



May 14, 2020

Honorable Holly Mitchell, Chair
Senate Budget and Fiscal Review Committee

Attention: Joe Stephenshaw, Staff Director (2)

Honorable Phil Ting, Chair
Assembly Budget Committee

Attention: Christian Griffith, Chief Consultant (2)

Amendments to Various Budget Bill Items and Statutory Changes, Support and Local Assistance, Board of Governors of the California Community Colleges

On March 4, 2020, the Governor declared a state of emergency to help the state prepare and respond to COVID-19. The impact on the state has resulted in a severe drop in economic activity, with corresponding negative effects on anticipated revenues. As a result of these conditions, all budget change proposals were reevaluated within the context of a workload budget based on the merits of each proposal and ultimately subject to the availability of funding.

As a result, the Administration is withdrawing, without prejudice, specified requests within the Board of Governors of the California Community Colleges area that were included in the 2020-21 Governor's Budget. The Administration is also modifying specified requests in this area that were included in the 2020-21 Governor's Budget. Modifications could include either reductions or increases to specific items or programs, or delaying substantial implementation of a new program or activity. Withdrawn requests are included on **Attachment 1 (see rows 1 through 21)**. Additional details on modified requests are listed below and on **Attachment 1 (see rows 22 through 34)**. To the extent there are corresponding Budget Bill language or statutory changes to withdrawn or modified proposals, these are detailed in **Section 1 of Attachment 2**. Although these proposals have substantial merit and may be resubmitted for future consideration, we must pivot to prioritize immediate COVID-19 related needs.

As noted above, pursuant to Budget Letter 20-08, the Department of Finance conducted a thorough assessment of the most critical funding needs within the general framework of workload budget, as defined in Government Code Section 13308.05, and based upon revised expected revenues. This assessment not only resulted in the changes described in the preceding paragraph, but also requires a number of new adjustments and requests that are respectfully submitted and detailed below. Funding detail for these adjustments can be found in **Attachment 1 (see rows 35 through 48)**, and any related Budget Bill or statutory language changes associated with these

adjustments can be found in **Section 2 of Attachment 2**. If necessary, additional information may be included in a Budget Change Proposal or other back-up documentation submitted to the Legislature.

Finally, after conducting a review of all 2020-21 Governor's Budget Proposals, a number of requests are being sustained. Funding detail for these adjustments can be found on **Attachment 1 (See rows 49 through 63)**.

Modified Governor's Budget Proposals:

Item 6870-101-0001: Hold Harmless for Student-Centered Funding Formula—It is requested that Schedule (1) of Item 6870-101-0001 be increased by \$41,043,000 to reflect a revised estimate of hold harmless funding for districts under the Student-Centered Funding Formula. It is also requested that statutory be added to extend the hold harmless provision for the Student-Centered Funding Formula until fiscal year 2023-24. **(See row 22 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-101-0001: Adjustment to California College Promise Program Funding—It is requested that Schedule (1) of Item 6870-101-0001 be decreased by \$2,303,000 to reflect revised estimates of the number of eligible students for the program. **(See row 25 of Attachment 1 and Section 1 of Attachment 2)**

Item 6870-101-0001: Student Financial Aid Administration and Board Financial Assistance Program Funding—It is requested that Schedule (5) of Item 6870-101-0001 be increased by \$1,218,000 to reflect an increase of \$606,000 for the Student Financial Aid Administration Program and an increase of \$612,000 for the Board Financial Assistance Program. These adjustments reflect revised estimates of the number of units with fees waived and the dollar amount of fees waived. **(See rows 26 and 27 of Attachment 1 and Section 1 of Attachment 2)**

Item 6870-101-0001: Technical Base Apportionment Adjustments—It is requested that Schedule (1) of Item 6870-101-0001 be decreased by \$31,010,000 to reflect various technical base apportionment adjustments. **(See row 28 of Attachment 1)**

Item 6870-101-0001: 2020-21 Net Offsetting Education Protection Account (EPA) Revenue—It is requested that Schedule (1) of Item 6870-101-0001 be increased by \$73,772,000 to reflect a decrease in estimated net offsetting EPA revenue. It is also requested that corresponding adjustments be made to related non-Budget Act appropriations. **(See rows 29 and 30 of Attachment 1)**

Item 6870-101-0001: 2020-21 Net Offsetting Property Tax Revenue—It is requested that Schedule (1) of Item 6870-101-0001 be increased by \$130,146,000 to reflect a decrease in estimated net offsetting property tax revenue. It is also requested that a conforming adjustment be made to a related informational non-Budget Act appropriation. **(See rows 31 and 33 of Attachment 1)**

Item 6870-101-0001: 2020-21 Offsetting Student Fee Revenue—It is requested that Schedule (1) of Item 6870-101-0001 be increased by \$8,322,000 to reflect an associated decrease in estimated offsetting student fee revenue. It is also requested that a conforming adjustment be made to a related informational non-Budget Act appropriation. **(See rows 32 and 34 of Attachment 1)**

Item 6870-101-0001: 2019-20 Net Offsetting EPA Revenue—It is requested that statutory changes transmitted with the Governor's Budget be amended to increase Schedule (1) of Item 6870-101-0001, Budget Act of 2019 by \$443,367,000 to reflect an associated decrease in net offsetting EPA revenue. **(See Section 2 of Attachment 2)**

Item 6870-101-0001: 2019-20 Net Offsetting Property Tax Revenue—It is requested that statutory changes transmitted with the Governor's Budget be amended to increase Schedule (1) of Item 6870-101-0001, Budget Act of 2019 by \$61,781,000 to reflect a decrease in estimated net offsetting property tax revenue. **(See Section 2 of Attachment 2)**

Item 6870-101-0001: 2019-20 Offsetting Student Fee Revenue—It is requested that statutory changes transmitted with the Governor's Budget be amended to increase Schedule (1) of Item 6870-101-0001, Budget Act of 2019 by \$6,210,000 to reflect an associated decrease in estimated offsetting student fee revenue. **(See Section 2 of Attachment 2)**

Item 6870-108-0001: Increase Student Success Completion Grant Funding—It is requested that Item 6870-108-0001 be increased by \$18,439,000 to reflect a revised estimate of eligible Cal Grant B and Cal Grant C students. **(See row 24 of Attachment 1)**

Item 6870-296-0001: Mandate Block Grant Adjustment—It is requested that Item 6870-296-0001 be decreased by \$463,000 to align block grant funding with the revised estimate of applicable full-time equivalent students. **(See row 23 of Attachment 1)**

New Requests for May Revision:

Item 6870-101-0001: Offsetting Oil and Mineral Revenue—It is requested that Schedule (1) of Item 6870-101-0001 be decreased by \$847,000 to reflect an increase in estimated offsetting oil and mineral revenue. It is also requested that a conforming adjustment be made to a related informational non-Budget Act appropriation. **(See rows 35 and 36 of Attachment 1)**

Item 6870-101-0001: Apportionments Deferral for 2019-20—It is requested that statutory changes be added to amend Schedule (1) of Item 6870-101-0001, Budget Act of 2019 to reflect a \$330,128,000 decrease in 2019-20 for an apportionments deferral from 2019-20 to 2020-21. It is also requested that corresponding adjustments be made to a related non-Budget Act appropriation. **(See row 37 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-101-0001: Apportionments Deferral for 2020-21—It is requested that Schedule (1) of Item 6870-101-0001 be decreased by \$662,119,000 to reflect an apportionments deferral to 2021-22. It is also requested that corresponding adjustments be made to related non-Budget Act appropriation. It is also requested that statutory changes be added to conform with these adjustments. **(See row 38 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-101-0001: Reduce Funding for Student-Centered Funding Formula—It is requested that Schedule (1) of Item 6870-101-0001 be decreased by \$592,954,000 because of reduced available resources. Combined with the withdrawn cost-of-living adjustment provided at the Governor's Budget, this reflects a total decrease of \$760,111,000.
(See row 39 of Attachment 1)

Item 6870-101-0001: Reduce Funding for California Community Colleges Strong Workforce Program—It is requested that Schedule (16) of Item 6870-101-0001 be decreased by \$128,878,000 because of reduced available resources. Combined with the withdrawn investment provided at the Governor's Budget, this reflects a total decrease of \$135.6 million. It is also requested that statutory changes be added to provide flexibility to expedite the development of short-term programs and courses within the California Community Colleges Strong Workforce Program. **(See row 40 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-101-0001: Reduce Funding for Student Equity and Achievement Program—It is requested that Schedule (4) of Item 6870-101-0001 be decreased by \$68,788,000 because of reduced available resources. It is also requested that statutory changes be added to require community college districts to support on-campus food pantries and to support Dreamer Resource Liaisons at community colleges, pursuant to Education Code Section 66021.8, as conditions for participating in the Student Equity and Achievement Program. **(See row 41 of Attachment 1 and Section 1 of Attachment 2)**

Item 6870-101-0001: Reduce Funding for Academic Senate of the California Community Colleges—It is requested that Schedule (10) of Item 6870-101-0001 be decreased by \$253,000 because of reduced available resources. **(See row 42 of Attachment 1)**

Item 6870-101-0001: Reduce Funding for Part-Time Faculty Compensation and Office Hours Programs—It is requested that Item 6870-101-0001 be decreased by \$7,062,000 to reflect a decrease of \$3,736,000 to Schedule (13) and a decrease of \$3,326,000 to Schedule (14) because of reduced available resources. **(See row 43 of Attachment 1)**

Item 6870-102-0001: Reduce Funding for California Community Colleges System Support Program—It is requested that Item 6870-102-0001 be decreased by \$18,776,000 because of reduced available resources. It is also requested that statutory changes transmitted with the Governor's Budget be amended to include intent language indicating that efficiencies or savings gained from program administration be used to increase levels of service consistent with the Vision for Success and adjusted for the overall program appropriation level. **(See row 44 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-105-0001: Reduce Funding for Calbright College—It is requested that Item 6870-105-0001 be decreased by \$3 million because of reduced available resources. **(See row 45 of Attachment 1)**

Item 6870-488: Reappropriation—It is requested that Item 6870-488 be amended to reflect an increase of \$47,635,000 in one-time Proposition 98 General Fund savings and to offset a corresponding decrease of \$49,156,000 to Schedule (1) of Item 6870-101-0001, Budget Act of 2019. **(See row 46 of Attachment 1 and Section 2 of Attachment 2)**

Item 6870-201-0001: Reduce Funding for Adult Education Program—It is requested that Item 6870-201-0001 be decreased by \$54,346,000 because of reduced available resources. **(See row 47 of Attachment 1)**

Item 6870-203-0001: Reduce Funding for K-12 Strong Workforce Program—It is requested that Item 6870-203-0001 be decreased by \$79,350,000 and provisional language be added because of reduced available resources. It is also requested that statutory changes be added to align the program funding with the amount appropriated in the annual Budget Act. **(See row 48 of Attachment 1 and Section 2 of Attachment 2)**

Statutory Changes

Exclusion of COVID-19 Costs From the 50 Percent Law—It is requested that statutory changes be submitted to allow districts to exclude COVID-19 expenditures that are not otherwise normal expenditures from the 50 Percent Law computation. **(See Section 2 of Attachment 2)**

Withdraw Zero-Textbook-Cost Degree Changes—It is requested that statutory changes transmitted at the Governor's Budget be withdrawn. **(Section 1 of Attachment 2)**

Use of Restricted Fund Balances—It is requested that statutory changes be added that authorizes the University of California, the California State University, and the California Community Colleges to use specified restricted fund balances to address COVID-19 related impacts and the loss of revenue from university enterprise functions. **(See the Higher Education May Finance Letter)**

Informational

Pursuant to Education Code section 84758, Finance is required to notify the Legislature and the Chancellor's Office of the amount of revenue estimated to be available to community college districts during the next fiscal year from local taxes, exclusive of bond interest and redemption, and timber taxes received.

Finance estimates that property taxes totaling \$3,305,140,000 net of excess taxes will be available to offset district apportionments in 2020-21. This estimate excludes \$772,000 in estimated timber tax revenues.

Education Code section 84758 also requires Finance to notify the Legislature of the difference between the Chancellor's Office 2019-20 local property tax estimate, excluding timber taxes, and Finance's 2019-20 property tax estimates as of May 2019, excluding timber taxes.

The Chancellor's Office reported 2019-20 local property taxes of \$3,029,477,000, net of excess taxes and excluding timber taxes of \$398,000, as of the first principal apportionment payment. Finance's 2019-20 property tax estimate, as of May 2019, was \$3,244,221,000 net of excess taxes and excluding timber taxes of \$1,124,000. Therefore, the Chancellor's Office's current property tax estimate based on first principal apportionment payments for 2019-20 is \$214,744,000 below Finance's May 2019 estimate.

