is attributable to the amount

withheld from that classified employee's paychecks during the applicable academic year. This amount shall be paid to the participating classified employee during the summer recess period, in either one or two payments, in accordance with the classified employee's option pursuant to subdivision (d).

(o) The state match funding received by participating classified employees pursuant to this section shall not be considered compensation for purposes of determining retirement benefits for the California Public Employees' Retirement System or the California State Teachers' Retirement System.

(p) For purposes of this section, the following definitions apply:

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

(2) "Program" means the Classified Community College Employee Summer Assistance Program.

(3) "Regular assignment" means a classified employee's employment job duties during the academic year, excluding the summer recess period.

SEC. 38. Section 88651 of the Education Code is amended to read:

88651. This part shall remain in effect only until January 1, 2025, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2025, deletes or extends that date.

SEC. 39. Section 88931 of the Education Code is amended to read:

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 the student's 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. The criteria applied by the community college for determining satisfactory academic progress shall, to the extent consistent with applicable federal standards, provide that homelessness, as defined as a "homeless individual" within the meaning of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11302(a)), or as defined as a "homeless child or youth," as defined in subsection (2) of Section 725 of the federal McKinney-Vento Homeless Assistance Act (42 U.S.C. Sec. 11434a(2)), is an extenuating circumstance for students who are otherwise unable to meet the requirements deemed to constitute "satisfactory academic progress" at that community college. The community college may consider this extenuating circumstance, in its discretion, to the extent consistent with federal standards, to alter or excuse compliance with those progress requirements.

(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) One thousand two hundred ninety-eight dollars (\$1,298) 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) Four thousand dollars (\$4,000) 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.

SEC. 40. Section 89046 of the Education Code is amended to read:

89046. (a) The trustees may lease any property of a state university for any purpose that they consider is not inconsistent with the functions of the California State University including, but not limited to:

(1) The lease of state university property to a nonprofit organization composed exclusively of students of the university or of members of the faculty of the university, or both, for purposes related to the activities of the university or for the activities of student or faculty organizations.

(2) The lease of state university property to any nonprofit organization for the purpose of constructing and using thereon buildings as living quarters for students of the university and as meeting places.

(3) The lease to any student or faculty organization of the university of property for the purpose of establishing and maintaining cooperative stores, and cafeterias in connection with those stores.

(b) Any rental income received by the trustees under this or other leasing sections shall be deposited into the California State University Trust Fund established pursuant to Section 89722.

SEC. 41. Article 8 (commencing with Section 89270) is added to Chapter 2 of Part 55 of Division 8 of Title 3 of the Education Code, to read:

Article 8. Cybersecurity Regional Alliances and Multistakeholder Partnerships Pilot Program

89270. (a) The Cybersecurity Regional Alliances and Multistakeholder Partnerships Pilot Program is hereby established in order to address the cybersecurity workforce gap by doing all of the following:

(1) Stimulating cybersecurity education and workforce development by bringing together stakeholders in the cybersecurity ecosystem.

(2) Aligning the cybersecurity workforce needs of employers with the education and training provided by institutions of higher education.

(3) Increasing the pipeline of students pursuing cybersecurity careers.

(4) Developing the cybersecurity workforce to meet industry needs within local or regional economies.

(b) On or before March 1, 2023, the office of the Chancellor of the California State University shall develop an application process, selection process, and criteria for California State University campuses seeking to participate in the pilot program. Preference shall be given to California State University campuses that have or are developing regional pipeline programs in cybersecurity with the California Community Colleges.

(c) The office of the Chancellor of the California State University shall select any number of campuses to participate in the pilot program.

(d) Each selected California State University campus shall do all of the following:

(1) Create a pilot program with goals and metrics.

(2) Develop strategies and tactics for building successful regional alliances and multistakeholder partnerships.

(3) Measure the impact and results of its pilot program and annually share the impact and results with the office of the Chancellor of the California State University.

(e) The office of the Chancellor of the California State University shall annually report the impact and results from each selected campus's pilot program to the Legislature.

SEC. 42. Article 11 (commencing with Section 89297) is added to Chapter 2 of Part 55 of Division 8 of Title 3 of the Education Code, to read:

Article 11. Asian American, Native Hawaiian, and Pacific Islander Student Achievement Program

89297. As used in this article, unless the context requires otherwise, the following definitions apply:

(a) "AANHPI" means Asian American, Native Hawaiian, and Pacific Islander.

(b) "Program" means the AANHPI Student Achievement Program established pursuant to this article.

89297.1. (a) (1) The Asian American, Native Hawaiian, and Pacific Islander (AANHPI) Student Achievement Program is hereby established at the California State University to provide culturally responsive services to enhance student educational experiences and promote higher education success for low-income, underserved, and first-generation AANHPI students and other underrepresented students.

(2) It is the intent of the Legislature that this program be coordinated with the Asian American, Native Hawaiian, and Pacific Islander (AANHPI) Student Achievement Program established at the California Community Colleges pursuant to Article 10 (commencing with Section 79510) of Chapter 9 of Part 48 of Division 7.

(b) (1) Of the amount appropriated in the annual Budget Act for the program, up to 19 percent shall support a statewide central office at a California State University campus selected by the office of the Chancellor of the California State University, in consultation with the California Commission on Asian and Pacific Islander American Affairs.

(2) The statewide central office shall employ the following full-time staff:

(A) One director.

(B) One program coordinator.

(C) One program analyst.

(3) The statewide central office shall develop a process to allocate funds to qualifying California State University campuses, pursuant to subdivision (c).

(4) The statewide central office shall provide support to qualifying campuses, including, but not limited to, technical assistance, outreach, statewide and regional trainings, curriculum development, and capacity building.

(5) The statewide central office shall fund an independent evaluation of the program pursuant to subdivision (d).

(c) (1) Of the amount appropriated in the annual Budget Act for the program, at least 81 percent shall be provided to California State University campuses with the following qualifications:

(A) The campus is eligible for the Asian American and Native American Pacific Islander-Serving Institution program authorized under the federal Higher Education Act (20 U.S.C. Sec. 1059g).

(B) The campus has experience providing student support services to AANHPI students and other underserved students.

(C) The campus has program staff that will coordinate with campus faculty and staff to effectively deliver support services to AANHPI students.

(2) Participating campuses shall provide all of the following services:

- (A) Culturally responsive learning communities.
- (B) Advising and counseling services.
- (C) Mental health counseling and awareness services.
- (D) Career development, career readiness, and employment services.
- (E) Supplemental instruction and tutoring, such as English language development and support.
- (F) Asian American, Pacific Islander studies courses and curriculum development.
- (G) Leadership development, internships, and mentorships.

(d) On or before March 31, 2026, the California State University shall submit a report evaluating the program to the Department of Finance and the appropriate fiscal and policy committees of the Legislature. The report shall be prepared by an independent evaluator selected by the office of the Chancellor of the California State University. The report shall include, but is not limited to, all of the following:

- (1) The amount of funding allocated to each participating campus.
- (2) A description of the services provided by each participating campus.
- (3) The number of students served by each participating campus.
- (4) An assessment of the impact of the program, including a comparison of the impact of the program relative to other support strategies implemented by each participating campus for the same or similar student groups.

SEC. 43. Section 89348 is added to the Education Code, to read:

89348. (a) Subject to the availability of funds in the annual Budget Act for this purpose, the office of the Chancellor of the California State University shall provide each participating campus with funding to support postsecondary education programs for foster youth and former foster youth. The chancellor's office shall develop a funding formula that allocates funding to each campus that offers a foster youth support program. The formula may authorize each participating campus to maintain a minimum baseline funding amount. The formula shall be based on the number of students participating in the program at each participating campus.

