



STATE CAPITOL  
P.O. BOX 942849  
SACRAMENTO, CA 94249-0124  
(916) 319-2800  
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Assembly  
California Legislature  
Committee on Rules

RICHARD S. GORDON  
CHAIR

VICE CHAIR  
LING LING CHANG

MEMBERS  
AUTUMN R. BURKE  
NORA CAMPOS  
KEN COOLEY  
BILL DODD  
BRIAN W. JONES  
CHAD MAYES  
FREDDIE RODRIGUEZ  
MARIE WALDRON  
JIM WOOD

PATTY LOPEZ (D-ALT.)  
JAY OBERNOLTE (R-ALT.)

Thursday, July 09, 2015  
8:50 AM  
State Capitol, Room 3162

CONSENT AGENDA

**Bill Referrals**

1. Consent Bill Referrals

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2. Bill Re-referrals

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**Resolutions**

3. ACR 7 (Rodriguez) Relative to National Night Out.

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4. ACR 90 (Irwin) Relative to California Firefighters Memorial Day.

[Page 10](#)

5. SCR 7 (Fuller) Relative to Valley Fever Awareness Month.

[Page 13](#)

6. SCR 11 (Fuller) Relative to Chiari Malformation Awareness Month.

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**Request to Add Urgency Clause**

7. SB 786 (Allen) Relative to Adult education: Adult Education Block Grant Program.

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REFERRAL OF BILLS TO COMMITTEE

07/09/2015

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Bill No.

[ACR 95](#)

[HR 27](#)

[SCR 15](#)

[SCR 75](#)

[SCR 76](#)

[SCR 77](#)

[SJR 12](#)

Committee:

JUD.

A.,E.,S.,T. & I. M.

RLS.

RLS.

RLS.

RLS.

JUD.



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JAY OBERNOLTE (R-ALT.)

# Memo

**To:** Rules Committee Members  
**From:** Mukhtar Ali, Bill Referral Consultant  
**Date:** 7/8/2015  
**Re:** Consent Bill Referrals

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Since you received the preliminary list of bill referrals, there have been no changes.

RE-REFERRAL OF BILLS

07/09/2015

RE-REFERRAL OF BILLS

Assembly Bill No.

[SB 361](#)

Committee:

BUSINESS AND PROFESSIONS



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PATTY LOPEZ (D-ALT.)  
JAY OBERNOLTE (R-ALT.)

# Memo

**To:** Rules Committee Members  
**From:** Mukhtar Ali, Bill Referral Consultant  
**Date:** 7/8/2015  
**Re:** Consent Bill Re-referrals

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Since you received the preliminary list of bill referrals, SB 361 has been added.

AMENDED IN ASSEMBLY JULY 2, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**Assembly Concurrent Resolution**

**No. 7**

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**Introduced by Assembly Member Members Rodriguez and Cooper  
(Coauthors: Assembly Members Calderon, Campos, Chávez, Lackey,  
Low, and Olsen)**

*(Coauthors: Senators Anderson, Bates, Block, Hall, Hertzberg, and  
Leno)*

January 6, 2015

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Assembly Concurrent Resolution No. 7—Relative to National Night  
Out.

LEGISLATIVE COUNSEL'S DIGEST

ACR 7, as amended, Rodriguez. National Night Out.

This measure would proclaim August 4, 2015, as National Night Out  
in California and would urge the people of California to observe and  
participate in National Night Out.

Fiscal committee: no.

- 1 WHEREAS, On August 4, 2015, the National Association of  
2 Town Watch is joining with law enforcement agencies,  
3 communities, and business organizations throughout the nation to  
4 sponsor the 32nd Annual National Night Out, a unique, nationwide,  
5 crime prevention program; and  
6 WHEREAS, National Night Out is an evening for America to  
7 stand together and promote awareness, safety, and neighborhood  
8 unity; and  
9 WHEREAS, National Night Out is designed to ~~heighten~~ *increase*  
10 crime prevention awareness; generate support for, and participation

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1 in, local anticrime efforts; strengthen neighborhood spirit and  
2 police-community partnerships; and send a message to criminals,  
3 letting them know that neighborhoods are organized and fighting  
4 back; and

5 WHEREAS, Residents in neighborhoods throughout California  
6 and across the nation are asked to join together on August 4, 2015,  
7 to spend the evening outside with their neighbors and police; and

8 WHEREAS, Many neighborhoods throughout California and  
9 across the nation will be hosting a variety of special events on  
10 August 4, 2015, such as block parties, cookouts, parades, visits  
11 from police, flashlight walks, safety demonstrations, contests,  
12 youth activities, and anticrime rallies; and

