

ITEM 7
LEGISLATIVE UPDATE
2017 LEGISLATION

Commission staff continues to monitor for legislation that affects the mandates process:

AB 268 – State Mandates

AB 268 was introduced by Assembly Member Walderon on February 1, 2017. This bill proposes a technical, nonsubstantive change to Government Code section 17552, which currently addresses the process by which local agencies or school districts may claim reimbursement for state mandated costs.

AB 268 appears to be a spot bill and could be amended in the future to propose substantive changes. According to the author's office, they currently have no intent to pursue changes to the mandates process with this bill.

SB 806 – Charter Schools: operation: for-profit entities

SB 806 was introduced by Senator Glazer on February 17, 2017. This bill prohibits the operation of for-profit charter schools, prohibits for-profit entities from engaging in certain activities as they relate to a charter school, and subjects charter schools to the open meetings act and the Public Records Act. In addition, the bill allows charter school authorizers to correct violations of current self-dealing laws through court. Finally, the bill authorizes charter schools to seek reimbursement for state-mandated activities and waivers from the State Board of Education from some provisions of the Education code. This is noteworthy because it would extend mandate reimbursement to non-profits which are not local governments, and thus not subject to the taxing and spending limitations of article XIII of the California Constitution. Additionally, it would allow *individual non-profit schools* to seek mandate reimbursement whereas only *school districts* may seek reimbursement on behalf of public schools. (See Government Code section 17500 et seq.)

On April 25th the bill failed passage in the Senate Judiciary committee. Reconsideration was granted.