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ASSEMBLY COMMITTEE ON EDUCATION

2011 K-12 LEGISLATIVE SUMMARY

ATHLETICS AND PHYSICAL EDUCATION

AB 25 (Hayashi) – Athletics: concussions and head injuries

Requires a school district that elects to offer athletics outside of the regular school day or physical education courses, to immediately remove athletes suspected of having a concussion or head injury until evaluated and cleared by a licensed health care provider trained in the management of concussions.

Requires a concussion and head injury information sheet to be signed and returned by the athlete and the athlete's parent or guardian prior to the start of the athlete's season of practice or competition.

Status: Chapter 456

AB 200 (Hayashi) – Physical education: award program

Requires the State Board of Education to establish the Health and Fitness Award Program to provide an award to one school in each legislative district that conducts their physical education courses pursuant to the model content standards and increases the number of pupils meeting minimum standards on the physical performance test.

Governor's Veto Message:

This bill would require the State Board of Education to establish a health and fitness award program to honor a school in each of the 120 legislative districts. Health and fitness are important but let's allow our schools to design their own awards programs and leave the state out of it.

SB 107 (Price) – Physical education: California Interscholastic Federation

Extends the sunset for the California Interscholastic Federation (CIF) to have responsibility for administering high school interscholastic athletics to January 1, 2017; and, requires CIF to report to the Legislature and Governor by January 1, 2016 on several specified goals and objectives, such as effectiveness of the governance structure, quality of coaching and officiating, gender equity, health and safety, and economic viability.

Status: Chapter 230

ATTENDANCE, SUSPENSIONS, AND EXPULSIONS

AB 207 (Ammiano) – School attendance: residence requirements

Requires school districts to accept reasonable evidence that a pupil meets residency requirements for school attendance within the district; and, specifies certain types of documents, including a declaration of residency executed by a parent or guardian, that shall be considered reasonable evidence for a pupil living with his or her parent or legal guardian. Declares that nothing in the bill shall be construed to require a parent or guardian of a pupil to show all of the items of documentation identified as reasonable evidence; specifies that proof of residency of a parent shall not be required for an unaccompanied youth and requires a school district to accept a declaration of residency executed by the unaccompanied youth instead. Repeals existing law related to residency requirements for school districts adjacent to an international border.

AB 387 (Bonilla) – Excused absences: military deployment activities

Adds absences for the purpose of spending time with a member of the pupil's immediate family, who is an active duty member of the military and has been called to duty for, is on leave from, or immediately returned from deployment to a combat zone or combat support posting, to the list of reasons for which a pupil is required to be excused from school when absent.

Status: Chapter 610

AB 414 (Carter) – Homework assignments for suspended pupils

Specifies that upon the request of a parent, legal guardian, or other person holding the right to make educational decisions for the pupil, or the affected pupil, a teacher shall provide appropriate homework or missed assignment to a pupil in any of grades 4 to 8, inclusive, who has been suspended from school for three schooldays or less. Specifies that it is not the intent of the Legislature to require teachers to correct classroom assignments or homework missed while a pupil is suspended or to add any additional burden on teachers with respect to their workload.

Status: Assembly Appropriations Committee

AB 614 (Bonilla) – School attendance review boards: member composition

Authorizes county and local school attendance review boards to include a representative of school, county, or community mental health personnel.

Status: Chapter 71

AB 802 (Blumenfield) – Online education: school attendance

Relaxes the requirements placed on school districts, county offices of education and charter schools for calculating and funding average daily attendance for pupils enrolled in online classes. The contents of this bill were amended into AB 853 in the Senate.

Status: Assembly Appropriations Committee

AB 853 (Blumenfield) – Online education: school attendance

Relaxes the requirements placed on school districts, county offices of education and charter schools for calculating and funding average daily attendance for pupils enrolled in online classes. Modifies the requirements relating to apportionments for independent study, and modifies compliance requirements related to the *Williams* litigation. Much of the content of this bill was amended in from AB 802; however, the bill was subsequently amended on September 2, 2011 to change the author from Blumenfield to Fong, delete the contents of the bill and add language that is outside the jurisdiction of the Assembly Education Committee.

Status: Chapter 525

AB 980 (Bonilla) – School attendance review boards: communications

Specifies that for the purpose of making a proper disposition of a referral of a minor pupil to the school attendance review board (SARB), a member of a county or local SARB, notwithstanding any other confidentiality requirement, may disclose and exchange information or writing to other members of the SARB consistent with the rules and regulations adopted by the SARB, if that writing is kept or maintained in connection with any program of public social services, probation, law enforcement, or is otherwise designated as confidential under state law and that the member reasonably believes is relevant to the prevention, identification, or treatment of truancy. Any discussion relative to the disclosure or exchange of that information or writing during a SARB meeting is confidential.

Status: Assembly Education Committee

AB 1362 (Nestande) – Pupil attendance: electronic attendance accounting systems

Clarifies authorities and requirements related to the use of electronic attendance accounting systems, and authorizes local education agencies to use those systems, if approved by the California Department of Education for the purpose of satisfying minimum instructional requirements and calculating average daily attendance.

Status: Assembly Appropriations Committee

CAREER AND TECHNICAL EDUCATION

AB 251 (Fuentes) – High schools: career technical education

Authorizes a school district with a district-wide system of pathway programs or a work-based learning initiative to receive funding based on an alternative funding model, and to apply for waivers of most provisions of the Education Code.

Status: Assembly Education Committee

AB 835 (Mitchell) – Community colleges: Economic and Workforce Development Program

Authorizes a California Community College (CCC) district to enroll a high school pupil who is not a resident of that CCC district for purposes of enrolling in Career Technical Education Pathways Initiative programs, and provides that the CCC district shall not be subject to any other geographic limitations if the program is designed to serve high school pupils or involves multiple school districts or community college districts, or both, and the program is not offered at the pupil's high school.

Status: Chapter 224

SB 500 (Hancock) – Partnership academies

Requests the California Department of Education to provide an analysis and recommendations on the California Partnership Academies (CPAs). Requires the Superintendent of Public Instruction, in developing guidelines with respect to CPAs, to include specified elements. Allows a school district to authorize grade 9 pupils to enroll in CPAs and specifies that if a school district elects to enroll grade 9 pupils, the school district shall comply with the specified provisions.

Status: Assembly Appropriations Committee

SBX1 1 (Steinberg) – Partnership academies: Clean, Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Program

Establishes the Clean Technology and Renewable Energy Job Training, Career Technical Education, and Dropout Prevention Program for the purpose of creating a grant program for California Partnership Academies (CPAs) that focus on clean technology and renewable energy businesses, as specified. Requires an annual allocation of \$8 million from the Renewable Resources Trust Fund (RRTF), to the Superintendent of Public Instruction for expenditure in the form of grants to school districts for creating and maintaining these CPAs and specifies that if sufficient funds are not available from the RRTF, the balance will be allocated through specified funds. Makes the provisions of this bill inoperative on June 30, 2017, and repeals them as of January 1, 2018.

Status: Chapter 2

CHARTER SCHOOLS, SCHOOL CHOICE AND TRANSFERS

AB 47 (Huffman) – Schools: open enrollment

Makes changes to the Open Enrollment (OE) Act. Specifically, excludes schools with an Academic Performance Index (API) score of 700 or above, schools that had an API growth of 50 points or more in the prior year, county offices of education operating a special education program and state special schools; specifies that the list of eligible schools to be created by the Superintendent of Public Instruction is up to 1,000; clarifies the calculation for determining 10% of a local educational agencies schools eligible for OE; specifies that a school shall only be identified as a low-achieving school if the school is identified on the list for two consecutive years; and prohibits a school district from rejecting the transfer of an individual with exceptional needs or an English learner if he or she is randomly selected through a lottery.

Governor’s Veto Message:

This bill modifies the eligibility criteria used to identify schools under the Open Enrollment Act which was enacted last year to provide parents with enrollment options in 1000 public schools that fail to meet defined student academic achievement criteria.

The bill increases the threshold for identifying open enrollment schools to exclude schools that score above 700 on the Academic Performance Index for two consecutive years. The California Department of Education estimates that based on the revised criteria only 150 schools would be included in the new list of schools. I believe that the proposed changes go too far and would undermine the intent of the original law.

The State Board of Education has administrative authority to exempt schools from the Open Enrollment Act that document strong student academic achievement. I expect the Board will thoughtfully exercise this authority and believe we should carefully review the implementation effects of the program before making significant changes.

AB 86 (Mendoza) – Charter schools: authorization: petition

Requires a charter school petition to include signatures from at least 50% of the pupils expected to enroll at the school for its first year of operation and at least 50% of the total number of non-supervisory certificated and classified employees the petitioner estimates that will be employed by the charter school in the first year of operation; requires a conversion charter school petition to include at least 50% of the total number of non-supervisory certificated and classified employees currently employed at the school that is to be converted to a charter school; and, requires the signature petition to prominently display a statement

that the classified employee has a meaningful interest in working at the charter school.