If you have any questions or need additional information regarding this matter, please call Michelle Nguyen, Principal Program Budget Analyst, at (916) 445-0328.

KEELY MARTIN BOSLER
Director
By:

/s/ Vivek Viswanathan

VIVEK VISWANATHAN
Chief Deputy Director

Attachment

cc: On following page

cc: Honorable Anthony Portantino, Chair, Senate Appropriations Committee
Attention: Mark McKenzie, Staff Director
Honorable Jim Nielsen, Vice Chair, Senate Budget and Fiscal Review Committee
Attention: Kirk Feely, Budget Fiscal Director
Honorable Lorena Gonzalez, Chair, Assembly Appropriations Committee
Attention: Jay Dickenson, Chief Consultant
Honorable Jay Obernolte, Vice Chair, Assembly Budget Committee
Attention: Cyndi Hillery, Budget Director
Honorable Richard Roth, Chair, Senate Budget and Fiscal Review Subcommittee No. 1
Honorable Kevin McCarty, Chair, Assembly Budget Subcommittee No. 2
Gabriel Petek, Legislative Analyst (4)
Christopher W. Woods, Senate President pro Tempore's Office (2)
Jason Sisney, Assembly Speaker's Office (2)
Jayme Chick, Deputy Chief of Staff, Policy, Assembly Republican Leader's Office
Alex Khan, Chief Consultant, Assembly Republican Leader's Office
Daisy Gonzales, Deputy Chancellor, California Community Colleges Chancellor's Office
Lizette Navarette, Vice Chancellor, California Community Colleges Chancellor's Office

GB Withdrawn Issues

Row	Entity	Department	BR Title	General Fund BY	Other Funds BY	Positions BY	BBL	TBL	Assembly Consultant	Senate Consultant	LAO Consultant
1	6870	Board of Governors of the California Community Colleges	Provide Funding for the Fair Pay to Play Act per CH.383/2019 (SB 206)	-700,000	--	--	Yes	No	MM	AL	JP
2	6870	Board of Governors of the California Community Colleges	Adult Education Program Cost-of-Living Adjustment	-12,333,000	--	--	Yes	No	MM	AL	JP
3	6870	Board of Governors of the California Community Colleges	Enrollment Growth Adjustment	-31,856,000	--	--	Yes	No	MM	AL	JP
4	6870	Board of Governors of the California Community Colleges	Apportionments Cost-of-Living Adjustment	-167,157,000	--	--	Yes	No	MM	AL	JP
5	6870	Board of Governors of the California Community Colleges	Support for Existing Apprenticeship Coursework	-27,812,000	--	--	Yes	Yes	MM	AL	JP
6	6870	Board of Governors of the California Community Colleges	Provide Funding for Deferred Maintenance	-9,121,000	--	--	Yes	No	MM	AL	JP
7	6870	Board of Governors of the California Community Colleges	Provide Funding for Part-Time Faculty Office Hours	-10,000,000	--	--	Yes	No	MM	AL	JP
8	6870	Board of Governors of the California Community Colleges	Support for Diverse Faculty Hiring at Community Colleges	-15,000,000	--	--	Yes	No	MM	AL	JP
9	6870	Board of Governors of the California Community Colleges	Expand Access to Work-Based Learning Opportunities	-20,000,000	--	--	Yes	No	MM	AL	JP
10	6870	Board of Governors of the California Community Colleges	Reflect Funding for Zero-Textbook-Cost Degree Programs	-10,000,000	--	--	Yes	Yes	MM	AL	JP
11	6870	Board of Governors of the California Community Colleges	Provide Funding for Dreamer Resource Liaisons per CH.788/2019 (AB 1645)	-5,800,000	--	--	Yes	Yes	MM	AL	JP
12	6870	Board of Governors of the California Community Colleges	Augmentation for Instructional Materials for Dual Enrollment Students	-5,000,000	--	--	Yes	No	MM	AL	JP
13	6870	Board of Governors of the California Community Colleges	Provide Resources for Food Pantries at Community Colleges	-11,400,000	--	--	Yes	Yes	MM	AL	JP
14	6870	Board of Governors of the California Community Colleges	Augmentation for California Apprenticeship Initiative	-15,000,000	--	--	Yes	No	MM	AL	JP
15	6870	Board of Governors of the California Community Colleges	Extended Opportunity Programs and Services Cost-of-Living Adjustment	-3,039,000	--	--	Yes	No	MM	AL	JP
16	6870	Board of Governors of the California Community Colleges	Disabled Student Programs and Services Cost-of-Living Adjustment	-2,846,000	--	--	Yes	No	MM	AL	JP

17	6870	Board of Governors of the California Community Colleges	Student Services for CalWORKS Students Program Cost-of-Living Adjustment	-1,075,000	--	--	Yes	No	MM	AL	JP
18	6870	Board of Governors of the California Community Colleges	Campus Childcare Tax Bailout Program Cost-of-Living Adjustment	-83,000	--	--	Yes	No	MM	AL	JP
19	6870	Board of Governors of the California Community Colleges	Apprenticeship Cost-of-Living Adjustment	-1,498,000	--	--	Yes	No	MM	AL	JP
20	6870	Board of Governors of the California Community Colleges	Mandate Block Grant Cost-of-Living Adjustment	-777,000	--	--	Yes	No	MM	AL	JP
21	6870	Board of Governors of the California Community Colleges	Sustain California Community Colleges Strong Workforce Program at Current Service Level	-6,722,000	--	--	Yes	No	MM	AL	JP
Totals, GB Withdrawn Issues				-357,219,000	--	--					

GB Modified Issues

Row	Entity	Department	BR Title	General Fund BY	Other Funds BY	Positions BY	BBL	TBL	Assembly Consultant	Senate Consultant	LAO Consultant
22	6870	Board of Governors of the California Community Colleges	Hold Harmless Funding for Student-Centered Funding Formula	41,043,000	--	--	Yes	Yes	MM	AL	JP
23	6870	Board of Governors of the California Community Colleges	Adjust Mandate Block Grant Funding to Reflect Updated Enrollment	-463,000	--	--	Yes	No	MM	AL	JP
24	6870	Board of Governors of the California Community Colleges	Adjustment for Student Success Completion Grant Funding to Reflect Updated Cal Grant Recipients	18,439,000	--	--	Yes	No	MM	AL	JP
25	6870	Board of Governors of the California Community Colleges	Adjustment for California College Promise to Reflect Estimated Participation	-2,303,000	--	--	Yes	No	MM	AL	JP
26	6870	Board of Governors of the California Community Colleges	Financial Aid Administration 2% of Waived Fees Adjustment	612,000	--	--	Yes	No	MM	AL	JP
27	6870	Board of Governors of the California Community Colleges	Financial Aid Administration Per Unit Adjustment	606,000	--	--	Yes	No	MM	AL	JP
28	6870	Board of Governors of the California Community Colleges	Other Base Apportionment Adjustments	-31,010,000	--	--	Yes	No	MM	AL	JP
29	6870	Board of Governors of the California Community Colleges	2020-21 Net Offsetting EPA Adjustment	73,772,000	--	--	Yes	No	MM	AL	JP
30	6870	Board of Governors of the California Community Colleges	2020-21 EPA Adjustment	-72,819,000	--	--	Yes	No	MM	AL	JP

31	6870	Board of Governors of the California Community Colleges	Adjust Apportionments to Reflect Revised Local Revenue Estimate	130,146,000	--	--	Yes	No	MM	AL	JP
32	6870	Board of Governors of the California Community Colleges	Adjust Apportionments to Reflect Revised Estimates of Offsetting Student Fees	8,322,000	--	--	Yes	No	MM	AL	JP
33	6870	Board of Governors of the California Community Colleges	Informational Net Offsetting Local Revenue Adjustment	--	-130,146,000	--	No	No	MM	AL	JP
34	6870	Board of Governors of the California Community Colleges	Informational Offsetting Student Fee Revenue Adjustment	--	-8,322,000	--	No	No	MM	AL	JP
Totals, GB Modified Issues				166,345,000	-138,468,000	--					

New MR BCP Issues

Row	Entity	Department	BR Title	General Fund BY	Other Funds BY	Positions BY	BBL	TBL	Assembly Consultant	Senate Consultant	LAO Consultant
35	6870	Board of Governors of the California Community Colleges	Offsetting Oil and Mineral Revenue Adjustment	-847,000	--	--	Yes	No	MM	AL	JP
36	6870	Board of Governors of the California Community Colleges	Informational Oil and Mineral Revenue Adjustment	--	847,000	--	No	No	MM	AL	JP
37	6870	Board of Governors of the California Community Colleges	Apportionments Deferral for 2019-20	330,128,000	--	--	No	Yes	MM	AL	JP
38	6870	Board of Governors of the California Community Colleges	Apportionments Deferral for 2020-21	-662,119,000	--	--	Yes	Yes	MM	AL	JP
39	6870	Board of Governors of the California Community Colleges	Reduce Funding for Student-Centered Funding Formula	-592,954,000	--	--	Yes	Yes	MM	AL	JP
40	6870	Board of Governors of the California Community Colleges	Reduce Funding for California Community Colleges Strong Workforce Program	-128,878,000	--	--	Yes	No	MM	AL	JP
41	6870	Board of Governors of the California Community Colleges	Reduce Funding for Student Equity and Achievement Program	-68,788,000	--	--	Yes	No	MM	AL	JP
42	6870	Board of Governors of the California Community Colleges	Reduce Funding for Academic Senate for the California Community Colleges	-253,000	--	--	Yes	No	MM	AL	JP
43	6870	Board of Governors of the California Community Colleges	Reduce Funding for Part-Time Faculty Compensation and Office Hours Programs	-7,062,000	--	--	Yes	No	MM	AL	JP

44	6870	Board of Governors of the California Community Colleges	Reduce Funding for California Community Colleges System Support Program	-18,776,000	--	--	Yes	No	MM	AL	JP
45	6870	Board of Governors of the California Community Colleges	Reduce Funding for Calbright College	-3,000,000	--	--	Yes	No	MM	AL	JP
46	6870	Board of Governors of the California Community Colleges	Offset Current Year Costs with Past Year Savings	49,156,000	--	--	Yes	Yes	MM	AL	JP
47	6870	Board of Governors of the California Community Colleges	Reduce Funding for Adult Education Program	-54,356,000	--	--	Yes	No	MM	AL	JP
48	6870	Board of Governors of the California Community Colleges	Reduce Funding for K-12 Strong Workforce Program	-79,350,000	--	--	Yes	Yes	MM	AL	JP
Totals, New MR BCP Issues				-1,237,099,000	847,000	--					

GB Sustain Issues

Row	Entity	Department	BR Title	General Fund BY	Other Funds BY	Positions BY	BBL	TBL	Assembly Consultant	Senate Consultant	LAO Consultant
49	6870	Board of Governors of the California Community Colleges	Personnel Funding for Chancellor's Office State Operations Positions	166,000	--	1.0	No	No	MM	AL	JP
50	6870	Board of Governors of the California Community Colleges	Trailer Bill Language on Consolidation of Community College System Infrastructure and Systemwide Program Support	--	--	--	Yes	Yes	MM	AL	JP
51	6870	Board of Governors of the California Community Colleges	Shift Funding to Reflect Technical Adjustments	--	--	--	No	No	MM	AL	JP
52	6870	Board of Governors of the California Community Colleges	Consolidate Chancellor's Office State Operations Budgeting	--	--	--	No	No	MM	AL	JP
53	6870	Board of Governors of the California Community Colleges	Section 3.60 Pension Contribution Adjustment	181,000	72,000	--	Yes	No	MM	AL	JP
54	6870	Board of Governors of the California Community Colleges	Equal Employment Opportunity Program	--	1,436,000	--	No	No	MM	AL	JP
55	6870	Board of Governors of the California Community Colleges	Lease Revenue Debt Service Adjustment	-31,128,000	--	--	Yes	No	MM	AL	JP
56	6870	Board of Governors of the California Community Colleges	Allocation for Employee Compensation	382,000	153,000	--	Yes	No	MM	AL	JP
57	6870	Board of Governors of the California Community Colleges	Allocation for Staff Benefits	192,000	76,000	--	Yes	No	MM	AL	JP
58	6870	Board of Governors of the California Community Colleges	Allocation for Other Post-Employment Benefits	119,000	49,000	--	Yes	No	MM	AL	JP
59	6870	Board of Governors of the California Community Colleges	Lottery Revenue Adjustment	--	631,000	--	No	No	MM	AL	JP

60	6870	Board of Governors of the California Community Colleges	Consolidate Funding for Community College System Infrastructure and Systemwide Program Support	--	--	--	Yes	Yes	MM	AL	JP
61	6870	Board of Governors of the California Community Colleges	Legal Services for Undocumented and Immigrant Students, Faculty, and Staff	10,000,000	--	--	Yes	No	MM	AL	JP
62	6870	Board of Governors of the California Community Colleges	Budget Position Transparency	-1,943,000	--	-9.6	No	No	MM	AL	JP
63	6870	Board of Governors of the California Community Colleges	Expenditure by Category Redistribution	1,943,000	--	--	No	No	MM	AL	JP
Totals, GB Sustain Issues				-20,088,000	2,417,000	-8.6					

Section 1

Provisional and statutory changes for withdrawn and modified Governor's Budget proposals:

1. *Provide Funding for the Fair Pay to Play Act per Chapter.383, Statutes of 2019 (SB 206) (See Row 1 of Attachment 1).* To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 2 of Item 6870-001-0001 is eliminated.