(b) Funding allocated to each campus pursuant to subdivision (a) shall be used to support services for students who are foster youth and former foster youth, which may include, but are not limited to, outreach and recruitment, consultation and eligibility verification, consultation and referrals for students deemed ineligible, service coordination, counseling and academic advising, grants for books, supplies, tutoring, childcare, housing, or transportation, independent living and financial literacy skills support, frequent in-person contact, career guidance, referrals to health services, mental health services, housing assistance, and other related services, and direct financial support.

(c) A campus program may provide all services described in subdivision (b) to an enrolled student who is a foster youth or former foster youth but whose courses have not yet commenced, if those services are necessary to enable the student to be successful upon the commencement of the academic term. Funding may also be used to support these services during the summer term for those students who are enrolled in the upcoming fall term.

(d) Each participating campus shall offer all of the following as part of its program provided pursuant to this section:

- (1) A full-time designated staff program director or coordinator with experience relevant to working with foster youth and former foster youth.
- (2) Campus office and meeting space.
- (3) A range of student supports to address academic and nonacademic needs.
- (4) Opportunities for peer mentors.

(e) To the extent possible, services provided under this section, including those provided pursuant to subdivision (d), shall supplement, and shall not supplant, other services provided by the state, a county, or a campus. Where existing targeted programs for foster youth and former foster youth exist on campus, funding shall be used to continue and expand these programs.

(f) Commencing March 31, 2024, and every two years thereafter, the chancellor's office shall submit a report to the Department of Finance and the Joint Legislative Budget Committee describing all of the following:

(1) Efforts during the previous academic year to serve students who are foster youth and former foster youth, including uses of the funding allocated pursuant to subdivision (a) and uses of other internal and external resources supporting foster youth services.

(2) Enrollment, retention, and completion rate data for students who are foster youth and former foster youth and participated in programs funded pursuant to this section on a campus-by-campus basis, and other metrics as appropriate.

(3) As feasible, systemwide data on enrollment, retention, and completion rates for students who are foster youth and former foster youth and participated in programs funded pursuant to this section, and other metrics as appropriate, disaggregated by race, ethnicity, and gender.

SEC. 44. Section 89753 of the Education Code is amended to read:

89753. All appropriations for the support of the California State University and the trustees shall be subject to Section 13320 of the Government Code and applicable Budget Act restrictions, with the following exceptions:

(a) The trustees may, with regard to funds appropriated for the support of the California State University, approve any transfer of funds between general fund appropriations and support appropriations, unless restricted by the Budget Act or any other act, and within and between any category designated in any schedule set forth for the appropriation. In addition, the trustees may authorize the augmentation of the amount available for a category designated in any schedule set forth for the appropriation by transfer from any of the other designated categories, including additional reimbursements and amounts receivable within the same schedule, and shall furnish the Joint Legislative Budget Committee and appropriate legislative fiscal committees a report, on or before January 10, of the authorizations given during the preceding four quarters.

(b) The trustees may approve travel, both within and outside the state, and the payment of allowances and expenses related to travel, moving, and the relocation of employees in accordance with the allowances established by the trustees.

(c) The trustees may, within funds appropriated for the support of the California State University, establish new positions and make changes in existing positions and the position payroll roster.

SEC. 45. Article 6.7 (commencing with Section 92663) is added to Chapter 6 of Part 57 of Division 9 of Title 3 of the Education Code, to read:

Article 6.7. Support Services for Foster Youth Attending the University of California

92663. (a) Subject to the availability of funds in the annual Budget Act for this purpose, the office of the President of the University of California shall provide each participating campus with funding to support postsecondary education programs for foster youth and former foster youth. The office of the President of the University of California shall develop a funding formula that allocates funding to each campus that offers a foster youth support program. The formula may authorize each participating campus to maintain a minimum baseline funding amount. The formula shall be based on the number of students participating in the program at each participating campus.

(b) Funding allocated to each campus pursuant to subdivision (a) shall be used to provide support services to students who are foster youth and former foster youth, which may include, but are not limited to, outreach and recruitment, consultation and eligibility verification, consultation and referrals for students deemed ineligible, service coordination, counseling and academic advising, grants for books, supplies, tutoring, childcare, housing, or transportation, independent living and financial literacy skills support, frequent in-person contact, career guidance, referrals to health services, mental health services, housing assistance, and other related services, and direct financial support.

(c) A campus program may provide all the services described in subdivision (b) to enrolled students who are foster youth or former foster youth but whose courses have not yet commenced, if those services are necessary to enable the student to be successful upon the commencement of the academic term. Funding may also be used to support these services during the summer term for students enrolled in the upcoming fall term.

(d) Each participating campus shall offer all of the following as part of its program provided pursuant to this section:

(1) A full-time designated staff program director or coordinator with experience relevant to working with foster youth and former foster youth.

(2) Campus office and meeting space.

(3) A range of student supports to address academic and nonacademic needs.

(4) Opportunities for peer mentors.

(e) To the extent possible, services provided under this section, including those required pursuant to subdivision (d), shall supplement, and shall not supplant, other services provided by the state, a county, or a campus. Where existing targeted programs for foster youth and former foster youth exist on campus, funding shall be used to continue and expand these programs.

(f) Commencing March 31, 2024, and every two years thereafter, the office of the President of the University of California shall submit a report to the Department of Finance and the Joint Legislative Budget Committee describing all of the following:

(1) Efforts during the previous academic year to serve students who are foster youth and former foster youth, including uses of the funding allocated pursuant to subdivision (a) and uses of other internal and external resources supporting foster youth services.

(2) Enrollment, retention, and completion rate data for students who are foster youth and former foster youth and participated in programs funded pursuant to this section on a campus-by-campus basis, and other metrics as appropriate.

(3) As feasible, systemwide data on enrollment, retention, and completion rates for students who are foster youth and former foster youth and participated in programs funded pursuant to this section, and other metrics as appropriate, disaggregated by race, ethnicity, and gender.

SEC. 46. Section 20662 of the Public Contract Code, as amended by Section 74 of Chapter 144 of the Statutes of 2021, is amended to read:

20662. (a) The Chancellor of the California Community Colleges is authorized to enter into a contract or other agreement with the governing board of any community college district whereby the district performs services or acts as a fiscal agent on behalf of the California Community Colleges, without advertising for or inviting bids for contracts or other agreements that are no more than twenty million dollars (\$20,000,000). For existing contracts or other agreements that the Chancellor of the California Community Colleges has entered into with the governing board of any community college district pursuant to this section, the contract or other agreement may be renewed without advertising for or inviting bids, regardless of the amount. This section shall apply only when the funds for the contract or agreement are in satisfaction of the state obligation to provide funding pursuant to Section 8 of Article XVI of the California Constitution.

(b) This section shall become inoperative on July 1, 2025, and, as of January 1, 2026, is repealed.

SEC. 47. Section 20662 of the Public Contract Code, as amended by Section 75 of Chapter 144 of the Statutes of 2021, is amended to read:

20662. (a) The Chancellor of the California Community Colleges is authorized to enter into a contract or other agreement with the governing board of any community college district whereby the district performs services or acts as a fiscal agent on behalf of the California Community Colleges. This section shall apply only when the funds for the contract or agreement are in satisfaction of the state obligation to provide funding pursuant to Section 8 of Article XVI of the California Constitution.

(b) This section shall become operative on July 1, 2025.

