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Assembly Committee on Education

2005 K-12 Education Legislation

Adult Education

AB 23 (Liu) – Adult Education Finance

Settles the adult education ADA audit issues of 1990-91 and 1991-92 by:

- a) Establishing limits on the adult education funding that may be claimed by specified districts but allowing those districts to receive an adult ADA cap increase of one-half of one percent if the increase is devoted solely to nursing preparation programs;
- b) Establishing a method for reallocating authorized, but unused, adult education growth to other districts that served adult education pupils in excess of their authorized level; and
- c) Requiring that redistributed growth be used to maintain career-technical education courses.

Status: Chapter 502

AB 563 (Karnette) – Adult Education – Roles and Responsibilities

Expresses the intent of the Legislature that adult education classes provide remedial instruction necessary to enable individuals to obtain a high school diploma, including individuals who failed to pass the high school exit examination and urges the Governor's Advisory Committee on Education Excellence to investigate and consider the role of adult education in the education system of this state.

Status: Assembly Education Committee

AB 726 (Goldberg) – Community Based English Tutoring Program Evaluation

Requires the State Department of Education (SDE) to assess the effectiveness of the Community Based English Tutoring (CBET) program. Requires SDE to contract with a consultant to evaluate performance accountability measures focusing on improvements in English proficiency, attendance, and academic performance of English language learners who have received tutoring from adults participating in the CBET. Requires the SDE to prepare a final report on its findings and submit it to the Legislature and the Governor by June 30, 2011.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

It is unclear why an additional evaluation of the Community-Based English Tutoring (CBET) program is necessary. AB 56 (Mazzoni), Chapter 1009, Statutes of 1999, required an evaluation of the effects of

Proposition 227. This evaluation conducted by the American Institutes of Research and WestEd also includes an evaluation on the CBET program. The final report on the *Effects of the Implementation of Proposition 227 on the Education of English learners* will be submitted to the California Department of Education by October 1, 2005. After the department's review, it will be provided to the Governor and Legislature. This bill is redundant of those current efforts, and therefore it is unnecessary.

AB 1057 (De La Torre) – Adult Education High School Exit Exam

Requires the California high school exit exam (CAHSEE) to be offered to a person regularly enrolled in an adult education program, and expands the definition of "accommodations" under the CAHSEE to include administration of the test on a Saturday and at other times and locations convenient for a person regularly enrolled in an adult education program. Requires the Superintendent of Public Instruction to require at least one administration per year on a Saturday starting with the 2007-08 school year.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill would require that the California High School Exit Exam (CAHSEE) be available to regularly enrolled adult education students at times and locations that are "convenient" for them. This open ended definition would likely result in programmatic and logistical difficulties for school districts associated with administering and proctoring the exam at numerous times and locations during the day, evening, and weekends. Testing "accommodations" have traditionally been reserved for students with disabilities. This bill would set an undesirable precedent of making changes to state tests simply for the convenience of students.

Furthermore, this bill would create significant test security concerns, resulting from testing outside of the classroom and at potentially non-traditional school hours. Moreover, there will likely be a need to develop a potentially large number of new test forms and test questions to ensure that the integrity of the exam is not compromised.

Given the high-stakes nature of the CAHSEE, it is important that the current reasonable and secure opportunities for students to adequately demonstrate their knowledge and ability be maintained.

AB 1073 (Liu) – Growth Formula

Establishes a method for reallocating authorized, but unused, adult education growth to other districts that served adult education pupils in excess of their authorized level, and requires that redistributed growth be used to offer career-technical education courses.

Status: Assembly Appropriations Committee

AB 1319 (Liu) – Adult Education

Makes declarations and findings about the importance and need for adult education programs, expresses the intent of the Legislature to clarify the mission of adult education and develop a clear and coordinated system between the State Department of Education and the California Community College system, and deletes the requirement that community college districts provide adult education programs and classes only if a mutual agreement is adopted between a high school or unified school district and a community college district.

Status: Assembly Higher Education Committee

SB 1008 (Florez) – Adult Education.

Expresses Legislative intent to study adult education funding.

Status: Senate Inactive File

After School Programs

SB 638 (Torlakson) – After School Education and Safety (ASES) Program – Guidelines for Physical Activity

Requires the State Department of Education to develop guidelines for physical activity programs for inclusion in the After School Education and Safety Program.

Status: Assembly Appropriations Committee

SB 707 (Kehoe) After School Education and Safety (ASES) Program – Flexibility

Authorizes a program grantee that is temporarily prevented from operating an ASES program at the program site due to natural disaster, civil unrest, or imminent danger to pupils or staff, to shift program funds to sites of other ASES programs to meet attendance targets during that time period and authorizes the State Board of Education to approve other unforeseen events as qualifying a program grantee to use the authority provided above. Eases requirements for hours of operation of after school programs by requiring the after school component of a program to commence immediately upon the conclusion of the regular schoolday and operate for at least 15 hours a week (rather than three hours a day) and at least until 6 p.m. on regular school days.

Requires a pupil to attend at least half of the daily program hours in order to generate funding. Deletes the requirement that a student participate in the before school component for at least 90 minutes per day to generate funding. Authorizes the State Department of Education to reimburse a program grantee for up to 125% of the maximum total grant amount for an individual school, as long as the maximum total grant amount for all programs administered by the grantee is not exceeded. Specifies that a program grantee that transfers funds to administer an ASES program must have an established waiting list for enrollment and may transfer only from another school program that has met a minimum of 70% of its attendance goal. Delinks funding for administrative costs from student attendance.

Status: Chapter 553

SB 854 (Ashburn) – 21st Century Community Learning Centers (21st CCLC) Program

Makes several changes to the 21st CCLC program including increasing the maximum total grant per student daily reimbursement rate for after school programs from \$5.00 to \$7.50, and for before school programs from \$3.33 to \$5.00.

Status: Chapter 555

SB 875 (Runner & Florez) – After School Programs: Career Technical Education

Expands the education enrichment component of the After School Education and Safety (ASES) Program to include career technical education and clarifies that the majority of the time of participation by a pupil in a career technical education component of an after school program shall physically take place at a schoolsite.

Status: Chapter 353

Career and Technical Education

AB 307 (Chavez) — Education Technology

Requires schools to provide copyright education to students before schools are eligible for technology grants.

Status: Assembly Education Committee

AB 917 (Wyland) – Career Technical Education Vision Council

Establishes the Career Technical Education Vision Council to make recommendations regarding career technical education and to develop a workforce preparation strategic plan. Requires the plan to be submitted it to the Legislature by December 31, 2007.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I support the author's well placed intentions to strengthen career technical education in our public schools in order to provide meaningful career opportunities for all students, the creation of a Career Technical Education Vision Council (council) would duplicate activities performed by other entities.

In order to invigorate career technical education in California, I prefer to take immediate steps to expand and improve career technical education curriculum in our public schools, align curriculum for seamless advanced work in our community colleges, and improve the quality and availability of information for students and parents to make informed choices for their future.

AB 1089 (Umberg) – Career Technical Education Courses

Requires a school district offering career technical education (CTE) courses to adopt quality criteria to promote positive pupil outcomes and accountability of CTE courses and programs. Requires, but does not limit, the criteria for CTE courses or programs to:

- Be aligned to California’s CTE standards.
- Qualify for academic credit towards earning a high school diploma.
- Lead to a state license or industry certification.
- Operate a nationally chartered career technical pupils' organization that promotes academic and technical achievement and leadership development.
- Be articulated through a formalized agreement with one or more community college, CSU or UC campuses.
- Be approved by the University of California.

Status: Assembly Appropriations Committee

AB 1228 (Daucher) – High Speed Network Program

Establishes the K-12 High-Speed Internet Connectivity for the Public School System program for the purpose of providing high-speed, high-bandwidth Internet connectivity to local education agencies.

Status: Senate Education Committee

AB 1410 (Baca) – Regional Career Technical High School Pilot Program

Establishes a pilot program consisting of five regional career technical high schools to model the latest knowledge and experience in operating career technical high schools, and requires the Department of Education to administer the program and to conduct an evaluation and submit a report to the Legislature by January 1, 2008. Requires each regional career technical high school to offer its pupils the opportunity to enroll in courses necessary to fulfill the requirements for admission to postsecondary educational institutions, and the opportunity to explore career choices.

Status: Assembly Appropriations Committee

AB 1548 (Pavley) – Electronic Instructional Materials

Creates a pilot program administered by the State Department of Education limited to 12 schools from school districts from a variety of geographical areas and Academic Performance Index scores, and requires publishers make available in electronic multimedia format to pilot schools instructional materials adopted by the State Board of Education.

Status: Senate Inactive File

AB 1608 (Liu) – Career Technical Education in Middle Schools

Requires the governing board of a school district with middle schools, or with either of grades 7 or 8, to prescribe career technical education (CTE) courses, and states that this course be offered either as a separate exploration course, or as information imbedded in existing courses offered to those pupils.

Status: Assembly Appropriations Committee

AB 1609 (Liu) — School Accountability Report Card to Include Career Technical Educational Information

Requires schools to include career-technical education information on the school accountability report card.

Status: Chapter 354

SB 70 (Scott) – Vocational Education

Requires the Board of Governors of the California Community Colleges to assist economic and workforce regional development centers and consortia to improve linkages and career technical education pathways between high schools and community colleges.

Appropriates \$20.2 million for local assistance grants to implement of this bill.

Status: Chapter 552

SB 338 (Maldonado) — School Curricula

Authorizes the State Department of Education to identify internet safety programs and make them available on its website to schools.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I believe that Internet safety is important, this bill does virtually nothing to ensure districts do more to protect students from accessing inappropriate websites. The Superintendent of Public Instruction has the authority and should already be taking all of the necessary steps to protect children in schools even without this bill.

SB 794 (Scott) – Vocational Education

Requires the Board of Governors of the California Community Colleges to assist economic and workforce regional development centers and consortia including middle and junior high schools or high schools to improve linkages and career technical education pathways between high schools and community colleges, and requires the State Allocation Board to report to the Legislature information regarding career technical education programs, facilities and equipment.

