An act to amend Section 87482.6 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL’S DIGEST


Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state. Existing law requires that community college districts with less than 75% of their hours of credit instruction taught by full-time instructors apply a portion of their program improvement allocation, as provided, to reaching the 75% standard.

This bill would require, contingent upon an appropriation in the Budget Act or another statute for this purpose, a district that has less than 75% of its hours of credit instruction taught by full-time instructors to make, at a minimum, an annual 5% reduction in the district’s deficit, defined as the gap between 75% of the total district credit hours taught and the total of those taught by full-time faculty. This bill would require the chancellor to annually compute and report by March 15 of each year to each community college district, the district’s status with respect to progress toward the 75% goal, the
additional hours of full-time faculty credit instruction needed to make a 10% 5% improvement in the district’s deficit, and a conversion of the calculated hours to the number of full-time faculty required. This bill would require a district to develop and maintain a 5-year plan for making progress towards achieving the 75% full-time faculty goal, including specified strategies. This bill would require the chancellor to annually determine, on or before December 31, the extent to which each district, by September 30, has hired the number of full-time faculty to achieve the 10% 5% reduction in the district’s deficit, and reduce the district’s base budget for the current year and subsequent fiscal years by an amount equivalent to the average replacement cost times the deficiency in the number of full-time faculty. By placing additional duties upon a community college district, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.


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

SECTION 1. Section 87482.6 of the Education Code is amended to read:

87482.6. (a) The Legislature finds and declares all of the following:

1. The Legislature wishes to recognize and make efforts to
address the longstanding policy of the board of governors that at
least 75 percent of the hours of credit instruction in the California
Community Colleges, as a system, should be taught by full-time
faculty.
2. Reaching this goal would help achieve the California
Community Colleges’ systemwide goals identified in the Vision
for Success, which were adopted by the board of governors in
2017, and would support each college’s efforts to meet student
success needs.
(3) It is a priority of the California Community Colleges to support additional full-time faculty positions.

(b) (1) Community college districts that have less than 75 percent of their hours of credit instruction taught by full-time faculty shall make, at a minimum, an annual 10-percent 5-percent reduction in the district’s deficit, rounded up to the nearest whole number, until the 75-percent goal is reached, as calculated pursuant to paragraph (2) of subdivision (d).

(2) For this purpose, the district’s deficit is 75 percent of the total number of hours of credit instruction taught by the district less the number of those hours taught by full-time faculty.

(3) Implementation of this subdivision is contingent upon an appropriation for this purpose in the annual Budget Act or another statute.

(c) The board of governors shall adopt regulations for the effective administration of this section. The regulations shall provide both of the following:

(1) In computing the percentage of hours of credit instruction taught by full-time faculty, the hours of overload teaching by full-time faculty shall be excluded from both the total hours of credit instruction taught by the district and the total hours of credit instruction taught by full-time faculty.

(2) A full-time faculty shall be defined as any regular and contract faculty member teaching credit instruction.

(d) The chancellor shall annually compute and report by March 15 of each year to each community college district both of the following:

(1) The district status with respect to progress toward the 75-percent goal and the additional hours of full-time faculty credit instruction needed to make a 10-percent 5-percent improvement in the district’s deficit.

(2) The conversion of the hours computed pursuant to paragraph (1) to the number of additional full-time faculty required. If the result of this conversion is not a whole number, then the determination of the number of additional full-time faculty required shall be rounded up to the nearest whole number.

(e) A district shall develop and maintain a five-year plan for making progress towards achieving the 75-percent full-time faculty goal, including specific strategies for achieving the goal. These strategies shall include the means to improve and maintain the
percentage during economic downturns, details of the district’s historic full-time faculty hiring progress, and identification of new positions that are not replacements but are additions to the total full-time faculty.

(f) Because noncredit instruction has an increasing role in college efforts to address student success needs, the board of governors shall determine how to apply the 75-percent goal to both credit and noncredit faculty in both state-supported and basic-aid districts.

(g) The chancellor shall annually review each district’s progress towards the district’s 75-percent goal and provide guidance to those districts farthest from the 75-percent goal to assist these districts in determining strategies to more aggressively progress toward the 75-percent goal.

(h) On or before December 31, of each year, the chancellor shall determine the extent to which each district, by September 30, of that year has hired the number of full-time faculty determined pursuant to paragraph (2) of subdivision (d). To the extent that the cumulative number of full-time faculty has not been retained, the chancellor shall reduce the district’s base budget for the current and subsequent fiscal years by an amount equivalent to the average replacement cost times the deficiency in the number of full-time faculty. The average replacement cost shall be calculated as the district average faculty salary plus benefits minus the product of the number of hours equivalent to a full-time teaching load and the district average hourly rate of compensation for a part-time instructor. Each district shall provide all information to the chancellor necessary for the chancellor to comply with this subdivision not less than 60 days before the chancellor’s determination is due.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.