Governor's Veto Message:

Charter schools are a small but important part of the California public school system. They vary by size, mission, governing structure and educational philosophy. Their purpose is to allow parents, teachers and other interested citizens to form public schools outside the more detailed regulatory framework of the regular school system.

They are profoundly difficult to establish and even more difficult to maintain and grow in excellence. Having started two myself, I know whereof I speak.

Notwithstanding the important contributions classified staff make to the operation of a school, this bill would unnecessarily complicate an already difficult charter school petition process.

AB 269 (Ma) – Pupil health and safety

Requires charter schools to comply with specified laws governing the health and safety of pupils and school employees, including the requirement that every public and private kindergarten through grade 12 school ensure that every restroom is maintained and cleaned regularly, fully operational, stocked at all times with necessary supplies, and kept open during school hours; the requirement that each school district and county office of education be responsible for the overall development of all school safety plans; requirements that ensure that school buildings have operating fire alarms, schools have gates that allow entry to ambulances and police and firefighting equipment, laboratories have eye protective devices, and access to first aid kits; and the requirement that nontoxic art and craft materials be used.

Status: Assembly Appropriations Committee

AB 360 (Brownley) – Charter schools

Requires charter schools to comply with the same conflict of interest requirements as school districts, commencing July 1, 2012. Clarifies that charter schools and their governing boards are subject to the Brown Act, the California Public Records Act, the Governmental Code 1090, and Political Reform Act of the Fair Political Practices Commission.

Status: Assembly Inactive File

AB 401 (Ammiano) – Charter schools

Establishes a limit of 1,450 charter schools allowed to operate in California until January 1, 2017 and prohibits charter school personnel with hiring authority from employing relatives. Requires a charter school petition to include full disclosure of the identity of each person who is employed or plans to be employed by the charter school and who is a relative of the charter school owner, president, chairperson of the governing body, superintendent, governing body member,

principal, assistant principal, or any other person employed by the charter school who has equivalent decision-making authority.

Status: Senate Education Committee

AB 440 (Brownley) – Charter schools

Establishes academic and fiscal accountability standards related to the initial approval and renewal petitions for charter schools.

Status: Senate Inactive File

AB 637 (Knight) – School choice: G.I. Jr. Grant Program

Establishes the G.I. Jr. Grant Program to provide annual scholarships of up to \$5,000 to children of military families to attend private nonsectarian nondenominational schools. Repeals the provisions of the bill on January 1, 2018.

Status: Assembly Education Committee

AB 925 (Lara & Alejo) – Charter schools

Requires a charter school to comply with existing statute governing school district employees, including the right to inspect, review and comment on personnel records; be granted a leave of absence for jury duty; and use accumulated sick leave for bereavement leave, an accident involving personal property, an appearance in court, or other reasons prescribed by the governing body.

Requires a charter school to comply with the specified existing statutes governing classified employees in school districts, including policies regarding sick leave, vacation time based on time served, and paid holidays.

Status: Senate Education Committee

AB 1034 (Gatto) – Charter schools

Makes changes to the requirements for charter schools regarding student admissions requirements, including requiring charter school petitions to contain a reasonably comprehensive description of student admission policies and procedures, including specifics about admission preferences; and requiring admission preference be given to siblings of pupils currently attending the charter school and to children of employees at the charter school. Clarifies that admission preferences may be extended on an individual school basis if each type of preference is approved at a public hearing, is consistent with federal law and the California Constitution, and ensures that English learners, pupils with disabilities, low-achieving pupils and low-income pupils will be served. Specifies that a charter school may encourage parental involvement, but must provide notification that parental involvement is not required for acceptance or continued enrollment at the school.

Governor's Veto Message:

Charter schools are established to encourage the widest possible range of innovation and creativity. Their governing charters reflect the ideas and

aspirations of those willing to undertake this profoundly difficult challenge. It is critical that they have the flexibility to set admission criteria and parent involvement practices that are consistent with the school's mission.

AB 1065 (Bradford) – Pupil transfers: records

Requires a pupil's former school district, county office of education (COE), charter school or private school, within five business days of receiving a request, to satisfy a current requirement that a pupil's permanent record be transferred to the new district, COE, charter school or private school where the pupil intends to enroll.

Status: Assembly Appropriations Committee

AB 1085 (Davis) – School attendance: interdistrict attendance

Authorizes county boards of education, with countywide average daily attendance greater than 180,000, to determine whether a pupil who has filed an interdistrict appeal should be permitted to attend in the district in which the pupil desires to attend, within 40 school days; and, specifies that it is the intent of the Legislature that school districts and county boards of education make best efforts to process interdistrict attendance appeals in an expeditious fashion.

Status: Chapter 87

AB 1172 (Mendoza) – Charter schools: petition for establishment: decision to grant or deny

Makes changes to the charter school approval, renewal and appeal process. Specifies that a chartering authority may deny a charter petition if it finds that the charter school would have a negative fiscal impact on the school district. Deletes the provision allowing the charter petitioner to appeal to the State Board of Education (SBE); deletes the authorization for a county board of education to approve a countywide charter school; and authorizes a county board of education or the SBE to consider an appeal from a charter school petitioner only if the appeal alleges that the governing board at the district or county level committed a procedural violation in reviewing the petition.

Status: Assembly Education Committee

AB 1262 (Dickenson) – Charter schools

Requires the Legislative Analyst to contract for a neutral evaluator to conduct an evaluation of the effectiveness of the charter school approach and to report directly to the Legislature and the Governor with recommendations to modify, expand, or terminate this approach on or before July 1, 2016; and, authorizes charter schools to be identified for the Open Enrollment Program.

Status: Assembly Education Committee

SB 298 (De Leon) – Charter Schools

Extends the authorization for the Los Angeles County Board of Education to charter the Soledad Enrichment Action Charter School until June 30, 2018.

Status: Assembly Appropriations Committee

SB 381 (Pavley) – School attendance: residency requirements

Extends, until July 1, 2017, the authorization to enroll a student in a district where a parent is employed, if a parent is employed within the boundaries of that school district for a minimum of 10 hours during the school week.

Status: Chapter 447

SB 645 (Simitian) – Charter schools: charter renewal

Creates charter school academic accountability measures for renewal; expands eligibility for the Charter School Facility Grant Program; and, authorizes the California School Finance Authority to refinance working capital for charter schools.

Status: Assembly Appropriations Committee

SB 745 (Hernández) – Pupils: school attendance

Requires a school district of choice (DOC) to give first priority to pupils who are the siblings of pupils already in attendance and second priority to English learners, pupils with exceptional needs and pupils who are eligible for free and reduced-price meals. Requires a DOC to conduct a lottery, as specified, if the number of priority pupils who request a particular school exceeds the number of spaces available at that school, and requires a DOC to ensure that a pupil who transfers pursuant to the DOC program is enrolled in a school with a higher Academic Performance Index score than the school in which the pupil was previously enrolled.

Governor’s Veto Message:

While I support the author’s intent to protect students from potentially disparate admissions treatment under district of choice programs, current law already contains appropriate safeguards and I have not been presented with evidence that demonstrates that a problem exists that warrants a statewide directive.

CONCURRENT ENROLLMENT

AB 160 (Portantino) – Concurrent enrollment in secondary school and community college

Authorizes the governing board of a California Community College (CCC) district to enter into a concurrent enrollment partnership, as specified, with one or more school districts within its immediate service area to allow secondary school pupils

to attend a CCC if they have exhausted all opportunities to enroll in an equivalent course at the high school of attendance, adult education program, continuation school, regional occupational center or program, or school district programs. Allows a school district to authorize a pupil, upon the recommendation from a CCC administrator, as specified, to take career technical education courses at a CCC.

Status: Senate Appropriations Committee

AB 230 (Carter) – Joint educational programs: middle college high schools

Exempts a student attending a middle college high school from the requirement that California Community College governing boards assign a low enrollment priority to concurrent enrollment students if that student is seeking to enroll in a community college course that is required for the student's middle college high school program.

Status: Chapter 50

SB 650 (Alan Lowenthal) – Postsecondary education: the College Promise Partnership Act

Establishes the College Promise Partnership Act authorizing the Long Beach Community College District and the Long Beach Unified School District to enter into a partnership for purposes of concurrent enrollment, as specified. Sunsets the provisions of this bill on June 30, 2017.

Status: Chapter 633

DISTRICT, SCHOOL AND STATE GOVERNANCE

AB 169 (Torres) – Education finance

Requires the State Board of Education to include school districts, county offices of education, and other agencies deemed eligible pursuant to state and federal law in any application for federal aid to education, in any allocation of federal funds made pursuant to law, and in any rules and regulations adopted governing the allocation of those funds.