Status: Assembly Appropriations Committee

SB 825 (Maldonado) – Career Technical Education Accountability Act

Establishes the Career Technical Accountability Education Act of 2005, and requires the State Department of Education in consultation with the Office of the Secretary for Education to develop regulations that articulate the minimum standards of a quality career technical education program.

Status: Assembly Appropriations Committee

SB 845 (Scott) – Vocational Education Teacher Credentials

Revises the minimum requirements for the designated subjects preliminary vocational and adult education teaching credentials, and the five-year renewal of the preliminary

designated subjects vocational and adult education teaching credentials. Allows districts to employ community college instructors to teach career technical education in grades 9-12, inclusive, if the board of that district determines that the individual possesses sufficient professional experience related to the subject matter to be taught and completes an induction program approved by Commission on Teacher Credentialing.

Status: Assembly Education Committee

SB 847 (Ducheny) – Career Technical Education Highly Qualified Teachers

Requires the Commission on Teacher Credentialing in consultation with the State Department of Education, to adopt regulations to ensure that teachers assigned to teach in career technical education courses are highly qualified, as defined by the No Child Left Behind Act and requires that the regulations exempt individuals who teach CTE courses that do not include instruction in a core subject.

Status: Assembly Education Committee

SB 905 (Machado) – California Partnership Academies

Deletes the requirement of the Superintendent of Public Instruction to select an independent entity to conduct a long-term evaluation of the Partnership Academies, and instead requires the State Department of Education to review data collected annually between January 1, 2001 and January 6, 2006 relating to the California Partnership Academies and submit a report to the Legislature regarding the effectiveness of the Partnership Academies.

Status: Assembly Health Committee

Charter Schools

AB 39 (Walters) – Charter Schools: Alternative Authority

Establishes a pilot program that would authorize the Regents of the University of California, the Trustees of the California State University, or the Board of Governors of the California Community Colleges to authorize no more than 10 campuses within their respective segments to approve and administer one charter school each.

Status: Assembly Education Committee

AB 412 (Dymally) – Charter Schools: Petition Approval

Authorizes a school district, county board of education, and the State Board of Education to not approve a petition to establish a charter school between January 1, 2006 and December 31, 2006, during which time a study will be required.

Status: Assembly Education Committee

AB 740 (Huff) – Charter Schools Categorical Block Grant

Repeals, as of July 1, 2006, the current Charter School Categorical Block Grant (CSCBG) and establishes a new block grant to provide charter schools with funding for general education and disadvantaged pupil programs that is in lieu of the funding

provided to non-charter schools through various categorical education programs. Increases the amount of funding per average daily attendance (ADA) starting in the 2006-07 fiscal year from \$298 per ADA to \$400 per ADA in 2006-07 and \$500 per ADA in 2007-08. Additional funding for economically disadvantaged pupils based on the statewide average amount will also be provided. The \$500 amount in 2007-08 will increase in 2008-09 and subsequent years based on cost of living adjustments and ADA growth. Directs the Legislative Analyst's Office, starting in October of 2007, to convene a work group to triennially review the charter school categorical block grant and determine the appropriateness of the funding level as well as address any new issues pertaining to the block grant that emerged over the previous three years.

Status: Chapter 359

AB 883 (Plescia) – Pupils Over the Age of 19: Exceptions to Continuous Enrollment Requirement

Exempts the Department of Forestry and Fire Protection, working jointly with the Department of Corrections, serving the Rainbow Conservation Camp and the Puerta La Cruz Conservation Camp from the requirement that, in order to remain eligible for charter school apportionments, a pupil over 19 years of age be continuously enrolled in public school and make satisfactory progress towards the award of a high school diploma.

Status: Assembly Education Committee

AB 1171 (Haynes) - Revocation of Charter: Notice and Appeal Procedures

Establishes a standard of proof for revocation of a charter, including notice and appeal procedures.

Status: Assembly Education Committee

AB 1358 (Mullin) – Acquisition of Proposed Schoolsites: Notice

Requires any school district or charter school to give the State Department of Education written notice before acquiring title to or leasing property if the site is within two miles of an airport runway or potential runway.

Status: Chapter 229

AB 1610 (Wolk) – Charter Schools

Adds required components to petitions that are presented to a county office of education in order to establish a countywide charter school; extends the sunset of charter school waiver authority until January 1, 2007; requires that a pupil's school district of residence be notified when that pupil drops out of a charter school; and allows the State Board of Education to waive fiscal penalties for charter school failure to offer instructional time.

Status: Chapter 543

SB 166 (Soto) – Charter Renewal

Authorizes a charter school to be renewed for a period of between two and four years as an alternative to the five-year renewal period required by current law.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I am a strong supporter of charter schools and an advocate for fiscal and academic accountability. However, this bill is unnecessary since current law already contains numerous safeguards to ensure that charter schools are held accountable, both fiscally and for their students academic performance. Furthermore, charter school authorizers already have the ability to revoke a charter at any time during the existing five-year renewal period. By forcing them to undergo a more frequent, time-consuming renewal process, this bill would create an unnecessary burden on charter schools, while not achieving any greater policy goal.

SB 319 (Migden) – Unified School District Funding for Charter Schools

Existing law requires unified school districts to fund charter schools authorized by the district at the charter school per pupil funding rates, and reimburses unified school districts for those costs at the unified school districts revenue limit rate. This bill makes the following changes to funding for unified school district charter schools:

- 1) Beginning in fiscal year (FY) 2005-06, funds unified school districts at the charter school funding rate for pupil attendance in the charter schools of the district, except for pupil attendance in charter schools of basic aid unified school districts and in charter schools established through the conversion of an existing public school on or after January 1, 2005. Unified school districts will continue to receive funding for attendance in these excepted charter schools according to provisions of existing law, at the unified school districts per pupil revenue limit rate.
- 2) Phases in the fiscal effect of this change by limiting, in FY 2005-06 only, any revenue limit funding adjustment to one-half of the increase or decrease that results from the funding change proposed by the bill.
- 3) Establishes an alternative method of calculating the general-purpose entitlement for conversion charter schools in unified school districts, based on the amount of unrestricted funds spent in support of the school in the year prior to its becoming a charter school.

Status: Chapter 355

SB 430 (Runner) – Charter Schools: Fiscal Oversight

Authorizes a county superintendent of schools to review or audit the expenditures and internal controls of any charter school in his or her county if they believe that fraud, misappropriation of funds, or other illegal fiscal practices have occurred that merit examination; requires the county superintendent to report the findings and any recommendations to the charter; authorizes a county superintendent of schools to request FCMAT to review the fiscal or administrative condition of a school district or charter

school under its jurisdiction; and clarifies that the services FCMAT is authorized to provide to school districts and county offices of education may also be provided to charter schools.

Status: Chapter 357

SB 462 (Morrow) – Facilities in Adjacent Counties

Authorizes a charter school to seek a waiver of the requirement that the pupils served by the school be residents of the same county as the school before the charter may operate a resource center in an adjacent county.

Status: Assembly Education Committee

SB 535 (Runner) – Charter Renewal

Makes a number of changes to statutes governing charter schools, including extending the duration of a charter renewal to a range of from five to 15 years, if the charter is seeking a loan.

Status: Assembly Education Committee

SB 846 (Aanestad) – County Treasurer: Transfer of Funds

Authorizes a county treasurer of the county in which the school district or county board of education that granted the charter to the charter school is located to temporarily transfer funds to a charter school, if all of the charter schools' funds are in the county treasurer's custody and constitutional requirements are met.

Status: Assembly Appropriations Committee

Early Childhood Education

AB 172 (Chan) – Universal Preschool

Makes certain findings and states the intent of the Legislature with regard to universal preschool; requires the Superintendent of Public Instruction (SPI) to prepare a report by January 1, 2007, regarding the types of preschool programs that receive funding and requires that the report include, but not be limited to, data relating to the geographic and income distribution of participants in these programs; requires the SPI to convene a committee to develop a plan to coordinate the capacity and efficiency of the state system of postsecondary education for the purpose of preparing and training high quality staff in preschool programs.

Status: Senate Education Committee

AB 927 (Mullin) – Part-Day and Full-Day Preschool

Consolidates various existing full-day child development programs, statutorily establishes these programs as the Full-Day Preschools program, and requires both part-day and full-day programs to incorporate existing state preschool child development and early learning standards.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I am fully supportive of enabling child care providers to offer programs that most effectively and efficiently serve California's children and families. In fact, many child care providers currently operated full-day programs by combining various child care funding received. This bill would simply codify current practices already outlined in contractual agreements through the California Department of Education. Therefore, I do not believe it is necessary.

AB 1095 (Mullin) – Center-Based Child Care: Staff Training

Authorizes a child care provider that is under contract with the State Department of Education (SDE) for the provision of center-based child care to schedule up to three days of staff training using state reimbursement funding.

Status: Senate Appropriations Committee

AB 1246 (Wolk) – Preschool Guidelines

Requires the Superintendent of Public Instruction (SPI) to develop and adopt preschool learning standards and to develop preschool curriculum guides in four subject areas; requires the SPI to conduct regional hearings prior to adopting the standards and to review the standards every seven years; and requires the SPI to use existing funding and resources from the federal Child Care and Development Fund.

Status: Senate Appropriations Committee

Financing Schools

AB 9 (Coto) – Increased Funding for K-12 Public Schools

Requires the Legislature and the Governor to ensure that the current per pupil level of funding for California's K-12 public schools grows by at least 20 percent annually, beginning in the 2006-07 fiscal year, until it reaches a level of at least \$10,200 per pupil in current dollars. Requires that additional funding first be used to reduce teacher-pupil ratios so that they are equal to or less than the average teacher-pupil ratio of the ten states with the lowest ratios for public elementary and high schools. Requires that per pupil funding equals or exceeds the average of the top ten states by the 2011-12 fiscal year, and that it remain among the top ten each year thereafter. Establishes a sales tax on specialized services to increase funding for K-12 education, and specifies the services that fall within that category.