13 WHEREAS, National Night Out has proven to be an effective,  
14 inexpensive, and enjoyable program to promote neighborhood  
15 unity and encourage strong relationships between local community  
16 members and law enforcement agencies that will help to strengthen  
17 community safety throughout the entire year; and

18 WHEREAS, National Night Out highlights the vital importance  
19 that citizen involvement has in our fight for a safer state and nation;  
20 and

21 WHEREAS, Over 37.8 million people from over 16,124  
22 communities from all 50 states, United States territories, Canadian  
23 cities, and military bases worldwide participated in National Night  
24 Out in 2014; and

25 WHEREAS, National Night Out provides a unique opportunity  
26 for California to recognize the thousands of communities across  
27 the state and country promoting cooperative, police-community  
28 crime prevention efforts; and

29 WHEREAS, It is essential that all people of California be aware  
30 of the importance of crime prevention programs and the impact  
31 that their participation can have on reducing crime; and

32 WHEREAS, All people should be encouraged to join with their  
33 neighbors, local police and sheriff's departments, and the National  
34 Association of Town Watch in supporting the 32nd Annual  
35 National Night Out; now, therefore, be it

36 *Resolved by the Assembly of the State of California, the Senate*  
37 *thereof concurring,* That the Legislature proclaims August 4, 2015,  
38 as National Night Out in California and urges the people of  
39 California to observe and participate in National Night Out; and  
40 be it further

- 1 *Resolved*, That the Chief Clerk of the Assembly transmit copies
- 2 of this resolution to the author for appropriate distribution.

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Date of Hearing: July 9, 2015

ASSEMBLY COMMITTEE ON RULES  
Richard Gordon, Chair  
ACR 7 (Rodriguez/Cooper) – As Amended July 2, 2015

**SUBJECT:** National Night Out.

**SUMMARY:** Proclaims August 4, 2015, as National Night Out in California and urges the people of California to observe and participate in National Night Out. Specifically, **this resolution** makes the following legislative findings:

- 1) National Night Out is an effective, inexpensive, and enjoyable program to promote and recognize neighborhood spirit and police-community partnerships in our fight for a safer nation, and provides community benefits that extend throughout the entire year.
- 2) It is essential that Californians be aware of the importance of crime prevention programs and the impact that their participation can have on reducing crime.
- 3) National Night Out is designed to increase crime prevention; generate support for, and participation in, local anticrime efforts; strengthen neighborhood spirit and police-community partnerships; and send a message to criminals; letting them know neighborhoods are organized and fighting back.
- 4) Over 37.8 million people participated in National Night Out in 2014, including citizens, law enforcement agencies, civic groups, businesses, neighborhood organizations, and local officials from over 16,124 communities worldwide.

**FISCAL EFFECT:** None

**REGISTERED SUPPORT / OPPOSITION:**

**Support**

None on file

**Opposition**

None on file

**Analysis Prepared by:** Nicole Willis / RLS. / (916) 319-2800

**Assembly Concurrent Resolution**

**No. 90**

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**Introduced by Assembly Member Irwin**

June 18, 2015

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Assembly Concurrent Resolution No. 90—Relative to California Firefighters Memorial Day.

LEGISLATIVE COUNSEL'S DIGEST

ACR 90, as introduced, Irwin. California Firefighters Memorial Day. This measure would proclaim October 17, 2015, as California Firefighters Memorial Day.

Fiscal committee: no.

1     WHEREAS, The California Firefighters Memorial, located on  
2     the grounds of the State Capitol, serves to honor and commemorate  
3     California firefighters who unwaveringly serve our great state with  
4     pride, courage, and honor; and

5     WHEREAS, The California Firefighters Memorial is also a  
6     symbol of gratitude and appreciation to the men and women of  
7     the fire service who put their lives on the line each day to protect  
8     the people, property, and beauty of California; and

9     WHEREAS, Each of the over 1,250 names engraved on the  
10    brushed limestone walls of the California Firefighters Memorial  
11    is a tribute to the finest and bravest of our state who have made  
12    the ultimate sacrifice as firefighters; and

13    WHEREAS, The California Firefighters Memorial is the only  
14    state monument capturing the names of these courageous  
15    firefighters, who made service to our great State of California their  
16    priority, and shall continue this legacy in perpetuity; and

1 WHEREAS, Many of the fallen firefighters whose names adorn  
2 the California Firefighters Memorial suffered and ultimately  
3 succumbed to diseases, such as cancer, as a result of the hazardous  
4 nature of their work, including routine exposure to toxic chemicals;  
5 and