2. *Enrollment Growth Adjustment (See Row 3 of Attachment 1).* To effectuate the withdrawal of this proposal, the following Budget Bill language changes are necessary:

Paragraph (1) of subdivision (a) of Provision 2 of Item 6870-101-0001 is amended to read:

"(1) Of the funds appropriated in Schedule (1), ~~\$31,856,000~~ \$0 shall be used to increase statewide growth of full-time equivalent students (FTES) ~~by 0.50 percent.~~"

3. *Apportionments Cost-of-Living Adjustment (See Row 4 of Attachment 1).* To effectuate the withdrawal of this proposal, the following Budget Bill language changes are necessary:

Paragraph (2) of subdivision (a) of Provision 2 of Item 6870-101-0001 is amended to read:

"(2) Of the funds appropriated in Schedule (1), ~~\$167,157,000~~ \$0 shall be used to reflect a cost-of-living adjustment of ~~2.29~~ 0 percent."

4. *Adjustment to California College Promise Program Funding (See Row 25 of Attachment 1).* To effectuate the reduction of this proposal, the following Budget Bill language change is necessary:

Subdivision (d) of Provision 2 of Item 6870-101-0001 is amended to read:

"(d) Of the funds appropriated in Schedule (1), ~~\$83,675,000~~ \$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."

5. *Apprenticeship Cost-of-Living Adjustment (See Row 19 of Attachment 1).* To effectuate the withdrawal of this proposal, the following Budget Bill language changes are necessary:

Subdivision (b) of Provision 3 of Item 6870-101-0001 is amended to read:

“(b) Pursuant to Section 79149.3 of the Education Code, the reimbursement rate shall be ~~\$6.59~~ \$6.44 per hour.”

Subdivision (b) of Provision 4 of Item 6870-101-0001 is amended to read:

“(b) Pursuant to Section 8152 of the Education Code, the reimbursement rate shall be ~~\$6.59~~ \$6.44 per hour.”

6. *Augmentation for California Apprenticeship Initiative (See Row 14 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Subdivision (c) of Provision 3 of Item 6870-101-0001 is amended to read:

“(c) Of the funds appropriated in Schedule (2), ~~\$30,000,000~~ \$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.”

7. *Expand Access to Work-Based Learning Opportunities (See Row 9 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Subdivision (d) of Provision 3 of Item 6870-101-0001 is eliminated.

8. *Student Financial Aid Administration and Board Financial Assistance Program Funding (See Rows 26 and 27 of Attachment 1)*. To effectuate the augmentation of this proposal, the following Budget Bill language changes are necessary:

Paragraphs (1) and (2) of subdivision (a) of Provision 6 of Item 6870-101-0001 are amended to read:

“(a) Of the funds appropriated in Schedule (5):

(1) Not less than ~~\$14,371,000~~ \$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 ~~\$14,529,000~~ \$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.”

9. *Student Services for CalWORKS Students Program Cost-of-Living Adjustment (See Row 17 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language changes are necessary:

Paragraphs (1) and (2) of subdivision (b) of Provision 8 of Item 6870-101-0001 are amended to read:

“(b) Of the amount appropriated in Schedule (7):

(1) ~~\$9,705,000~~ \$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 ~~\$5,176,000~~ \$5,060,000 shall be used to provide direct workstudy wage reimbursement for students served under this program, and ~~\$648,000~~ \$633,000 is available for campus job development and placement services.”

10. *Provide Funding for Part-Time Faculty Office Hours* **(See Row 7 of Attachment 1)**. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 13 of Item 6870-101-0001 is eliminated.

11. *Reflect Funding for Zero-Textbook-Cost Degree Programs* **(See Row 10 of Attachment 1)**. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Subdivision (b) of Provision 14 of Item 6870-101-0001 is eliminated.

Further, it is requested that RN 2009042 transmitted with the Governor's Budget is withdrawn.

12. *Sustain California Community Colleges Strong Workforce Program at Current Service Level and Reduce Funding for California Community Colleges Strong Workforce Program* **(See Rows 21 and 40 of Attachment 1)**. To effectuate the withdrawal of this proposal, as well as the new proposal, the following Budget Bill language change is necessary:

Subdivision (b) of Provision 15 of Item 6870-101-0001 is amended to read:

“(b) ~~\$235,600,000~~ \$100,000,000 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.”

13. *Extended Opportunity Programs and Services Cost-of-Living Adjustment* **(See Row 15 of Attachment 1)**. To effectuate the withdrawal of this proposal, the following Budget Bill language changes are necessary:

Subdivision (a) of Provision 17 of Item 6870-101-0001 is amended to read:

“(a) Of the funds appropriated in Schedule (18):

(1) ~~\$118,521,000~~ \$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) ~~\$17,209,000~~ \$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."

14. *Augmentation for Instructional Materials for Dual Enrollment Students (See Row 12 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Subdivision (h) of Provision 18 of Item 6870-101-0001 is eliminated.

15. *Provide Funding for Dreamer Resource Liaisons and Provide Resources for Food Pantries at Community Colleges (See Rows 11 and 13 of Attachment 1)*. To effectuate the withdrawal of these proposals, the following Budget Bill language changes are necessary:

Subdivisions (i) and (j) of Provision 18 of Item 6870-101-0001 are eliminated.

To effectuate the inclusion of these proposal within the Student Equity and Achievement Program, the following statutory changes are necessary:

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

(2) It is the intent of the Legislature that funds for the Student Equity and Achievement Program support the California Community Colleges in advancing the systemwide goal to boost achievement for all students with an emphasis on eliminating achievement gaps for students from traditionally underrepresented groups by doing all of the following:

(A) Implementing activities and practices pursuant to the California Community College Guided Pathways Grant Program.

(B) Ensuring students complete their educational goals and a defined course of study.

(C) Providing quality curriculum, instruction, and support services to students who enter college deficient in English and mathematics to ensure these students complete a course of study in a timely manner.

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

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

(2) Provide student matriculation services pursuant to Section 78212, including implementation of orientation, counseling and advising, referral to specialized student support services, and other education planning services needed to assist a student in making informed decisions about the student's educational goal and course of study and in developing an education plan. The Office of the

Chancellor of the California Community Colleges shall establish guidelines on student matriculation services, including, but not limited to, the development of an education plan leading to a course of study. Notwithstanding any other law, students who are exempted from matriculation services pursuant to Section 78215 are not subject to the requirements of this paragraph.

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

(4) Provide all students with an education plan, which identifies courses, a sequence of courses, key progress milestones, and other requirements the student must complete to earn an associate degree, career technical education certificate, other community college certificate, or meet transfer requirements. Notwithstanding any other law, students who are exempted from having an education plan under Section 78215 are not subject to the requirement of this paragraph.

(5) Provide support to, or establish, on-campus food pantries or regular food distributions.

(6) 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.

~~(5)~~ (7) Provide a report to the chancellor's office by January 1 of each year detailing how funding pursuant to this section was expended in the prior fiscal year and for what specific purposes. A district report shall also include an assessment of the progress in advancing the goals identified in paragraph (2) of subdivision (a).

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

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

(3) The Board of Governors of the California Community Colleges may require districts or colleges to provide a local fund match for funding appropriated for purposes of this section.

(4) The chancellor shall provide guidance to districts regarding eligible expenditures and activities and integrated planning to ensure funding for the Student Equity and Achievement Program is used to support the goal of eliminating disparities pursuant to paragraph (2) of subdivision (a). It is the intent of the Legislature that colleges prioritize funding for high-need and disadvantaged students, as those terms are defined in subdivision (c) of Section 78221.

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

(B) Of the amount allocated pursuant to subparagraph (A), the chancellor shall allocate to a community college district no less than the amount that was provided to a district in the 2017–18 fiscal year pursuant to paragraph (1) of subdivision (b) of Section 88815 to carry out faculty and staff development to improve curriculum, instruction, student services, and program practices in the areas of basic skills and English as a second language program.

(6) By April 1 of each year, the chancellor's office shall submit a systemwide report to the Legislature and Department of Finance that provides a summary of the district reports referenced in paragraph (5) of subdivision (b). A report to the Legislature pursuant to this paragraph shall be submitted in compliance with Section 9795 of the Government Code.

(d) (1) All districts receiving an allocation of funds pursuant to subdivision (c) shall comply with the requirements of Section 78214. In meeting this requirement, the Student Success and Support Program referenced in Section 78214 means the Student Equity and Achievement Program.

(2) For purposes of Section 87482.3, the Student Success and Support Program means the Student Equity and Achievement Program."

16. *Support for Diverse Faculty Hiring at Community Colleges (See Row 8 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 22 of Item 6870-101-0001 is eliminated.

17. *Provide Funding for Deferred Maintenance (See Row 6 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 23 of Item 6870-101-0001 is eliminated.

18. *Adult Education Program Cost-of-Living Adjustment (See Row 2 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 3 of Item 6870-201-0001 is amended to read:

"3. Of the funds appropriated in this item, ~~\$12,333,000~~ \$0 is provided as a cost-of-living adjustment."

19. *Mandate Block Grant Cost-of-Living Adjustment (See Row 20 of Attachment 1)*. To effectuate the withdrawal of this proposal, the following Budget Bill language change is necessary:

Provision 1 of Item 6870-296-0001 is amended to read:

"1. The funds appropriated in this item are for transfer by the Controller to Section B of the State School Fund. Pursuant to Section 17581.7 of the Government Code, the funds appropriated in this item shall be distributed to community college districts that elect to participate in the block grant on the basis of funded full-time equivalent students (FTES) calculated as of the second principal apportionment for the 2019–20 fiscal year multiplied by ~~\$30.85~~ \$30.16 per FTES."

Section 2

Provisional and statutory changes for new May Revision Budget Change Proposals:

1. *Reduce Funding for Student-Centered Funding Formula and Apportionments Deferral for 2020-21 (See Rows 38 and 39 of Attachment 1).* To effectuate this proposal, the following Budget Bill language changes are necessary:

Provision 1.5 of Item 6870-101-0001 is added to read:

"1.5. The funds appropriated in Schedule (1) reflect an apportionments reduction of \$592,954,000, as well as a deferral of \$662,119,000 to fiscal year 2020-21."

To effectuate the proposed apportionments deferral, the following statutory changes are necessary:

"84321.62. (a) Notwithstanding any other law that governs the regulations adopted by the Chancellor of the California Community Colleges to disburse funds, the payment of apportionments to community college districts pursuant to Sections 84320 and 84321 shall be adjusted, commencing with the 2020-21 fiscal year, by the following:

(1) For the month of June, three hundred million dollars (\$300,000,000) shall be deferred to [XXXX].

(2) For the month of May, two hundred fifty million dollars (\$250,000,000) shall be deferred to [XXXX].

(3) For the month of April, one hundred twelve million one hundred nineteen thousand dollars (\$112,119,000) shall be deferred to [XXXX].

(b) The sum of six hundred sixty-two million one hundred nineteen thousand dollars (\$662,119,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for apportionments to community college districts, for expenditure during the fiscal year the payments are disbursed, to be expended in accordance with Schedule (1) of Item 6870-101-0001 of Section 2.00 of the applicable Budget Act.

(c) Of the funds appropriated in subdivision (b), six hundred sixty-two million one hundred nineteen thousand dollars (\$662,119,000) shall be allocated in [XXXX] of the fiscal year the payments are disbursed in satisfaction of the moneys deferred pursuant to subdivision (a).