SEC. 48. Item 6870-101-0001 of Section 2.00 of the Budget Act of 2020 is amended to read:

6870-101-0001—For local assistance, Board of Governors of the
California Community Colleges (Proposition 98) 2,320,465,000

Schedule:

(1)	5670015-Appportionments	803,828,000
(2)	5670019-Apprenticeship	43,649,000
(3)	5670023-Apprenticeship Training and Instruction	35,694,000
(4)	5675040-Student Equity and Achievement Program	475,220,000
(5)	5675019-Student Financial Aid Administration	75,618,000
(6)	5675027-Disabled Students	124,288,000

(7)	5675031-Student Services for CalWORKs Recipients	46,941,000
(8)	5675035-Foster Care Education Program	5,654,000
(9)	5675045-Legal Services	10,000,000
(10)	5675061-Academic Senate for the Community Colleges	1,685,000
(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	102,172,000
(15)	5670035-Expand the Delivery of Courses through Technology	23,000,000
(16)	5675119-Economic Development	270,929,000
(17)	5675123-Transfer Education and Articulation	779,000
(18)	5675023-Extended Opportunity Programs and Services	132,691,000
(19)	5675115-Fund for Student Success	53,740,000
(20)	5675150-Campus Childcare Tax Bailout	3,645,000
(21)	5675156-Nursing Program Support	13,378,000
(24)	5675109-Institutional Effectiveness	27,500,000
(25)	5675098-Integrated Technology	41,890,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2020–21 fiscal year to Section B of the State School Fund.
- 1.5 (a) The funds appropriated in Schedule (1) reflect a deferral of \$662,119,000 to the 2021–22 fiscal year.
- (b) The funds appropriated in Schedule (1) also reflect a deferral of \$791,124,000 to the 2021–22 fiscal year. Pursuant to Section 8.28, if federal legislation is enacted to provide additional funding to the state for the 2020–21 fiscal year, the Director of Finance shall determine whether the federal legislation will make available additional federal funds to offset the deferral described in this subdivision.
- (c) (1) To implement the monthly deferral schedule for community college districts pursuant to subdivision (a) of Section

84321.62 of the Education Code, the Chancellor's Office may transfer appropriations from schedules within this item that provide categorical program funding and that are being deferred to Schedule (1) of this item.

- (2) If exercising the authority described in paragraph (1), the Chancellor's Office shall first defer appropriations from apportionments in Schedule (1) before transferring appropriations from schedules within this item that provide categorical program funding.
 - (d) The transfers authorized by this provision shall be implemented through notification to appropriate staff at the State Controller's Office and Department of Finance.
- 2.
 - (a) The funds appropriated in Schedule (1) shall be allocated using the budget formula established pursuant to Section 84750.4 of the Education Code. The budget formula shall be adjusted to reflect the following:
 - (1) Of the funds appropriated in Schedule (1), \$0 shall be used to increase statewide growth of full-time equivalent students (FTES).
 - (2) Of the funds appropriated in Schedule (1), \$0 shall be used to reflect a cost-of-living adjustment of 0 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 and support the budget formula established pursuant to Section 84750.4 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), \$81,372,000 shall be allocated to support the California College Promise pursuant to Article 3 (commencing with Section 76396) of Chapter 2 of Part 47 of Division 2 of Title 3 of the Education Code.
 - (e) Of the funds appropriated in Schedule (1), \$50,000,000 shall be used to hire new full-time faculty for community college districts to increase their percentage of full-time faculty, toward meeting the 75 percent full-time faculty target. The Chancellor's Office of the California Community Colleges shall consult with representatives from the Department of Finance, the Legislature, and the Legislative Analyst's Office before distributing these funds to community college districts.
- 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 \$6.44 per hour.
 - (c) Of the funds appropriated in Schedule (2), \$15,000,000 shall be used for the California Apprenticeship Initiative pursuant to Section 79148.1 of the Education Code. Funds appropriated pursuant to this subdivision shall be available for encumbrance or expenditure until June 30, 2026.
- 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 \$6.44 per hour.
- 5. The funds appropriated in Schedule (4) shall be apportioned to community college districts pursuant to Section 78222 of the Education Code.
- 6.
 - (a) Of the funds appropriated in Schedule (5):
 - (1) Not less than \$14,977,000 is available to provide \$0.91 per unit reimbursement to community college districts for the provision of California College Promise Grants pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
 - (2) Not less than \$15,141,000 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 California College Promise Grants pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
 - (3) 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 the California College Promise Grant program participation within a district.

- (4) 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.
- (5) 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).
- (6) 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 2020–21 fiscal year shall be determined in this act.
- (7) Not more than \$5,000,000 shall be for ongoing maintenance, subscription, and training costs for financial aid technology advancements and innovations that streamline the financial aid verification process and enable colleges to more efficiently process state and federal financial aid grants. It is the 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 Chancellor's Office shall determine the methodology for allocating these funds to community college districts.
- (8) (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 the student's 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 of the California Community Colleges 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 California College Promise Grant. 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, a history of declining community college attendance, or both.

- 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) \$642,000 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) \$9,488,000 is for childcare, except that a community college district may request that the chancellor approve the use of funds for other purposes.
 - (2) No less than \$5,060,000 shall be used to provide direct workstudy wage reimbursement for students served under this program, and \$633,000 is available for campus job development and placement services.
9. The funds appropriated in Schedule (8) shall be allocated to community college districts to provide foster and relative or 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 paragraphs (12) and (13) of subdivision (g) of Section 16519.5 of the Welfare and Institutions Code receive priority.
10. The funds appropriated in Schedule (9) shall be allocated 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. Use of these funds shall be included in updates provided to the Legislature on the State Department of Social Services' immigration programs.
11. Of the amount appropriated in Schedule (10), \$685,000 is available to support the Academic Senate of the California Community Colleges course identification numbering system efforts and shall be subject to the requirements of subparagraph (B) of paragraph (5) of subdivision (b) of Section 70901 of the Education Code.
12. 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.
13.
 - (a) Of the funds appropriated in Schedule (14), \$90,000,000 shall be available on a one-time basis to support part-time faculty office hours.
 - (b) The funds provided pursuant to subdivision (a) shall be available for encumbrance or expenditure until June 30, 2024.
14. Of the funds appropriated in Schedule (15):
 - (a) 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 textbooks or 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 material is expected to enable community college districts to provide instruction to incarcerated adults.

- (1) To the extent possible, community college districts providing textbooks or digital course content pursuant to this subdivision 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.
- (c) \$20,000,000 shall be allocated to the Chancellor of the California Community Colleges to increase the number of courses available through the use of technology, provide alternative methods for students to earn college credit, and support the California Virtual Campus Distance Education Program. 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.

15. Of the funds appropriated in Schedule (16):

- (a) \$22,929,000 is available for the following purposes:
 - (1) 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.
 - (2) 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.

- (3) Up to 10 percent may be allocated for state-level technical assistance, including statewide network leadership, organizational development, coordination, and information and support services.
 - (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.
- 16.
 - (a) \$81,000 of the funds appropriated in Schedule (17) shall be used to support the Historically Black Colleges and Universities (HBCU) Transfer Pathway program, which helps develop transfer guarantee agreements that help facilitate a smooth transition for students from the California Community Colleges to partnered HBCU institutions.
 - (b)
 - (1) \$698,000 of the funds appropriated in Schedule (17) shall be used to support transfer and articulation projects and common course numbering projects.
 - (2) 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.
- 17.
 - (a) Of the funds appropriated in Schedule (18):
 - (1) \$115,867,000 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.
 - (2) \$16,824,000 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.
- 18. The funds appropriated in Schedule (19) shall be used for the following purposes:
 - (a) \$1,984,000 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 \$2,539,000 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 \$1,836,000 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 \$2,581,000 is for the Umoja program.
- (e) Consistent with the intent of Chapter 771 of the Statutes of 2014 and Chapter 772 of the Statutes of 2017, the chancellor shall enter into agreements with 20 community college districts to provide additional services in support of postsecondary education for foster youth. Up to \$20,000,000 of the funds appropriated in this item shall be prioritized for services pursuant to Chapter 771 of the Statutes of 2014 and Chapter 772 of the Statutes of 2017. 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 and Chapter 772 of the Statutes of 2017.
- (f) \$10,000,000 of the funds shall be for support of Veteran Resource Centers. 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 or making progress towards meeting the minimum standards developed by the Office of the Chancellor of the California Community Colleges.
- (g)
 - (1) Colleges shall establish ongoing partnerships with community organizations that have a tradition of helping populations experiencing homelessness to provide wraparound services and rental subsidies for homeless and housing insecure students. \$9,000,000 of the funds appropriated in Schedule (19) may be used for, but are not limited to, the following authorized activities:
 - (A) Connecting students with community case managers who have knowledge and expertise in accessing safety net resources.
 - (B) Establishing ongoing emergency housing procedures, including on-

campus and off-campus resources.