Status: Chapter 95

AB 609 (Swanson) – School districts: state administrators

Requires the Oakland Unified School District to be released from any fine or penalty resulting from an audit conducted by the State Controller's Office performed for any fiscal year that falls between June 16, 2003, and June 28, 2009, inclusive.

Status: Assembly Appropriations Committee

SB 204 (Liu) – Education governance

Changes the state-level governance structure for K-12 education by reducing the responsibilities and powers of the State Board of Education to an advisory role to the Governor, Legislature, and Superintendent of Public Instruction (SPI), and expands the role of the SPI in administering the California Department of Education and setting education policy.

Status: Assembly Education Committee

SB 821 (Fuller) – School district reorganization: fiscal actions affecting newly organized or reorganized school districts

Clarifies and expands existing law with respect to the fiscal oversight of newly formed or reorganized school districts during the period between the date of approval and the effective date of that organizational change.

Status: Chapter 635

EARLY CHILDHOOD EDUCATION/KINDERGARTEN

AB 245 (Portantino) – Child care: contractors: electronic payment

Specifies that at the request of a contractor for a contract executed by the California Department of Education (CDE) with public and private agencies for the delivery of child care and development services or for any facility and administrative costs related to the delivery of child care services, the CDE shall request the State Controller to make a payment via direct deposit by electronic fund transfer into the contractor's account at the financial institution of the contractor's choice.

Status: Senate Appropriations Committee

AB 596 (Carter) – Child care: CalWORKs recipients: rights

Requires the California Department of Education to collaborate with welfare rights and legal services advocates to develop and adopt regulations and other policy statements to provide California Work Opportunity and Responsibility to Kids (CalWORKs) program recipients of child care the same level of due process protections and procedural protections that are afforded to public assistance recipients pursuant to specified sections in the Welfare and Institutions Code and their corresponding regulations.

Status: Assembly Appropriations Committee

AB 1199 (Brownley) – Child care: centralized eligibility lists

Requires, by January 1, 2013, the California Department of Education, to the extent that funding is made available, to conduct an evaluation for submission to the Legislature of the centralized eligibility lists maintained and administered by

the alternative payment agency in each county to determine their success in enabling families with child care needs to obtain information on available child care programs and to obtain care.

Status: Assembly Education Committee

SB 30 (Simitian) – Kindergarten: age of admission

Extends the sunset of the final report for the Kindergarten Readiness Pilot Program from January 1, 2012 to January 1, 2013 and makes minor, nonsubstantive changes.

Status: Assembly Appropriations Committee

ENGLISH LEARNERS/MIGRANT AND INDIAN EDUCATION

AB 124 (Fuentes) – Academic content standards: English language development standards

Establishes a process to update, revise, and align the English language development (ELD) standards to the common core state standards in English language arts and requires the Superintendent of Public Instruction and the State Board of Education to present to the Governor and the appropriate policy and fiscal committees of the Legislature a schedule and implementation plan for integrating the revised ELD standards into the education system.

Status: Chapter 605

SB 753 (Padilla) – Pupil assessment: California English Language Development Test

Makes changes related to the timing and administration of the required English language development (ELD) assessments, including 1) establishing that the testing window (commencing with the point in time when the California Department of Education (CDE) receives written documentation from the United States Department of Education (USDOE) that federal law permits the implementation of these changes or the 2013-14 school year, whichever occurs later) begins with the day upon which 55% of the instructional year is completed and ends on July 1 of that same calendar year; and 2) prohibiting a pupil in any of grades 3 to 9, inclusive, from being required to retake portions of the ELD assessment for which he or she has previously achieved the advanced proficiency level within each appropriate grade span, and prohibiting a pupil in grades 10 to 12, inclusive from being required to retake the portions of the ELD assessment for which he or she has previously achieved the early advanced or

advanced levels. These prohibitions shall not be implemented until the existing ELD assessment contract expires, and unless and until the CDE receives written documentation from USDOE that implementation is permitted by federal law.

Status: Chapter 634

SB 754 (Padilla) – Pupil assessment: California English Language Development Test

Prohibits a pupil in any of grades 3 to 9, inclusive, to the extent permitted by federal law, from being required to retake portions of the English language development (ELD) assessment for which he or she has previously achieved the advanced proficiency level within each appropriate grade span and prohibits a pupil in grades 10-12, inclusive from being required to retake the portions of the ELD assessment for which he or she has previously achieved the early advanced or advanced levels.

Status: Assembly Appropriations Committee

FINANCING SCHOOLS

AB 18 (Brownley) – School-based financial reporting system

Reforms the state's public school finance system by simplifying the number of funding streams provided to school districts and providing continued flexibility in the expenditure of those funds. Specifically, the bill: 1) creates a discretionary baseline of funding (by collapsing \$3 billion worth of categoricals) which would be distributed on a per unit of average daily attendance (ADA) basis; 2) creates targeted pupil equity funding that would "weight" funding based on poverty and English learner status or both (approximately \$2.3 billion); 3) creates a Quality Instruction funding source that, like the baseline funding, would be distributed on a per ADA basis - this funding source will focus resources, very specifically, on creating the right conditions for teaching and learning, like class size, professional development and teacher mentoring as examples (approximately \$1.4 billion); and 4) requires the development of school level financial data in order for the Legislature and school districts to begin to assess financial investments and correlate them with student outcomes. The bill also holds school districts harmless using current resources, and would be implemented so as to provide a smooth transition when the categorical flexibility budget provisions sunset in 2014-15.

Status: Senate Education Committee

AB 189 (Eng) – Education funding

Modifies the existing public hearing and reporting requirements for participation in categorical flexibility, including requiring local educational agencies to hold the required public hearing to take testimony from the public prior to and independent of the meeting where the school district or the governing board of the county

office of education (COE) adopts a budget; requiring the district and COE governing board, if it intends to close a program, to identify in the hearing agenda notice the program or programs it proposes to close; and authorizing, until July 1, 2015, the governing board of a school district to charge a fee for an adult education class in English and citizenship.

Status: Chapter 606

AB 202 (Brownley) – Local educational agencies: reimbursable state mandates

Implements changes related to streamlining the state's process for the determination and reimbursement of educational mandates, and requires additional or clarified information to be provided to the Legislature on the reimbursement of educational mandates.

Governor's veto message:

This bill creates a new avenue for deciding the costs of state mandates which may prove to be more complicated and costly than the existing process.

AB 504 (Williams) – School districts: County of Santa Barbara: special taxes

Authorizes any newly reorganized unified school district in the County of Santa Barbara to continue the collection of parcel taxes originally imposed and collected in the former school districts that comprise the reorganized district.

Status: Chapter 276

AB 677 (Skinner) – Education finance: Oakland Unified School District: sale of surplus property

Reestablishes and extends the time period within which the Oakland Unified School district is authorized to sell district-owned property and use the proceeds to reduce or retire its emergency loan from the state.

Status: Chapter 164

AB 751 (Furutani) – Education finance

Provides for additional information on, and a potential waiver related to, the fiscal status of school districts and county offices of education in the second fiscal year following the current fiscal year. The July 13, 2011 amendments deleted the contents of the bill and added language that is outside the jurisdiction of the Assembly Education Committee.

Status: Chapter 439

AB 1075 (Fuentes) – Education finance: revenue limits

Reverses the implementation of a school district revenue limit adjustment related to the Meals for Needy Pupils program in the current fiscal year, and delays implementation of that adjustment until the 2013-14 fiscal year.

Status: Assembly Appropriations Committee

AB 1237 (Nestande) – Postsecondary education: funding

Finds and declares that state General Fund moneys that do not count toward the Proposition 98 minimum guarantee shall not be appropriated for remedial instruction at the University of California (UC) and California State University (CSU) and authorizes the appropriation of Proposition 98 funds from K-12 instruction to the California Community Colleges for the purposes of remedial instruction for UC and CSU students.

Status: Assembly Higher Education Committee

AB 1326 (Furutani) – California Higher Education Endowment Corporation: oil & gas severance tax

Enacts the Fair Share for Fair Tuition Act to fund direct classroom instruction and student support services at the California Community Colleges, the California State University, and the University of California, by imposing a 12.5% oil and gas severance tax and directing the proceeds to the California Higher Education Fund.

Status: Assembly Revenue and Taxation Committee

SB 275 (Hancock) – Career technical education: funding

Creates, commencing in the 2015-16 fiscal year, a career technical education (CTE) funding “mega-item,” that changes the local allocation of funding appropriated for four CTE programs (Regional Occupational Centers and Programs, partnership academies, specialized secondary programs, and agricultural career technical education incentive programs), allows for limited expenditure flexibility between those programs, and specifies a governance structure for those expenditure decisions.