Status: Assembly Revenue and Taxation Committee

AB 36 (Strickland) – Bonded Indebtness

Applies provisions of existing law governing the allocation of bonded indebtedness in school district reorganizations to debt incurred on or after January 1, 2001 by approval of 55% of the voters.

Status: Senate Inactive File

AB 60 (Nuñez) – Equalizing Unrestricted Funding

Establishes, beginning in the 2005-06 fiscal year, a new method for allocating funding provided for school district equalization adjustments that is based on the amount of unrestricted funding received by each school district per pupil enrolled.

Status: Assembly Appropriations Committee

AB 97 (Cohn) – School Budget Reserves

Allows a school district that faces a reduction in average daily attendance (ADA) and, as a result, is subject to a higher minimum reserve requirement, to phase in the reserve increase in equal installments over a three-year period, unless a district receives a negative budget certification or fails to meet its annual Academic Performance Index growth targets.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

School district reserve levels have been established to help districts manage budget resources wisely, to avoid fiscal problems and to identify and correct developing fiscal problems early. Relaxing minimum budget reserve standards for school districts experiencing enrollment declines would weaken the state's fiscal accountability standards and could lead to future school districts fiscal insolvencies.

Furthermore, current law already addresses the issue of declining enrollments by funding the district at the greater of prior or current year attendance, so districts have a one year cushion to address budget reserve levels.

AB 659 (Chan) – School Districts: Reserve for Economic Uncertainties

Authorizes a school district to continue to maintain one-half of its normally-required reserve for economic uncertainties for fiscal year (FY) 2005-06, and requires a school district to restore its reserve to three-fourths of the required level in FY 2006-07.

Requires the minimum reserve level to be restored to the percentage required by regulation in FY 2007-08.

Status: Assembly Inactive File

AB 682 (Karnette) – Professional Development Block Grant

Specifies that professional development block grant funding is to be allocated based on the proportion of funding received by a school district in fiscal year 2003-04 for the component programs of the block grant, and makes technical corrections to existing law.

Status: Chapter 678

AB 1136 (Dymally) – Pupil Retention Block Grant; Supplemental Instruction and Dropout Prevention Programs

Removes supplemental instruction programs (commonly termed summer school) from the pupil retention block grant (PRBG), reinstating the programs as they were prior to the block grant; deletes the requirement that school districts receive an initial allocation of only 75% of PRBG and provisions requiring the redirection of PRBG funds to cover deficiencies in funding for mandated supplemental instruction; and, clarifies and makes operative consistent with current practice the provisions of dropout prevention programs.

Status: Chapter 402

AB 1303 (Daucher) – Emergency Apportionments Financing

Makes numerous changes to provisions of existing law that govern financing emergency apportionments for school districts through the sale of bonds by the California Infrastructure and Economic Development Bank (the bank):

- 1) Extends the term of lease financing for a school district emergency apportionment for a period not to exceed 10 years if at the end of the initial period of the lease any rent payable is not fully paid, or if rent payable has been abated.
- 2) Requires the bank to provide to the Controller and the school district a notification of its lease financing.
- 3) Specifies that apportionments to the bond trustee made by the Controller come from Section A of the State School Fund – the portion of the fund reserved for school districts.
- 4) Authorizes the bank to reimburse the provider of any ongoing or periodic ancillary costs of the bond financing issued by the bank.

- 5) Establishes payments authorized to be made to the bond trustee by the Controller in satisfaction of lease financing obligations as a lien senior to any other apportionment or payment of State School Fund moneys to or for the district.
- 6) Pledges the state to not alter two provisions of existing law in any manner that would materially impair the security or interests of bond holders:
 - a) The directive to the Controller to make apportionments to the bond trustee of moneys in the State School Fund; and
 - b) Provisions of the Government Code that prohibit a school district from availing itself of bankruptcy protection during the term of the lease financing.
- 7) Clarifies the annual interest rates for three school districts with existing emergency loans.

Status: Chapter 97

AB 1377 (Dymally) – Enrollment-Based Funding

Funds school district revenue limits based on active enrollment, rather than average daily attendance; requires the development of criteria and standards for measuring actual attendance and comparing that attendance with similar school districts; and establishes a method for redirecting school district apportionments as necessary to foster increased school attendance.

Status: Assembly Appropriations Committee

AB 1420 (Niello) – Grant Joint Union High School District Unification

Provides that the revenue limit of a unified school district that results from the unification of the Grant Joint Union High School District and the Del Paso Heights Elementary School District will be based on the revenue limits of the affected school districts.

Status: Assembly Appropriations Committee

AB 1482 (Canciamilla) – Restrictions on the Sale of Bonds by School Districts

Requires the governing board of a school district or community college district to offer bonds for sale through a competitive bid process. Authorizes the governing board of a K-12 school district to sell bonds by negotiated sale only under limited conditions, and requires that negotiated sales be approved by the county treasurer or state Treasurer.

Status: Assembly Education Committee

AB 1483 (Arambula) – Fresno Unified School District Use of Fund Balances

Authorizes, for the 2005–06 fiscal year only, the Fresno Unified School District to use up to 100% of the balances, as of June 30, 2005, of restricted accounts in its General Fund or cafeteria fund to apply to its required reserve levels, excluding funds relating to specified categorical programs.

Status: Assembly Education Committee

AB 1503 (Mullin) – Adjustment for Declining Enrollment

Establishes a method to cushion the effect of persistent declining enrollment for school districts experiencing two or more years of consecutive decline in pupil enrollments by providing additional funding equal to 40% of the amount that has been lost due to decline.

Status: Assembly Appropriations Committee

AB 1569 (Cogdill) – Mariposa Unified School District Funding Augmentation

Requires the county superintendent of schools to calculate an increase to the revenue limit funding of any school district that meets specified criteria for the attendance of pupils at a comprehensive high school. Eligibility criteria in the bill limit this adjustment to the Mariposa Unified School District.

Status: Assembly Education Committee

ACA 21 (Daucher) – School District 'Home Rule' Compacts

Authorizes the governing board of a school district or the home rule compact commission of a school district, if one is established, to propose to the electors of the district a home rule compact. Specifies provisions that a home rule compact must contain, and specifies that a school district operating under a home rule compact is not subject to the general laws otherwise governing educational matters except for laws governing educational matters of statewide concern. "Educational matters of statewide concern" are defined as: statewide academic standards; pupil assessments; the assurance of equitable educational opportunities for all students; pupil health and safety requirements; pupil rights; and fiscal and reporting requirements.

Status: Assembly Education Committee

SB 687 (Simitian) – Schoolsite Per Pupil Expenditures Reported on the School Accountability Report Card

Requires that estimated expenditures per pupil, as reported on the annual School Accountability Report Card (SARC), reflect the actual salaries of personnel assigned to a schoolsite and be subtotaled by restricted and unrestricted revenue sources; requires that the actual average teacher salary of teachers assigned to a school be reported on the SARC; and requires specific revisions to the standardized template for the SARC. Incorporates additional changes to conform to amendments made by the chaptering of AB 1609 (Liu) and this bill are both chaptered.

Status: Chapter 358

SB 821 (Perata) – Fiscal Recovery Plan Reporting and Corrective Action Planning

Requires the Superintendent of Public Instruction and the state appointed administrator of a school district under state control to annually report on the fiscal recovery plan prepared for that district at a regularly scheduled school board meeting. Requires a local education agency that is subject to corrective action under the provisions of the No Child Left

Behind Act of 2001, to provide notices, convene meetings, and appoint a schoolsite planning team related to restructuring the school.

Status: Senate Inactive File

SB 958 (Simitian) – Adjustment for Declining Enrollment

Allows school districts, county offices of education, and Special Education Local Plan Areas to base their general purpose funding on a two-year or three-year running average of average daily attendance.

Status: Assembly Education Committee

SB 970 (Perata) – Enrollment Adjustment for Attendance of Pupils in Charter Schools

Allows school districts to adjust their declining enrollment credit for the attendance of pupils who return from district sponsored charter schools:

- 1) Requires, for the purpose of adjusting for declining enrollment, that the average daily attendance (ADA) excluded from a school district's prior year ADA in recognition of pupils newly entering a district-sponsored charter school in the current year be reduced by the amount of attendance of pupils newly entering a noncharter school of the district who attended a district-sponsored charter school in the prior year.
- 2) Limits the amount of the attendance counted for any pupil as an adjustment to school district prior year attendance to no more than the attendance claimed for that pupil by the charter school or the school district in the current year.
- 3) Excludes, as an adjustment to prior year ADA, the ADA of pupils newly enrolled in a grade in a district-sponsored charter school if the school district does not offer classes for pupils enrolled in that grade.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

Under current law, a district loses the average daily attendance funding for students attending charter schools, but then does not recover that funding, in the prior year, if the students return to a non-charter school in that district. This bill was intended to address declining enrollment funding adjustment for students that transfer between charter and non-charter schools within a district. However, I am concerned that this bill is drafted in a way that may inadvertently create double funding issues. I am a strong supporter of charter schools and look forward to working with the author to address this important issue.

SB 1053 (Scott) – Local Improvement Program

Establishes the Local Improvement pilot project to provide participating schools with flexibility in the development and implementation of instructional programs to support and improve pupil learning, with a provision to sunset the pilot program in 2010:

- 1) Establishes the Local Improvement Program as a pilot program under which the State Board of Education (SBE) may select school districts applying on behalf of public schools that provide instruction in kindergarten or any of grades 1 to 12, inclusive, to voluntarily participate in the Local Improvement Program in accordance with criteria that the board may adopt.
- 2) Limits the number of schools participating in the program to no more than 5% of the total number of public schools, no more than 15 school districts.
- 3) Requires participating school districts to allocate instructional program funding to participating schools with maximum flexibility for the development and implementation of schoolsite funding in order to support and improve pupil learning.
- 4) Requires the governing board of each participating school district, as a condition of voluntary participation, to develop and implement policies and procedures that support schoolsite goals and objectives, and to increase site-level decision making.
- 5) Requires that the application of a school district to participate demonstrate the manner in which parents of all racial, ethnic, gender, or socioeconomic backgrounds will be encouraged to be involved in the development and implementation of the program, and for each parent to be involved in decision making and support for the instructional program of his or her child.
- 6) Authorizes a school principal, with the consent of the schoolsite council or other representative body, to apply to the school district to participate in the Local Improvement Program, and requires the school district to only apply to participate on behalf of schools or consortia of schools that have chosen to take part in the program.
- 7) Requires, subject to the availability of funds specifically appropriated for that purpose, the Superintendent of Public Instruction to evaluate the effectiveness of the Local Improvement Program and to report annually to the Legislature and specified agencies.