6 WHEREAS, On October 17, 2015, firefighters and their families  
7 from throughout the state will gather in Sacramento with their  
8 fellow Californians for the 2015 California Firefighters Memorial  
9 Ceremony to honor the men and women of the fire service who  
10 have selflessly given their lives to protect California; now,  
11 therefore, be it

12 *Resolved by the Assembly of the State of California, the Senate*  
13 *thereof concurring,* That the Legislature hereby proclaims October  
14 17, 2015, as Firefighters Memorial Day, and urges Californians  
15 to remember firefighters who have fallen in the line of duty and  
16 to express their appreciation to those firefighters who continue to  
17 protect us; and be it further

18 *Resolved,* That the Chief Clerk of the Assembly transmit copies  
19 of this resolution to the author for appropriate distribution.

O

Date of Hearing: July 9, 2015

ASSEMBLY COMMITTEE ON RULES  
Richard Gordon, Chair  
ACR 90 (Irwin) – As Introduced June 18, 2015

**SUBJECT:** California Firefighters Memorial Day.

**SUMMARY:** Proclaims October 17, 2015, as California Firefighters Memorial Day. Specifically, **this resolution** makes the following legislative findings:

- 1) The California Firefighters Memorial, located on the grounds of the State Capitol, serves to honor and commemorate California firefighters who unwaveringly serve our great state with pride, courage, and honor.
- 2) The California Firefighters Memorial is also a symbol of gratitude and appreciation to the men and women of the fire service who put their lives on the line each day to protect the people, property, and beauty of California.
- 3) Many of the 1,250 fallen firefighters whose names adorn the California Firefighters Memorial suffered and ultimately succumbed to diseases, such as cancer, as a result of the hazardous nature of their work, including routine exposure to toxic chemicals.
- 4) On October 17, 2015, firefighters and their families from throughout the state will gather in Sacramento with their fellow Californians for the 2015 California Firefighters Memorial Ceremony to honor the men and women of the fire service who have given their lives to protect California.

**FISCAL EFFECT:** None

**REGISTERED SUPPORT / OPPOSITION:**

**Support**

None on file

**Opposition**

None on file

**Analysis Prepared by:** Nicole Willis / RLS. / (916) 319-2800

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Introduced by Senator Fuller

January 13, 2015

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Senate Concurrent Resolution No. 7—Relative to Valley Fever Awareness Month.

LEGISLATIVE COUNSEL'S DIGEST

SCR 7, as introduced, Fuller. Valley Fever Awareness Month.

This measure would declare August 2015 as Valley Fever Awareness Month.

Fiscal committee: no.

1 WHEREAS, Valley Fever (coccidioidomycosis), a progressive,  
2 multisymptom, respiratory disorder, is a debilitating disease; and

3 WHEREAS, Valley Fever is caused by the inhalation of tiny  
4 airborne fungi that live in the soil but are released into the air by  
5 soil disturbance or wind; and

6 WHEREAS, Valley Fever attacks the respiratory system, causing  
7 infections that can lead to symptoms that resemble a cold,  
8 influenza, or pneumonia; and

9 WHEREAS, If left untreated or mistreated, infection can spread  
10 from the lungs into the bloodstream, causing inflammation to the  
11 skin, permanent damage to lung and bone tissue, and swelling of  
12 the membrane surrounding the brain, leading to meningitis, which  
13 can be devastating and even fatal; and

14 WHEREAS, Once serious symptoms of Valley Fever appear,  
15 including pneumonia and labored breathing, prompt treatment with  
16 often toxic antifungal drugs must be given, which is especially  
17 disagreeable for patients who require the drugs to be injected

1 beneath the base of their skulls for meningitis and which can cause  
2 side effects such as nausea, fever, and kidney damage; and

3 WHEREAS, Within California alone, Valley Fever is found in  
4 portions of the Sacramento Valley, all of the San Joaquin Valley,  
5 desert regions, and portions of southern California; and

6 WHEREAS, California does not have an official statewide  
7 method of tracking the rate of Valley Fever infections; and

8 WHEREAS, In the last 10 years, infection rates in California  
9 and Arizona have risen 400 percent, from an estimated 31 cases  
10 for every 100,000 people in 1999 to 157 cases for every 100,000  
11 people in 2011; and

12 WHEREAS, In Kern County, the rate of infection of Valley  
13 Fever more than tripled from 2009, for a total of 2,051 cases in  
14 2010 and 2,734 cases in 2011; and

15 WHEREAS, San Joaquin County Public Health Services  
16 recorded 27 cases of Valley Fever in 2009, 46 cases in 2010, and  
17 123 cases in 2011; and