(d) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made by subdivision (b) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202, for the fiscal year in which

the payments are disbursed, and included within the "total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B," as defined in subdivision (e) of Section 41202, for the fiscal year in which the payments are disbursed.

(e) This section shall become operative on December 15, 2020."

2. *Apportionments Deferral for 2019-20 (See Row 37 of Attachment 1)*. To effectuate the proposed apportionments deferral, the following statutory changes are necessary:

84321.61. (a) Notwithstanding any other law that governs the regulations adopted by the Chancellor of the California Community Colleges to disburse funds, the payment of apportionments to community college districts pursuant to Sections 84320 and 84321 shall be adjusted for the 2019-20 fiscal year by the following:

(1) For the month of June, three hundred million dollars (\$300,000,000) shall be deferred to July.

(2) For the month of May, thirty million one hundred twenty-eight thousand dollars (\$30,128,000) shall be deferred to July.

(b) The sum of three hundred thirty million one hundred twenty-eight thousand dollars (\$330,128,000) is hereby appropriated from the General Fund to the Board of Governors of the California Community Colleges for apportionments to community college districts, for expenditure during the 2020-21 fiscal year, to be expended in accordance with Schedule (1) of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2019.

(c) Of the funds appropriated in subdivision (b), three hundred thirty million one hundred twenty-eight thousand dollars (\$330,128,000) shall be allocated in July of the 2020-21 fiscal year in satisfaction of the moneys deferred pursuant to subdivision (a).

(d) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriations made by subdivision (b) shall be deemed to be "General Fund revenues appropriated for community college districts," as defined in subdivision (d) of Section 41202, 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, for the 2020-21 fiscal year.

(e) This section shall become inoperative on December 15, 2020, and, as of January 1, 2021, is repealed.

3. *Offset Current Year Costs with Past Year Savings (See Rows 46 of Attachment 1)*. To effectuate this proposal, the following Budget Bill language changes are necessary:

Item 6870-488 is amended to read:

"6870-488—Reappropriation, Board of Governors of the California Community Colleges. Notwithstanding any other provision of law, the balances of the

following items are available for reappropriation for the purposes specified in Provision 1:

0001—General Fund

(1) \$500,000 of whatever greater or lesser amount of the unexpended balance of the amount appropriated for the K–12 Strong Workforce Program in Item 6870-203-0001, Budget Act of 2018.

(2) \$398,000 of whatever greater or lesser amount of the unexpended balance of the amount appropriated for the Community College Mandated Programs Block Grant in Item 6870-296-0001, Budget Act of 2018.

(3) \$378,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Fund for Student Success in Schedule (19) of Item 6870-101-0001, Budget Act of 2018, as amended by Chapter 53 of the Statutes of 2019.

(4) \$209,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for Economic Development in Schedule (16) of Item 6870-101-0001, Budget Act of 2018, as amended by Chapter 53 of the Statutes of 2019.

(5) \$22,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the community college lease-purchase payments in Item 6870-103-0001, Budget Act of 2018.

(6) \$13,000 of whatever greater or lesser amount of the unexpended balance of the amount appropriated for reimbursement of state mandates in Item 6870-295-0001, Budget Act of 2018, as amended by Chapter 449 of the Statutes of 2018.

(7) \$1,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Student Success and Support Program in Schedule (9) of Item 6870-101-0001, Budget Act of 2018, as amended by Chapter 53 of the Statutes of 2019.

(8) \$7,303,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for apportionments in Schedule (1) of Item 6870-101-0001, Budget Act of 2018, as amended by Chapter 53 of the Statutes of 2019.

(9) \$4,349,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the reimbursement rate for related and supplemental instruction for apprenticeships in Schedule (2) of Item 6870-101-0001, Budget Act of 2018, as amended by Chapter 53 of the Statutes of 2019.

(10) \$1,925,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Basic Skills Partnership Pilot Program in Section 19 of Chapter 22 of the Statutes of 2015.

(11) \$36,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Baccalaureate Degree Pilot Program in Section 39 of Chapter 22 of the Statutes of 2015.

(12) \$5,559,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for Career Technical Education Pathways in Section 36 of Chapter 22 of the Statutes of 2015.

(13) \$8,852,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Student Success and Support Program in Schedule (9) of Item 6870-101-0001, Budget Act of 2015, as amended by Chapter 24 of the Statutes of 2016.

(14) \$786,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated to expand the delivery of courses through technology in Schedule (22) of Item 6870-101-0001, Budget Act of 2016, as amended by Chapter 53 of Statutes of 2017.

(15) \$2,337,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for apportionments in Schedule (1) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(16) \$216,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Student Success for Basic Skills Students program in Schedule (4) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(17) \$84,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the student financial aid administration in Schedule (5) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(18) \$258,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Disabled Students program in Schedule (6) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(19) \$257,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for student services for CalWORKS recipients in Schedule (7) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(20) \$87,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Foster Care Education Program in Schedule (8) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(21) \$3,494,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Student Success and Support Program in Schedule (9) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(22) \$15,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for telecommunications and technology infrastructure in Schedule (15) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(23) \$6,945,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for economic development in Schedule (16) of Item 6870-681-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(24) \$894,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for Extended Opportunity Programs and Services in Schedule (18) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(25) \$690,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Fund for Student Success in Schedule (19) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(26) \$501,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for Nursing Program Support in Schedule (21) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(27) \$2,395,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated to expand the delivery of courses through technology in Schedule (22) of Item 6870-101-0001, Budget Act of 2017, as amended by Chapter 33 of Statutes of 2018.

(28) \$36,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Full-Time Student Success Grant in Item 6870-102-0001, Budget Act of 2017.

(29) \$616,000 of whatever greater or lesser amount of the unexpended balance of the amounts appropriated for the Community College Completion Grant in Item 6870-104-0001, Budget Act of 2017.

Provisions:

1. The sum of ~~\$49,156,000~~ ~~\$1,521,000~~ is hereby reappropriated to the Board of Governors of the California Community Colleges for transfer by the Controller to Section B of the State School Fund for expenditure for the same purposes as funds appropriated in Schedule (1) of Item 6870-101-0001 of the Budget Act of 2019. ~~(23) of Item 6870-101-0001 in this Budget Act.~~"

4. *Reduce Funding for K-12 Strong Workforce Program (See Row 48 of Attachment 1)*. To effectuate this proposal, the following Budget Bill language changes are necessary:

Provisions 1, 2, and 3 of Item 6870-203-0001 are amended to read:

"1. Of the funds appropriated in this item, ~~\$150,000,000~~ \$72,600,000 shall be available to support a K–12 component of the Strong Workforce Program, pursuant to Section 88827 of the Education Code. In developing this component, the Chancellor's Office shall consult with the State Department of Education.

2. Of the funds appropriated in this item, ~~\$12,000,000~~ \$10,824,000 shall be provided for K–12 Workforce Pathway Coordinators and K–14 Technical Assistance Providers (TAPs) for the Strong Workforce Program, pursuant to Section 88827 of the Education Code. The Office of the Chancellor of the California Community Colleges shall consult with the State Department of Education in implementing this program component.

3. Of the funds appropriated in this item, ~~\$1,500,000~~ \$726,000 shall be provided to support the consortia administrative costs associated with the K–12 Strong Workforce Program."

To effectuate the *Reduce Funding for K-12 Strong Workforce Program*, the following statutory changes are necessary:

"88827. (a) This section applies to the K–12 component only.

(b) Commencing with the 2018–19 fiscal year, the amount appropriated in the annual Budget Act for the K–12 component of the Strong Workforce Program is provided to create, support, or expand high-quality career technical education programs at the K–12 level that are aligned with the workforce development efforts occurring through the Strong Workforce Program.

(c) (1) Pursuant to subdivision (b), ~~one hundred fifty million dollars (\$150,000,000)~~ the amount appropriated in Provision 1 of Item 6870-203-0001 of the annual Budget Act shall be apportioned by the chancellor's office to the fiscal agent of each consortium based on the following weighted factors in each region:

(A) The unemployment rate. This factor shall comprise 33 percent of the allocation formula.

(B) The region's total average daily attendance for pupils in grades 7 to 12, inclusive. This factor shall comprise 33 percent of the allocation formula. For purposes of this section, average daily attendance shall be those figures that are reported at the time of the second principal apportionment for the previous fiscal year.

(C) The proportion of projected job openings. This factor shall comprise 34 percent of the allocation formula.

(2) Of the amounts apportioned to each consortium pursuant to paragraph (1), 4 percent is designated for applicants with total average daily attendance of less than or equal to 140, 8 percent is designated for applicants with total average daily attendance of more than 140 and less than or equal to 550, and 88 percent is designated for applicants with total average daily attendance of more than 550, unless otherwise determined by the K–12 Selection Committee formed pursuant to Section 88829, in consultation with the consortium. For any applicant consisting of more than one school district, county office of education, charter school, or regional occupational center or program (ROCP) operated by a joint powers authority or county office of education, or any combination of those entities, the sum of the average daily attendance for each of the constituent entities shall be used for purposes of this subdivision.

(3) The chancellor's office shall provide to the Superintendent of Public Instruction, the Department of Finance, and the Legislative Analyst's Office a schedule of proposed allocations, as determined pursuant to paragraph (1), for each consortium no later than August 30 of each year. The Department of Finance shall approve the allocation plan before the release of funding.

(d) Funds appropriated in the annual Budget Act to support consortia administrative costs shall be apportioned by the chancellor's office in an amount equal to 1 percent of each consortium's K–12 allocation pursuant to this section to support the costs to administer the regional grant process and to support the duties of the K–12 Selection Committee."

5. *Exclusion of COVID-19 Costs from the 50 Percent Law.* To effectuate this proposal, it is requested that Section 84363 of the Education Code be added to read:

84363. For the purposes of computing the expenditure requirements pursuant to Section 84362, a community college district shall exclude any expenditures incurred by the district due to COVID-19 that are not otherwise normal expenditures that would have been incurred by the district.

6. *Codifying 2019-20 SCFF Rates and Amending for 2020-21 SCFF Methodology.* To effectuate this proposal, it is requested that Section 84750.4 of the Education Code be 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.

(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 the 2019–20 fiscal year, the marginal funding rates for the base allocation, supplemental allocation, and student success allocation shall be set to align with the total computational revenue computed by the Department of Finance for community college apportionments as computed for purposes of the 2019–20 Budget Act, in the following manner, after accounting for funding for the hold harmless provisions in subdivisions (g) and (h):~~

~~(A) Seventy percent of the total computational revenue shall be distributed to the base allocation pursuant to subdivision (c) and subparagraph (C) of paragraph (1) of subdivision (d).~~

~~(B) Twenty percent of the total computational revenue shall be distributed to the supplemental allocation pursuant to subdivision (e).~~

~~(C) (i) Ten percent of the total computational revenue shall be distributed to the student success allocation pursuant to subdivision (f).~~

~~(ii) Of the funding distributed pursuant to clause (i), 75 percent shall be allocated for purposes of paragraph (1) of subdivision (f) and 25 percent shall be allocated for purposes of paragraph (2) of subdivision (f).~~

~~(3) It is the intent of the Legislature that the final rates set pursuant to paragraph (2) be established in statute for the 2020–21 fiscal year.~~

(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, the rate set for this purpose pursuant to subparagraph (A) of paragraph (2) of subdivision (b), 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 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, ~~the rates set for this purpose pursuant to subparagraph (A) of paragraph (2) of subdivision (b), 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). ~~the rate set for this purpose pursuant to subparagraph (B) of paragraph (2) of subdivision (b).~~

(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 the 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 purposes of calculating the supplemental allocation, the number of students shall be defined as the number of students served by the community college district.

(6) It is the intent of the Legislature that the annual Budget Act fully fund increases in the supplemental allocations computed under this section.

(f) Commencing with the 2018–19 fiscal year, a student success allocation shall be computed for each community college district based on the total points

calculated for each community college district in accordance with all of the following:

(1) (A) (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). ~~the rate set for this purpose pursuant to subparagraph (C) of paragraph (2) of subdivision (b).~~

(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 the 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). ~~the rate set for this purpose pursuant to subparagraph (C) of paragraph (2) of subdivision (b).~~

(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 the 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 ~~2023–24~~ 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~~ five fiscal years beginning in the 2017–18 fiscal year, the San Francisco Community College District shall be entitled to restoration of any reduction in apportionment revenue due to decreases in FTES, up to the level of attendance of FTES funded in the 2012–13 fiscal year, if there is a subsequent increase in FTES.