Status: Chapter 276

SB 1077 (Simitian) – Revenue Equalization

Establishes an equalization adjustment for school district base revenues, creating entitlements to equalization funding computed on a goal of raising specified per pupil general-purpose revenues to a level above which no more than 10% of the average daily attendance (ADA) in the state is funded.

Status: Assembly Education Committee

SB 1078 (Simitian) – Funding of Charter School Pupil Attendance by School Districts with High Property Tax Allocations

School districts with property tax revenues that exceed the district's revenue limit are termed "basic aid" school districts. Basic aid school districts are required by existing law

to pay the state's costs for their pupils' attendance in charter schools that are authorized by another school district. However, because of perceived technical flaws in the statutes governing these transactions, this law has never been implemented. SB 1078 would correct these flaws, and would change the terms of the required payments to the benefit of basic aid school districts by (1) phasing in the adjustment over three years, and (2) limiting the basic aid school district cost to no more than 70% of the actual costs for the student.

Status: Assembly Education Committee

Instructional Materials and Curriculum

AB 1 (Baca) — Labor History

Requires the State Board of Education to include in the state curriculum and framework for grades 4, 8, and 11, appropriate instruction on the history of the labor movement in the United States.

Status: Assembly Appropriations Committee

AB 15 (J. Horton) — Role of Filipinos in World War II

Encourages history/social science instruction on World War II to include a component of personal testimony of Filipinos who were involved in World War II in the Philippines and on the home front in oral or video format.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I respect the authors intent to recognize the contributions of the Filipino people during World War II, State content standards and curriculum frameworks are necessarily broad, allowing for coverage of many important historical events and cultural developments. In fact, nothing in current law prohibits teachers today from recognizing the role of Filipinos in World War II.

Last year, I vetoed a nearly identical bill, AB 2512 (Horton, 2004), on the basis that current law already provides the necessary flexibility and that the State should refrain from being overly prescriptive. The veto message remains applicable and, thus, I am unable to sign this bill.

AB 93 (J. Horton) — Surplus Instructional Materials

Specifies ways in which local education agencies may dispose of surplus and obsolete instructional materials.

Status: Assembly Education Committee

AB 388 (Canciamilla) — Instructional Materials

Prohibits the State Board of Education (SBE) from adopting basic instructional materials for reading/language arts and mathematics for the same grade levels in successive years;

requires SBE to allow continued use of an adopted instructional material for no less than two years following the sixth year of adoption, providing the local educational agency certifies that each pupil has been provided with the material and that it is in good condition; allows SBE to adopt maximum cost and price limits for basic instructional materials, beginning on July 1, 2008; and requires the SBE to consider the published catalog prices for comparable materials and prices.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I vetoed a nearly identical bill last year, AB 2455 (Canciamilla). The veto message remains applicable.

However, a study by the Superintendent of Public Instruction (SPI) may provide valuable information for strategies to reduce the rising costs of textbooks and other instructional materials. Since legislation is not required for the SPI to recommend ways to reduce instructional materials costs for school districts, I encourage Superintendent O'Connell to provide any applicable information that could potentially yield recommendation for school districts, legislators, the State Board of Education, and the Administration. Until that time, it is premature to enact any substantive policy changes to the adoption process.

AB 390 (Canciamilla) — History/Social Science Instruction

Requires the inclusion of the role of Italian Americans in the economic, political, and social development of California and the United States (U.S.) in history/social science instruction.

Status: Assembly Inactive File

AB 401 (De La Torre & Goldberg) — English Learner Instructional Materials

Requires the Superintendent of Public Instruction to allocate funding to school districts to provide supplementary instructional materials for English language learners in grades K-12, inclusive, as specified, and requires the California Department of Education to develop a correlation matrix and standards map to determine if the materials correlate to the state standards for academic content and English language development.

Status: Senate Energy, Utilities and Communications Committee

AB 564 (Karnette) — Instructional Materials

Permits the Superintendent of Public Instruction to review and rate basic instructional materials for grades 9-12.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I strongly support providing all high school students with high-quality, standards-based instructional materials, the process proposed in this bill is not necessarily the appropriate mechanism to do so. If it is determined that the State should have the added responsibility of reviewing 9 through 12 grade instructional materials, then it would be more reasonable to do so by using the existing process used for K through 8 grade review. The K through 8 review process includes input and review from the public and final decision making authority vested with the State Board of Education.

AB 572 (Wolk) — Supplemental Instruction

Requires school districts to offer direct, systematic, and intensive supplemental instruction services to pupils in kindergarten and first grade who have been recommended for retention or who have been retained.

Status: Assembly Appropriations Committee

AB 689 (Nava) — Nutrition and Physical Activity Curriculum

Requires the State Board of Education to incorporate exercises on physical activity and nutrition into the curriculum.

Status: Chapter 654

AB 723 (Chu) — Tolerance Instruction

Requires the State Board of Education to integrate instruction on intergroup relations and tolerance into the existing framework.

Status: Vetoed

GOVERNOR'S VETO MESSAGE

No one believes more strongly than I in the importance of teaching our children tolerance for all persons, irrespective of race, gender, nationality, ethnicity, religious creed, disability, or sexual orientation. However, this bill is largely duplicative of current efforts to provide more avenues to teach about tolerance and human rights.

For example, current law already establishes a Center for the Excellence on the Study of the Holocaust, Genocide, Human Rights, and Tolerance to provide teachers the training and resources to effectively teach about these subjects. In addition, the State Board of Education has adopted a Model Curriculum for Human Rights and Genocide that is available to all schools. Finally, with respect to tolerance of a more immediate nature, the California Department of Education has posted on its website model policies on the prevention of bullying and hate-motivated behavior.

AB 741 (Goldberg) — K-8 Curriculum

Requires the State Department of Education to submit recommendations to the Committees on Education in both the Assembly and the Senate to ensure that students in kindergarten and grades 1-8 receive instruction in history, social sciences, visual and performing arts, literature, and science on a consistent basis.

Status: Senate Appropriations Committee

AB 756 (Goldberg) — Instructional Materials

Prohibits the State Board of Education and the governing board of any local education agency from adopting any instructional material that exceeds 200 pages in length, and encourages the use of technology and multimedia materials to create higher interest and more up-to-date information from varied sources.

Status: Senate Education Committee

AB 897 (Coto) — Braille Mathematics Code

Requires the Superintendent of Public Instruction to utilize an existing task force to develop standards for pupils to learn, and master the braille mathematics code in grades 1 to 12, and requires the task force to report to the State Board of Education (SBE) by March 1, 2006, regarding those standards. Requires the SBE to adopt, by June 1, 2006, braille reading and mathematics standards for pupils who are functionally blind or may be expected to have a need to learn the braille code as their primary literacy mode for learning. Requires school districts, special education local plan areas, and county offices of education to provide opportunities for students who are blind or nearly blind to learn the braille math code.

Status: Chapter 530

AB 1214 (Wyland) — Science Instruction

Requires appointment of a credentialed science teacher to each elementary school.

Status: Assembly Education Committee

AB 1215 (Wyland) — English Language Instruction

Requires parents of pupils enrolled in bilingual programs to sign an affidavit stating that they understand test score data of pupils enrolled in bilingual programs.

Status: Assembly Education Committee

AB 1216 (Wyland) — Writing Instruction

Requires the course of study in high schools to include instruction on composition skills.

Status: Assembly Education Committee

AB 1253 (Coto) — Graduation Requirements

Establishes the A-G curriculum requirements as the default curriculum for high schools; allows a pupil and his or her parent or legal guardian to petition a school counselor or administrator to exempt the pupil from the default curriculum and instead enroll him or her in an alternate path to graduation by completing the minimum requirements.

Status: Assembly Appropriations Committee

AB 1306 (Liu) — School Personnel

Requires each school to include in the information reported on their School Accountability Report Card the number of fully credentialed pupil support services personnel, as well as the number of personnel providing pupil support services who are not fully credentialed.

Status: Assembly Appropriations Committee

AB 1721 (Pavley) — Environmental Education

Deletes a section requiring local governing boards to adopt only instructional materials that set forth the education principles for the environment, which was judged by the State Board of Education (SBE), the State Department of Education, and the Integrated Waste Management Board's (IWMB) Office of Education and the Environment to create a mandate; corrects an incorrect section number of the Education Code; and requires SBE, if it determines that the education principles for the environment are not appropriate for inclusion in the instructional materials criteria (IMC) for the adoption of textbooks for grades K-8, to collaborate with IWMB's Office of Education and the Environment to solve the problems and ensure that the principles are included in IMC for English language arts, history/social science, science, and mathematics.

Status: Chapter 581

ACR 6 (Koretz) — Financial Literacy Education

Resolves that the month of April 2005 is Financial Literacy Month in order to raise public awareness of the lack of financial literacy education, and encourages public and private institutions and businesses to provide opportunities for financial literacy education.

Status: Resolution Chapter 6

SB 559 (Torlakson) — Instruction in Physical Education

Reduces the ability of a school to excuse high school students from physical education courses.