18 WHEREAS, Valley Fever infection rates rose twelvefold  
19 nationwide from 1995 to 2009, according to the federal Centers  
20 for Disease Control and Prevention, and researchers estimate that  
21 the fungus infects more than 150,000 people each year who either  
22 suffer serious ailments without knowing the cause of their illness  
23 or escape detection of the disease; and

24 WHEREAS, Misdiagnosis of Valley Fever is so pervasive that  
25 experts say that some people suffer and even die from Valley Fever  
26 without knowing they ever had the disease; and

27 WHEREAS, The Governor declared a Drought State of  
28 Emergency on January 17, 2014, and California is experiencing  
29 record dry conditions; and

30 WHEREAS, Dry conditions and lack of precipitation present  
31 urgent problems regarding Valley Fever; and

32 WHEREAS, Valley Fever is usually found in soil two to eight  
33 inches from the surface and the extreme dry conditions caused by  
34 drought increase the chances of coccidioidomycosis airborne fungi  
35 exposure; and

36 WHEREAS, Central Valley prison inmates are being infected  
37 by Valley Fever at epidemic rates, contributing significantly to the  
38 state's prison health care costs; and

39 WHEREAS, The rapid spread of Valley Fever at state prisons  
40 in the Central Valley has resulted in multiple prison inmate deaths

1 and prompted calls to close certain affected prisons, further  
2 exacerbating efforts to comply with federal orders to reduce prison  
3 overcrowding; and

4 WHEREAS, Valley Fever kills between 100 to 200 more  
5 Americans every year than tuberculosis; and

6 WHEREAS, Valley Fever most seriously affects the young, the  
7 elderly, those with lowered immune systems, and those of African  
8 American and Filipino descent; and

9 WHEREAS, Valley Fever is a disease that has been studied for  
10 the past 100 years but still remains impossible to control and  
11 difficult to treat; and

12 WHEREAS, There is no known cure for Valley Fever, but  
13 researchers are closer than ever to finding a much-needed vaccine  
14 against this devastating disease; and

15 WHEREAS, The research effort to find a vaccine for Valley  
16 Fever and a funding partnership including the State of California  
17 were approved by the Legislature and signed by Governor Wilson  
18 in 1997; now, therefore, be it

19 *Resolved by the Senate of the State of California, the Assembly*  
20 *thereof concurring,* That the Legislature does hereby proclaim  
21 August 2015 as Valley Fever Awareness Month; and be it further

22 *Resolved,* That the Secretary of the Senate transmit copies of  
23 this resolution to the author for appropriate distribution.

O

Date of Hearing: July 9, 2015

ASSEMBLY COMMITTEE ON RULES  
Richard Gordon, Chair  
SCR 7 (Fuller) – As Introduced January 13, 2015

**SENATE VOTE:** 38-0

**SUBJECT:** Valley Fever Awareness Month.

**SUMMARY:** Declares August 2015 as Valley Fever Awareness Month. Specifically, **this bill:** makes the following legislative findings:

- 1) Valley Fever (coccidioidomycosis), a progressive, multisymptom, respiratory disorder, is a debilitating disease that attacks the respiratory system causing infection that can lead to systems that resemble a cold, flu, or pneumonia.
- 2) When left untreated or mistreated, serious symptoms of Valley Fever appear including pneumonia and labored breathing; therefore, treatment must be prompt with antifungal drugs or the disease can be devastating and even fatal.
- 3) Valley Fever affects primarily people with lowered immune systems, and is caused by inhalation of tiny airborne fungi that live in soil but are released into the air by disturbances such as wind.
- 4) In the last 10 years, infection rates in California and Arizona have risen 400 percent; and, in California, the disease is found in portions of the Sacramento Valley, the San Joaquin Valley, desert regions, and portions of southern California.
- 5) There still remains no known cure for the disease; however, researchers believe they are getting closer to finding a vaccine.

**FISCAL EFFECT:** None

**REGISTERED SUPPORT / OPPOSITION:**

**Support**

None on file

**Opposition**

None on file

**Analysis Prepared by:** Nicole Willis / RLS. / (916) 319-2800



**Introduced by Senator Fuller**

January 16, 2015

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Senate Concurrent Resolution No. 11—Relative to Chiari Malformation Awareness Month.

LEGISLATIVE COUNSEL'S DIGEST

SCR 11, as introduced, Fuller. Chiari Malformation Awareness Month.

This measure would declare the month of September 2015 as Chiari Malformation Awareness Month.

Fiscal committee: no.