(C) (i) For purposes of computing the FTES attributable to this paragraph and subdivision (d), for ~~seven~~ five fiscal years beginning in the fiscal year the Compton Community College District is accredited under the governing authority of the Board of Trustees of the Compton Community College District, the board of governors shall provide allocations to the Compton Community College District in an amount not less than the total amount that the district would receive if the level of attendance of FTES was the same level of attendance as in the 2017–18 fiscal year. The amount shall be adjusted to reflect cost-of-living adjustments, deficits in apportionments, or both, as appropriate for the applicable fiscal years.

(ii) For purposes of computing the FTES attributable to this paragraph and subdivision (d), for five fiscal years beginning in the fiscal year the Compton Community College District is accredited under the governing authority of the Board of Trustees of the Compton Community College District, the Compton Community College District shall be entitled to restoration of any reduction in apportionment revenue due to decreases in FTES, up to the level of attendance of FTES funded in the 2017–18 fiscal year, if there is a subsequent increase in FTES.

(iii) In computing statewide entitlements to funding based upon the attendance of FTES, the Compton Community College District shall not be credited with more FTES than were actually enrolled and in attendance.

(4) (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) For the fiscal years 2018–19 to ~~2023-24~~ 2021–22, 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.

(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.

(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.

(B) The requirement for submitting a report imposed under subparagraph (A) is inoperative on July 1, 2026, pursuant to Section 10231.5 of the Government Code.

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

(1) "Career development and college preparation" means courses in programs that conform to the requirements of Section 84760.5.

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

(3) "Primary missions of the segment" means credit courses and those noncredit courses specified in paragraphs (2) to (6), inclusive, of subdivision (a) of Section 84757.

(n) (1) Notwithstanding the computations required by this section, if funding for general purpose apportionments is reduced in the annual Budget Act by a specified amount, the chancellor's office shall proportionally reduce each district's apportionments allocation by reducing the funding rates, revenue protections pursuant to subdivisions (g) and (h), or any combination thereof as is necessary to proportionally reduce each district's apportionments allocation.

(2) For purposes of paragraph (1), the chancellor's office shall not implement a specified reduction by reducing the number of funded FTES served by a district.

(3) For purposes of paragraph (1), the proportional reduction for an excess tax district shall be achieved by reducing the amount of funding received by the applicable district from any other categorical program funding."

7. *Streamlining Support and Technical Assistance for Community Colleges.* To effectuate this proposal, it is requested that statute submitted with the Governor's Budget be amended to read (Revisions to the proposed Governor's Budget language are bolded):

"SEC. 1. Section 69648.5 of the Education Code is repealed.

~~69648.5. The board of governors may use up to 1 percent of the funds appropriated for the EOPS program by the annual Budget Act to monitor program activities and to conduct the evaluation of EOPS offered by districts.~~

SEC. 2. Section 78222 of the Education Code is amended to read:

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

(2) It is the intent of the Legislature that funds for the Student Equity and Achievement Program support the California Community Colleges in advancing the systemwide goal to boost achievement for all students with an emphasis on eliminating achievement gaps for students from traditionally underrepresented groups by doing all of the following:

(A) Implementing activities and practices pursuant to the California Community College Guided Pathways Grant Program.

(B) Ensuring students complete their educational goals and a defined course of study.

(C) Providing quality curriculum, instruction, and support services to students who enter college deficient in English and mathematics to ensure these students complete a course of study in a timely manner.

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

- (1) Maintain a student equity plan pursuant to Section 78220 to ensure equal educational opportunities and to promote student success for all students, regardless of race, gender, age, disability, or economic circumstances.
 - (2) Provide student matriculation services pursuant to Section 78212, including implementation of orientation, counseling and advising, referral to specialized student support services, and other education planning services needed to assist a student in making informed decisions about the student's educational goal and course of study and in developing an education plan. The Office of the Chancellor of the California Community Colleges shall establish guidelines on student matriculation services, including, but not limited to, the development of an education plan leading to a course of study. Notwithstanding any other law, students who are exempted from matriculation services pursuant to Section 78215 are not subject to the requirements of this paragraph.
 - (3) Adopt and implement placement policies consistent with the requirements of Section 78213.
 - (4) Provide all students with an education plan, which identifies courses, a sequence of courses, key progress milestones, and other requirements the student must complete to earn an associate degree, career technical education certificate, other community college certificate, or meet transfer requirements. Notwithstanding any other law, students who are exempted from having an education plan under Section 78215 are not subject to the requirement of this paragraph.
 - (5) Provide a report to the chancellor's office by January 1 of each year detailing how funding pursuant to this section was expended in the prior fiscal year and for what specific purposes. A district report shall also include an assessment of the progress in advancing the goals identified in paragraph (2) of subdivision (a).
- (c) (1) If the total amount of funds appropriated for purposes of this section is equal to or greater than the amount of funds appropriated in the 2017–18 fiscal year for the Student Success and Support Program pursuant to Section 78212, the student equity plans pursuant to Section 78221, and the Student Success for Basic Skills program pursuant to Section 88815, the chancellor shall allocate to each district an amount equal to or greater than the amount allocated in the 2017–18 fiscal year.
- (2) If the total amount of funds appropriated for purposes of this section is less than the amount of funds appropriated in the 2017–18 fiscal year for the Student Success and Support Program pursuant to Section 78212, the student equity plans pursuant to Section 78221, and the Student Success for Basic Skills program pursuant to Section 88815, the chancellor shall allocate to each district the pro rata share of the amount appropriated based on the amount allocated to each district in the 2017–18 fiscal year.
- (3) The Board of Governors of the California Community Colleges may require districts or colleges to provide a local fund match for funding appropriated for purposes of this section.
- (4) The chancellor shall provide guidance to districts regarding eligible expenditures and activities and integrated planning to ensure funding for the Student Equity and Achievement Program is used to support the goal of

eliminating disparities pursuant to paragraph (2) of subdivision (a). It is the intent of the Legislature that colleges prioritize funding for high-need and disadvantaged students, as those terms are defined in subdivision (c) of Section 78221.

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

~~(B) Of the amount allocated pursuant to subparagraph (A), the chancellor shall allocate to a community college district no less than the amount that was provided to a district in the 2017-18 fiscal year pursuant to paragraph (1) of subdivision (b) of Section 88815 to carry out faculty and staff development to improve curriculum, instruction, student services, and program practices in the areas of basic skills and English as a second language program.~~

~~(6) (5)~~ By April 1 of each year, the chancellor's office shall submit a systemwide report to the Legislature and Department of Finance that provides a summary of the district reports referenced in paragraph (5) of subdivision (b). A report to the Legislature pursuant to this paragraph shall be submitted in compliance with Section 9795 of the Government Code.

(d) (1) All districts receiving an allocation of funds pursuant to subdivision (c) shall comply with the requirements of Section 78214. In meeting this requirement, the Student Success and Support Program referenced in Section 78214 means the Student Equity and Achievement Program.

(2) For purposes of Section 87482.3, the Student Success and Support Program means the Student Equity and Achievement Program.

SEC. 3. Section 78261 of the Education Code is amended to read:

"78261. (a) The Legislature finds and declares both of the following:

(1) The Legislature intends to facilitate both the expansion of associate degree nursing programs and the improvement in completion rates in those programs.

(2) The Legislature also intends that community colleges employ nationally recognized diagnostic assessment tools that are aligned with national nursing licensure requirements. Both students and the state benefit when diagnostic assessments are supplemented with educational opportunities to assist students in meeting skill levels.

(b) It is the intent of the Legislature to create a Nursing Enrollment Growth and Retention program in the Chancellor's Office of the California Community Colleges. The purpose of this program shall be to provide grants to community college associate degree of nursing programs that meet either of the following conditions:

(1) The nursing program has low or moderate program attrition levels.

(2) The nursing program provides a comprehensive program of diagnostic assessment, prenursing preparation, and program-based support to students.

(c) ~~(1)~~ It is the intent of the Legislature that this program shall be funded, beginning in the 2006-07 fiscal year, by a redirection of the ten million dollars (\$10,000,000) provided annually pursuant to the Budget Act of 2005, along with an additional investment of two million eight hundred eighty-six thousand

dollars (\$2,886,000) annually, for a total program budget of twelve million eight hundred eighty-six thousand dollars (\$12,886,000) annually. Unencumbered funds that were appropriated in the Budget Act of 2005 may be used for capacity building and equipment in the 2006-07 fiscal year.

~~(2) Up to 3 percent of the funds appropriated for this program may be used for statewide administration, program development, program evaluation, and program accountability. As used in this paragraph, "program development" includes, but is not necessarily limited to, activities related to partnerships or collaborations between community colleges and institutions of higher education offering baccalaureate degrees in order to increase the number of students completing bachelor of the science of nursing (BSN), master of the science of nursing (MSN), and master's entry programs in nursing (MEPN) courses of study.~~

(d) The Board of Governors of the California Community Colleges may award grants to community college districts with associate degree nursing programs to expand enrollment, reduce program attrition, or both. Funds shall be used only for the following purposes: expanding enrollment, providing diagnostic assessments, and offering preentry coursework to prospective nursing students and diagnostic assessments and supportive services to enrolled nursing students. For purposes of this section, supportive services include, but are not necessarily limited to, tutoring, case management, mentoring, and counseling services. Funds may also be used to develop alternative delivery models such as part-time, evening, weekend, and summer program offerings. In order to qualify for these funds, a community college associate degree nursing program shall do either of the following:

(1) Have a program attrition rate, as determined by the Board of Registered Nursing's Annual School Report or the Information Program Data System of the Chancellor's Office of the California Community Colleges, of 15 percent or less for the year prior to application for funding.

(2) Commit to implement a comprehensive program of diagnostic assessment, prenursing enrollment preparation, and program-based support to enrolled students, as defined in this article.

(e) Notwithstanding Section 78213 or any other provision of law, prior to awarding any funds to be used for reducing program attrition, the chancellor's office shall do all of the following:

(1) Identify, in collaboration with community college associate degree nursing programs, nationally recognized diagnostic assessment tools that determine the likelihood of academic success in community college registered nursing education programs.

(2) Establish, in collaboration with community college associate degree nursing programs, the system wide proficiency level necessary for academic success for each diagnostic assessment tool.

(3) Define the kinds of educational and support services that qualify for funding under this program.

(f) As a condition of receiving grants under paragraph (2) of subdivision (d), a community college district shall, at a minimum, do all of the following:

(1) Utilize diagnostic assessment tools prior to enrollment to determine readiness for community college associate degree nursing programs.

- (2) Offer, or identify, educational preentry coursework, including, but not necessarily limited to, tutorials, instructional resources, or noncredit instruction, aligned to the entry-level nursing standards and curriculum for students who fail to demonstrate readiness based upon the diagnostic assessment tools.
- (3) Provide access to prenursing coursework for all students who do not demonstrate readiness based upon the diagnostic assessment tools.
- (4) Require that students demonstrate readiness through the diagnostic assessment or successful completion of the prenursing coursework specified above prior to commencing the registered nursing program.
- (5) Ensure that students that participate in educational preentry coursework in order to demonstrate readiness based upon the diagnostic assessment tools are not disadvantaged in the program enrollment process.
- (g) As a condition of receiving grant funds pursuant to paragraph (2) of subdivision (d), each recipient district shall report to the chancellor's office the following data for the academic year on or before a date determined by the chancellor's office:
 - (1) The number of students enrolled in the nursing program.
 - (2) The number of students taking diagnostic assessments.
 - (3) The number of students failing to meet proficiency levels as determined by diagnostic assessment tools.
 - (4) The number of students failing to meet proficiency levels that undertake preentry preparation classes.
 - (5) The number of students who successfully complete preentry preparation coursework.
 - (6) The average number of months between initial diagnostic assessment, demonstration of readiness, and enrollment in the nursing program for students failing to meet proficiency standards on the initial diagnostic assessment.
 - (7) The average number of months between diagnostic assessment and program enrollment for students meeting proficiency standards on the initial diagnostic assessment.
 - (8) The number of students who completed the associate degree nursing program and the number of students who pass the National Council Licensure Examination (NCLEX).
- (h) (1) Data reported to the chancellor under this article shall be disaggregated by age, gender, ethnicity, and language spoken at home.
 - (2) The chancellor's office shall compile and provide this information to the Legislature and the Governor by March 1 of each year.
- (i) It is the intent of the Legislature that, pursuant to funding to be provided in the annual Budget Act, in the 2009-10 academic year, the California Community Colleges should increase the statewide enrollment of full-time equivalent registered nursing students by 450 and, beginning in the 2010-11 academic year and continuing each academic year thereafter, add 900 new full-time equivalent registered nursing students."