Status: Assembly Appropriations Committee

SB 657 (Escutia) — Adoption of Instructional Materials

Provides that, commencing January 1, 2007, the State Board of Education must annually solicit recommendations from school districts regarding the adoption of instructional materials in language arts, mathematics, science, social science, bilingual and bicultural subjects, and English language development, and must adopt these materials or make a written certification for refusal to adopt them.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I vetoed a similar bill last year, SB 1380 (Escutia) because it was inconsistent with the State Board of Education's principles to ensure that class room curriculum is rigorous, standards-aligned and research-based. The State of California has established nationally acclaimed academic

standards and required the adoption of instructional materials to reflect those standards. I continue to be concerned that allowing for the circumvention of the current adoption process will compromise the assurance that parents, students, and educators deserve, that the highest level of standards-aligned instructional materials are provided to schools.

SB 684 (Alquist) — Instruction on Asian History in World War II in the History /Social Science Curriculum

Encourages instruction in the area of social sciences to accurately portray the role of affected populations in the continent of Asia, the subcontinent of South Asia, and the Pacific Islands in the many historical events leading up to and during World War II.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I respect the author's intent to recognize the role of effected Asian, South Asian, and Pacific Islander populations in the many historical events leading up to and during World War II, this bill is unnecessary. Current law already allows school districts to incorporate the roles of effected Asian, South Asian, and Pacific Islander populations into their instruction on World War II.

Furthermore, the extensive review process culminating in the State Board of Educations adoption of content standards, curriculum frameworks, and instructional materials ensures that this information is accurate.

SB 925 (Alarcon) — College Preparatory High School Curriculum

Requires the Superintendent of Public Instruction (SPI) to ensure that all high school pupils have access to classes that will satisfy admissions requirements for the University of California.

Status: Assembly Appropriations Committee

Pupil Health

AB 103 (Cohn) – School Districts: Contraceptives

Prohibits the governing board of a school district from prohibiting a licensed health clinic from entering upon and dispensing contraceptives on a schoolsite.

Status: Assembly Education Committee

AB 254 (Nakanishi) – Emergency Medical Services

Requires the principal of a public or private K-12 school to meet several requirements in order to be exempt from liability for civil damages associated with the use of an automatic external defibrillator (AED).

Status: Chapter 111

AB 264 (Chan) – Asthma Management

Requires a school district that is given a plan developed by a student's health care provider to control a student's asthma to keep the "asthma action plan" in a centralized location, and requires districts to make information on preventing and treating asthma attacks available to any teacher of any student for whom an asthma action plan is submitted.

Status: Senate Appropriations Committee

AB 334 (Chan) – School Gardens

Requires the State Department of Education, in consultation with the Department of Food and Agriculture, to allocate state and federal funds for Instructional School Garden Program grants.

Status: Assembly Appropriations Committee

AB 349 (Mountjoy) – Prohibited Sexual Instruction

Prohibits certain sexual instruction or counseling of pupils in kindergarten and grades 1 through 6. Requires a school district to provide notice and obtain the written approval of the parent or guardian of a pupil to provide this instruction or counseling to a pupil in grades 7 through 12.

Status: Assembly Education Committee

AB 405 (Montañez) – Pesticide Use in Schools

Prohibits the use of new or experimental pesticides which do not have full registration or testing from state agencies at a schoolsite.

Status: Chapter 566

AB 443 (Yee) – School Food Sales

Requires the State Board of Education (SBE) to review and revise, as appropriate, existing regulations related to food sales by student organizations and authorizes the SBE to review school district compliance with those regulations as part of the coordinated review effort pursuant to the National School Lunch Program.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I applaud the author's interest in student nutrition issues, this bill would have little direct impact on the nutritional value of foods made available to students, by merely codifying in state law activities that the State Board of Education already has the authority to do. I support a more direct approach in impacting student health and nutrition issues in our schools. This is why I have recently signed into law SB 12, SB 965, and SB 281 to eliminate junk food and soda from campuses, and increase the amount of fresh fruits and vegetables available to students. Those important measures will make a more significant impact on improving the quality of food choices available to California students.

AB 444 (Yee) – Nutrition Guidelines

Adds to the requirement that the State Department of Education develop nutrition guidelines for all food and beverages sold on public school campuses to include all food and beverages served, as well as sold. Expands the nutrition information contained in the guidelines to cover sugar and sodium.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill will have little direct impact on the nutritional value of foods made available to students, since it merely requires the California Department of Education to consider revising its nutritional guidelines. Simply revising state level guidelines without any implementation or enforcement mechanism does not address the proliferation of unhealthy foods in any effective or timely manner.

I support a more direct approach in impacting student health and nutrition issues in our schools. This is why I have recently signed into law SB 12, SB 965, and SB 281 to eliminate junk food and soda from campuses, and increase the amount of fresh fruits and vegetables available to students. Those important measures will make a more significant impact on improving the quality of food choices available to California students.

AB 569 (Garcia) – Sale of Foods

Makes the entire campus of an elementary, junior high, or middle school a food service area during breakfast and lunch periods; prohibits the sale or serving of foods of minimal nutritional value during those periods; and requires the State Board of Education to adopt regulations to implement that prohibition.

Status: Senate Appropriations Committee

AB 622 (Negrete-McLeod) – Nutrition Standards

Extends the requirement that schools be funded in order to be required to meet specified nutritional standards when selling or serving food to pupils in elementary, middle, and high schools and modifies nutrition standards for schools.

Status: Assembly Education Committee

AB 826 (Nava) – California Farm to School Child Nutrition Improvement Program (Farm to School Program)

Requires the State Department of Education, in collaboration with the Department of Food and Agriculture (DFA) and the Department of Health Services, to implement the Farm to School program. Allows DFA, to the extent funding is available, to provide outreach and training of school food service personnel and the agricultural industry in order to facilitate the delivery of fresh fruits and vegetables to school cafeterias.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill is unnecessary because it proposes to create a new statewide program through the State Department of Education that duplicates efforts that are already taking place in California. For example, the Department of Health Services already implements *California 5 a Day – For Better Health Campaign* and the *California Nutrition Network for Health Active Families* to promote increased consumption of fruits and vegetables. Additionally, the Department of Food and Agriculture oversees the *Buy California Initiative*, which promotes California agriculture.

Instead of creating another duplicative program with no identifiable funding source, I would rather see any additional resources that might be available go directly toward providing fresh fruits and vegetables to schools. This is why I recently signed into law SB 281 which provides healthy alternatives through existing meal programs and makes purchasing fresh fruits and vegetables a priority.

AB 1077 (Chan) – Pupil Dental Assessments

Requires a pupil attending a public school to present proof of having received, while in kindergarten, 2nd grade, and 6th grade, an oral health assessment by a licensed dentist or other licensed or registered dental health professional before January 15th of that school year.

Status: Assembly Appropriations Committee

AB 1217 (Wyland) – Sexual Education

Requires comprehensive sexual health education to provide instruction and materials on sex outside of marriage, and on refraining from making and accepting unwanted physical and verbal sexual advances.

Status: Assembly Education Committee

AB 1381 (Nuñez) – Instructional School Gardens Program

Deletes the Integrated Waste Management Board from being specifically listed as an agency that the State Department of Education may consult with regarding curriculum and program evaluation, and states legislative declarations.

Status: Assembly Education Committee

AB 1385 (Laird) – School Meals: Direct Certification

Requires the State Department of Education to create a computerized data matching system to directly certify recipients of public assistance for enrollment in the National School Lunch and School Breakfast programs in order to comply with a federal mandate.

Status: Chapter 361

AB 1392 (Umberg) – Summer Food Service Program: Waiver Requirements

Changes the conditions under which the State Board of Education is required to grant a waiver to school districts and county offices of education from participating in the Summer Food Service Program and allows districts to use funds from other meal programs on the Summer Food Service Program.

Status: Chapter 651

AB 1667 (Saldaña) - Individuals with Exceptional Needs: Specialized Physical Health Care Services

Expands the definition of specialized physical health care services to include the administration of medication, and expands the pool of students with health care needs that may be assisted by specified qualified individuals while at school.

Status: Senate Inactive File

ACR 57 (Salinas) — Automated External Defibrillator Programs

Urges all California K-12 public schools to implement an automated external defibrillator program.

Status: Resolution Chapter 113

SB 12 (Escutia) – Nutrition Standards

Strengthens and implements the competitive food standards originally described in SB 19 (Escutia), Chapter 913, Statutes of 2001; specifies that an individually sold snack may have no more than 35% of its calories from fat, 10% of its calories from saturated fat and 35% sugar by weight (except as specified); limits each individual item's total calories to 175 in elementary schools and 250 calories in middle and high schools; requires an individually sold entrée to have no more than 4 grams of fat per 100 calories and no more than 400 calories total and the entrée must qualify under the federal meal program; requires all groups selling or serving food on campus to pupils to follow these standards which go into effect July 1, 2007.

Status: Chapter 235

SB 37 (Speier) – Performance-Enhancing Substances

Prohibits high school athletes from using dietary supplements, as defined by federal law, that contain Synephrine or a prohibited substance enumerated by the U.S. Anti-Doping Agency's Guide to Prohibited Substances and Prohibited Methods of Doping. Requires each high school coach to complete a coaching education program. Requires the California Interscholastic Federation (CIF) to amend its constitution to prohibit a student from participating in high school sports unless the student signs a pledge not to use unprescribed anabolic steroids or prohibited dietary supplements.

Status: Chapter 673

SB 281 (Maldonado) – California Fresh Start Pilot Program

Establishes, within the State Department of Education (SDE), the California Fresh Start Pilot Program, to be administered by SDE in consultation with the Department of Food and Agriculture and the State Department of Health Services, in order to encourage public schools maintaining kindergarten or any of grades 1 to 12, inclusive, to promote the consumption of nutritious fruits and vegetables by schoolage children. The 2005 Budget Act appropriated \$18 million in one-time funds for this purpose.