- 1 WHEREAS, Chiari Malformation is a serious neurological
- 2 disorder affecting more than 300,000 people in the United States;
- 3 and
- 4 WHEREAS, Chiari Malformation was first identified by
- 5 Austrian pathologist Professor Hans Chiari in the 1890's and
- 6 categorized into four types in order of severity; and
- 7 WHEREAS, Chiari Malformation is a congenital malformation
- 8 in which the bottom of the brain, known as the cerebellum, is
- 9 crowded in the skull cavity and forces the lower tips of the
- 10 cerebellar hemispheres, or tonsils, into the hole in the bottom of
- 11 the skull, or foramen magnum; and
- 12 WHEREAS, Chiari Malformations are defects in the cerebellum,
- 13 the part of the brain that controls balance, and this creates pressure
- 14 on the cerebellum and brain stem and may block the normal flow
- 15 of cerebral spinal fluid to and from the brain; and
- 16 WHEREAS, Symptoms usually appear during adolescence or
- 17 early adulthood and can include severe head and neck pain, vertigo,

1 muscle weakness, balance problems, blurred or double vision,  
2 difficulty swallowing, and sleep apnea; and  
3 WHEREAS, Individuals who have Chiari Malformation may  
4 often have related conditions, such as hydrocephalus, spina bifida,  
5 syringomyelia, tethered spinal cord syndrome, and spinal curvature;  
6 and

7 WHEREAS, The National Institute of Neurological Disorders  
8 and Stroke of the National Institute of Health is conducting research  
9 to find alternative surgical options and identify the cause of Chiari  
10 Malformations to create improved treatment and prevention plans;  
11 now, therefore, be it

12 *Resolved by the Senate of the State of California, the Assembly*  
13 *thereof concurring,* That the California Legislature declares  
14 September 2015 as Chiari Malformation Awareness Month; and  
15 be it further

16 *Resolved,* That the Secretary of the Senate transmit copies of  
17 this resolution to the author for appropriate distribution.

O

Date of Hearing: July 9, 2015

ASSEMBLY COMMITTEE ON RULES  
Richard Gordon, Chair  
SCR 11 (Fuller) – As Introduced January 16, 2015

**SENATE VOTE:** 37-0

**SUBJECT:** Chiari Malformation Awareness Month.

**SUMMARY:** Declares the month of September 2015 as Chiari Malformation Awareness Month. Specifically, **this resolution** makes the following legislative findings:

1. Chiari Malformation is a serious neurological disorder affecting more than 300,000 people in the United States and was first identified by Austrian pathologist Professor Hans Chiari in the 1890s.
2. Chiari Malformation is a congenital malformation in which the bottom of the brain, known as the cerebellum, is crowded in the skull cavity and forces the lower tips of the cerebellar hemispheres, or tonsils, into the hole in the bottom of the skull, or foramen magnum.
3. Chiari Malformations are defects in the cerebellum, the part of the brain that controls balance. Individuals who have Chiari Malformation may often have related conditions, such as hydrocephalus, spina bifida, syringomyelia, tethered spinal cord syndrome, and spinal curvature.
4. The National Institute of Neurological Disorders and Stroke of the National Institute of Health is conducting research to find alternative surgical options and identify the cause of Chiari Malformations to create improved treatment and prevention plans.

**FISCAL EFFECT:** None

**REGISTERED SUPPORT / OPPOSITION:**

**Support**

None on file

**Opposition**

None on file

**Analysis Prepared by:** Nicole Willis / RLS. / (916) 319-2800

AMENDED IN ASSEMBLY JULY 6, 2015

AMENDED IN ASSEMBLY JUNE 19, 2015

**SENATE BILL**

**No. 786**

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**Introduced by Senator Allen**

February 27, 2015

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An act to amend ~~Section 84830~~ of Sections 84907 and 84908 of, and to add Section 84908.5 to, the Education Code, relating to adult education.

LEGISLATIVE COUNSEL'S DIGEST

SB 786, as amended, Allen. Adult education: ~~regional consortia~~. *Adult Education Block Grant Program.*

*Existing law establishes the Adult Education Block Grant Program under the administration of the Chancellor of the California Community Colleges and the Superintendent of Public Instruction. The program requires the chancellor and the Superintendent, with the advice of the Executive Director of the State Board of Education, to divide the state into adult education regions and approve one adult education consortium in each adult education region, as specified. The program also requires the chancellor and the Superintendent, with the advice of the executive director, to certify, no later than July 31, 2015, the amount of state funds required to be expended for adult education by a school district and county office of education, as specified. The program further requires the chancellor and the Superintendent to apportion funds appropriated for the program in the Budget Act of 2015 to each school district and county office of education by August 30, 2015, in accordance with a specified formula and, by October 30, 2015, to allocate the funds that remain after the apportionment to each consortium, as specified.*