SEC. 4. Section 79228 of the Education Code is repealed.

~~79228. The board of governors may authorize the chancellor, consistent with the requirements the board may impose, to designate up to 2 percent of the funds allocated pursuant to this article for program administration.~~

SEC. 5. Section 79229 of the Education Code is repealed.

~~79229. The board of governors may authorize the chancellor, consistent with the requirements the board may impose, to designate up to 3 percent of the funds allocated pursuant to this article for program development and program accountability.~~

SEC. 6. Part 48.5 (commencing with Section 79750) is added to Division 7 of Title 3 of the Education Code, to read:

Part 48.5. California Community Colleges System Support Program

79750. (a) The California Community Colleges System Support Program is hereby established.

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

(1) The state has historically provided funding to support systemwide technical assistance set-asides and systemwide initiatives for the development, implementation, and evaluation of community college programs.

(2) Many of these supports and initiatives have been established independently of one another, creating a patchwork of supports and technical assistance for the system's community colleges that are not well-coordinated and may not address the system's most pressing needs.

(3) Consolidating systemwide technical assistance set-asides and initiatives can provide for enhanced coordination and delivery of systemwide technical assistance or initiatives to meet the evolving needs of the community college system.

(c) (1) It is the intent of the Legislature that this program supports the achievement of strategic policy goals adopted by the board of governors, including supporting student access and success for all students, and closing achievement gaps for underrepresented students.

(2) It is also the intent of the Legislature that to the extent this program achieves savings from administrative efficiencies and leveraging of services, those savings will be used to increase levels of service consistent with the objectives of the Vision for Success and adjusted for the overall program appropriation level.

~~(2)~~ **(3)** It is further the intent of the Legislature that in administering the program, the board of governors use cost-effective methods in accomplishing the objectives established for this program.

(c) The funds appropriated for this program shall be allocated by the Board of Governors of the California Community Colleges to one or more community college districts for systemwide support activities, including, but not limited to:

(1) Program and administrative costs to support California Community Colleges in the development, implementation, and evaluation of programs including, but not limited to, the following:

(A) Activities and practices pursuant to the California Community College Guided Pathways Grant Program.

(B) Placement policies pursuant to the requirements of Section 78213.

(C) The Student Equity and Achievement Program, established pursuant to Section 78222.

(D) The Community College Extended Opportunity Programs and Services, established pursuant to Article 8 (commencing with Section 69640) of Chapter 2 of Part 42 of Division 5.

(E) Educational programs and support services to be provided to disabled students by community college districts, pursuant to Article 3 (commencing with Section 67310) of Chapter 14 of Part 40 of Division 5.

(F) The Cooperating Agencies Foster Youth Educational Support Program, established pursuant to Article 7 (commencing with Section 79220) of Chapter 9 of Part 48.

(G) The Strong Workforce Program, established pursuant to Part 54.5 (commencing with Section 88820).

(H) The programs established pursuant to Article 3 (commencing with Section 79140) of Chapter 9 of Part 48.

(2) Program and administrative costs relating to improving the fiscal health and stability of districts, including the reimbursement of expenses to the Fiscal Crisis and Management Assistance Team.

(3) Media campaigns, including administrative costs, for the California Community Colleges, including, but not limited to, campaigns related to the following:

(A) Community college affordability.

(B) Transfer to four-year universities.

(C) Outreach for students from non-English speaking households and bilingual households, targeting areas of the state that meet, but are not limited to, the following conditions:

(i) Concentrations of non-English speaking and bilingual households.

(ii) Concentrations of underserved populations.

(iii) A history of declining community college attendance.

(4) (A) Support for activities that promote, or respond to concerns relating to, institutional effectiveness and improvement for California Community Colleges, especially for colleges that demonstrate low performance in any area of operations, including, but not limited to, any of the following:

(i) Technical assistance.

(ii) Creation or maintenance of an online clearinghouse of resources, such as effective practices, guidance, and curriculum, to support improvement of the California Community Colleges for statewide priorities, including, but not limited to, the development of educational programs or courses for incarcerated adults in prisons and jails, and the formerly incarcerated, educational programs or courses for California Conservation Corps members, and the Strong Workforce Program established pursuant to Part 54.5

(commencing with Section 88820) of Division 7 of Title 3 of the Education Code.

- (iii) Research and evaluation.
- (iv) Professional development.
- (v) Data collection.

(B) Technical assistance pursuant to this paragraph for colleges that is initiated by the chancellor may be provided at no cost to the district. If a community college district requests technical assistance, the district is required to spend at least \$1 from local or other resources for every \$2 received as determined by the chancellor.

(5) Technology services for the California Community Colleges, including, but not limited to, any of the following:

- (A) Accessibility services.
- (B) Information security services.
- (C) 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.
- (D) Platforms, including, but not limited to, the California Partnership for Achieving Student Success (Cal-PASS) program.
- (E) Telecommunications services, including, but not limited to, systemwide internet, audio bridging, data security, telephony, and statewide multimedia hosting and delivery services.
- (F) Professional development, including, but not limited to, faculty and staff development related to technology use and adoption.
- (G) Technical assistance.
- (H) Programs, including pilot programs, that serve to maximize the utility and economies of scale of the community college system to improve student outcomes.

(6) Program and administrative costs to increase the number of courses available through the use of technology, including, but not limited to, the California Virtual Campus Distance Education Program, funded pursuant to Item 6870-101-0001 of Section 2.00 of the Budget Act of 2018 and a consistent learning management system to help implement this program. The chancellor shall ensure, to the extent possible, that the following conditions are satisfied for increasing the number of courses available through the use of technology:

- (A) These courses can be articulated across all community college districts.
 - (B) These courses are made available to students systemwide, regardless of the campus at which a student is enrolled.
 - (C) Students who complete these courses are granted degree-applicable credit across community colleges.
 - (D) These funds shall be used for those courses that have the highest demand, fill quickly, and are prerequisites for many different degrees.
- (7) (A) Expenditures for transfer education and articulation projects and common course numbering projects.
- (B) Any funding that is provided to community college districts for the purposes of this paragraph shall directly offset any costs claimed by

community college districts to be mandates pursuant to Chapter 737 of the Statutes of 2004.

(c) (1) The board of governors shall approve a budget for this program no later than September 30 of the fiscal year for which the funds have been appropriated.

(2) The board of governors shall adopt procedures for this program's implementation.

(3) Any funds appropriated for this program shall be encumbered only after the board of governors has approved a budget for the program.

(4) Funds available for this program shall be allocated only as authorized in the budget approved by the board of governors.

(d) The board of governors shall report to the Department of Finance and the Legislature by September 30 of each year on expenditures for the program for the prior fiscal year.

(e) Any funds appropriated for this program shall be available for encumbrance or expenditure for three fiscal years after the funds have been appropriated in the annual Budget Act.

SEC. 7. Section 84850 of the Education Code is amended to read:

"84850. (a) The Board of Governors of the California Community Colleges shall adopt rules and regulations for the administration and funding of educational programs and support services to be provided to disabled students by community college districts pursuant to Article 3 (commencing with Section 67310) of Chapter 14 of Part 40 of Division 5.

(b) As used in this section, "disabled students" are persons with exceptional needs who have applied to or enrolled at a community college who, because of a verified disability, cannot fully benefit from classes, activities, and services regularly provided by the college without specific additional specialized services or educational programs.

(c) The regulations adopted by the board of governors shall provide for the apportionment of funds to each community college district to offset the direct excess cost of providing specialized support services or instruction, or both, to disabled students enrolled in state-supported disabled student services programs or courses. Direct excess costs are those actual fixed, variable, and one-time costs, as defined in Section 67311, which exceed the combined total of the following:

(1) The average cost to the district of providing services to nondisabled students times the number of students served by disabled student programs and services.

(2) The indirect cost to the district of providing facilities and support for the administration of disabled student programs and services.

(3) The revenue derived from average daily attendance in special classes.

(4) Any other funds for serving disabled students which the district receives from federal, state, or local sources.

(d) As a condition of receiving funds pursuant to this section, each community college district shall certify that reasonable efforts have been made to utilize all funds from federal, state, or local sources which are available for serving

disabled students. Districts shall also provide the programmatic and fiscal information concerning programs and services for disabled students that the regulations of the board of governors require.

~~(c) The board of governors may authorize the chancellor, consistent with the requirements the board may impose, to designate up to 3 percent of the funds allocated pursuant to this section for program development and program accountability."~~

SEC. 8. Section 88825 of the Education Code is amended to read:

"88825. (a) This section applies to the Community College component only, and applies commencing with the 2017-18 fiscal year.

~~(b) To promote the success of community college students and the career technical education programs that serve them, up to 5 percent of the funds appropriated for the Community College component may be allocated by the Board of Governors of the California Community Colleges to a community college district for statewide activities to improve and administer the program, including the facilitation of system, program, and data alignment at the state and regional levels and the implementation of the 25 recommendations presented to the board of governors on January 19 and 20, 2016, by the Strong Workforce Task Force. The chancellor's office shall consult with the California Workforce Development Board and other appropriate state agencies on the development of all statewide activities that would be implemented by the selected district to facilitate broader workforce and education system alignment. Statewide coordination activities funded out of this allocation may include, but are not limited to, the following activities:~~

- ~~(1) State level coordination for the development of labor market analyses pertaining to economic and industry trends and jobs projections for the purpose of supporting common regional planning efforts and the alignment of career technical education program offerings with regional labor market dynamics.~~
- ~~(2) Research, evaluation, and technical assistance on the use of effective local and regional policies, best practices, and model partnerships.~~
- ~~(3) Development and prototyping of innovative policies, practices, and coordinated services with local workforce and education partners.~~
- ~~(4) Participation of community college districts in existing regional coalitions and planning efforts.~~
- ~~(5) Cross training local program staff.~~
- ~~(6) Development and maintenance of a state level cross system data reporting mechanism with partners formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113 128) for the purpose of monitoring workforce program outcomes and performance accountability.~~
- ~~(7) Leveraging allocated funds with state and local partners through interagency agreements, memorandums of understanding, or other appropriate mechanisms.~~

~~(c)~~ (b) (1) Forty percent of the funds apportioned for the Community College component of the program shall be apportioned directly to the fiscal agent of the consortium for the purpose of funding regionally prioritized projects and

programs that meet the needs of local and regional economies, as identified in regional plans and Workforce Innovation and Opportunity Act (Public Law 113-128) regional plans.

(2) Sixty percent of the funds apportioned for the Community College component of the program shall be apportioned directly to community college districts in the consortium. Funds apportioned directly to a community college district shall be expended for the purpose of funding regionally prioritized projects and programs within the community college district that meet the needs of local and regional economies, as identified in regional plans and Workforce Innovation and Opportunity Act (Public Law 113-128) regional plans. As a condition of receiving direct funding, each community college district shall actively participate in its consortium.

~~(d)-(c)~~ The allocation of funds to a consortium shall be based on a schedule determined by the chancellor's office and is effective for the four years of each plan cycle. Within the four-year plan cycle, this schedule may be altered to reflect changes in the statewide allocation for the program as appropriated in the annual Budget Act.

~~(e)-(d)~~ The chancellor's office shall provide to the Department of Finance and the Legislative Analyst's Office its recommendations for the allocation of funds available for each consortium no later than August 30 of each year. The department shall approve the allocation plan before the release of funding.

~~(f)-(e)~~ (1) For each four-year plan cycle, the chancellor's office shall determine the amount of funds to be allocated to each consortium based on the following weighted factors in each region:

(A) The unemployment rate. This factor shall comprise 33 percent of the allocation formula.

(B) The proportion of career technical education full-time equivalent students. This factor shall comprise 33 percent of the allocation formula.

(C) The proportion of projected job openings. This factor shall comprise 17 percent of the allocation formula.

(D) The proportion of successful workforce outcomes as evidenced by the performance accountability measures of the federal Workforce Innovation and Opportunity Act (Public Law 113-128). This factor shall comprise 17 percent of the allocation formula.

(2) For each four-year plan cycle, the chancellor's office shall determine the amount of funds to be allocated directly to each community college district within a consortium based on the weighted factors, specified in subparagraphs (A) to (D), inclusive, of paragraph (1), in each district within the region.

~~(g)-(f)~~ A consortium shall allocate funds in accordance with its plan and only to community college districts. Decisions governing, or relating to, the distribution of the consortium's fiscal resources shall be determined exclusively by the community college districts participating in the consortium.