- (C) Providing emergency grants that are necessary to secure housing or to prevent the imminent loss of housing.
- (2) Funding shall be allocated to campuses based on demonstrated need.
- (3) "Homeless" and "housing insecure" mean students who lack a fixed, regular, and adequate nighttime residence. This includes students who are:
 - (A) Sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason.
 - (B) Living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations.
 - (C) Living in emergency or transitional shelters.
 - (D) Abandoned in hospitals.
 - (E) Living in a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings.
 - (F) Living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings.
- (4) By July 15 of each year, the Office of the Chancellor of the California Community Colleges shall submit a report to the Director of Finance and, in conformity with Section 9795 of the Government Code, to the Legislature regarding the prior year use of these funds, including the number of coordinators hired, the number of students served by campus, the distribution of funds by campus, a description of the types of programs funded, and other relevant outcomes, such as the number of students who were able to secure permanent housing, and whether students receiving support remained enrolled at the institution or graduated.
- (i) \$5,800,000 shall be allocated by the Chancellor's Office to community colleges to support Dreamer Resource Liaisons and student support services, including those related to career pathways and economic mobility, for immigrant students, pursuant to Section 66021.8 of the Education Code.

19. The funds appropriated in Schedule (20) shall be allocated by the chancellor to community college districts that levied childcare 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 childcare 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 childcare and development programs.

20. 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.

21. The Office of the Chancellor of the California Community Colleges shall annually report by December 1 of each year through 2021, on the racial or 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.

24. (a) Of the amount appropriated in Schedule (24):

- (1) (A) \$7,500,000 may be used by the Chancellor of the California Community Colleges 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 community college 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.
- (2) (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 and implementation of statewide initiatives in alignment with the Board of Governors of the California Community Colleges' Vision for Success. 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 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 this provision.

- (B) Funding available pursuant to this paragraph may be used by the chancellor to coordinate with community college districts to conduct policy research, and 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).

25. (a) The funds appropriated in Schedule (25) shall be allocated by the Chancellor of the California Community Colleges for the following purposes:

- (1) Procurement, development, evaluation, and upgrading of high priority systemwide technology tools and infrastructure including, but not limited to, e-transcript, e-planning, and other tools to assist colleges to implement multiple measures of assessment pursuant to Chapter 745 of the Statutes of 2017, and technologies that facilitate portability of education credentials.
- (2) Provision of access to statewide multimedia hosting and delivery services for colleges and districts.
- (3) Provision of systemwide internet, audio bridging, data security, and telephony.
- (4) Services related to technology use, including accessibility guidance and information security.
- (5) Technology product development and program management, technical assistance and planning, and cooperative purchase agreements.
- (6) Ongoing faculty and staff development related to technology use and adoption.
- (7) Ongoing support of the California Partnership for Achieving Student Success (Cal-PASS) program.
- (8) Ongoing support for programs designed to use technology in assisting accreditation and the alignment of curricula across K–20 segments in California, as well as to support integration and interoperability toward an improved student experience.
- (9) 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.
- (10) Up to 5 percent of the funds may be allocated by the chancellor to a community college district for statewide activities, not limited to statewide technical assistance to evaluate, plan, and continuously improve the system's data and technology roadmap and deployment.

(b) Any funds not allocated pursuant to subdivision (a) shall be available for allocations to districts to maintain technology capabilities.

SEC. 49. Item 6870-101-0001 of Section 2.00 of the Budget Act of 2021 is amended to read:

Schedule:

(1)	5670015- Apportionments	2,347,663,000
(2)	5670019- Apprenticeship	60,117,000
(3)	5670023- Apprenticeship Training and Instruction	37,523,000
(4)	5675040- Student Equity and Achievement Program	498,981,000
(5)	5675019- Student Financial Aid Administration	74,332,000
(6)	5675027- Disabled Students	126,401,000
(7)	5675031- Student Services for CalWORKs Recipients	47,739,000
(8)	5675035- Foster Care Education Program	5,654,000
(9)	5675045- Legal Services	10,000,000
(10)	5675061- Academic Senate for the Community Colleges	1,685,000
(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	22,172,000
(15)	5670035- Expand the Delivery of Courses through Technology	23,000,000
(16)	5675119- Economic Development	313,329,000
(17)	5675123- Transfer Education and Articulation	17,679,000
(18)	5675023- Extended Opportunity Programs and Services	154,947,000
(19)	5675115- Fund for Student Success	162,460,000
(20)	5675150- Campus Childcare Tax Bailout	3,707,000
(21)	5675156- Nursing Program Support	13,378,000
(22)	5675109- Institutional Effectiveness	27,500,000
(23)	5675098- Integrated Technology	65,503,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2021–22 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 84750.4 of the Education Code. The budget formula shall be adjusted to reflect the following:
 - (1) Of the funds appropriated in Schedule (1), \$23,845,000 shall be used to increase statewide growth of full-time equivalent students (FTES) by 0.50 percent.

- (2) Of the funds appropriated in Schedule (1), \$371,197,000 shall be used to reflect a cost-of-living adjustment of 5.07 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 and support the budget formula established pursuant to Section 84750.4 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), \$72,510,000 shall be allocated to support the California College Promise pursuant to Article 3 (commencing with Section 76396) of Chapter 2 of Part 47 of Division 7 of Title 3 of the Education Code.
- (e)
 - (1) Of the funds appropriated in Schedule (1), \$50,000,000 shall be used to hire new full-time faculty for community college districts to increase their percentage of full-time faculty toward meeting the 75 percent full-time faculty target. The Chancellor's Office of the California Community Colleges shall consult with representatives from the Department of Finance, the Legislature, and the Legislative Analyst's Office before distributing these funds to community college districts.
 - (2)
 - (A) Of the funds appropriated in Schedule (1), \$100,000,000 shall be used to hire new full-time faculty for participating community college districts to increase their percentage of full-time faculty toward meeting the 75 percent full-time faculty target. The Chancellor's Office of the California Community Colleges shall consult with representatives from the Department of Finance, the Legislature, and the Legislative Analyst's Office before distributing these funds to community college districts. It is the intent of the Legislature that the funding available pursuant to this paragraph be used to increase a district's hiring of full-time faculty above the level that the district would have otherwise employed each year.
 - (B) No later than August 15, 2021, a community college district seeking to receive an allocation of funds pursuant to this paragraph shall notify the Chancellor's Office of its intent. The notification of intent shall include a report of the district's current number of full-time faculty as of July 1, 2021, and the number of replacement or additional full-time faculty it was already planning to hire during fiscal year 2021–22.
- (f)
 - (1) The Legislature finds and declares that in-person instruction is educationally beneficial to students and could assist in increasing enrollment at community college districts. By October 1, 2021, community college districts shall submit to the Chancellor's Office the following data for fall 2019, fall 2020, and fall 2021: (A) the

total number of course sections offered, broken out by lecture and laboratory courses; and (B) the percentage of lecture and laboratory course sections offered (i) in-person, (ii) fully online, or (iii) in a hybrid format. Districts shall also report: (A) on their plans for levels of in-person instruction in spring 2022; (B) data on student demand for the various instructional modalities, to the extent this data is readily available, and actions they are taking to meet student demand; (C) on their near-term and long-term plans for resuming in-person instruction; and (D) on measures taken to support student-aligned improvements they have made to instructional modalities resulting from the pandemic. Funds allocated to a community college district pursuant to Schedule (1) may be used by a community college district to offset the costs to report the information requested pursuant to this provision.