Status: Chapter 236

SB 567 (Torlakson) – School Wellness Policy

Requires, pursuant to federal law, local educational agencies that participate in federal school breakfast and lunch programs to establish and implement a local school wellness policy.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I am generally supportive of school wellness policies, this bill, sponsored by the Superintendent of Public Instruction, makes no substantive contribution to the increased health of California's students. It is unnecessary since it simply duplicates current federal law, with which schools are already required to comply. Federal law already requires schools participating in federal meal programs to establish wellness policies, and California schools have the authority to implement more stringent policies if they so choose.

SB 688 (Speier) — Skin Cancer Prevention Act for California Schools

Requires the State Department of Education, in consultation with the Department of Health Services, to develop a skin cancer prevention policy to educate pupils in grades 1 through 6.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I support efforts to promote skin cancer prevention, this bill is unnecessary and duplicative of numerous efforts currently in place.

Nothing prohibits schools from integrating sun-safety instruction into lesson plans. In fact, the current Health Curriculum Framework already includes a topic of environmental health, intended to make students aware of how environmental issues affect their personal health. The framework includes expectations for students to demonstrate ways in which to enhance and maintain their health and well-being, including specific examples of using protective equipment or practices, such as using sunscreen or a hat in bright sunlight.

Currently, a specific program, administered through the U.S. Environmental Protection Agency is aimed at teaching children how to be protected from overexposure to the sun through the use of classroom based, school based, and community based materials. Moreover, the Center for Disease Control and Prevention, the World Health Organization, the National Association of School Boards, and the Department of Health Services have all published guidelines or instructional materials regarding sun safety and skin cancer prevention for schools. Much of this material is easily accessible from the Internet. The Superintendent of Public Instruction (SPI) can already access this information and should be informing schools of its availability, even without this bill.

At this point, the SPI has not requested any of this information from my Health and Human Services Agency Secretary, to be distributed to school districts. However, to assist in the effort to promote skin cancer prevention, I am directing the Department of Health Services to provide a list of the myriad of skin cancer prevention educational resources to the SPI, for distribution to school districts and county offices of education.

SB 965 (Escutia) – Restrictions on Sale of Beverages

Revises, and extends to high schools, on a phased-in basis, current restrictions imposed on K-8 pupils relating to the sale of certain beverages. Specifically, beginning July 1, 2007, requires that no less than 50% of all beverages sold to high school pupils include the following types of beverages: fruit-based drinks with at least 50% fruit juice and no added sweetener; vegetable-based drinks with at least 50% vegetable juice and no added sweetener; drinking water with no added sweetener; 2% fat milk, 1% fat milk, non-fat milk, soy milk, rice milk, and other similar non-dairy milk; and, an electrolyte replacement beverage with no more than 42 grams of added sweetener per 20-ounce serving. Beginning July 1, 2009, these beverage restrictions will apply to all beverages served to pupils in grades K-12.

Status: Chapter 237

Pupil Performance and Assessment

AB 455 (Goldberg) — At-Risk Pupils

Authorizes a governing board of a school district to provide counseling that includes development of an at-risk pupil plan for each at-risk pupil.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I appreciate the author's intent to address the needs of at-risk students, this bill does not effectively meet that objective. In fact, by imposing additional prescriptive requirements on districts that choose to offer comprehensive

counseling programs, this bill could have the unintended effect of discouraging districts from offering such programs.

Therefore, since nothing in current law prohibits school districts from including an academic plan for at-risk pupils in their educational counseling programs, I am unable to sign this bill.

AB 482 (Hancock) – English Language Learners Primary Language Assessment

Requires school districts to test English learners in their primary language if students are instructed in their primary language or if they have been enrolled in a school in the United States for less than 12 months.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

Instead, I am signing Senate Bill 755 (Poochigian), which addresses many of the same issues identified in this bill, including specifying the conditions under which English learners who receive instruction in their primary language must be administered a second test in this language. Unlike this bill, SB 755 also appropriates \$2.285 million to cover costs incurred in 2004-05 for maintaining and scoring the writing assessments pursuant to the Standardized Testing and Reporting (STAR) program and makes additional technical, conforming changes.

AB 1409 (Baca) — Academic Assessment

Permits students who have scored "Proficient" or above on either or both sections of the California Standards Tests in either English language arts or mathematics or both to be exempted from those sections of the California High School Exit Examination (CAHSEE) and still graduate from high school; if a student scores "Proficient" or higher on only one test, he or she must take the failed section of the CAHSEE.

Status: Assembly Appropriations Committee

AB 1531 (Bass) — Alternative High School Exit Examinations

Authorizes local school districts to create alternative performance assessments that allow students to graduate from high school if they are unable to pass the current California High School Exit Examination.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill would undermine the existing California High School Exit Examination (CAHSEE), weaken the ability of the state to establish minimum standards for high school diplomas, and diminish ongoing efforts to ensure that these students are receiving the assistance they deserve to successfully complete the exit exam. Under current law,

students already have up to six different opportunities to pass the exit exam. Allowing school districts to offer alternative assessments at this time sends the wrong message to students, parents, teachers, and administrators that we do not expect students to achieve at the highest levels.

I believe that every student can learn, and every student can graduate high school with the skills they need to go to college or enter the workforce. We have a responsibility to each of our students to believe in them, and not to have low expectations.

This is why the 2005 Budget Act includes \$70 million for additional support services and instruction for students most at risk of not passing the CAHSEE. I believe that targeted state resources should continue to be focused on helping students prepare for the exam, rather than developing alternative assessments.

AB 1695 (Goldberg) — Diagnostic Reading Test

Requires, beginning in January, 2007, that each school district select an existing diagnostic reading test that takes no longer than one hour to administer to each student in grade 2.

Status: Assembly Appropriations Committee

SB 385 (Ducheny) — Pupil Assessment

Requires the development and administration of primary language achievement tests for pupils literate in or receiving instruction in their primary language and who have attended school in the United States for fewer than three years; requires the state Department of Education to eliminate unnecessary linguistic complexity in all assessment instruments used to determine adequate yearly progress for purposes of the federal No Child Left Behind Act, and in the California High School Exit Exam.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

As an immigrant whose second language is English, I know the importance of mastering English as quickly and as comprehensively as possible, in order to be successful in the United States. This bill runs counter to that goal by eliminating testing in English for limited-English-proficient (LEP) students until they have been in school in the United States for three consecutive years. By requiring testing of students in English only after three years, this bill would further weaken incentives for LEP students and their schools to work towards English proficiency.

My Administration shall continue to work on behalf of English learners so that school districts, principals, teachers, parents, and all students can concentrate on the goal of improving student achievement.

SB 517 (Romero) – High School Exit Examination

Requires the Superintendent of Public Instruction to certify that each high school ranked in deciles 1 to 3 of the Academic Performance Index offers full and equal access for all students to specified minimum conditions necessary for passing the high school exit examination.

Status: Assembly Appropriations Committee

SB 755 (Poochigian) – Pupil Assessment

Requires, until July 1, 2007, a student who is identified as limited English proficient who receives instruction in his or her primary language or who has been enrolled in a school in the United States for less than 12 months to take an additional test in his or her primary language, if a test is available; extends the sunset on the California State Summer School for Mathematics and Science (UC Cosmos) until January 1, 2008, and establishes the tuition fee the Regents of the University of California are allowed to charge for this program within a range that corresponds to the actual program costs, but not to exceed \$2,200 per session, beginning in the year 2006.

Status: Chapter 676

School Facilities

AB 58 (Nuñez) –2006 Education Bond Act

Establishes the Kindergarten-University Public Education Facilities Bond Act of 2006 to be submitted to voters at the November 7, 2006 statewide general election and authorizes the issuance of state general obligation bonds for the construction and modernization of school facilities.

Status: Assembly Education Committee

AB 315 (Hancock) – Energy Efficiency in School Facilities

Requires the State Allocation Board to adopt, by July 1, 2007, regulations for design standards for school facilities built with state funds that meet the minimum design and construction criteria established by the Collaborative for High Performance Schools.

Status: Senate Floor

AB 491 (Goldberg) – Eligibility Determination

Provides overcrowded schools with alternative methods for determining eligibility for school facilities funding:

- 1) Authorizes a school district that has two or more school sites with a population density greater than 200 percent of the school site density level recommended by the Department of Education, to submit an application for school facilities funding to relieve overcrowding and authorizes these school districts to use an alternative enrollment projection methodology; and,

- 2) Authorizes school districts seeking a final apportionment under the Critically Overcrowded Schools Program in the Kindergarten-University Public Education Facilities Bond Act of 2004 to use alternative methods to determine eligibility.

Other provisions in the bill include authorizing the California Department of Education to allocate any savings available as of September 1, 2005 from a \$15 million allocation for school site visits required pursuant to the *Williams v. State of California* settlement agreement; and requiring the California Infrastructure and Economic Development Bank to amend or supplement the schedule of lease financing rent payments from a school district as a result of variable interest rates on the bonds, early redemptions or changes in expenses.

Status: Chapter 710

AB 494 (Montañez) – School Facilities: Replacement Buildings

Changes the requirements from a program that provides districts with a supplemental grant to replace one-story buildings with multistory buildings and requires the State Allocation Board to establish additional requirements necessary to ensure sufficient increase in pupil capacity to justify the replacement.

Status: Senate Appropriations Committee

AB 539 (Daucher) – School Facilities Grants

Requires the State Allocation Board (SAB) to allow adjustments to a new construction or modernization grant based on the additional funding provided by increasing the per-pupil grant amount by the statewide cost index for class B construction that is in effect in the ninth month after the date of apportionment by the SAB or at the time of the bid opening date for the first construction phase of the project, whichever comes first.

Status: Senate Appropriations Committee

AB 670 (Goldberg) – School Facilities Grants

Increases new construction and modernization grant levels and repeals specified provisions giving priority for state new construction funds to multitrack year-round schools.

Status: Assembly Appropriations Committee

AB 692 (Chan) – Charter School Facilities Program

Authorizes funds from the 2004 Charter School Facilities Account to also fund new construction that is physically located in a high school attendance area with insufficient new construction eligibility.