Status: Assembly Education Committee

SB 361 (Tom Berryhill) - School funding: minimum schoolday

Extends, for five years, the sunset on provisions that prohibit the Center for Advanced Research and Technology from receiving funding as a charter school, and that establish the formula for calculating the authorized apportionment of revenue limit funding for pupils concurrently enrolled in regular secondary school classes and classes operating pursuant to a joint powers agreement put in place prior to January 1, 2008.

Status: Chapter 625

SB 477 (Wright) – Inglewood Unified School District: emergency loan

Appropriates twelve million nine hundred thousand dollars (\$12,900,000) from the General Fund as an emergency apportionment (loan) for the Inglewood Unified School District, and requires the district to enter into a lease financing agreement for the purpose of financing the emergency apportionment in an unspecified amount.

Status: Assembly Education Committee

FOSTER YOUTH

AB 709 (Brownley) – Foster children: school placement: immunization records

Clarifies that a child in foster care who changes schools has the right to be enrolled in the new school immediately even if he or she is unable to produce at the time of enrollment, medical records, including, but not limited to, immunization records. Adds a section to the Health and Safety Code to conform to Education Code provisions requiring school districts to enroll a foster child in school even if he or she is missing immunization records.

Status: Chapter 463

SB 121 (Liu) – Special education: incarcerated minors

Clarifies the process that must be followed before a foster youth may be placed in a nonpublic school, and places requirements on those institutions, the Superintendent of Public Instruction, and persons holding the right to make educational decisions for pupils in foster care.

Status: Assembly Human Services Committee

SB 578 (Negrete McLeod) – Schools: pupils in foster care: course credit

Requires a school district and county office of education to accept coursework satisfactorily completed by a pupil in foster care while attending another school and to award full or partial credit for such coursework, as specified. Requires the credits accepted pursuant to this bill to be applied to the same or equivalent course, if applicable, as the coursework completed in the prior school.

Status: Chapter 472

INSTRUCTION AND CURRICULUM

AB 199 (Cook & Ma) – Pupil instruction: social sciences: Filipinos in World War II

Expresses the encouragement of the Legislature that instruction in social science includes the role of Filipinos in World War II, including a component drawn from personal testimony, especially in the form of oral or video histories of Filipinos who were involved in World War II and those men and women who contributed to the war effort on the homefront.

Status: Chapter 607

AB 250 (Brownley) – Common core implementation

Establishes a structure for the implementation of the common core academic content standards by developing and adopting revised curriculum frameworks and model professional development modules that are aligned to the common core academic content standards in language arts and mathematics. Requires the Superintendent of Public Instruction to make recommendations for the reauthorization of the statewide pupil assessment program, as specified, and extends the sunset of the program to July 1, 2014. Renames the Curriculum Development and Supplemental Materials Commission as the Instructional Quality Commission.

Status: Chapter 608

AB 580 (Davis) – Civil rights education: California Civil Rights Education Advisory Committee

Establishes the California Civil Rights Education Advisory Committee within the California Department of Education, as specified, to advise the State Board of Education and the Curriculum Development and Supplemental Materials Commission on the inclusion of civil rights education in the history-social science framework and criteria for evaluating instructional materials. The August 15, 2011 amendments deleted the contents of the bill and added language to require instruction in the social sciences to include the roles and contributions of specified groups, and to list specified characteristics that shall not be reflected adversely in adopted instructional materials.

Status: Senate Rules Committee

AB 739 (Bonnie Lowenthal & Brownley) – Pupil instruction: suicide prevention

Requires the State Board of Education and the Curriculum Development and Supplemental Materials Commission to include suicide prevention instruction and mental illness awareness instruction, as defined, in the health education framework for pupils in grades 7 to 12, inclusive, during the next revision of that framework. Authorizes, commencing with the 2012–13 school year, a school

district to provide to pupils in any of grades 7 to 12, inclusive, instruction on suicide prevention and mental illness awareness, as defined.

Status: Assembly Appropriations Committee

AB 747 (Huber) – Pupil instruction: online programs

Defines an online offsite classroom instructional program to mean an instructional program, separate from independent study, in which a pupil receives online instruction from a teacher, who may be onsite or offsite; specifies that, if the teacher is offsite, instruction is provided to pupils through video conferencing technology that supports two-way communication.

Status: Assembly Education Committee

AB 790 (Furutani & Carter) – Pupil instruction: linked learning

Establishes the Linked Learning Pilot Program to be administered by the California Department of Education for five years for the purpose of implementing district-wide linked learning programs, as specified, in all participating school districts, and specifies that linked learning programs shall be implemented within the participating districts' existing state and local resources.

Status: Chapter 616

AB 1033 (Feuer) – Academic content standards

Establishes a content standards review commission (CSRC) pursuant to the Superintendent of Public Instruction (SPI) and the State Board of Education (SBE) jointly making a finding of a need to revise or modify the state's content standards, as specified, and specifies that only two content areas may be revised at any one time. Requires the SBE, upon receiving recommendations from the CSRC, to either adopt or reject the standards as proposed by the CSRC, and requires, if the standards are rejected, the SBE to provide a specific written explanation to the SPI, the Governor, and the Legislature as to why the standards were rejected.

Status: Assembly Appropriations Committee

AB 1118 (John A. Pérez) – Pupil instruction: health education: organ and tissue donation

Requires, commencing with the 2012-13 school year, school districts to provide at least 15 minutes of instruction on organ procurement and tissue donation to pupils who are enrolled in health classes during grades 9 or 10 and requires the health framework adopted in the course of the next submission to include the subject of organ procurement and tissue donation, as specified.

Status: Assembly Appropriations Committee

AB 1330 (Furutani) – Graduation requirements: career technical education

Adds, commencing with the 2012-13 school year, career technical education (CTE), as defined, as an option for pupils to fulfill the existing high school

graduation requirement to complete a course in visual or performing arts or foreign language, and repeals the provisions of this bill on July 1, 2017, or on July 1 of the year in which the number of CTE courses that satisfy the foreign language requirement for admission to the University of California or the California State University doubles, whichever is earlier. Requires districts that elect this option to notify parents, teachers, pupils and the public, as specified.

Status: Chapter 621

AB 1373 (Fong) – Pupils: teen dating violence prevention

Authorizes school districts to provide education programs that promote healthy relationships and prevent teen dating violence through curricular, extracurricular, and school climate improvement activities, as specified, and requires the Superintendent of Public Instruction to post information about model curriculum programs on the California Department of Education's Internet Web site.

Status: Assembly Appropriations Committee

SB 48 (Leno) –Instruction: prohibition of discriminatory content

Adds lesbian, gay, bisexual and transgender Americans and persons with disabilities to the list of groups of people whose role and contributions shall be accurately portrayed in instructional materials and included in social science instruction; and adds sexual orientation and religion to the existing list of characteristics that shall not be reflected adversely in adopted instructional materials.

Status: Chapter 81

SB 300 (Hancock) – Pupil instruction: instructional materials: content standards

Allows for the revision of academic content standards in science by authorizing the Superintendent of Public Instruction, in consultation with the State Board of Education (SBE), to convene a group of science experts to make recommendations to the SBE on a set of revised science content standards and requires the science experts to utilize the Next Generation Science Standards as the basis for the deliberations and recommendations to the SBE.

Status: Chapter 624

SB 402 (Correa) – Education: curriculum frameworks

Requires each curriculum framework adopted by the State Board of Education (SBE) to describe how academic content can be delivered to intentionally build specific skills into and across each content area, to the extent the description is deemed appropriate by the SBE. The August 26, 2011 amendments deleted the contents of the bill and added language that is outside the jurisdiction of the Assembly Education Committee.

Status: Senate Rules Committee

SB 532 (Hernández) – Pupil instruction: high school curriculum: advanced placement courses: International Baccalaureate Diploma Program

Requires the Superintendent of Public Instruction to annually communicate with and support high schools that offer advanced placement courses and International Baccalaureate (IB) programs by updating information regarding both programs on the California Department of Education's website; and, encourages the academic senates of the California Community Colleges, California State University and the University of California to adopt system-wide guidelines for accepting credit for IB Diploma Program courses.

Status Chapter 238

SB 611 (Steinberg) – Public postsecondary education: the University of California

Requests the Regents of the University of California (UC) to establish and maintain the University of California Curriculum Integration Institute (UCCII) to be administered by the President of the UC and to accomplish the specified goals. Expresses the intent of the Legislature to see rapid implementation and scaling of the UCCII, and to that end, expresses intent, subject to availability of funds in the annual Budget Act, the availability of federal or private funds, or any combination thereof, that the UCCII: facilitate no less than 10 convenings annually, serve at least 500 educators each year, and develop no less than 250 courses by January 1, 2015.