- (2) The Chancellor's Office shall aggregate and summarize this district level data and provide a report to the Legislature and Department of Finance by November 30, 2021.
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 \$6.77 per hour.
 - (c) Of the funds appropriated in Schedule (2), \$30,000,000 shall be used for the California Apprenticeship Initiative pursuant to Section 79148.1 of the Education Code. Funds appropriated pursuant to this subdivision shall be available for encumbrance or expenditure until June 30, 2027.
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 \$6.77 per hour.
5. The funds appropriated in Schedule (4) shall be apportioned to community college districts pursuant to Section 78222 of the Education Code.
6.
 - (a) Of the funds appropriated in Schedule (5):
 - (1) Not less than \$14,337,000 is available to provide \$0.91 per unit reimbursement to community college districts for the provision of California College Promise Grants pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
 - (2) Not less than \$14,495,000 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 California College Promise Grants 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 the student's 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 of the California Community Colleges 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 California College Promise Grant. 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, a history of declining community college attendance, or both.

- (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 the California College Promise Grant 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 law, the amount of funds appropriated for the purpose of administering fee waivers for the 2021–22 fiscal year shall be determined in this act.
 - (8) Not more than \$5,000,000 shall be for ongoing maintenance, subscription, and training costs for financial aid technology advancements and innovations that streamline the financial aid verification process and enable colleges to more efficiently process state and federal financial aid grants. It is the 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 Chancellor's Office shall determine the methodology for allocating these funds to community college districts.
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) \$642,000 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) \$9,649,000 shall be for childcare, except that a community college district may request that the chancellor approve the use of funds for other purposes.
 - (2) No less than \$5,146,000 shall be used to provide direct workstudy wage reimbursement for students served under this program, and \$644,000 is available for campus job development and placement services.
9. The funds appropriated in Schedule (8) shall be allocated to community college districts to provide foster and relative or 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

paragraphs (12) and (13) of subdivision (g) of Section 16519.5 of the Welfare and Institutions Code receive priority.

10. The funds appropriated in Schedule (9) shall be allocated 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. Use of these funds shall be included in updates provided to the Legislature on the State Department of Social Services' immigration programs.
11. Of the amount appropriated in Schedule (10), \$685,000 is available to support the Academic Senate of the California Community Colleges course identification numbering system efforts and shall be subject to the requirements of subparagraph (B) of paragraph (5) of subdivision (b) of Section 70901 of the Education Code.
12. 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.
13. Of the funds appropriated in Schedule (15):
 - (a) \$20,000,000 shall be allocated to the Chancellor of the California Community Colleges to increase the number of courses available through the use of technology, provide alternative methods for students to earn college credit, and support the California Virtual Campus Distance Education Program. 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 textbooks or 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 material is expected to enable community college districts to provide instruction to incarcerated adults.
 - (1) To the extent possible, community college districts providing textbooks or digital course content pursuant to this subdivision 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.
14. 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) (1) \$290,400,000 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.
- (2) For the 2021–22 fiscal year only, a college may also use up to 10 percent of funding received through this program to integrate the development or expansion of work-based learning models and programs aligning with Strong Workforce Program consortia plans pursuant to Section 88823 of the Education Code and the Guided Pathways framework, including, but not limited to, internships, for both career technical education and non-career technical education disciplines. These models and programs would be intended to ensure that students have opportunities to complete programs with applied work experiences. Building upon the Chancellor's Office efforts to develop work-based learning in the following sectors, colleges may also utilize their Strong Workforce Program funds consistent with Strong Workforce Program consortia plans pursuant to Section 88823 of the Education Code to develop work-based learning models and programs in the following sectors:
 - (A) The cloud computing sector, which may include: (i) the development of cloud computing skills certificate and degree programs; (ii) collaboration with employer partners in this sector for the development of programs and the placement of students into scholarships, paid internships or work experience, and jobs; and (iii) a focus on serving students who are underrepresented in cloud computing and the technology sector as a whole, including providing these students with necessary academic and student supports.
 - (B) Sectors impacted by the Los Angeles and Long Beach Ports' goal for zero emissions by 2035, including the transportation industries investing in zero emissions technologies and the supply chain management sector.

15. Of the funds provided in Schedule (17):

- (a) \$1,381,000 shall be used to support the Historically Black Colleges and Universities (HBCU) Transfer Pathway program, which helps develop transfer guarantee agreements that help facilitate a smooth transition for students from the California Community Colleges to partnered HBCU institutions.
- (b) (1) \$698,000 shall be used to support transfer and articulation projects and common course numbering projects.
- (2) 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.
- (c) (1) \$5,600,000 shall be used on a one-time basis to implement the provisions of Chapter 32 of the Statutes of 2020 by ensuring the seamless transfer of community college students to the California State University, given ethnic studies general education requirements. Activities may include collaboration with key stakeholder groups, review of regulations and standards, and establishment of a plan for implementation.
- (2) These funds may also be used to assist with advancing anti-racism initiatives within the California Community Colleges system.

- (d)
 - (1) \$10,000,000 shall be provided on a one-time basis for the Chancellor's Office to allocate to a community college district to establish a workgroup that supports the development and implementation of a common course numbering system for the community college system, for the purpose of easing student course selection, promoting timely program completion, and streamlining the transfer process.
 - (2) To the extent feasible, the workgroup established pursuant to paragraph (1) shall align the proposed common course number system with course numbering systems at the California State University and University of California.
 - (3) Any funds not expended to support the workgroup established pursuant to paragraph (1) shall be used to implement a common course numbering system for the community college system.
- 16.
 - (a) Of the funds appropriated in Schedule (18):
 - (1) \$135,301,000 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.
 - (2) \$19,646,000 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.
- 17. The funds appropriated in Schedule (19) shall be used for the following purposes:
 - (a) \$9,314,000 shall be used for the Puente Project to support up to 115 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 \$10,729,000 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 \$1,836,000 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 \$7,481,000 is for the Umoja program.
 - (e) Consistent with the intent of Chapter 771 of the Statutes of 2014 and Chapter 772 of the Statutes of 2017, the chancellor shall enter into agreements with 20 community college districts to provide additional services in support of postsecondary education for foster youth. Up to \$20,000,000 of the funds appropriated in this item shall be prioritized for services pursuant to Chapter 771 of the Statutes of 2014 and Chapter 772 of the Statutes of 2017. 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 and Chapter 772 of the Statutes of 2017.
 - (f) \$10,000,000 of the funds shall be for support of Veteran Resource Centers. 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 or making progress towards meeting the minimum standards developed by the Office of the Chancellor of the California Community Colleges.

