

Senate Bill No. 97

CHAPTER 11

An act to amend the Budget Act of 2015 by amending Items 0250-101-0932, 0250-102-0932, 0250-111-0001, 0250-114-0001, 0530-001-0001, 0540-001-0001, 0540-001-0140, 0540-001-6076, 0552-001-0001, 0690-101-0001, 2240-104-0001, 3540-001-0001, 3600-001-0001, 3640-311-0001, 3790-001-0392, 3790-301-0392, 3860-001-6052, 3940-001-0890, 4170-101-0001, 4260-001-0001, 4260-101-0001, 4260-101-0890, 4260-115-0001, 4260-116-0001, 4265-001-0001, 4265-111-0001, 4300-101-0001, 4440-011-0001, 5160-001-0001, 5180-001-0001, 5180-101-0001, 5180-101-0890, 5180-111-0001, 5180-141-0001, 5180-141-0890, 5180-151-0001, 5180-151-0890, 5180-153-0001, 5225-001-0001, 5225-001-3259, 5227-101-0214, 5227-101-3259, 5227-109-0001, 5227-110-0001, 6100-001-0001, 6100-113-0001, 6100-113-0890, 6100-119-0001, 6100-161-0001, 6100-194-0001, 6100-194-0890, 6100-195-0890, 6100-196-0001, 6120-211-0001, 6120-213-0001, 6440-001-0001, 6440-004-0001, 6610-001-0001, 6870-101-0001, 6870-107-0001, 6980-101-0001, 7100-001-0869, 7100-001-3259, 7320-001-0001, 7350-001-3152, 8570-001-0001, and 8820-001-0001 of, by adding Items 0500-001-9750, 0540-490, 0650-101-0001, 0690-101-3034, 3110-001-0286, 3640-401, 3640-402, 3640-494, 3790-001-0942, 3900-001-0462, 4260-118-0313, and 5227-102-0001 to, and by repealing Items 0521-101-3228, 0650-001-9750, 2660-101-3228, 2660-108-3228, 2660-301-3228, 2665-001-3228, 3110-001-0001, 3720-001-8029, 3760-001-8029, 3760-101-8029, 3820-001-8029, 3900-101-3228, 3970-101-3228, 5227-108-0001, 6100-111-0001, 6100-249-0001, 6980-401, and 7350-001-0001 of, Section 2.00 of, and by amending Sections 3.61, 4.11, 6.10, 12.32, 35.50, and 39.00 of, that act, relating to the State Budget, and making an appropriation therefor, to take effect immediately, budget bill.

[Approved by Governor June 24, 2015. Filed with
Secretary of State June 24, 2015.]

LEGISLATIVE COUNSEL'S DIGEST

SB 97, Committee on Budget and Fiscal Review. Budget Act of 2015.

The Budget Act of 2015 made appropriations for the support of state government for the 2015–16 fiscal year.

This bill would amend the Budget Act of 2015 by revising items of appropriation and making other changes.

This bill would declare that it is to take effect immediately as a Budget Bill.

(13) 5675077-Part-Time Faculty Compensation.....	24,907,000
(14) 5675081-Part-Time Faculty Office Hours.....	3,514,000
(15) 5675099-Telecommunications and Technology Infrastructure.....	19,890,000
(16) 5675119-Economic Development.....	22,929,000
(17) 5675123-Transfer Education and Articulation.....	698,000
(18) 5675023-Extended Opportunity Programs and Services.....	123,189,000
(19) 5675115-Fund for Student Success.....	3,792,000
(20) 5675150-Campus Childcare Tax Bailout.....	3,384,000
(21) 5675156-Nursing Program Support.....	13,378,000
(22) 5670035-Expand the Delivery of Courses through Technology.....	10,000,000
(23) 5675133-Physical Plant and Instructional Support.....	100,000,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2015–16 fiscal year to Section B of the State School Fund.
2. (a) The funds appropriated in Schedule (1) shall be allocated using the budget formula established pursuant to Section 84750.5 of the Education Code. The budget formula shall be adjusted to reflect the following:
 - (1) Of the funds appropriated in Schedule (1), \$156,457,000 shall be used to increase statewide growth of full-time equivalent students (FTES) by 3 percent.
 - (2) Of the funds appropriated in Schedule (1), \$61,022,000 shall be used to reflect a cost-of-living adjustment of 1.02 percent.
- (b) Of the funds appropriated in Schedule (1) \$266,692,000 shall be used to adjust the budget formula pursuant to Section 84750.5 of the Education Code to recognize increases in operating costs and to improve instruction.
- (c) 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.
- (d) 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.
- (e) (1) Of the funds appropriated in Schedule (1), \$62,320,000 is for increasing the number of full-time faculty within the community college system. Notwithstanding, Subchapter 1 (commencing with Section 51025) of Chapter 2 of Division 6 of Title 5 of the California Code of Regulations, the Chancellor of the California Community Colleges shall allocate these funds to all districts on a per FTES basis by modifying each district's budget formula pursuant to Section 84750.5 of the Education Code. Any revisions to the budget formula made for the purposes of this subdivision shall be made and reported consistent with the requirements of subdivision (f) of Section 84750.5 of the Education Code.
- (2) Utilizing the data from the full-time faculty obligation report for the 2014–15 fiscal year, the chancellor shall rank, from the lowest to the greatest full-time faculty percentage, each community college district within quintiles so that each quintile has approximately equal numbers of full-time equivalent students. The chancellor shall adjust the faculty obligation number for each district as follows:
 - (A) An increase of one for every \$73,057 received for districts in the lowest quintile (quintile 1).
 - (B) An increase of one for every \$80,000 received for districts in the second quintile (quintile 2).
 - (C) An increase of one for every \$95,000 received for districts in the third quintile (quintile 3).
 - (D) An increase of one for every \$110,000 received for districts in the fourth quintile (quintile 4).

- (E) An increase of one for every \$125,000 received for districts in the fifth quintile (quintile 5).
 - (F) If the number of full-time faculty increased pursuant to subparagraphs (A) through (E) results in a district exceeding the 75 percent standard, the Chancellor shall increase the number of the full-time obligation to a point that leaves the district as close as possible to, but not in excess of, the 75 percent standard, consistent with paragraph (5) of subdivision (c) of Section 51025 of Subchapter (1) of Chapter 2 of Division 6 of Title 5 of the California Code of Regulations.
 - (3) To the extent that the increased faculty obligation number calculated in paragraph (2) does not result in an obligation to hire additional full-time faculty, it is the intent of the legislature that districts use these funds to enhance student success through the support of part-time and full-time faculty, including, but not limited to, part-time faculty office hours.
3. (a) The funds appropriated in Schedule (2) shall be available pursuant to Article 3 (commencing with Section 79140) of Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code.
 - (b) Pursuant to Section 79149.3 of the Education Code, the reimbursement rate shall be \$5.46 per hour.
 - (c) Of the funds appropriated in Schedule (2), \$15,000,000 shall be used for the purposes of Section 79148 of the Education Code.
 4. (a) The funds appropriated in Schedule (3) shall be available pursuant to Article 8 (commencing with Section 8150) of Chapter 1 of Part 6 of Division 1 of Title 1 of the Education Code.
 - (b) Pursuant to Section 8152 of the Education Code, the reimbursement rate shall be \$5.46 per hour.
 5. Of the funds appropriated in Schedule (4):
 - (a) \$1,209,000 shall be used for faculty and staff development to improve curriculum, instruction, student services, and program practices in basic skills and English as a Second Language (ESL) programs. The Chancellor of the California Community Colleges (chancellor) shall select a