*This bill would also provide that the chancellor and the Superintendent, with the advice of the executive director, (1) certify the amount of state funds required to be expended for adult education by joint powers authorities consisting of one or more community colleges, school districts, or county offices of education, or a combination of these, (2) apportion an amount to each of these joint powers authorities in accordance with the same formula, and (3) allocate to each consortium the funds that remain after this apportionment, as specified. In regard to these joint powers authorities, the deadlines in existing law would not apply.*

Existing law, pursuant to funding made available in the annual Budget Act, requires the Chancellor of the California Community Colleges and the State Department of Education to jointly provide 2-year planning and implementation grants to regional consortia of community college districts and school districts for purposes of developing regional plans to better serve the educational needs of adults.

~~This bill would authorize a county office of education and joint powers authority consisting of community college districts, school districts, county offices of education, or a combination of these, to join a regional consortium for these purposes.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 84907 of the Education Code is amended
- 2     to read:
- 3     84907. No later than July 31, 2015, the chancellor and the
- 4     Superintendent, with the advice of the executive director, shall
- 5     certify, for each school ~~district~~ and *district*, county office of
- 6     education, or joint powers authority consisting of one or more
- 7     community college districts, school districts, or county offices of
- 8     education, or a combination of these, the amount of state funds
- 9     required to be expended for adult education pursuant to paragraph
- 10    (7) of subdivision (a) of Section 42238.03, and paragraph (3) of
- 11    subdivision (k) of Section 2575, respectively.
- 12    SEC. 2. Section 84908 of the Education Code is amended to
- 13    read:
- 14    84908. (a) If the total amount certified for all school ~~districts~~
- 15    and *districts*, county offices of ~~education~~ *education*, and joint

1 *powers authorities* pursuant to Section 84907 is less than three  
2 hundred seventy-five million dollars (\$375,000,000), the chancellor  
3 and the Superintendent shall do both of the following:

4 (1) Apportion funds appropriated for the program in the Budget  
5 Act of 2015, no later than August 30, 2015, to each school ~~district~~  
6 ~~or district~~, county office of ~~education~~ *education, or joint powers*  
7 *authority* in an amount equal to the amount certified for that school  
8 ~~district or district~~, county office of ~~education~~ *education, or joint*  
9 *powers authority*, pursuant to Section 84907. As a condition of  
10 receipt of an apportionment, a school ~~district or district~~, county  
11 office of ~~education~~ *education, or joint powers authority* is required  
12 to be a member of a consortium.

13 (2) (A) (i) With the concurrence of the executive director,  
14 approve a schedule of allocations to each consortium, no later than  
15 October 30, 2015, of any funds appropriated for the program in  
16 the Budget Act of 2015 that remain after funds have been  
17 apportioned pursuant to paragraph (1).

18 (ii) The chancellor and the Superintendent shall determine the  
19 amount to be allocated to each consortium pursuant to this  
20 paragraph based on that adult education region's share of the  
21 statewide need for adult education.

22 (B) Using the schedule approved pursuant to subparagraph (A),  
23 the chancellor and the Superintendent shall do one of the following  
24 for each consortium:

25 (i) Apportion funds to a fund administrator designated by the  
26 members of a consortium beginning no more than 30 days after  
27 approval of the schedule pursuant to subparagraph (A).

28 (ii) Apportion funds to members of a consortium beginning no  
29 more than 30 days after receipt of a final distribution schedule  
30 from that consortium.

31 (b) If the total amount certified for all school ~~districts and~~  
32 ~~districts~~, county offices of ~~education~~ *education, and joint powers*  
33 *authorities* pursuant to Section 84907 equals or exceeds three  
34 hundred seventy-five million dollars (\$375,000,000), the chancellor  
35 and the Superintendent shall do both of the following:

36 (1) Apportion funds appropriated for the program in the Budget  
37 Act of 2015, no later than August 30, 2015, to each school ~~district~~  
38 ~~or district~~, county office of ~~education~~ *education, or joint powers*  
39 *authority* in an amount equal to the amount certified for that school  
40 ~~district or district~~, county office of ~~education~~ *education, or joint*

1 *powers authority* pursuant to Section 84907 multiplied by three  
 2 hundred seventy-five million dollars (\$375,000,000), divided by  
 3 the total amount certified for all school ~~districts and~~ *districts,*  
 4 county offices of ~~education~~ *education, and joint powers authorities*  
 5 pursuant to Section 84907.