- (g) (1) Colleges shall establish ongoing partnerships with community organizations that have a tradition of helping populations experiencing homelessness to provide wraparound services and rental subsidies for homeless and housing insecure students. \$9,000,000 of the funds appropriated in Schedule (19) may be used for, but are not limited to, the following authorized activities:
 - (A) Connecting students with community case managers who have knowledge and expertise in accessing safety net resources.
 - (B) Establishing ongoing emergency housing procedures, including on-campus and off-campus resources.
 - (C) Providing emergency grants that are necessary to secure housing or to prevent the imminent loss of housing.
 - (2) Funding shall be allocated to campuses based on demonstrated need.
 - (3) "Homeless" and "housing insecure" mean students who lack a fixed, regular, and adequate nighttime residence. This includes students who are:
 - (A) Sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason.
 - (B) Living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations.
 - (C) Living in emergency or transitional shelters.
 - (D) Abandoned in hospitals.
 - (E) Living in a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings.
 - (F) Living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings.
 - (4) By July 15 of each year, the Office of the Chancellor of the California Community Colleges shall submit a report to the Director of Finance and, in conformity with Section 9795 of the Government Code, to the Legislature regarding the prior year use of these funds, including the number of coordinators hired, the number of students served by campus, the distribution of funds by campus, a description of the types of programs funded, and other relevant outcomes, such as the number of students who were able to secure permanent housing, and whether students receiving support remained enrolled at the institution or graduated.
- (h) \$11,600,000 shall be allocated by the Chancellor's Office to community colleges to support Dreamer Resource Liaisons and student support services, including those related to career pathways and economic mobility, for immigrant students, pursuant to Section 66021.8 of the Education Code.
- (i) \$60,000,000 shall be available to support the basic needs of community college students.
- (1) (A) Of the amount allocated for this subdivision, \$30,000,000 shall be available to provide for student mental health resources.
 - (B) The Chancellor's Office of the California Community Colleges shall submit a report to the Department of Finance and relevant policy and fiscal committees of the Legislature by January 1, 2025, and every three years thereafter, regarding the use of funds specified in this paragraph. The report shall include, but not necessarily be limited to, all of the following information:
 - (i) The amount of funds provided for each community college district.
 - (ii) A description of how the funds were used for the purposes reflected in this paragraph.
 - (iii) A description of the types of programs in which districts invested.
 - (iv) Other findings and best practices implemented by districts.
 - (2) Of the amount made available by this subdivision, \$30,000,000 shall be allocated by the Chancellor's Office for colleges to establish basic-needs centers as a centralized location on campus where students experiencing basic-needs insecurity can be identified, supported, and linked to on- and off-campus resources to support timely

program completion. Colleges shall also designate or hire dedicated basic-needs coordinators for the basic-needs centers who will serve as a single point of contact for students.

- (j) \$2,500,000 shall be allocated on a one-time basis by the Chancellor's Office to provide funding for instructional materials for high school students enrolled in a community college course through a College and Career Access Pathways partnership. The Chancellor's Office shall determine the methodology for allocating these funds to community college districts.
 - (k) (1) \$10,000,000 shall be allocated on a one-time basis for the Chancellor's Office to provide to a community college district to establish a workgroup for a competency-based education pilot program. The workgroup shall develop recommendations to support the implementation of competency-based education, including, but not limited to, the following:
 - (A) A reimbursement funding model and attendance accounting guidelines.
 - (B) Local structures needed to support development and implementation of competency-based education.
 - (2) Any funds not expended to support the workgroup established pursuant to paragraph (1) shall instead be used to pilot the implementation of a competency-based education model.
 - (l) \$10,000,000 shall be available to support the Rising Scholars Network.
18. The funds appropriated in Schedule (20) shall be allocated by the chancellor to community college districts that levied childcare 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 childcare 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 childcare and development programs.
19. 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.
20. (a) Of the amount appropriated in Schedule (22):
- (1) (A) \$7,500,000 may be used by the Chancellor of the California Community Colleges 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 community college 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.
 - (2) (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 and implementation of statewide initiatives in alignment with the Board of Governors of the California Community Colleges' Vision for Success. 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 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 this provision.

- (B) Funding available pursuant to this paragraph may be used by the chancellor to coordinate with community college districts to conduct policy research, and 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).

21. Of the funds appropriated in Schedule (23):

- (a) \$10,613,000 shall be allocated to continue providing a systemwide and integrated online infrastructure that supports the continuity of education and quality distance learning across the community college system. These infrastructure investments may include, but are not limited to, access to online tutoring and counseling, ensuring available and accessible technical support, and providing mental health services and other student support services.
- (b) \$8,000,000 shall be provided to cover increased administrative costs related to the Corporation for Education Network Initiatives in California.
- (c) \$41,890,000 shall be allocated by the Chancellor of the California Community Colleges for the following purposes:
 - (1) Procurement, development, evaluation, and upgrading of high priority systemwide technology tools and infrastructure including, but not limited to, e-transcript, e-planning, and other tools to assist colleges to implement multiple measures of assessment pursuant to Chapter 745 of the Statutes of 2017, and technologies that facilitate portability of education credentials.
 - (2) Provision of access to statewide multimedia hosting and delivery services for colleges and districts.
 - (3) Provision of systemwide internet, audio bridging, data security, and telephony.
 - (4) Services related to technology use, including accessibility guidance and information security.
 - (5) Technology product development and program management, technical assistance and planning, and cooperative purchase agreements.
 - (6) Ongoing faculty and staff development related to technology use and adoption.
 - (7) Ongoing support of the California Partnership for Achieving Student Success (Cal-PASS) program.
 - (8) Ongoing support for programs designed to use technology in assisting accreditation and the alignment of curricula across K–20 segments in California, as well as to support integration and interoperability toward an improved student experience.
 - (9) 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.
 - (10) Up to 5 percent of the funds may be allocated by the chancellor to a community college district for statewide activities, not limited to statewide technical assistance to

evaluate, plan, and continuously improve the system's data and technology roadmap and deployment.

- (d) Any funds not allocated pursuant to subdivision (c) shall be available for allocations to districts to maintain technology capabilities.
 - (e) \$1,000,000 shall be used on a one-time basis to update and modernize the California Community Colleges Registry's interface and technological capability, for purposes including to better enable centralized recruitment opportunities, to create a repository of resources for job seekers and college employers, and to update the data collection and analysis capabilities of the system. Funds may also be used to add systemwide online trainings to the California Community Colleges Registry on topics related to faculty and staff diversity, such as promoting cultural competency and addressing unconscious bias.
 - (f) \$4,000,000 shall be used to expand the implementation of the systemwide technology platform for library services to better manage and deliver digital information to support teaching and learning, including for students enrolled in distance education.
- 21.5. Notwithstanding any other law, the Chancellor's Office of the California Community Colleges, the California State University, and the University of California may enter into an agreement for an intersegmental learning management system common to all campuses of the three segments. As feasible, the Chancellor's Office of the California Community Colleges, the California State University, and the University of California are encouraged to enter into an agreement on a timeline that facilitates adoption of the common intersegmental learning management system by the 2023–24 academic year.
22. The Office of the Chancellor of the California Community Colleges shall annually report by December 1 of each year through 2021, on the racial or 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.

SEC. 50. For purposes of Section 27 of this act, the Legislature finds and declares all of the following:

- (a) Recognizing that college can break the cycle of recidivism and transform formerly incarcerated individuals into community leaders and role models, and that college can alleviate economic barriers faced by the formerly incarcerated, CalWORKS recipients, and former foster youth and enable families to enjoy the fruits of economic mobility, the Legislature establishes the Hire UP Pilot Program.
- (b) All efforts funded under Hire UP are intended to supplement and be aligned with the broader workforce and education system in the state. The pilot program is intended to focus on best practices for addressing racial, ethnic, and socioeconomic disparities in the labor market and promote equitable opportunities for those with involvement in the criminal justice system.
- (c) In a survey conducted of all California Community Colleges, the top three overall challenges for the state's community colleges in serving justice-involved individuals were "lack of financial resources to compensate dedicated program staff," "knowing who is formerly incarcerated," and "meeting students' nonacademic needs."
- (d) The primary purpose of Hire UP is to provide justice-involved individuals with the services and training needed to reenter the labor market and achieve economic mobility. Those who complete training through the community colleges should have the skills and competencies necessary to successfully enter the labor market, retain employment, and earn wages that lead to self-sufficiency, and, eventually, economic mobility and security.
- (e) The distinguishing characteristic of Hire UP is the provision of stipends for formerly incarcerated individuals, CalWORKS recipients, and former foster youth, while they are participating in a credential attainment program in furtherance of a career through the California Community Colleges. This will allow Hire UP participants to focus on training while receiving a stipend equivalent to the state minimum wage.