Status: Assembly Education Committee

AB 882 (Nation) – Indemnification of Architects and Engineers

Requires a school district that reuses architectural and engineering plans and retains another certified architect or structural engineer to adjust those plans to another site, to indemnify and hold harmless the original certified architect or structural engineer and

their consultants, agents, and employees, from and against any claims, damages, losses, expenses, including attorney's fees, arising out of the reuse of the plans.

Status: Chapter 28

AB 951 (Coto) – Local Bond Funds; Interest

Authorizes the governing board of a school district to transfer the interest that accrues on the proceeds of local bond funds of a school district from the school district's interest and sinking fund to the general fund if the transfer is authorized by the terms of the bond act that was approved by the voters on and after January 1, 2006.

Status: Assembly Education Committee

AB 952 (Coto) – Surplus Property

Authorizes the East Side Union High School District, the Oak Grove Elementary School District, and the San Jose Unified School District, under specified conditions, to deposit proceeds from the sale of surplus real property and any personal property located thereon, into the general fund of the school district or county office of education and to use the proceeds for any one-time general fund purpose.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This measure would allow the East Side Union High School District (ESUHSD), the Oak Grove Elementary School District, and the San Jose Unified School District, under specified conditions, to deposit proceeds from the sale of surplus real property into the general fund of the school district and to use the proceeds for any one-time general fund purpose.

I am concerned that enacting legislation on this matter may interfere with pending litigation specifically involving ESUHSD, Department of Education, Office of Public School Construction and East Side Teachers Association.

AB 956 (Coto) – Regional Occupational Centers

Deems Joint Powers Southern California Regional Occupational Center and the Joint Powers Central County Occupational Center as school districts for the purpose of applying for state modernization funding.

Status: Senate Appropriations Committee

AB 1053 (Bogh) – Surplus Property

Authorizes the Beaumont Unified School District to sell surplus real property and any personal property located thereon and requires the school district to use the proceeds to repay the State Allocation Board for apportionments that are or have been rescinded for ineligible facilities projects.

Status: Senate Education Committee

AB 1097 (Mullin) – Lease-Leaseback

Repeals the authority of a governing board to lease real property in order to construct new school facilities without advertising for bids and instead establishes a competitive-bidding process for the construction of school facilities by lease and leaseback until January 1, 2010.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I am generally supportive of using a competitive process for public works projects, however, this bill imposes restrictions on lease-leaseback contracts that could limit competition, inadvertently limit flexibility for schools, and drive higher administrative costs, thereby potentially increasing the overall cost of building school facilities.

AB 1181 (Matthews) – Los Banos Unified School District; Concept 6

Authorizes the Los Banos Unified School District to operate a Concept 6 program at the Los Banos Junior High School starting in the 2006-07 school year and requires Los Banos Unified School District to present to the California Department of Education a comprehensive action plan detailing the strategy and steps to be taken annually to eliminate the use of the Concept 6 program as soon as practicable, but no later than July 1, 2012.

Status: Assembly Education Committee

AB 1219 (De La Torre) – Multitrack Year-Round Scheduling; Busing

Sunsets the use of multitrack year-round educational programs on July 1, 2015 and limits the use of capacity-related busing.

Status: Assembly Appropriations Committee

AB 1270 (Gordon) – El Segundo Unified School District

Gives eligibility to a modernization project for which the El Segundo Unified School District had already received funds but was deemed ineligible during the closeout audit.

Status: Chapter 33

AB 1297 (Evans) – HVAC Inspections

Requires a school district to ensure that facilities, including, but not limited to, classrooms for pupils that have heating, ventilation and air-conditioning (HVAC) systems are inspected by contractors or school district employees who have been certified by one of three organizations.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill mandates unnecessary restrictions on school districts ability to maintain their heating, ventilation and air conditioning (HVAC) systems. By restricting the pool of employees eligible to work on school HVAC

systems this bill will lead to reduced competition and higher costs for school districts. Mandating districts only use certain contractors or similar school district employees would simply create a reimbursable state mandate with costs in the millions of dollars annually.

AB 1300 (Arambula) – Modernization Grants

Authorizes the State Allocation Board to allow a school district to submit an application using no more than 200 pupil grants to fund modernization expenditures at a school site other than the site which qualified for the funding. Prior to submitting an application, requires the local governing board to adopt a finding at a regularly scheduled meeting that the funds are not needed at the site where eligibility is generated.

Status: Assembly Appropriations Committee

AB 1416 (Goldberg) – Critically Overcrowded Schools Program

Authorizes a new school construction project that will reduce reliance on the Concept 6 year-round school schedule to be eligible for funding under the Critically Overcrowded School Facilities Program, to the extent funds are available after preliminary apportionments have been made.

Status: Senate Appropriations Committee

AB 1451 (Montañez) – School Facilities Program Eligibility

Allows school districts operating multitrack year-round educational programs receiving funding assistance through the Year-Round School Grant Program to retain full eligibility for state school construction funding and repeals specified provisions giving priority for state new construction funds to multitrack year-round schools.

Status: Senate Education Committee

SB 327 (Lowenthal) – Public Contracts

Prohibits school districts from authorizing public projects and public works contracts without advertising for bids and expands the definition of personal property to include relocatable classrooms. Defines relocatable classroom as any building with an integral floor structure which is capable of being readily moved and transported over public streets without the separation of the roof and floor from the building, and includes the delivery, installation, maintenance, repair, and removal thereof.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill imposes restrictions on school districts use of so called piggyback contracts for relocatable classrooms, thereby limiting the ability of school districts to provide cost and time-efficient solutions to meet their facilities needs. By prohibiting school districts from using piggyback contracts for this purpose, this bill would expose more school projects to construction delays and the unpredictable bidding environment that has resulted in

numerous cost overruns. By allowing piggyback contracting, a district can take advantage of lower per-building costs realized through economy of scale.

SB 813 (Denham) – Hardship Funding

Requires the State Allocation Board to review the adequacy of hardship funding and provide recommendations to the Legislature by March 15, 2006 that will assist in achieving funding equity among districts that are eligible for hardship assistance and those that are not eligible for hardship assistance.

Status: Assembly Education Committee

SB 1054 (Soto) – Charter School Facilities

There are currently no building standards for charter schools beyond what is already required of all buildings. This bill requires charter schools to meet building standards under the California Building Code as adopted and enforced by the local building enforcement agency with jurisdiction over the areas in which the charter schools are located.

Status: Chapter 87

School Reform and Accountability

AB 953 (Coto) — High Priority Schools Program

Establishes the Early Warning Program, a local education agency (LEA) intervention program grant for LEAs that are in danger of being identified as program improvement (PI) LEAs under the federal No Child Left Behind (NCLB) Act of 2001; authorizes the State Department of Education (SDE) with the approval of the State Board of Education SBE to submit a plan to allocate budget funds to provide support for LEAs identified as PI LEAs; provides additional budget funding for LEAs which are not PI LEAs, but which administer a large number of PI schools; provides funds to supply technical assistance to PI LEAs; provides for the removal of ineffective management teams, trustees, or school assistance and intervention teams.

Status: Chapter 513

AB 1071 (Chu) — II/USP Schools

Increases the amount of federal funds that maybe used for the Immediate Intervention /Underperforming Schools Program in the Budget Act of 2004 by \$4 million, up to a total of \$17.6 million.

Status: Chapter 192

AB 1100 (Mullin) — Content Standards

Establishes a systematic procedure to review and, if necessary, revise the state academic content standards.

Status: Assembly Appropriations Committee

AB 1177 (Chan) — Pilot Program for Smaller Learning Environments

Establishes the Smaller Learning Environment Grant Fund to encourage large schools to create smaller learning environments.

Status: Senate Education Committee

AB 1592 (Goldberg) — Increased Instructional Time

Extends the school year for low-achieving (deciles 1-3) schools, and requires these schools to develop innovative and creative programs to help close the achievement gap

Status: Assembly Appropriations Committee

AB 1758 (Umberg) — High Priority Schools Grant Program

An urgency measure, this bill establishes per pupil amounts to fund grants for schools in the High Priority Schools Grant Program and exit criteria for this program.

Status: Senate Appropriations Committee

School Safety

SB 260 (Denham) – Suspension Classrooms ADA Apportionments

Establishes a pilot program for 50 school districts to be allowed to claim apportionments for students attending in-school suspension classrooms staffed by noncertificated personnel, if the following conditions are met:

- a) Apportionments are claimed for no more than five pupils per day;
- b) A certificated employee monitors the classroom at least two times per day, ensuring, at a minimum, that pupils are making progress in completing school work and tests missed during suspension;
- c) Apportionments are not claimed for a particular pupil for more than ten days in an academic year.

Status: Assembly Education Committee

SB 660 (Kuehl) – Pupil Interrogation

Requires an elementary school principal to obtain the oral consent of a parent, guardian, or responsible relative of a pupil before making that pupil available to a peace officer for questioning, and requires a high school principal to inform a pupil of his or her right to request his or her parent, guardian, or responsible relative be present during questioning.

Status: Assembly Inactive File

SCR 41 (Machado) – School Crossing Guards

Recognizes the significant task of men and women serving as school crossing guards to ensure the safety of school children, and recognizes that Byron G. “Bud” Brown Sr., an 85-year-old man who began serving as a school crossing guard in the 1980s, was fatally injured near Westmore Oaks Elementary School in West Sacramento on October 9, 2003.

Status: Resolution Chapter 69

Special Education

AB 468 (Yee) – Interagency Responsibilities: Handicapped Children

Requires a local education agency referring a special education student to community mental health services to provide parents with an opportunity to provide their advance written consent to the community mental health assessment at the same time they provide consent to the referral.

Status: Assembly Appropriations Committee

AB 829 (Daucher) – Alternative Dispute Resolution

Increases from 20 to 40 the number of special education local plan areas participating in the alternative dispute resolution pilot project that is administered by the State Department of Education for the resolution of special education disputes and appropriates \$300,000 from the General Fund for the purposes of the bill.