Status: Chapter 631

SB 779 (Lieu) – Pupil instruction: economics: personal finances

Authorizes a school district to include instruction related to the understanding of personal finances, including, but not limited to, budgeting, savings, credit, and identity theft in the one-semester course in economics required for high school graduation; also requires the California Department of Education to consider developing a personal finances curriculum in the next cycle in which the history-social science curriculum framework is adopted.

Status: Assembly Appropriations Committee

INSTRUCTIONAL MATERIALS

AB 339 (Bonilla) – Instructional materials: social content reviews

Requires the State Board of Education to adopt regulations for conducting social content reviews of instructional materials conducted at the request of a publisher outside of the primary adoption process, and authorizes the California Department of Education to assess a fee on publishers for the reviews.

Status: Chapter 609

AB 1246 (Brownley) – Instructional materials

Requires the Superintendent of Public Instruction and authorizes school districts to review and make recommendations to the State Board of Education on instructional materials to be adopted. Revises the role of the Curriculum Development and Supplemental Materials Commission in the process of adopting instructional materials. Requires that a majority of individuals reviewing instructional materials be classroom teachers, and makes other revisions to the instructional materials adoption process.

Status: Assembly Education Committee

SB 140 (Alan Lowenthal) – Instructional materials: common core academic content standards

Requires the California Department of Education, on a one time basis, to develop a list, on or before July 1, 2012, of supplemental instructional materials for use in kindergarten and grades 1 to 8, inclusive, that are aligned with California's common core (CCC) academic content standards in language arts and for kindergarten and grades 1-7, inclusive, that are aligned with the CCC standards in mathematics. Repeals the provisions of this bill on July 1, 2014.

Status: Chapter 623

SB 302 (Yee) – Instructional materials: social content reviews

Requires the State Board of Education (SBE) to adopt regulations for social content reviews conducted at the request of a publisher outside the primary adoption process and specifies that the reviews are intended to determine compliance with specified existing laws. Requires the SBE to inform the Chairperson of the Assembly Committee on Education, the Chairperson of the Senate Committee on Education, and the Superintendent of Public Instruction, once per year about content that it interprets is the result of the revised Texas standards for social studies.

Status: Assembly Appropriations Committee

SB 509 (Price) – Instructional materials: funding

Authorizes a school district to purchase the newest adopted instructional materials for the pupils in all of the neediest schools in the school district, as defined, without incurring a duty to purchase these materials for pupils in the schools ranked in deciles 4-10, inclusive.

Status: Chapter 629

PUPIL HEALTH AND NUTRITION

AB 402 (Skinner) – CalFresh program: School Lunch Program: information

Authorizes a school district or a county office of education (COE) to incorporate CalFresh program information in the School Lunch Program (SLP) application. Authorizes each school district or a COE to enter into a memorandum of understanding (MOU) with the local agency that determines CalFresh program eligibility, or its designee, and to share information provided on the SLP application with that agency, if the child is approved for free meals, or if included in the MOU, and if the applicant consents to the sharing of that information.

Status: Chapter 504

AB 839 (Brownley) – Pupil nutrition: federal School Breakfast Program participation

Requires a local governing board to consider specified data regarding the eligibility and level of pupil participation in the federal School Breakfast Program (SBP) in the process of approving the consolidated application for specified categorical program funding. Requires a local governing board to consider options to increase pupil access to and participation in the SBP. Sunsets on January 1, 2017 or three years after a school district submits a consolidated application to the California Department of Education.

Status: Senate Appropriations Committee

AB 888 (Pan) – Pupil health: School Medication Authorization Task Force

Establishes the School Medication Authorization Task Force (task force) to consist of 10 members appointed by the Superintendent of Public Instruction from specified stakeholder groups to provide advice as to whether an emergency medication should be administered to a pupil on a school campus by a school employee who is either licensed to administer medical care or is unlicensed with appropriate medical training and to establish training and supervision standards regarding the administration of medical care in a school setting. Specifies procedures for the task force and declares legislative intent that school districts and other state agencies assist the task force in the performance of its duties.

Status: Assembly Education Committee

AB 1348 (Mansoor) – Pupils: mental health screenings

Prohibits pupils from receiving comprehensive sexual health education, HIV/AIDS prevention education or taking any surveys about gender or sexual orientation without parental or legal guardian consent; prohibits districts from

excusing students from school without parental or legal guardian consent; and prohibits any mental or psychological screening of a pupil without parental or legal guardian consent.

Status: Assembly Education Committee

AJR 10 (Brownley) – School-based health centers

Expresses the Legislature's support of the school-based health center program authorized by the federal Patient Protection and Affordable Care Act; supports an appropriation by the United States Congress to fund the school-based health center program; and supports the inclusion of school-based health centers in the reauthorization of the federal Elementary and Secondary Education Act as an important strategy for ensuring that pupils are physically and mentally healthy.

Status: Resolution Chapter 68

SB 161 (Huff) – Schools: emergency medical assistance: administration of epilepsy medication

Authorizes school districts, county offices of education, or charter schools to participate in a program to train nonmedical school employees who volunteer to administer emergency anti-seizure medication to students with epilepsy.

Authorizes parents of a pupil with epilepsy, who has been prescribed an emergency antiseizure medication by his or her health care provider, to request that a school have one or more of its employees receive training in the administration of the anti-seizure medication. Specifies procedures for the implementation of the program. Sunsets the provisions on January 1, 2017.

Status: Chapter 560

SB 614 (Kehoe) – Childhood immunization

Creates an urgency provision that delays, from July 1, 2011 to January 1, 2012, the requirement that a pupil of any private or public elementary or secondary school be fully immunized against pertussis, including all pertussis boosters appropriate for the pupil's age, before he or she can be admitted or advanced in the 7th through 12th grades.

Status: Chapter 123

PUPIL PERFORMANCE AND ASSESSMENT

AB 180 (Carter) – Education: academic performance

Requires the Superintendent of Public Instruction (SPI) and the State Board of Education to allow dropout recovery high schools, numbering no more than 10, to report the results of an individual pupil growth model, that the SPI certifies as meeting specified criteria, in lieu of other indicators under the state's alternative accountability system.

Status: Chapter 669

AB 409 (Alejo) – Pupil assessment: dual language immersion programs

Authorizes the administration of a primary language assessment to nonlimited-English-proficient and redesignated fluent-English-proficient pupils enrolled in dual immersion programs that include the primary language of the assessment. Requires a school district or charter school that chooses to administer a primary language assessment to do so at its own expense and to enter into an agreement for that purpose with the state testing contractor subject to the approval of the California Department of Education.

Status: Senate Appropriations Committee

AB 532 (V. Manuel Pérez) – Pupil assessments

Modifies California's public school assessment and accountability system with respect to English Learner (EL) pupils, commencing July 1, 2012, by improving the state's primary language academic content tests and increasing the information composited into accountability measures by including primary language content test results, and by requiring testing accommodations and variations on those tests so as to reduce the effect of language differences on the test scores of EL students.

Governor's veto message:

The State has recently embarked on the implementation of Common Core standards and a related assessment system which will become operational in 2014-15. This new system is expected to provide important and useful information about student achievement in math and English.

This bill would require that similar tests be developed, administered and scored for students for whom English is not their primary language. These requirements would result in major new test development and administration costs which we can ill afford. The assessments required by this bill for just one language are estimated to cost as much as \$50 million; the total costs for covering all 55 languages spoken by California students is unknown but obviously substantial.

SB 740 (Hancock) – Pupil assessment

Repeals, effective July 1, 2012, the requirement for the state to assess second graders in English language arts (ELA) and mathematics as part of the Standardized Testing and Reporting Program; also requires the California Department of Education, by November 1, 2012, to identify and make available to school districts information regarding existing assessments in ELA and mathematics that are appropriate for pupils in second grade for diagnostic use by classroom teachers, and to utilize the savings from repealing second grade testing to conduct this work.

Status: Assembly Appropriations Committee

SAFE SCHOOLS, PUPIL RIGHTS AND PUPIL PROTECTION

AB 9 (Ammiano) – Education: bullying

Amends the existing Safe Place to Learn Act to add anti-intimidation and anti-bullying provisions. Requires the California Department of Education, as part of its Categorical Program Monitoring process, to assess whether local educational agencies have adopted a policy that prohibits intimidation and bullying and a process for receiving and investigating complaints of such acts based on the actual or perceived specified characteristics.

Status: Chapter 723

AB 143 (Fuentes) – Pupils records: privacy rights

Amends the California Education Code with respect to legal counsel's access to pupil records by requiring those with access to pupil records to certify in writing to the holder of those records, that the pupil information will not be disclosed to another party, except as allowed, and by adding "counsel of record for a minor" to those individuals who may access pupil records in specified situations; also amends current law with respect to requirements relating to the confidentiality and the release, or redisclosure, of pupil records.

