Part A – Carryover Proposal (for any year consortium allocation is less than the prior year):

Amend section 84914 (b)(2)

(2) For any year for which the chancellor and the Superintendent allocate an amount of funds to the consortium less than the amount allocated in the prior year, the amount of funds to be distributed to a member of that consortium shall not be reduced by a percentage greater than the percentage by which the total amount of funds allocated to the consortium decreased, unless the consortium makes at least one of the following findings related to the member for which the distribution would be reduced further:
(A) The member no longer wishes to provide services consistent with the adult education plan.
(B) The member cannot provide services that address the needs identified in the adult education plan.
(C) The member has been ineffective in providing services that address the needs identified in the adult education plan and reasonable interventions have not resulted in improvements.
(D) The member has unspent funds remaining from the previous year more than an agreed upon percent of the current year’s allocation not to exceed 15%. Members may not maintain a carryover of more than 15% for more than two years.

(1) A consortia vote to reduce a member’s allocation as a result of 15% or more carryover shall be subject to one vote per member. This shall be effective prospectively beginning with the 2020-21 allocation.

Part B – Consortium Members & Consortia Carryover Proposal (for any year consortium allocation is equal to or more than the prior year):

Add new section, possibly 84914.2

(a) Each year, consortium members must certify their expenditures for the prior school year by September 1.
   a. Beginning in 2020-21, no more than 15% of a member’s annual allocation may be carried over into the following year by any member of a consortium without a written plan for expenditure aligned with the local plan and approved by the consortium members by October 31 in alignment with the consortium’s governance process.
      i. All plans to exceed 15% carryover must be submitted by September 30 annually.
      The plan must be approved by the remaining consortium members (excepting the member submitting the plan for approval).
      ii. Each year, members with carryover exceeding 15% without an approved plan will be deemed ineffective and their allocations will be reduced in the subsequent year by the amount equal to the amount over 15% for reallocation to other members within the consortium.

(b) Each year, consortia must certify their expenditures for the previous school year by October 31.
   a. Beginning in 2021-22, no more than 15% may be carried over by a consortium in any given year.
   b. Any consortium carrying over more than 15% of its annual allocation will have their allocation reduced by the amount exceeding 15% carry-over in the following year (beginning in 2022-23).

Part C – Definitions

Amend Section 84901. For purposes of this article, the following definitions shall apply, unless otherwise specified:
(a) “Adult” means a person 18 years of age or older.
(b) “Carryover” means the annual amount of unspent Adult Education Program funds from prior years as a percentage of the current year’s allocation.
(c) “Consortium” means an adult education consortium approved pursuant to this article.
(cd) “Executive director” means the executive director of the State Board of Education.
(de) “Program” means the Adult Education Program established by Section 84900.