

AMENDED IN ASSEMBLY APRIL 28, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 2272

**Introduced by Assembly Members Block and Fletcher
(Coauthors: Assembly Members Salas and Saldana)**

February 18, 2010

An act to amend Section 52124.3 of the Education Code, relating to class size.

LEGISLATIVE COUNSEL'S DIGEST

AB 2272, as amended, Block. Education: class size.

Existing law provides that school districts that implement a class size reduction program are subject to specified requirements relating to grade levels to receive funding to implement the program. The governing board of a school district is required to certify to the Superintendent of Public Instruction that it has met the requirements. If a school district receives class reduction funding but does not implement its class size reduction program for all grades and classes for which it received funding, the Superintendent is required to notify the Controller and the school district in writing and the Controller is required to deduct an amount equal to the amount received by the school district *for each class* that the school district failed to reduce, as specified, subject to Constitutional limitation.

This bill would make various specified changes in the formulas for determining the amount of funding deducted by the school district for failure to comply with the class reduction program. *The bill would also make conforming changes.*

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

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

1 SECTION 1. Section 52124.3 of the Education Code is
 2 amended to read:

3 ~~52124.3. (a) For the 2008–09 and 2009–10 fiscal years only,~~
 4 ~~a district may, for each grade level for which the district receives~~
 5 ~~funding pursuant to this chapter, elect to have the amounts deducted~~
 6 ~~pursuant to subdivision (d) of Section 52124 determined pursuant~~
 7 ~~to either paragraph (1) or (2):~~

8 (1) (A) ~~Five percent of the amount to which the school district~~
 9 ~~would otherwise be eligible for each class for which the annual~~
 10 ~~average enrollment determined pursuant to Section 52124.5 is~~
 11 ~~greater than or equal to 20.5 but less than 21.5.~~

12 (B) ~~Ten percent of the amount to which the school district would~~
 13 ~~otherwise be eligible for each class for which the annual average~~
 14 ~~enrollment determined pursuant to Section 52124.5 is greater than~~
 15 ~~or equal to 21.5 but less than 22.5.~~

16 (C) ~~Fifteen percent of the amount to which the school district~~
 17 ~~would otherwise be eligible for each class for which the annual~~
 18 ~~average enrollment determined pursuant to Section 52124.5 is~~
 19 ~~greater than or equal to 22.5 but less than 23.0.~~

20 (D) ~~Twenty percent of the amount to which the school district~~
 21 ~~would otherwise be eligible for each class for which the annual~~
 22 ~~average enrollment determined pursuant to Section 52124.5 is~~
 23 ~~greater than or equal to 23.0 but less than 25.0.~~

24 (E) ~~Thirty percent of the amount to which the school district~~
 25 ~~would otherwise be eligible for each class for which the annual~~
 26 ~~average enrollment determined pursuant to Section 52124.5 is~~
 27 ~~greater than or equal to 25.0.~~

28 (2) (A) ~~Zero percent of the amount to which the school district~~
 29 ~~would otherwise be eligible for each class for which the annual~~
 30 ~~average enrollment determined pursuant to Section 52124.5 is~~
 31 ~~greater than or equal to 20.5 but less than or equal to 24.0.~~

32 (B) ~~Fifty percent of the amount to which the school district~~
 33 ~~would otherwise be eligible for each class for which the annual~~
 34 ~~average enrollment determined pursuant to Section 52124.5 is~~
 35 ~~greater than 24.0 but less than or equal to 25.0.~~

36 (C) ~~Seventy-five percent of the amount to which the school~~
 37 ~~district would otherwise be eligible for each class for which the~~

1 annual average enrollment determined pursuant to Section 52124.5
2 is greater than 25.0 but less than or equal to 26.0.

3 ~~(D) The amount to which the school district would otherwise~~
4 ~~be eligible for each class for which the annual average enrollment~~
5 ~~determined pursuant to Section 52124.5 is greater than 26.0.~~

6 52124.3. (a) For the 2008–09; ~~and 2009–10–2010–11, and~~
7 ~~2011–12~~ fiscal years only, the amounts deducted pursuant to
8 subdivision (d) of Section 52124 shall be as follows:

9 (1) Five percent of the amount to which the school district would
10 otherwise be eligible for each class for which the annual average
11 enrollment determined pursuant to Section 52124.5 is greater than
12 or equal to 20.5 but less than 21.5.

13 (2) Ten percent of the amount to which the school district would
14 otherwise be eligible for each class for which the annual average
15 enrollment determined pursuant to Section 52124.5 is greater than
16 or equal to 21.5 but less than 22.5.

17 (3) Fifteen percent of the amount to which the school district
18 would otherwise be eligible for each class for which the annual
19 average enrollment determined pursuant to Section 52124.5 is
20 greater than or equal to 22.5 but less than 23.0.

21 (4) Twenty percent of the amount to which the school district
22 would otherwise be eligible for each class for which the annual
23 average enrollment determined pursuant to Section 52124.5 is
24 greater than or equal to 23.0 but less than 25.0.

25 (5) Thirty percent of the amount to which the school district
26 would otherwise be eligible for each class for which the annual
27 average enrollment determined pursuant to Section 52124.5 is
28 greater than or equal to 25.0.

29 (b) For the 2010–11 and 2011–12 fiscal years, the amounts
30 deducted pursuant to subdivision (d) of Section 52124 shall be as
31 follows:

32 (1) Zero percent of the amount to which the school district would
33 otherwise be eligible for each class for which the annual average
34 enrollment determined pursuant to Section 52124.5 is greater than
35 or equal to 20.5 but less than or equal to 24.0.

36 ~~(2) Fifty percent of the amount to which the school district~~
37 ~~would otherwise be eligible for each class for which the annual~~
38 ~~average enrollment determined pursuant to Section 52124.5 is~~
39 ~~greater than 24.0 but less than or equal to 25.0.~~

1 ~~(3) Seventy-five percent of the amount to which the school~~
 2 ~~district would otherwise be eligible for each class for which the~~
 3 ~~annual average enrollment determined pursuant to Section 52124.5~~
 4 ~~is greater than 25.0 but less than or equal to 26.0.~~

5 *(2) Thirty percent of the amount to which the school district*
 6 *would otherwise be eligible for each class for which the annual*
 7 *average enrollment determined pursuant to Section 52124.5 is*
 8 *greater than 24 but less than 30.*

9 ~~(4)~~

10 (3) The amount to which the school district would otherwise be
 11 eligible for each class for which the annual average enrollment
 12 determined pursuant to Section 52124.5 is greater than ~~26.0~~ *or*
 13 *equal to 30.*

14 (c) For the 2008–09, 2009–10, 2010–11, and 2011–12 fiscal
 15 years, a local educational agency is eligible to receive funding
 16 pursuant to this chapter only for the same number of classes for
 17 which it had applied to receive program funding as of January 31,
 18 2009. A local educational agency that meets these criteria is eligible
 19 for reduced funding under this section only for the number of
 20 classes reported on its 2008–09 operations application and is not
 21 eligible for funds under this chapter for classes in addition to that
 22 number.

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25 **CORRECTIONS:**

26 **Text—Page 3.**

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