SEC. 51. It is the intent of the Legislature to consider changes to the Part Time Faculty Health Insurance Program to achieve parity between part-time faculty and multidistrict part-time faculty, maximize the State of California's investment in this program, and incentivize more community college districts to provide quality and affordable medical care coverage to part-time faculty and multidistrict part-time faculty.

SEC. 52. (a) The Trustees of the California State University shall, and the Regents of the University of California are requested to, adopt a statement of policy on or before December 31, 2024, on how their institutional aid programs address student basic needs and how these institutional funds are prioritized for disbursement.

- (b) It is the intent of the Legislature, in partnership with the University of California and the California State University, that institutional aid programs address tuition and fee assistance for highest need students when other coverage is not available,

prioritize addressing nontuition costs serving the highest need students first, and support students who are not as needy if funding permits.

(c) It is the intent of the Legislature that the University of California and the California State University do not supplant their undergraduate institutional need-based aid for students with the funds provided pursuant to the Cal Grant Reform Act, established pursuant to Chapter 1.5 (commencing with Section 69405) of Part 42 of Division 5 of Title 3 of the Education Code, and, to the extent possible, maintain institutional aid funding amounts at a level that is equal to the level maintained during the 2022–23 academic year.

(d) (1) As a condition for voluntary participation in the Cal Grant Program, the California State University and University of California, for each academic year, commencing with the 2024–25 academic year, on or before March 31 of the subsequent academic year, shall include all of the following as part of the annual reports on their respective institutional financial aid programs provided pursuant to Section 66021.1 of the Education Code:

(A) The number and percentage of students who received Cal Grants.

(B) The average total of federal, state, and institutional aid provided to financial aid eligible students.

(C) The weighted average total cost of attendance at their respective institutions.

(D) The proportion of total cost of attendance covered by federal, state, and institutional aid for their students, for each of the following student household income ranges:

(i) Zero dollars (\$0) to thirty thousand dollars (\$30,000), inclusive.

(ii) Thirty thousand one dollars (\$30,001) to forty-eight thousand dollars (\$48,000), inclusive.

(iii) Forty-eight thousand one dollars (\$48,001) to seventy-five thousand dollars (\$75,000), inclusive.

(iv) Seventy-five thousand one dollars (\$75,001) to one hundred ten thousand dollars (\$110,000), inclusive.

(v) One hundred ten thousand one dollars (\$110,001) and above.

(E) A description of efforts made by the segment and their campuses to lower student costs and the number of students impacted, when possible.

(F) A description of efforts made by the segment and their campuses to help students access federal, state, and local programs that provide need-based supports, and the number of students impacted, when possible.

(G) The total amount of institutional aid provided toward each of the following uses:

(i) Tuition or fees.

(ii) Support for nontuition costs.

(iii) Undergraduate students.

(iv) Undergraduate students after their fourth year of enrollment.

(v) Graduate students.

(H) The amount of aid provided to students in each of the student household income ranges identified in subparagraph (D) for each of the following purposes:

(i) Tuition or fees.

(ii) Support for nontuition costs.

(iii) Undergraduate studies.

(iv) Undergraduate studies after the fourth year of enrollment.

(v) Graduate studies.

(2) As a condition for voluntary participation in the Cal Grant Program, each community college district, independent institution of higher education, defined in Section 66010, and private postsecondary educational institution, defined in Section 94858, shall report the information required in subparagraphs (A) to (H), inclusive, of paragraph (1), as applicable and as further specified in an institutional participation agreement, to the Student Aid Commission for each academic year, commencing with

the 2024–25 academic year. On or before March 31 of each subsequent academic year, the Student Aid Commission shall provide a report summarizing the information by segment to the Department of Finance, the Legislative Analyst's Office, and the higher education policy and fiscal committees of the Legislature.

(e) This section shall become operative on July 1, 2024, only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act, established pursuant to Chapter 1.5 (commencing with Section 69405) of Part 42 of Division 5 of Title 3 of the Education Code.

SEC. 53. For purposes of the three-year cohort default rate requirement for an otherwise qualifying institution, pursuant to paragraph (3) of subdivision (l) of Section 69432.7 of the Education Code, and notwithstanding subparagraph (D) of that paragraph, for the 2023–24 academic year, the Student Aid Commission shall use the three-year cohort default rate certified in 2020 for an otherwise qualifying institution.

SEC. 54. 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. 55. (a) For the 2022–23 fiscal year, the sum of eight hundred forty million six hundred fifty-five thousand dollars (\$840,655,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts for all of the purposes described in subdivisions (b) and (c).

(b) (1) Scheduled maintenance and special repairs of facilities. As a condition of receiving and expending these funds for maintenance or special repairs, a community college 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 community college district's compliance with its certification shall be reviewed under the annual audit of the community college district.

(2) Hazardous substances abatement, cleanup, and repairs.

(3) Architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act (42 U.S.C. 12101 et seq.) and seismic retrofit projects limited to nine hundred twenty-nine thousand dollars (\$929,000).

(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, if 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.

(5) Support for energy efficiency projects.

(c) 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.

(d) The Chancellor of the California Community Colleges shall allocate funds appropriated in subdivision (a) to community college districts on the basis of actual reported full-time equivalent students, and may establish a minimum allocation per community college district.

(e) Funds appropriated pursuant to this section shall be available for encumbrance or expenditure until June 30, 2027.

(f) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, three hundred forty-six million six hundred twenty-three thousand dollars (\$346,623,000) of the appropriation made pursuant to 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 2022–23 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 2022–23 fiscal year.

(g) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, three hundred ninety-seven million five hundred nineteen thousand dollars (\$397,519,000) of the appropriation made pursuant to 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 2021–22 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 2021–22 fiscal year.

(h) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, ninety-six million five hundred thirteen thousand dollars (\$96,513,000) of the appropriation made pursuant to 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 2020–21 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 2020–21 fiscal year.

SEC. 56. (a) For the 2022–23 fiscal year, the sum of one hundred five million dollars (\$105,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to assist with the adoption of, and transition to, a common course numbering system pursuant to Section 66725.5 of the Education Code.

(b) Funds allocated pursuant to subdivision (a) may be used for, but are not limited to, all of the following purposes:

- (1) Aligning existing course curricula to a common course numbering system.
- (2) Updating course catalogs and other digital course registries.
- (3) Supporting faculty costs associated with course differentiation and curriculum approval.
- (4) Campus communication efforts to inform students of revised course numbers and curricula.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 57. (a) For the 2022–23 fiscal year, the sum of sixty-five million dollars (\$65,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to assist with the implementation of transfer reforms required pursuant to Section 66749.8 of the Education Code.

(b) Funds allocated pursuant to subdivision (a) may be used for, but are not limited to, all of the following purposes:

- (1) Reprogramming information technology systems to accommodate a singular general education pathway.
- (2) Staff time to revise course catalogs, and college policies and procedures, to accommodate default associate degree for transfer placement for students declaring a goal of transfer.
- (3) Updating curriculum management or degree audit platforms.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 58. (a) For the 2022–23 fiscal year, the sum of twenty million dollars (\$20,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to provide emergency financial assistance grants to students described in subdivision (c).

(b) The office of the Chancellor of the California Community Colleges shall allocate funds to community college districts based on the headcount number of students who meet all of the requirements for an exemption from paying nonresident tuition pursuant to Section 68130.5 of the Education Code and the income criteria applicable to the California Dream Act application, using the most recent fiscal year for which this data is available for all community college districts.

(c) Grants may be available to a community college student who self-certifies that the student meets all of the following requirements:

- (1) The student is currently enrolled in at least six semester units, or the quarterly equivalent.

(2) The student is able to demonstrate an emergency financial aid need, including loss of employment, and that the student either currently qualifies as low income by meeting the income criteria applicable to the California Dream Act application or the requirements to receive a fee waiver pursuant to Section 76300 of the Education Code. The student may also qualify as low income if the student is projected to meet the income criteria applicable to the California Dream Act application or the requirements to receive a fee waiver pursuant to Section 76300 of the Education Code for the upcoming semester or quarter.