~~(h)-(g)~~ As a condition of receipt of funds under this section, a participating community college district shall comply with all of the following:

(1) Be a member of a consortium.

(2) Participate in regional planning efforts formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128) and other efforts that align workforce, employment, and education services.

(3) Work with other consortium members to create and submit a plan to the chancellor's office by January 31 of every fourth year of a four-year plan cycle.

(4) Provide accessible performance and labor market data that can be used by community college districts and their regional partners to support the implementation of the program and any related efforts to align regional workforce and education programming with regional labor market needs, including, but not limited to, regional planning efforts established pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128).

(5) Include interested public universities and local educational agencies in regional planning.

(6) Certify that the use of funds will meet the intent of the program to accomplish all of the following:

(A) Increase the number of students in quality career technical education courses, programs, and pathways that will achieve successful workforce outcomes.

(B) Increase the number of quality career technical education courses, programs, and pathways that lead to successful workforce outcomes, or invest in new or emerging career technical education courses, programs, and pathways that may become operative in subsequent years and are likely to lead to successful workforce outcomes.

(C) Address recommendations from the Strong Workforce Task Force, including the recommended provision of student services related to career exploration, job readiness and job placement, and work-based learning.

~~(j)-(h)~~ Funds appropriated to community college districts for the program shall supplement, not supplant, existing funding of community college career technical education programs. This subdivision shall not be interpreted to mean that a participating community college district is prohibited from eliminating or altering existing programs, but the percentage of that community college district's total full-time equivalent students enrolled in career technical education courses relative to the total full-time equivalent students enrolled in the district shall not be reduced from the percentage computed for the 2015-16 fiscal year.

~~(j)-(i)~~ Programs, courses, or instructional materials developed using funding from the program may be made available to all community college districts, as appropriate, through the online clearinghouse of information created as part of the Institutional Effectiveness Partnership Initiative."

8. *Revise 2019-20 Apportionments.* To effectuate this proposal, it is requested that RN 20 09046 be amended to read (revisions to the statute proposed with the Governor's Budget are highlighted in bold):

"6870-101-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98)	4,271,222,000
	<u>4,342,259,000</u>

4,445,777,000

Schedule:

(1)	5670015- Apportionments	2,866,619,000 <u>2,909,100,000</u> <u>3,041,174,000</u>
(2)	5670019- Apprenticeship	43,693,000 <u>53,417,000</u> <u>43,693,000</u>
(3)	5670023- Apprenticeship Training and Instruction	35,749,000 <u>46,457,000</u> <u>35,749,000</u>
(4)	5675040-Student Equity and Achievement Program	475,220,000
(5)	5675019-Student Financial Aid Administration	76,007,000
(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)	5675109- Institutional	27,500,000

	Effectiveness	
(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	12,172,000
(15)	5675098- Integrated Technology	41,890,000
(16)	5675119- Economic Development	264,207,000
(17)	5675123-Transfer Education and Articulation	779,000
(18)	5675023- Extended Opportunity	132,691,000

	Programs and Services	
(19)	5675115-Fund for Student Success	47,940,000
(20)	5675150-Campus Childcare Tax Bailout	3,645,000
(21)	5675156-Nursing Program Support	13,378,000
(22)	5670035-Expand the Delivery of Courses through Technology	23,000,000
(23)	5675133-Physical Plant and Instructional Support	8,124,000

Provisions:

1. The funds appropriated in this item are for transfer by the Controller during the 2019–20 fiscal year to Section B of the State School Fund.
- 1.5. (a) The funds appropriated in Schedule (1) reflect a deferral of \$330,128,000 to the 2020-21 fiscal year.
- (b) In addition to the amount provided in Schedule (1), other funding is available to support this program in Provision 1 of Item 6870-488 of this Act.
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), \$24,727,000 shall be used to increase statewide growth of full-time equivalent students (FTES) by 0.55 percent.
 - (2) Of the funds appropriated in Schedule (1), \$230,006,000 shall be used to reflect a cost-of-living adjustment of 3.26 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), \$85,138,000 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.
- (f) 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 \$6.45 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, 2025.
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 \$6.45 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 \$15,170,000 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 \$15,337,000 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 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 provision of law, the amount of funds appropriated for the purpose of administering fee waivers for the 2019–20 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) \$9,488,000 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 Sections 1529.1 and 1529.2 of the Health and Safety Code and Section 16003 of the Welfare and Institutions Code receive priority.
10.
 - (a) Of the amount included in Schedule (9):
 - (3)
 - (A) \$7,500,000 may be used by the chancellor to provide technical assistance to community college districts that demonstrate low performance in any area of operations. It is the intent of the Legislature that technical assistance providers be contracted in a cost-effective manner, that they primarily consist of experts who are current and former employees of the California Community Colleges, and that they provide technical assistance consistent with the vision for the California Community Colleges.
 - (B) Technical assistance funded pursuant to this paragraph that is initiated by the chancellor may be provided at no cost to the district. If a community college district requests technical assistance, the district is required to spend at least \$1 from local or other resources for every \$2 received as determined by the chancellor.
 - (4)
 - (A) \$20,000,000 may be used by the chancellor to provide regional and online workshops and trainings to

community college personnel to promote statewide priorities, including, but not limited to, strategies to improve student achievement; strategies to improve community college operations; and system leadership training to better coordinate planning and implementation of statewide initiatives in alignment with the Board of Governors' 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 paragraphs (3) and (4) of this provision in the prior year to the Department of Finance and the Joint Legislative Budget Committee no later than December 31 of each year. This report shall include information regarding California Community Colleges' participation in the activities funded pursuant to paragraphs (3) and (4) of this provision.

- (B) Funding available pursuant to this paragraph may be utilized 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).

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) The funds appropriated in Schedule (15) shall be allocated by the chancellor 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) of this provision shall be available for allocations to districts to maintain technology capabilities.
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) \$241,278,000 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) In addition to the amount provided in Schedule (16) to support the Strong Workforce Program, other funding is available to support this program in Provision 1 of Item 6870-488 in this Budget Act.
- 15.
 - (a)
 - (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 to pursuant to Chapter 737 of the Statutes of 2004.
 - (b) \$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.
- 16.
 - (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.

17. 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 appropriated in this item 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, 2020, and annually thereafter, 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 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.
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. Of the funds appropriated in Schedule (22):

- (a) \$20,000,000 shall be allocated to the chancellor to increase the number of courses available through the use of technology, 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 paragraph are encouraged to first use open educational resources.
 - (2) Notwithstanding any other law, a contract between the Office of the Chancellor of the California Community Colleges and a community college district for purposes of this subdivision is not subject to any competitive bidding requirements of Section 10340 of the Public Contract Code.
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.
- ~~22. (a) Any funds appropriated in Schedule (23) are available for the following purposes:~~
- ~~(1) Scheduled maintenance and special repairs of facilities. The Chancellor of the California Community Colleges shall allocate funds to districts on the basis of actual reported FTES, and may establish a minimum allocation per district. As a condition for receiving and expending these funds for maintenance or special repairs, a district shall certify that it will increase its operations and maintenance spending from the 1995-96 fiscal year by the amount it allocates from this appropriation for maintenance and special repairs. A district's compliance with its resolution shall be reviewed under the annual audit of that district.~~
 - ~~(2) Hazardous substances abatement, cleanup, and repairs.~~
 - ~~(3) Architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et~~

~~seq.) and seismic retrofit projects limited to \$709,000.~~

~~(4) Water conservation projects to reduce water consumption in cooperation with the Governor's Executive Order B-37-16. Projects may include any of the following:~~

~~(A) Replacement of water intensive landscaping with drought tolerant landscaping, synthetic turf, provided that the turf is used only in nonathletic areas, and other nonplant materials.~~

~~(B) Drip or low-flow irrigation systems.~~

~~(C) Building improvements to reduce water usage.~~

~~(D) Installation of meters for wells to allow for monitoring of water usage.~~

~~(b) Any funds appropriated in Schedule (23) are available for replacement of instructional equipment and library materials. The funds provided for instructional equipment and library materials shall not be used for personal services costs or operating expenses. The chancellor shall allocate funds to districts on the basis of actual reported FTES and may establish a minimum allocation per district. A district's compliance with its resolution shall be reviewed under the annual audit of that district.~~

~~(c) Any funds appropriated in Schedule (23) shall be available for one-time use until June 30, 2022."~~

9. *Provide Flexibility Within CCC Strong Workforce Program.* To effectuate this proposal, it is requested that Sections 88821, 88822, and 88825 of the Education Code be amended to read:

"88821. (a) The Legislature finds and declares all of the following:

(1) California's economic competitiveness is fueled, in part, by the strength of its regional economies and its skilled workforce.

(2) Upward social and economic mobility helps keep the state's economy diversified and vibrant.

(3) The attainment of industry-valued "middle skill credentials" serves as a gateway for a large and diverse number of careers in the state's economy.

(4) California's local educational agencies, community college districts, interested public four-year universities, local workforce development boards, economic development and industry leaders, and local civic representatives should collaboratively work together to inform the offerings of courses, programs, pathways, and workforce development opportunities that enable students to access the current and future job market and further social and economic mobility.

(b) The Strong Workforce Program is hereby established as a K–14 state education, economic, and workforce development initiative for the purpose of expanding the availability of high-quality, industry-valued career technical education and workforce development courses, programs, pathways, credentials, certificates, and degrees.

(c) To facilitate program coordination and alignment with other workforce training, education, and employment services in the state, the Strong Workforce Program shall operate in a manner that complies with the California Strategic Workforce Development Plan, required pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128), and expand upon existing consortia infrastructure.

(d) To avoid duplication of effort, activities funded under the Strong Workforce Program shall be informed by, aligned with, and expand upon the activities of existing workforce and education regional partnerships, including those partnership activities that pertain to regional planning efforts established pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128), adult education block grant consortia, and other career technical education programs.

(e) All of the following guiding principles apply to each consortium participating in the Strong Workforce Program:

(1) Any community college district or local educational agency participating in the consortium shall ensure that its career technical education and workforce development courses, credentials, certificates, degrees, programs, and pathway offerings, as applicable, are responsive to the needs of employers, workers, civic leaders, and students.

(2) The consortium shall collaborate with other public institutions, including, but not limited to, adult education consortia, local workforce development boards, and interested California State University and University of California institutions.

(3) The consortium shall collaborate with civic representatives, representatives from the labor community, and economic development and industry sector leaders within the region.

(4) The consortium shall include collaborating entities and persons identified in this subdivision in planning meetings, provide them with adequate notice of the consortium's proposed decisions, and solicit, consider, and respond to comments from them regarding the consortium's proposed decisions.

(5) Collaborative efforts shall focus upon evidence-based decision making and student success with workforce outcomes aligned with the performance accountability measures of the federal Workforce Innovation and Opportunity Act (Public Law 113-128), and closing labor market and employment gaps. Each consortium shall strive to align programmatic offerings in the most effective and

efficient manner to avoid duplication of effort and streamline access to services, and education and training opportunities.

(6) Community college districts, local educational agencies, and other entities participating in a consortium are encouraged to develop long-term partnerships with private sector employers and labor partners to provide coordinated courses, programs, and pathways with employer involvement in the assessment, planning, and development of career technical education courses, programs, and pathways. To the extent practicable, employer partnerships should build upon regional partnerships formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128) and other state or federal programs.

(7) Community college districts, local educational agencies, and other entities participating in a consortium are encouraged to develop and work closely with public and private organizations that offer workforce development programs and pathways to individuals with autism and other developmental disabilities to provide a comprehensive approach to address workforce readiness and employment.

(f) The chancellor's office shall, in consultation with the California Workforce Development Board, the Academic Senate for California Community Colleges, and its partners formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128), as applicable, develop and implement policies and guidance necessary to implement the Community College component of the Strong Workforce Program, including policies and guidance necessary for consortia, including community college districts and their regional partners, to increase the number of aligned middle skill and career technical education courses, programs, pathways, credentials, certificates, and degrees. No later than June 30, 2017, the chancellor's office shall develop and implement policies and guidance pursuant to this subdivision and bring before the Board of Governors of the California Community Colleges any policies, regulations, and guidance necessary to accomplish all of the following:

(1) Facilitate the development, implementation, and sharing of career technical education effective practices, curriculum models and courses, and community college credentials, certificates, degrees, and programs across regions and among community college districts.

(2) Enable community college districts to develop career technical education and workforce outcomes, and applicable associate degrees and certificates as appropriate.