Status: Chapter 434

AB 165 (Lara) – Pupil fees

Provides statutory reinforcement of the constitutional prohibition on the imposition of pupil fees in California's public schools, as articulated in *Hartzell v. Connell* (1984; 35 Cal.3d 899, 201); also establishes policies and procedures, making use of existing accountability mechanisms, that will help identify, eliminate, and prevent the charging of student fees in violation of a student's constitutional right to a free public education.

Governor's veto message:

This bill responds to a lawsuit filed by the ACLU against the state, alleging that some local school districts are denying students their right to a free public education by charging improper fees for classes and extracurricular activities. Local district compliance with this right is essential, and those who fail should be held accountable. But this bill takes the wrong approach to getting there.

The bill would mandate that every single classroom in California post a detailed notice and that all 1,042 school districts and over 1,200 charter schools follow specific complaint, hearing and audit procedures, even where there have been no complaints, let alone evidence of any violation. This goes too far.

AB 496 (Alejo) – School safety: comprehensive school safety plans

Requires the comprehensive school safety plan to include a protocol for ensuring that all school personnel have access to classrooms and other school facilities during a disaster or other emergency if a school restricts that access during regular hours of school operation.

Status: Assembly Appropriations Committee

AB 630 (Hueso) – Pupil safety: bullying

Expresses the intent of the Legislature to encourage school districts to establish bullying-reduction programs to be integrated either into the regular curriculum or through separate instruction during National Bullying Prevention Month for a minimum of one class period each day, or a minimum of five hours, at the discretion of each school district.

Status: Assembly Education Committee

AB 680 (Block) – Pupil safety: comprehensive school safety plans

Authorizes a school district or a county office of education (COE), in consultation with law enforcement officials, to choose not to have its schoolsite council develop and write the portions of its comprehensive school safety plan that include tactical responses to criminal incidents that may result in death or serious bodily injury at the schoolsite, and authorizes, instead, school district and COE administrators to write those portions of the school safety plan.

Status: Chapter 438

AB 733 (Ma) – Pupil records: privacy rights

Amends the California Education Code to conform with the federal Family Education Rights and Privacy Act requirements relating to the confidentiality of pupil records, and thus eliminates the conditions that the United States Department of Education has placed on the state's Individuals with Disabilities Education Act grant related to non-conformity in this area.

Status: Senate Floor

AB 746 (Campos) – Pupils: cyber bullying

Expands the definition of bullying by means of an electronic act to include a post on a social network Internet Web site. Adds bullying through the posting of messages on a social network Internet Web site to the list of issues school districts are encouraged to address within their strategies to improve school attendance and reduce school crime and violence.

Status: Chapter 72

AB 1156 (Eng) – Pupils: bullying

Makes several proposals related to bullying, including making training available to school districts in the prevention of bullying, giving priority for interdistrict transfers to victims of bullying, and revising the definition of bullying, beginning on July 1, 2012. Specifies that "bullying" means any severe or pervasive physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils engaging in sexual harassment, hate violence, harassment, threats, or intimidation directed toward one or more pupils that has or can be reasonably predicted to have the effect of placing a reasonable pupil or pupils in fear of harm to that pupil's or those pupils' person or property; causing a reasonable pupil to experience a substantially detrimental effect on his or her physical or mental health; causing a reasonable pupil to experience substantial interference with his or her academic performance; or causing a reasonable pupil to experience substantial interference with his or her ability to participate in or benefit from the services, activities, or privileges provided by a school.

Status: Chapter 732

AB 1174 (Furutani) – School safety: willful disturbance of public schools or public school meetings

Expands an existing misdemeanor regarding disruption of any public school or public school meeting to include creating a disruption that threatens the physical safety of school children coming to, leaving, or attending school.

Status: Senate Public Safety

ACR 22 (Hueso) – California School Bullying Prevention Awareness Week

Resolves that the Legislature declares March 2011 to be the California School Bullying Prevention Awareness Month and urges California schools to discuss the issue of bullying and the methods to prevent it using appropriate activities during this time.

Status: Resolution Chapter 17

SB 919 (Lieu) – School safety: sexting

Adds sexting as an act for which a pupil may be suspended or expelled and establishes a definition of sexting.

Status: Assembly Appropriations Committee

SCHOOL FACILITIES

AB 85 (Mendoza) – School facilities: security locks

Requires, on and after July 1, 2012, all kindergarten through grade 12 modernization projects that include rehabilitation in a classroom or a room with

an occupancy of five or more persons and all new construction or alteration of community college facilities projects that include rehabilitation in a classroom or a room with an occupancy of five or more persons submitted to the Division of State Architect to include locks that allow doors to classrooms and any room with an occupancy of five or more persons to be locked from the inside.

Status: Assembly Appropriations Committee

AB 331 (Brownley) – The Leroy F. Greene School Facilities Act of 1998

Expresses the intent of the Legislature to enact legislation that would create the Kindergarten-University Public Education Facilities Bond Act of 2012, a state general obligation bond act that would provide funds to construct and modernize kindergarten through grade 12 and higher education facilities, to become operative only if approved by the voters at the next statewide general election. Makes a number of changes to the School Facility Program.

Status: Assembly Education Committee

AB 405 (Solario) – Public postsecondary education: joint-use facilities

Authorizes the State Allocation Board (SAB) to provide a grant to fund joint-use projects on community college campuses and authorizes community college districts to submit applications for joint-use funds. Requires the SAB to consult with the Board of Governors of the California Community Colleges (CCC) with respect to CCC applications. The April 6, 2011 amendments deleted the contents of the bill and added language that is outside the jurisdiction of the Assembly Education Committee.

Status: Assembly Appropriations Committee

AB 794 (Wieckowski) – Local education facility bonds: anticipation notes

Authorizes the interest on bond anticipation notes to be paid from a property tax levied for that purpose if authorized by a resolution of the governing board of a school district. Specifies that the tax for payment of the interest on the bond anticipation notes is a tax authorized by law for payment of the bonds in anticipation of which the notes are issued.

Status: Senate Rules Committee

SB 128 (Alan Lowenthal) – School facilities funding: high-performance schools

Expands the authorized uses of state education bond funds for modernization projects to include the costs associated with high-performance schools, including designs and materials that promote the efficient use of energy and water, the maximum use of natural lighting and indoor air quality, the use of recycled materials and materials that emit a minimum of toxic substances, the use of acoustics conducive to teaching and learning, and other characteristics of high-

performance schools. Authorizes a career technical education project to be eligible for a High Performance Incentive grant.

Status: Chapter 622

SB 132 (Alan Lowenthal) – School facilities: state planning priorities

Requires, on or before July 1, 2012, the State Allocation Board (SAB) to review the guidelines, rules, regulations, procedures, and policies for the modernization of school facilities to ensure that they reflect the state planning priorities and requires the SAB to revise them as necessary. Requires the California Department of Education to consider whether state standards for the selection of schoolsites and the design and construction of school facilities meet state planning priorities. Requires local governing boards to consider whether a new schoolsite or addition reflects state planning priorities.

Status: Assembly Appropriations Committee

SB 423 (Wyland) – School facilities: local bond measures

Requires that the constitutionally required annual independent financial and performance audits of the use of school facility construction bonds for each preceding fiscal year, as required by an initiative measure (Proposition 39, November 2000), be submitted to the citizens' oversight committee by March 31 of each year.

Status: Chapter 237

SB 600 (Rubio) – Public contracts: school districts: bidding requirements

Requires the governing board of a school district that chooses to require a prospective bidder for a public works contract to participate in a prequalification process to use a questionnaire and uniform system of rating bidders that covers the issues covered by the standardized questionnaire and model guidelines for rating bidders developed by the Department of Industrial Relations (DIR). Requires a school district receiving state education bond funds through the Leroy F. Greene School Facility Program to use the prequalification process developed by the DIR if the governing board of the school district does not utilize a district-established process for prequalification. School districts with an average daily attendance of less than 2,500 are exempted from the requirements of the bill.

Status: Assembly Appropriations Committee

SCHOOL REFORM AND ACCOUNTABILITY

AB 224 (Bonilla) – School accountability: Academic Performance Index

Requires the Superintendent of Public Instruction, in consultation with the State Board of Education, to incorporate both previously specified and additional measures of performance into the Academic Performance Index, using the best available data and commencing in fiscal year 2012-13.

Status: Senate Appropriations Committee

AB 1049 (Brownley) – Schools: low-achieving schools

Requires the Legislative Analyst's Office to convene a working group, that includes specified stakeholder members, to identify a single formula that defines, to the greatest extent possible, persistently lowest performing schools for the purposes of both the state and federal accountability programs; also requires the working group to develop and report its recommendations to the State Board of Education and the education policy committees of the Legislature by July 1, 2012.