(3) The student meets either of the following:

(A) Has earned a grade point average of at least 2.0 in one of the student's previous three semester terms, or in one of the student's previous four quarter terms.

(B) Is a disabled student who is receiving additional support or services through a community college's disabled students programs and services.

(d) In providing an emergency financial assistance grant to a student applicant, to the extent that data is readily available to a community college district, the district may verify all of the following:

(1) That the student is enrolled in at least six semester units, or the quarterly equivalent.

(2) That the student meets all of the requirements for an exemption from paying nonresident tuition pursuant to Section 68130.5 of the Education Code and qualifies as low income by meeting the income criteria applicable to the California Dream Act application, or is currently receiving a fee waiver pursuant to Section 76300 of the Education Code.

(3) That the student meets the required 2.0 grade point average or is receiving additional support or services through a community college's disabled students programs and services.

(e) The office of the Chancellor of the California Community Colleges may provide guidance to community college districts to implement this section.

(f) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 59. (a) For the 2022–23 fiscal year, the sum of seventy-five million dollars (\$75,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for allocation to community college districts to implement local and systemwide technology and data security measures that support improved oversight of fraud mitigation and cybersecurity efforts.

(b) Funds allocated pursuant to subdivision (a) may be used for, but are not limited to, all of the following purposes:

(1) Security upgrades and malware prevention for education technology platforms, including student data systems, learning management systems, and enrollment management systems.

(2) System enhancements and modernization efforts for the CCCApply system, including building in multifactor authentication, mobile phone compatibility, compatibility with the federal Americans with Disabilities Act, and streamlining the application process.

(3) Costs for monitoring and assessing security risks.

(4) Efforts to improve the quality of online and distance education.

(c) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 60. (a) For the 2022–23 fiscal year, the sum of one hundred sixty-six million five hundred thousand dollars (\$166,500,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to be allocated as follows:

(1) Ten million five hundred thousand dollars (\$10,500,000) for allocation to the College of the Redwoods for the following:

(A) Ten million dollars (\$10,000,000) to develop an allied health education center in the City of Arcata.

(B) Five hundred thousand dollars (\$500,000) for nursing program development.

(2) One million five hundred thousand dollars (\$1,500,000) for allocation to the Los Rios Community College District to support its Prison and Reentry Education Program.

(3) Fifteen million dollars (\$15,000,000) for allocation to Merced College to support the Agri-food Technology and Engineering Workforce Collaborative.

(4) One million dollars (\$1,000,000) for allocation to the Los Angeles Valley College for the development of the Valley Academic and Cultural Center.

(5) Five hundred thousand dollars (\$500,000) for allocation to De Anza College to support the Asian Pacific American Leadership Institute. Funds allocated pursuant to this paragraph shall be available for encumbrance and expenditure until June 30, 2027.

(6) Fifteen million dollars (\$15,000,000) for allocation to the San Bernardino Community College District to support a partnership with KVCR-DT.

(7) Fifty million dollars (\$50,000,000) for allocation to Kern Community College District to support the creation of the California Renewable Energy Center of Excellence.

(8) Thirty-five million dollars (\$35,000,000) for allocation to Riverside Community College District for the following:

(A) Thirty-three million dollars (\$33,000,000) for the acquisition of the land needed for the future Inland Empire Technical Trade Center in the City of Jurupa Valley.

(B) Two million dollars (\$2,000,000) to support the Military Articulation Platform. Funds may be used to support expansion of the program to translate military experience and training into college credit at Riverside City College and other community colleges.

(9) Sixteen million dollars (\$16,000,000) for allocation to Cerritos College to support the construction of the student services building.

(10) Three million five hundred thousand dollars (\$3,500,000) for allocation to Chaffey College to support infrastructure and capital costs associated with the CORE Academy training facility.

(11) Seven million five hundred thousand dollars (\$7,500,000) for allocation for the following:

(A) Two million five hundred thousand dollars (\$2,500,000) for allocation to American River College to support improvements to its veterans resource center.

(B) Two million five hundred thousand dollars (\$2,500,000) for allocation to Irvine Valley College to support improvements to its veterans resource center.

(C) Two million five hundred thousand dollars (\$2,500,000) for allocation to San Diego Miramar College to support improvements to its veterans resource center.

(12) One million dollars (\$1,000,000) for allocation to Taft College for the acquisition of equipment related to the new vocational center at the college.

(13) Ten million dollars (\$10,000,000) for allocation to the Los Angeles Mission College to create a San Fernando Valley regional science, technology, engineering, or mathematics (STEM) hub by constructing a new biotechnology facility.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 61. (a) (1) 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 the Los Angeles Community College District for the development and initial operations of the California Center for Climate Change Education. The center shall be located at the West Los Angeles College.

(2) The mission of the center is to promote climate change education at the California Community Colleges and establish opportunities for students to engage in hands-on internships and other learning opportunities. The center shall do all of the

following:

- (A) Serve as a resource for community colleges on climate change education with the understanding that at its core, climate change is a global issue of equity and social justice.
- (B) Build a clear climate change pathway that leads to appropriate certificates, degrees, and employment opportunities.
- (C) Enhance partnerships with nonprofit organizations that encourage the development of student internships and work-based learning opportunities.
- (D) Explore and expand internships, preapprenticeships, apprenticeships, and other work-based learning opportunities in the equity, environmental justice, and green jobs sectors.
- (E) Partner with local and regional entities to support the workforce training needed in the greening of the energy grid and other industries.
- (F) Develop and sustain an annual urban climate change and sustainability conference.

(3) (A) When developing a clear climate change pathway as described in subparagraph (B) of paragraph (2), the center shall consult with relevant faculty and administrative groups of the California Community Colleges, the California State University, and the University of California, including, but not limited to, the Academic Senates of the California Community Colleges, the California State University, and the University of California and the Intersegmental Committee of the Academic Senates.

(B) The money appropriated pursuant to paragraph (1) may be encumbered for up to a five-year period.

(C) The money appropriated pursuant to paragraph (1) may be used for any of the following purposes:

- (i) To develop curricula related to climate change education for community colleges.
- (ii) To establish opportunities for students to engage in hands-on internships and other learning opportunities.
- (iii) To hire staff to develop the center.

(D) On or before January 1, 2027, the district shall prepare a summary report that includes an evaluation of the center in accomplishing the mission of the center as described in subparagraphs (A) to (F), inclusive, of paragraph (2), recommendations for improving programs offered by the center, and an accounting of how the funds appropriated in paragraph (1) accomplished the purposes in subparagraph (C) of paragraph (3).

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 62. (a) For the 2022–23 fiscal year, the sum of sixty-four million dollars (\$64,000,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges to be allocated to support the California Community College Equitable Placement and Completion Grant Program established pursuant Section 78213.2 of the Education Code.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 63. (a) For the 2022–23 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 the Native American Student Support and Success Program established pursuant to Article 11 (commencing with Section 79520) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 64. (a) For the 2022–23 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 to be allocated to support the Hire UP Pilot Program established pursuant to Article 7 (commencing with Section 78080) of Chapter 1 of Part 48 of Division 7 of Title 3 of the Education Code.

(b) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made pursuant to 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 2021–22 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 2021–22 fiscal year.

SEC. 65. Sections 7, 8, 17, 18, and 52 of this act shall take effect only if General Fund moneys over the multiyear forecasts beginning in the 2024–25 fiscal year are available to support ongoing augmentations and actions, and if funding is provided in the annual Budget Act to implement the Cal Grant Reform Act, established pursuant to Chapter 1.5 (commencing with Section 69405) of Part 42 of Division 5 of Title 3 of the Education Code.

SEC. 66. 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.