6 (2) (A) (i) With the concurrence of the executive director,  
 7 approve a schedule of allocations to each consortium, no later than  
 8 October 30, 2015, of any funds appropriated for this program in  
 9 the Budget Act of 2015 that remain after funds have been  
 10 apportioned pursuant to paragraph (1).

11 (ii) The chancellor and the Superintendent shall determine the  
 12 amount to be allocated to each consortium pursuant to this  
 13 paragraph based on that adult education region's share of the  
 14 statewide need for adult education.

15 (B) Using the schedule approved pursuant to subparagraph (A),  
 16 the chancellor and the Superintendent shall do one of the following  
 17 for each consortium:

18 (i) Apportion funds to a fund administrator designated by the  
 19 members of a consortium beginning no more than 30 days after  
 20 approval of the schedule pursuant to subparagraph (A).

21 (ii) Apportion funds to members of a consortium beginning no  
 22 more than 30 days after receipt of a final distribution schedule  
 23 from that consortium.

24 (c) This section shall become inoperative on July 1, 2016, and,  
 25 as of January 1, 2017, is repealed, unless a later enacted statute,  
 26 that becomes operative on or before January 1, 2017, deletes or  
 27 extends the dates on which it becomes inoperative and is repealed.

28 *SEC. 3. Section 84908.5 is added to the Education Code, to*  
 29 *read:*

30 *84908.5. The chancellor and the Superintendent may certify,*  
 31 *as required in Section 84907, and apportion, as required in Section*  
 32 *84908, funds after the dates enumerated in those sections for a*  
 33 *joint powers authority consisting of one or more community college*  
 34 *districts, school districts, county offices of education, or a*  
 35 *combination of these.*

36 ~~SECTION 1. Section 84830 of the Education Code is amended~~  
 37 ~~to read:~~

38 ~~84830. (a) The Chancellor of the California Community~~  
 39 ~~Colleges and the State Department of Education shall, pursuant to~~  
 40 ~~funding made available in the annual Budget Act, jointly provide~~

1 two-year planning and implementation grants to regional consortia  
2 for the purpose of developing regional plans to better serve the  
3 educational needs of adults. A regional consortium may be  
4 composed of community college districts, school districts, county  
5 offices of education, or joint powers authorities, or a combination  
6 of these, provided that any joint powers authority for this purpose  
7 shall be composed of community college districts, school districts,  
8 county offices of education, or a combination of these.

9 (1) Eligibility shall be limited to consortia consisting of at least  
10 one community college district and at least one school district  
11 within the boundaries of the community college district, either of  
12 which may serve as the consortium's fiscal agent, as determined  
13 by the applicant consortium.

14 (2) If a community college district chooses not to participate in  
15 a consortium, a neighboring community college district may form  
16 a consortium with school districts within the boundaries of the  
17 nonparticipating community college district.

18 (3) Consortia may include other entities providing adult  
19 education courses, including, but not necessarily limited to,  
20 correctional facilities, other local public entities, and  
21 community-based organizations.

22 (b) Grant funds provided pursuant to this section shall be used  
23 by each regional consortium to create and implement a plan to  
24 better provide adults in its region with all of the following:

25 (1) Elementary and secondary basic skills, including classes  
26 required for a high school diploma or high school equivalency  
27 certificate.

28 (2) Classes and courses for immigrants eligible for educational  
29 services in citizenship and English as a second language, and  
30 workforce preparation classes in basic skills.

31 (3) Education programs for adults with disabilities.

32 (4) Short-term career technical education programs with high  
33 employment potential.

34 (5) Programs for apprentices.

35 (e) (1) The classes and courses described in paragraphs (1) and  
36 (2) of subdivision (b) shall distribute basic information on  
37 American government and civics that includes, but is not limited  
38 to, instruction on all of the following:

39 (A) Federal, state, and local government.

40 (B) The three branches of government.