(3) Provide accessible performance and labor market data that can be used flexibly by participating community college districts and their regional partners to support the implementation of the Strong Workforce Program and related efforts to align regional workforce and education programming with regional labor market needs.

(4) Encourage local efficiency through coordinated and collaborative regional workforce efforts in which community college districts are partners.

(5) Support curriculum processes to ensure that students are able to efficiently transfer college-level career technical education credits across community college districts and to the California State University and the University of California.

(6) Improve sector-based engagement with employers within a region.

(7) Provide, in partnership with employers, work-based learning opportunities for students that increase their employability and earning potential.

(8) Enable community college districts to facilitate and optimize their resources to support the Strong Workforce Program and other related regional workforce development efforts.

(9) Ensure that community college district Strong Workforce Program expenditures are focused on improving student success with workforce outcomes for all students enrolled in community college career technical education courses, programs, and pathways.

(10) (A) For the Community College component only, notwithstanding the June 30, 2017, implementation date specified in this subdivision, develop and implement a plan to streamline the course and curriculum approval process, both at the state and local levels. The plan shall reflect an expedited state approval process for career technical education courses, programs, and certificates, and may include the elimination of an existing state course and program approval process. The plan shall reflect one of the following two options:

(i) A process of course and curriculum approval that enables community college districts to develop a course or program within one academic year and to offer that course or program the subsequent academic year.

(ii) A process of course and curriculum approval that enables community college districts to develop a course or program within one academic semester and to offer that course or program the subsequent academic semester.

(B) The plan described in subparagraph (A) shall also reflect the creation of a process that enables career technical education courses and programs to be portable among community college districts. This process shall enable a community college district to adapt, adopt, or adapt and adopt another community college district's approved career technical education courses, programs, and curriculum within one academic semester and to offer that course or program, or utilize that curriculum, the subsequent academic semester.

(C) The chancellor's office shall consult with the Legislature and the Governor prior to implementing the plan. The plan shall be developed no later than July 1, 2017, and implemented no later than January 1, 2018.

(11) Eliminate barriers to hiring qualified instructors for career technical education courses, including reevaluating the required minimum qualifications for career technical education instructors.

(g) Community college districts, working with their regional consortia, shall expedite the development of targeted credit or noncredit short-term workforce training programs, in accordance with the following:

(1) Short-term workforce training programs shall focus on economic recovery and result in job placement.

(2) Short-term workforce training programs shall focus on the reskilling and upskilling of individuals.

(3) Short-term workforce training programs shall have at least one proven employer partner, demonstrate job vacancies, and submit verification to the Chancellor's Office.

(4) Verification shall include the projected number of individuals served, completion rates, and job placement rates.

(5) Where possible, short-term noncredit workforce training programs should be utilized to be responsive to the workforce training needs of employers, with the ability to transition to credit or noncredit courses and programs upon successful completion of a program established pursuant to this subdivision. Colleges are encouraged to develop workforce training that utilizes competency-based approaches, and applies credit for prior learning where possible.

~~(g)~~(h) After June 30, 2017, and only as necessary, the chancellor's office may develop and implement revised policies and guidance for the Community College component only, and bring regulations before the Board of Governors of the California Community Colleges as necessary for a community college district and its regional partners to accomplish both of the following:

(1) Implement and expand the amount of aligned middle skill and career technical education credentials, certificates, degrees, courses, programs, and pathways in accordance with paragraphs (1) to (11), inclusive, of subdivision (f).

(2) Implement the recommendations of the Strong Workforce Task Force.

~~(h)~~(i) (1) For purposes of this section, the chancellor's office shall consider input provided by relevant stakeholders, including the Academic Senate of the California Community Colleges, the Workforce Pathways Joint Advisory Committee, and the California Workforce Development Board, before implementing revised guidance, policies, or regulatory changes for the Community College component.

(2) For purposes of the Community College component and in compliance with the consultation requirements in Sections 70901 and 70902, the Academic Senate of the California Community Colleges shall establish a career technical education subcommittee to provide recommendations on career technical education issues. No less than 70 percent of the subcommittee shall consist of career technical education faculty. The subcommittee's charter shall require it to provide assistance to community college districts to ensure that career technical education and its instruction is responsive and aligned to current and emergent industry trends, and ensure that similar courses, programs, and degrees are portable among community college districts.

88822. For purposes of this part, the following terms have the following meanings:

(a) "Career pathways" means an identified series of positions, work experiences, or educational benchmarks or credentials that offer occupational and financial advancement within a specified career field or related fields over time.

(b) "Career technical education credential" means a workforce certificate, degree, or industry-recognized credential.

(c) "Career Technical Education Regional Consortium," or "consortium," means an administrative grouping of community college districts and local educational agencies by the Division of Workforce and Economic Development of the chancellor's office for the purpose of coordination and joint planning within regions, as defined in subdivision (p). Local educational agencies shall be grouped based on their association with community college districts. In the event that a local educational agency does not fall within the geographical

boundaries of any community college district, the local educational agency shall be grouped with the nearest community college district.

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

(e) "Community College component" means the funding allocated pursuant to Section 88825.

(f) "Deputy Sector Navigator" means an individual serving as an in-region contact for an industry or occupational cluster, working with the region's colleges and employers to create alignment around and deliver on workforce training and career pathways.

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

(h) "Joint powers authority" means an entity established in accordance with Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code for purposes of providing instruction to pupils enrolled in grades 9 to 12, inclusive.

(i) "K-12 component" means funding allocated pursuant to Section 88827.

(j) "K-12 Workforce Pathway Coordinator" means an individual serving as an in-region contact to provide technical assistance and support to K-12 local educational agencies pursuant to subdivision (a) of Section 88833.

(k) "K-14 Technical Assistance Provider" means an individual serving as the in-region contact pursuant to subdivision (b) of Section 88833 to provide leadership and technical assistance regionwide on K-14 career technical education programs or pathways.

(l) "Local educational agency" means a school district, county office of education, or charter school.

(m) "Middle skill credential" means a certificate, associate's degree, or industry-recognized credential that is less than a bachelor's degree but more than a high school diploma and facilitates student success with workforce outcomes.

(n) "Plan" means the regional plan established under this part.

(o) "Program" means the Strong Workforce Program established under this part.

(p) "Region" means a geographic area of the state defined by economic and labor market factors containing at least one industry cluster and the cities, counties, community college districts, and local educational agencies, or all of them, in the industry cluster's geographic area. To the extent possible, for the purposes of this part, collaborative regions should align with federal Workforce Innovation and Opportunity Act (Public Law 113-128) regional planning unit boundaries specified in the California Strategic Workforce and Development Plan and expand upon existing consortium infrastructure established by the chancellor's office.

(q) "Strong Workforce Task Force" means the Task Force on Workforce, Job Creation and a Strong Economy commissioned by the Board of Governors of the California Community Colleges.

(r) "Short-term workforce training program" is defined as a 4 to 12 week program with a proven employer partner designed for targeted reskilling and upskilling that results in job placement.

88825. (a) This section applies to the Community College component only, and applies commencing with the 2017–18 fiscal year.

(b) To promote the success of community college students and the career technical education programs that serve them, up to 5 percent of the funds appropriated for the Community College component may be allocated by the Board of Governors of the California Community Colleges to a community college district for statewide activities to improve and administer the program, including the facilitation of system, program, and data alignment at the state and regional levels and the implementation of the 25 recommendations presented to the board of governors on January 19 and 20, 2016, by the Strong Workforce Task Force. The chancellor's office shall consult with the California Workforce Development Board and other appropriate state agencies on the development of all statewide activities that would be implemented by the selected district to facilitate broader workforce and education system alignment. Statewide coordination activities funded out of this allocation may include, but are not limited to, the following activities:

(1) State-level coordination for the development of labor market analyses pertaining to economic and industry trends and jobs projections for the purpose of supporting common regional planning efforts and the alignment of career technical education program offerings with regional labor market dynamics.

(2) Research, evaluation, and technical assistance on the use of effective local and regional policies, best practices, and model partnerships.

(3) Development and prototyping of innovative policies, practices, and coordinated services with local workforce and education partners.

(4) Participation of community college districts in existing regional coalitions and planning efforts.

(5) Cross-training local program staff.

(6) Development and maintenance of a state-level cross-system data reporting mechanism with partners formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128) for the purpose of monitoring workforce program outcomes and performance accountability.

(7) Leveraging allocated funds with state and local partners through interagency agreements, memorandums of understanding, or other appropriate mechanisms.

(c) (1) Forty percent of the funds apportioned for the Community College component of the program shall be apportioned directly to the fiscal agent of the consortium for the purpose of funding regionally prioritized projects and programs that meet the needs of local and regional economies, including development of short-term workforce training programs focused on California's economic recovery from COVID-19, as identified in regional plans and Workforce Innovation and Opportunity Act (Public Law 113-128) regional plans.

(2) Sixty percent of the funds apportioned for the Community College component of the program shall be apportioned directly to community college districts in the consortium. Funds apportioned directly to a community college district shall be expended for the purpose of funding regionally prioritized projects and programs within the community college district that meet the needs of local and regional economies, as identified in regional plans and Workforce

Innovation and Opportunity Act (Public Law 113-128) regional plans. As a condition of receiving direct funding, each community college district shall actively participate in its consortium.

(d) The allocation of funds to a consortium shall be based on a schedule determined by the chancellor's office and is effective for the four years of each plan cycle. Within the four-year plan cycle, this schedule may be altered to reflect changes in the statewide allocation for the program as appropriated in the annual Budget Act.

(e) The chancellor's office shall provide to the Department of Finance and the Legislative Analyst's Office its recommendations for the allocation of funds available for each consortium no later than August 30 of each year. The department shall approve the allocation plan before the release of funding.

(f) (1) For each four-year plan cycle, the chancellor's office shall determine the amount of funds to be allocated to each consortium based on the following weighted factors in each region:

(A) The unemployment rate. This factor shall comprise 33 percent of the allocation formula.

(B) The proportion of career technical education full-time equivalent students. This factor shall comprise 33 percent of the allocation formula.

(C) The proportion of projected job openings. This factor shall comprise 17 percent of the allocation formula.

(D) The proportion of successful workforce outcomes as evidenced by the performance accountability measures of the federal Workforce Innovation and Opportunity Act (Public Law 113-128). This factor shall comprise 17 percent of the allocation formula.

(2) For each four-year plan cycle, the chancellor's office shall determine the amount of funds to be allocated directly to each community college district within a consortium based on the weighted factors, specified in subparagraphs (A) to (D), inclusive, of paragraph (1), in each district within the region.

(g) A consortium shall allocate funds in accordance with its plan and only to community college districts. Decisions governing, or relating to, the distribution of the consortium's fiscal resources shall be determined exclusively by the community college districts participating in the consortium.

(h) As a condition of receipt of funds under this section, a participating community college district shall comply with all of the following:

(1) Be a member of a consortium.

(2) Participate in regional planning efforts formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128) and other efforts that align workforce, employment, and education services.

(3) Work with other consortium members to create and submit a plan to the chancellor's office by January 31 of every fourth year of a four-year plan cycle.

(4) Provide accessible performance and labor market data that can be used by community college districts and their regional partners to support the implementation of the program and any related efforts to align regional workforce and education programming with regional labor market needs, including, but not limited to, regional planning efforts established pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128).

- (5) Include interested public universities and local educational agencies in regional planning.
- (6) Certify that the use of funds will meet the intent of the program to accomplish all of the following:
 - (A) Increase the number of students in quality career technical education courses, programs, and pathways that will achieve successful workforce outcomes.
 - (B) Increase the number of quality career technical education courses, programs, and pathways that lead to successful workforce outcomes, or invest in new or emerging career technical education courses, programs, and pathways that may become operative in subsequent years and are likely to lead to successful workforce outcomes.
 - (C) Address recommendations from the Strong Workforce Task Force, including the recommended provision of student services related to career exploration, job readiness and job placement, and work-based learning.
 - (i) Funds appropriated to community college districts for the program shall supplement, not supplant, existing funding of community college career technical education programs. This subdivision shall not be interpreted to mean that a participating community college district is prohibited from eliminating or altering existing programs, but the percentage of that community college district's total full-time equivalent students enrolled in career technical education courses relative to the total full-time equivalent students enrolled in the district shall not be reduced from the percentage computed for the 2015–16 fiscal year.
 - (j) Programs, courses, or instructional materials developed using funding from the program may be made available to all community college districts, as appropriate, through the online clearinghouse of information created as part of the Institutional Effectiveness Partnership Initiative."