Status: Assembly Appropriations Committee

SB 512 (Price) – Academic Performance Index: numerically significant pupil subgroups

Requires that current reporting practices, relative to the Academic Performance Index, include performance data for pupil subgroups consisting of 10 or more pupils with valid test score, requires that reporting be conducted in accordance with specified federal privacy laws, and states the Legislature's intent that this data not be used for federal or state accountability purposes.

Governor's veto message:

This bill requires that current school reporting practices include performance data for "any pupil subgroup that includes ten or more pupils."

I commend the author for his important work to improve the public reporting of test scores for students. I note that the African American Advisory Committee convened by the State Board of Education made this recommendation in May and it has now been adopted and implemented. Therefore, this bill is no longer required.

I welcome the opportunity to work with the author to achieve our mutual goals administratively whenever possible.

SB 547 (Steinberg) – Public school performance accountability: advisory committee

Replaces the state's current measure of school and school district academic performance, the Academic Performance Index, with the Education Quality Index, an index of school and school district quality that is comprised of multiple indices, each reflecting a different dimension of school or district performance.

Governor's veto message:

This bill is yet another siren song of school reform. It renames the Academic Performance Index (API) and reduces its significance by adding three other quantitative measures.

While I applaud the author's desire to improve the API, I don't believe that this bill would make our state's accountability regime either more probing or more fair.

This bill requires a new collection of indices called the "Education Quality Index" (EQI), consisting of "multiple indicators," many of which are ill-defined and some impossible to design. These "multiple indicators" are expected to change over time, causing measurement instability and muddling the picture of how schools perform.

SB 547 would also add significant costs and confusion to the implementation of the newly-adopted Common Core standards which must be in place by 2014. This bill would require us to introduce a whole new system of accountability at the same time we are required to carry out extensive revisions to school curriculum, teaching materials and tests. That doesn't make sense.

Finally, while SB 547 attempts to improve the API, it relies on the same quantitative and standardized paradigm at the heart of the current system. The criticism of the API is that it has led schools to focus too narrowly on tested subjects and ignore other subjects and matters that are vital to a well-rounded education. SB 547 certainly would add more things to measure, but it is doubtful that it would actually improve our schools. Adding more speedometers to a broken car won't turn it into a high-performance machine.

Over the last 50 years, academic "experts" have subjected California to unceasing pedagogical change and experimentation. The current fashion is to collect endless quantitative data to populate ever-changing indicators of performance to distinguish the educational "good" from the educational "bad." Instead of recognizing that perhaps we have reached testing nirvana, editorialists and academics alike call for ever more measurement "visions and revisions."

A sign hung in Albert Einstein's office read "Not everything that counts can be counted, and not everything that can be counted counts."

SB 547 nowhere mentions good character or love of learning. It does allude to student excitement and creativity, but does not take these qualities seriously because they can't be placed in a data stream. Lost in the bill's turgid mandates is any recognition that quality is fundamentally different from quantity.

There are other ways to improve our schools - to indeed focus on quality. What about a system that relies on locally convened panels to visit schools, observe teachers, interview students, and examine student work? Such a system wouldn't produce an API number, but it could improve the quality of our schools.

I look forward to working with the author to craft more inspiring ways to encourage our students to do their best.

SPECIAL EDUCATION

AB 39 (Beall) – Special education: funding

Status: Assembly Education Committee

AB 443 (Bonilla) – Children with disabilities: insurance coverage

Status: Assembly Education Committee

AB 519 (Hernández) – Pupil discipline: restraint and seclusion

Prohibits an educational provider from using chemical and mechanical restraint, and authorizes an educational provider to use physical restraint on a pupil with disabilities in an emergency situation if all of the specified conditions are met, unless otherwise stated in a pupil's individualized education program and approved behavioral intervention plan (BIP). Authorizes an educational provider to use physical restraint on a pupil with disabilities as a component of a pupil's BIP, if all of the specified conditions are met. Prohibits the use of seclusion beginning January 1, 2014, and until then, allows an educational provider to use seclusion if all of the specified conditions are met.

Status: Assembly Education Committee

AB 719 (Block & Lara) – Special education: funding

Reestablishes the Special Education Special Disabilities Adjustment (SDA), and creates a transition in the calculation of SDA funding, that moves that calculation from being based on pre-2008 data to data collected in or after 2008.

Status: Assembly Appropriations Committee

STAFFING AND ADMINISTRATION

AB 13 (Knight) – Public school volunteers

Prohibits school districts, county offices of education, or charter schools that elect to fingerprint volunteers from allowing individuals who have been convicted of specific felony drug offenses that involve minors or violent offenses to volunteer in schools for five years from the date of conviction, and requires charter schools to comply with existing fingerprinting laws.

Status: Senate Education Committee

AB 1269 (Portantino) – Classified employees: layoffs: reemployment

Specifies that for merit system school districts, reemployment of classified employees after a layoff shall be in order of seniority, instead of the reverse order of layoff.

Status: Chapter 116

TECHNOLOGY AND DATA

AB 227 (Hall) – Education technology planning

Requires the guidelines and criteria for the development of education technology plans to include, but not be limited to, a component to educate pupils and teachers on the prevention and consequences of engaging in cyberbullying, the active use of content control software, and the responsible use of mobile communication technology. Encourages school districts to partner with specified organizations to develop tools to supplement the existing Internet safety curriculum.

Status: Senate Appropriations Committee

SB 827 (Alan Lowenthal) – Pupil data: California Longitudinal Pupil Achievement Data System Advisory Committee

Establishes a committee to advise and make recommendations to the Governor, Superintendent of Public Instruction, State Board of Education, and the Legislature on issues related to the California Longitudinal Pupil Achievement Data System (CALPADS). This bill was amended on September 7, 2011 to change the author from Lowenthal to Simitian, delete the contents of the bill, and add language that is outside the jurisdiction of the Assembly Education Committee.

Status: In Conference

SB 885 (Simitian) – Public education accountability: longitudinal education data system

Authorizes the California Department of Education, California's three public higher education systems, California Commission on Teacher Credentialing, Employment Development Department, State Board of Education, and California School Information Services to enter into a joint powers agreement for the purpose of implementing the preschool through higher education statewide educational data system.

Status: Assembly Third Reading

THE TEACHING PROFESSION

AB 5 (Fuentes) – Certificated school employees: performance evaluation

Requires school districts to implement a best practices teacher evaluation system by July 1 of the fiscal year following the fiscal year in which the deficit factor is reduced to zero and requires the evaluation system to be locally negotiated, as specified. Requires that certificated employees with more than 10 years of teaching experience within the district and a rating of meeting or

exceeding standards from their last evaluation be evaluated at least every three years instead of every five years; and replaces the current certificated employee evaluation system with a best practices teacher evaluation system that rates teachers based on multiple specified attributes.

Status: Senate Appropriations Committee

AB 48 (John A. Pérez) – School personnel: evaluation and assessment

Authorizes a school district to continue existing categorical funding flexibility beyond the 2014-15 fiscal year if the district implements a best practices teacher evaluation system, as specified. Requires teacher evaluation to be informed by multiple observations of instructional practices and to be locally negotiated under collective bargaining statutes; requires teachers to receive evaluation results in writing and to have the right to initiate a written response to the evaluation; and, specifies that a school district that implements a best practice teacher evaluation system is not subject to the Stull Act.

Status: Assembly Appropriations Committee

AB 229 (Lara) – State Auditor: Commission on Teacher Credentialing: enforcement program monitor

Authorizes the State Auditor to appoint an enforcement program monitor to the Commission on Teacher Credentialing's (CTC) Division of Professional Practices with a priority to improve the overall efficiency of the division; and, requires that the enforcement program monitor be appointed no later than January 1, 2012 for a period not exceeding two years. Requires the CTC executive director and general counsel to assist the enforcement program monitor in performing his or her specified duties.

Status: Senate Education Committee

AB 1166 (Solorio) – Teacher salaries: additional credit: years of training

Declares that it is not a violation of existing law for a school district, with the agreement of the exclusive bargaining representative of certificated employees of the district, to grant any certificated employee uniform additional credit for specified years of training when the additional training meets any of the specified conditions.

Status: Assembly Education Committee

AB 1304 (Block) – Linked learning

Authorizes the Commission on Teacher Credentialing to convene a workgroup to develop program standards for the issuance of a recognition of study, as defined, for linked learning competence for holders of a single subject credential that will be teaching pupils enrolled in linked learning programs, as defined. Specifies that any recognition of study in linked learning shall not be considered a type of

authorization, used as a condition for employment or used in making layoff decisions.

Status: Chapter 259

HR 14 (John A. Pérez) – Day of the Teacher

Proclaims May 11, 2011 as the Day of the Teacher, and resolves that the Assembly urges all Californians to observe the Day of the Teacher by taking the time to remember and honor all individuals who give the gift of knowledge through teaching. Makes various findings and declarations related to the teaching profession.