1     ~~(C) The importance of civic engagement.~~  
2     ~~(D) Registering to vote.~~  
3     ~~(2) It is the intent of the Legislature that, consistent with the~~  
4 ~~requirements of Sections 51225.3 and 52555, students enrolled in~~  
5 ~~classes and courses described in paragraphs (1) and (2) of~~  
6 ~~subdivision (b) in which instruction in American government and~~  
7 ~~civics is appropriate shall receive instruction in American~~  
8 ~~government and civics.~~  
9     ~~(d) Each regional consortium's plan shall include, at a minimum:~~  
10     ~~(1) An evaluation of current levels and types of adult education~~  
11 ~~programs within its region, including education for adults in~~  
12 ~~correctional facilities; credit, noncredit, and enhanced noncredit~~  
13 ~~adult education coursework; and programs funded through Title~~  
14 ~~II of the federal Workforce Investment Act of 1998, known as the~~  
15 ~~Adult Education and Family Literacy Act (Public Law 105-220).~~  
16     ~~(2) An evaluation of current needs for adult education programs~~  
17 ~~within its region.~~  
18     ~~(3) Plans for parties that make up the consortium to integrate~~  
19 ~~their existing programs and create seamless transitions into~~  
20 ~~postsecondary education or the workforce.~~  
21     ~~(4) Plans to address the gaps identified pursuant to paragraphs~~  
22 ~~(1) and (2).~~  
23     ~~(5) Plans to employ approaches proven to accelerate a student's~~  
24 ~~progress toward his or her academic or career goals, such as~~  
25 ~~contextualized basic skills and career technical education, and~~  
26 ~~other joint programming strategies between adult education and~~  
27 ~~career technical education.~~  
28     ~~(6) Plans to collaborate in the provision of ongoing professional~~  
29 ~~development opportunities for faculty and other staff to help them~~  
30 ~~achieve greater program integration and improve student outcomes.~~  
31     ~~(7) Plans to leverage existing regional structures, including, but~~  
32 ~~not necessarily limited to, local workforce investment areas.~~  
33     ~~(e) The Chancellor of the California Community Colleges and~~  
34 ~~the State Department of Education may identify additional elements~~  
35 ~~that consortia must include in a plan.~~  
36     ~~(f) (1) On or before March 1, 2014, the Chancellor of the~~  
37 ~~California Community Colleges and the State Department of~~  
38 ~~Education shall submit a joint report to the Legislature and the~~  
39 ~~Governor. This report shall include, but not necessarily be limited~~  
40 ~~to, both of the following:~~

- 1     (A) The status of developing regional consortia across the state,  
2 including identification of unserved geographic areas or emerging  
3 gaps in regional program delivery.
- 4     (B) The status and allocation of grant awards made to regional  
5 consortia.
- 6     (2) The report shall be submitted to the Legislature as provided  
7 in Section 9795 of the Government Code.
- 8     (g) (1) On or before March 1, 2015, the Chancellor of the  
9 California Community Colleges and the State Department of  
10 Education shall submit a joint report to the Legislature and the  
11 Governor. This report shall include, but is not limited to, both of  
12 the following:
  - 13         (A) The plans developed by regional consortia across the state.
  - 14         (B) Recommendations for additional improvements in the  
15 delivery system serving adult learners.
- 16     (2) The report shall be submitted to the Legislature as provided  
17 in Section 9795 of the Government Code.
- 18     (h) It is the intent of the Legislature to work toward developing  
19 common policies related to adult education affecting adult schools  
20 at local educational agencies and community colleges, including  
21 policies on fees and funding levels.
- 22     (i) It is the intent of the Legislature to provide additional funding  
23 in the 2015–16 fiscal year to regional consortia to expand and  
24 improve the provision of adult education.

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# California State Senate

SENATOR  
BEN ALLEN

TWENTY-SIXTH SENATE DISTRICT



COMMITTEES  
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SUBCOMMITTEES  
BUDGET & FISCAL REVIEW  
SUBCOMMITTEE NO. 1 ON EDUCATION

JOINT COMMITTEE  
JOINT COMMITTEE ON ARTS  
CHAIR

July 7, 2015

Assemblymember Rich Gordon  
Chair, Assembly Rules Committee  
State Capitol, Rm. 3016  
Sacramento, CA 95814

Dear Assemblymember Gordon,

I am writing to request permission to add an urgency clause to my bill, SB 786. The goal of this bill is to enable joint powers authorities (JPAs) to participate in the adult education maintenance of effort (MOE) funding that was established in the recently-enacted 2015-16 education trailer bill, AB 104.

AB 104 authorized JPAs to participate in the newly-created adult education consortia. However, unlike school districts and county offices of education, JPAs were omitted from the MOE section of the law. Because eligibility for funding for entities participating in the consortia will be determined in the next three months, and this will be the basis for funding in future years, the bill needs to take effect prior to January 1, 2016 in order for JPAs to be included. Any JPA seeking MOE funding would have to certify the number of adult students it served in the baseline year.

In my district there is an extraordinary regional occupational center that was created as a JPA, and has been providing very high quality career technical education for 48 years. It is a stand-alone facility serving more than 2400 adult students annually, most of whom live in cities outside of the JPA member school districts' territory. I believe this is a somewhat unique arrangement that was not contemplated when the new adult education plan was devised, which is why urgency legislation is needed now to ensure the center's continued financial viability.

Thank you very much for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "Ben Allen".

BEN ALLEN  
Senator, 26<sup>th</sup> District