Status: Adopted

SB 257 (Liu) – Certificated employees: evaluation and assessment

States legislative intent to address issues relating to the evaluation and assessment of certificated employees. Authorizes school districts to incorporate additional criteria into the evaluation and assessment of certificated employees as it reasonably relates to the progress of pupils toward the statewide academic content standards or common core standards and pupil and parent/guardian input, as specified. Provides that prior to a final evaluation, the school district may conduct multiple observations for purposes of providing constructive feedback and professional development.

Status: Assembly Education Committee

SB 612 (Steinberg) – Postsecondary education: instructional strategies

Extends the sunset date of the California Subject Matter Projects (CSMPs) until January 1, 2018, and requires the CSMPs to provide teachers with instructional strategies for delivering career-oriented, integrated academic technical content, as specified. Authorizes the establishment of a physical education/health, arts, and world language CSMP, updates CSMP statute to reflect the adoption of the Common Core Standards in English language arts and mathematics, and makes several changes to CSMP statute.

Status: Chapter 632

SB 941 (Education Committee) – Teacher credentialing

Makes numerous non-controversial and conforming changes to various provisions of the Education Code relating to teacher credentialing. Clarifies National Board Certification and makes the program consistent by requiring the Commission on Teacher Credentialing to issue a California credential to a teacher who has earned certification from the National Board for Professional Teaching Standards in an additional single subject content area.

Status: Chapter 348

OTHER LEGISLATION

AB 203 (Brownley) – Public schools: parent empowerment: school intervention

Makes various changes to the Parent Empowerment Program (PEP), including requiring schoolsite councils at schools eligible for the PEP to hold an informational meeting regarding the PEP; clarifying the number of signatures required, including the minimum number of signatures required from the school subject to the PEP, for petitions that include signatures from feeder school parents; requiring petitions to contain disclosures regarding paid signature gatherers and parent advisory committees at charter schools; requiring petitions to meet translation requirements specified under existing law; requiring the California Department of Education to develop a sample petition with translations in the top three non-English languages spoken by families; amending the list for persistently lowest achieving schools to that of the School Improvement Grant instead of Race to the Top; specifying the type of documents that can be used for verification of signatures; and requiring a feeder school/district to assist in the verification of signatures.

Governor's Veto Message:

This bill makes significant changes to the petition process contained in the Parent Empowerment Act of 2010.

The State Board of Education has spent the past year engaged in a lengthy, contentious process to reach consensus among a diverse group of stakeholders. The result is a set of regulations that received unanimous support and address many of the changes proposed by this bill.

I believe that these regulations should have a chance to be implemented and tested by local districts before considering any further modifications.

AB 760 (Gordon) – Healthy Start Community Schools Act

Makes a number of changes to the Healthy Start Support Services for Children Act, including renaming the Act the Healthy Start Community Schools Act and making changes to the eligible uses of the grants in order to encourage coordination activities instead of payments for direct services.

Status: Assembly Appropriations Committee

AB 815 (Brownley) – Instructional programs: State Seal of Biliteracy

Establishes the State Seal of Biliteracy as a voluntary program for school districts to recognize high school graduates who have attained a high level of proficiency in speaking, reading, and writing in one or more languages in addition to English. Requires the Superintendent of Public Instruction to prepare and deliver to

participating school districts an appropriate insignia to be affixed to the diploma or transcript of the pupil indicating that the pupil has been awarded a State Seal of Biliteracy.

Status: Chapter 618

AB 900 (Swanson) – Public school campuses: recycling and composting bins

Authorizes school districts to provide recycling and composting bins on the campus of each public elementary and secondary school. Specifies that composting bins may be provided to the extent to which a collection service is available in the geographical area of the school, or if a school is able to maintain a school garden or vermicompost. Authorizes school districts to determine the number of bins to be located on a campus based on the size of the pupil population and the surface area of that campus. The September 8, 2011 amendments changed the author from Swanson to Buchanan and Gordon, deleted the contents of the bill and added language that is outside the jurisdiction of the Assembly Education Committee. The contents of the bill, as introduced and amended in the Assembly, were amended into AB 1094.

Status: Chapter 354

AB 1094 (Swanson) – Public school campuses: recycling and composting bins

Authorizes school districts to provide recycling and composting bins on the campus of each public elementary and secondary school. Specifies that composting bins may be provided to the extent to which a collection service is available in the geographical area of the school, or if a school is able to maintain a school garden or vermicompost. Authorizes school districts to determine the number of bins to be located on a campus based on the size of the pupil population and the surface area of that campus.

Status: Senate Rules Committee

AB 1249 (Davis) – Pupils: standard English learners

Defines a “standard English learner” as a pupil whose primary language is English, but who is performing behind the average California pupil due to his or her lack of proficiency in speaking or writing English. Encourages each school district maintaining a school that has been ranked in deciles 1 to 3, inclusive, of the prior year's base Academic Performance Index, to develop a comprehensive plan with identifiable goals for the purpose of increasing the academic performance of standard English learners.

Status: Assembly Education Committee

AB 1315 (Furutani) – Postsecondary education: partnerships

Establishes Gateway Centers operated by local adult schools and community colleges to develop programs and support services to improve the transition of

adult learners into entry-level degree or certificate training programs that are linked to employment.

Status: Assembly Appropriations Committee

AB 1341 (Furutani) – Director of Education: experimental work in education

Authorizes the Director of Education (the Superintendent of Public Instruction) to conduct experimental work in education through the Internet.

Status: Assembly Education Committee

AB 1368 (Pan) – Pupils: California Healthy Kids Survey

Establishes the California Healthy Kids Survey (CHKS) and requires, to the extent that funding is made available, a school district to administer the CHKS on a biennial basis to pupils in grades 5, 7, 9, and 11. Requires a school district, prior to administering the CHKS, to comply with parent and guardian notification and consent provisions required in existing law.

Status: Assembly Appropriations Committee

AB 1372 (Norby) – Certificated employees: evaluation & assessment

Authorizes the State Board of Education, California Department of Education, or a local educational agency to disclose classroom-level assessment results, pursuant to the California Public Records Act.

Status: Assembly Education Committee

SB 429 (DeSaulnier) – After School Education and Safety Program: supplemental grants

Authorizes an After School Education and Safety Program provider to use supplemental grant funds to operate a six-hour program and establishes other parameters for programs operating summer, intersession or vacation programs, including authorizing a program to be conducted at an offsite location or at an alternate schoolsite and authorizing a supplemental grantee to open eligibility to every pupil attending a school in the district with priority for pupils enrolled in the school that receive a grant.

Status: Chapter 626

SB 461 (Blakeslee) – High school equivalency certificates

Expands the criteria for the Superintendent of Public Instruction to issue a California high school equivalency certificate to include any person who has taken and passed the general educational development test, is at least 17 years of age, has accumulated fewer than 100 units of high school credit, and has successfully completed the instructional program offered by a dropout recovery high school, where that program is aligned to state standards, offers the opportunity for a high school diploma and provides services for at least one year.

Status: Chapter 628

SB 473 (Price) – Pupils: dropouts: recovery programs

Requires the Annual Report on Dropouts in California to include information on the number of schools in the state that offer dropout prevention or dropout recovery programs or high schools. Requires the California Department of Education to post a list of schools that offer dropout recovery prevention or dropout recovery programs on its Internet Web site.

Status: Assembly Appropriations Committee

SB 537 (Correa) – California Cadet Corps

Authorizes the Adjutant General to enter into an agreement with the Superintendent of Public Instruction, any county, city, or school governing board in order to establish a military academy; authorizes warrant officers and non-commissioned officers to be appointed by the Adjutant General as commandants, or assistant commandants of students; and, makes various other changes to the California Cadet Corps program. Authorizes rifle purchases for marksmanship training; authorizes student removal from the program for good cause; and, authorizes the Cadet Corps to use California National Guard training facilities whenever practical.

Status: Chapter 630

SB 942 (Education Committee) – Education

Strikes reference to the Secretary for Education in numerous sections of law, repeals obsolete sections that reference the Secretary for Education, and makes other non-substantive technical changes to the Education Code.

Status: Chapter 347

SCR 18 (Liu) – Public schools: pupil, teacher, and parent surveys

Makes findings and resolutions regarding the California School Climate, Health, and Learning Survey System (CAL-SCHLS), which includes the California Healthy Kids Survey, the California School Climate Survey and the California School Parent Survey. Expresses the intent of the Legislature to pursue every means necessary to ensure that the CAL-SCHLS remains viable and urges the state to pursue federal funding, grants, or other sources to ensure that school districts receive the necessary funding to support the CAL-SCHLS.

Status: Resolution Chapter 77

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**FIRST EXTRAORDINARY
SESSION**

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