Status: Assembly Appropriations Committee

AB 1092 (Daucher) – Special Education Federal Law Conformity

Makes changes to state special education statutes to bring them into strict conformity with federal changes enacted through the 2004 reauthorization of the Individuals with Disabilities Education Improvement Act.

Status: Assembly Education Committee

AB 1260 (Hancock) – Out-Of-Home Placement

Specifies that current statute does not prohibit a licensed children's institution (LCI) from defining the target population of children that its residential program is designed to serve, and clarifies that pupils have access to specific educational services to the extent they are accessible at the local education agency in which the non-public, non-sectarian school (NPS) is located. Establishes that first priority for use of funds allocated for the education of foster youth is for special education services provided in public schools or in NPS, for pupils in LCIs, foster family homes, residential medical facilities, or other similar facilities.

Status: Assembly Appropriations Committee

AB 1417 (Daucher) – Special Education Due Process Hearing

Revises requirements and rights relating to notification of parties to a special education due process hearing by the party initiating the hearing, and clarifies the admissibility of evidence at a due process hearing.

Status: Assembly Education Committee

AB 1662 (Lieber) – Special Education Federal Law Conformity

Makes changes to state special education statutes to bring them into alignment with federal changes enacted through the 2004 reauthorization of the Individuals with Disabilities Education Improvement Act.

Status: Chapter 653

SB 586 (Romero) – California High School Exit Exam: Students with Disabilities

Implements the settlement agreement in the case of *Chapman v California Department of Education, et. al.* (Super. Ct.; Alameda, No. 2002049636) by exempting pupils with disabilities, until December 31, 2007, from the requirement of passing the California High School Exit Examination (CAHSEE) as a condition of receiving a high school diploma, if they meet the criteria outlined in the settlement agreement. Requires school districts to provide students with disabilities, consistent with the requirements of the student's individualized education program, opportunities to participate in remedial courses or supplemental instruction designed to assist them to successfully pass the CAHSEE, and requires school districts to report to the Superintendent of Public Instruction information regarding the number and characteristics of pupils that were granted diplomas pursuant to the process provided by this bill.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

This bill alters the settlement in the case of *Chapman, et al. v. the California Department of Education, et al.* This bill was intended to codify provisions of the settlement agreement, which was agreed to after extensive negotiations among the parties involved, would have exempted pupils with disabilities who meet specified criteria from the California High School Exit Examination (CAHSEE) graduation requirement for one year. This bill alters significant terms of the agreement, by extending this exemption to two years, failing to require students to avail themselves of remediation, and shifting the focus for granting the exemption from the State Board of Education to local school districts, this bill is inconsistent with the terms of the settlement agreement.

Enacting this bill sends the wrong message to the over 650,000 special education students in our state, the majority of which have the ability to pass the CAHSEE. The small minority of special education students that may need the state to review how the exam impacts them, in the short run, deserve quick action, and not a two year delay.

SB 626 (Soto) – Special Education Staff Development

Authorizes special education local plan areas to develop staff development programs for paraprofessionals serving students with special needs to ensure paraprofessionals meet the requirements of the federal Individuals with Disabilities Education Act.

Status: Assembly Appropriations Committee

SB 1073 (Simitian) – Special Education: Out-Of-Home Care

Changes the way out-of-home care funding is calculated for each special education local plan area by including in the formula the number of children and youth ages 3 through 21, inclusive, who are clients of Department of Developmental Services who are residing in skilled nursing facilities and intermediate care facilities licensed by the State

Department of Health Services located in each special education local plan area in which the home of the client is located times the appropriate bed allowance.

Status: Assembly Education Committee

The Teaching Profession

AB 123 (Dymally) – Commission on Teacher Credentialing: Elimination

Eliminates the Commission on Teacher Credentialing as its own entity and instead establishes as part of the State Department of Education.

Status: Assembly Appropriations Committee

AB 309 (Walters) – Study of Credentialed Teachers and Pupil Achievement

Requires the Commission on Teacher Credentialing to conduct a study to determine whether a positive correlation exists between the employment of credentialed teachers and pupil achievement and to submit a report of its findings and conclusions to the Legislature on or before November 1, 2006.

Status: Assembly Education Committee

AB 420 (S. Horton) – Alternative Language Assessments: Filipino

Authorizes the Commission on Teacher Credentialing (CTC) to establish guidelines to determine the adequacy of alternative assessments for languages that do not currently have a subject matter examination and requires the CTC to contract with another entity to develop, for certification by the CTC, a subject matter examination in the Filipino language, to be administered on or before September 1, 2007.

Status: Chapter 390

AB 693 (Goldberg) – Teacher Preparation Study

Requires, by January 1, 2007, the CTC to conduct a study and submit the results to the Legislature on the manner in which any or all components of skills identified by a specified report of the Secretary of Labor may be integrated into existing teacher training programs to better prepare pupils for the workforce.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

Integrating SCANS (U.S. Secretary of Labor's Commission for Achieving Necessary Skills) components into teacher preparation programs is a laudable goal for propelling California schools in instructional modes appropriate for the 21st Century and producing students better prepared for success in the workplace.

However, colleges and universities currently have the ability to craft their candidate training programs to meet the contemporary needs and demands of K-12 classrooms in California. The SCANS report is readily available on the Internet, and I encourage educators to investigate SCANS and ascertain the appropriate level of relevance these competencies should have in their individual classrooms. Therefore, an additional study is unnecessary.

AB 950 (Coto) – Laboratory Summer School Program

Establishes a pilot program for an English learner staff development program.

Status: Senate Education Committee

AB 1032 (Jones) – Preschool Teacher Instructional Support Grant

Establishes the Preschool Teacher Instructional Support Grant program, which authorizes state-funded preschool, child care and development, and family literacy programs serving preschool age children to apply to the State Department of Education to provide training for teachers and classroom aides.

Status: Assembly Appropriations Committee

AB 1404 (Coto) – Credential Programs: Grace Period for New Requirements

Deletes the sunset that allows a grace period for candidates currently and continuously enrolled in a credential program to complete requirements that were in place when they entered commission-accredited credential programs, thereby extending the grace period indefinitely. These provisions were later placed in the annual education omnibus bill (SB 512).

Status: Assembly Education Committee

AB 1490 (Canciamilla) – Teacher Credentialing: Waiver of Credential Requirements

Authorizes a school district, county office of education, or community college district to hire a person who does not have a credential or other certification to teach adult education, career technical education, or vocational education, or to teach in a regional occupation center or program, if the governing board or superintendent, determines that the person possesses the skills, education, training, or experience that meet a demand with respect to the education of pupils that the school district, county office of education, or community college district is otherwise unable to fill.

Status: Assembly Education Committee

AB 1570 (Salinas) – Bilingual, Cross-Cultural, Language, and Academic Development (BCLAD) Examinations

Requires the Commission on Teacher Credentialing to continue to administer the current BCLAD examinations and to use the requirements for BCLAD certification that have

been in effect prior to January 1, 2006, until newly developed examinations and requirements for certification are approved by the CTC.

Status: Senate Education Committee

AB 1691 (Lieber) – Teacher Credentialing: Background Checks

Authorizes the Department of Justice to directly contact an applicant for a teaching credential if issues arise in the process of conducting the background check and require clarification and further documentation.

Status: Assembly Education Committee

SB 170 (Vincent) – Employee Termination

Authorizes a county superintendent of schools to retain employees until the date of the closure or reduction in services of the juvenile camp program during the 2005-2006 school year.

Status: Chapter 19

SB 404 (Migden) – California Preliminary (CAP) Credential Program

Reestablishes the CAP credential program, which sunsetted on January 1, 2005, until January 1, 2011.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I am supportive of providing varied pathways, both traditional and expedited, which bring qualified and motivated teachers into the classroom. However, as drafted, this bill which would reestablish the California Preliminary (CAP) credential and impose a substantially more complicated process for teaching candidates to obtain a credential than any of the existing alternative credentialing programs. In fact, according to a 2003 Commission on Teacher Credentialing (CTC) report, no district requested the issuance of a CAP credential because other alternatives became available. Teacher candidates already have several alternative credential pathways: the district and university intern programs, the SB 57 Early Completion Option, Cal State Teach, and the Eminence Credential.

I would be open to working with Senator Migden to refine this measure to ensure a more efficient and streamlined alternative certification process for highly qualified subject matter experts to teach in our schools.

SB 414 (Alquist) – Staff Development

Reauthorizes until July 1, 2012 the Mathematics and Reading Professional Development Program.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I strongly support the continuation of the Mathematics and Reading Professional Development Program. This program provides training to teachers that is aligned to California's rigorous academic standards and has been a major component of the state's education reforms.

Unfortunately, this bill contains two significant drafting flaws. First, it would allow school districts to claim funding for the same hours of staff development under both this program and the Beginning Teacher Support and Assessment program. Second, it reinstates the Instructional Time and Staff Development Reform (staff development buyback days) program, which has previously been eliminated and its funding consolidated into a staff development block grant, without backing this funding out of the block grant. Both of these would result in districts being "double-funded" for the same activity.

For these reasons, I am unable to sign this bill in its current form. However, I request that the Legislature work with my Administration to eliminate these problems and introduce and pass urgency legislation extending this program's sunset date beyond its current date of June 30, 2006.

SB 428 (Scott) – California Basic Educational Skills Test (CBEST)

Repeals the CBEST and eliminates for out-of-state teachers, the requirement to complete a 5th year of study, or the equivalent of a 5th year, as determined by the Commission on Teacher Credentialing.

Status: Assembly Appropriations Committee

Transportation

AB 872 (Bogh) – School Buses Reporting of Driver Incidents

Requires school districts to report to the California Highway Patrol any incidents in which the actions of a schoolbus driver may have placed the health, well-being, or safety of the pupils being transported at risk.

Status: Assembly Education Committee

AB 1107 (Berg) – Small School District Transportation

Establishes the purchase of new schoolbuses to replace buses manufactured prior to January 1, 1987, as the third priority for state funds provided to small school districts for replacement or reconditioning of schoolbuses, and establishes the reconditioning of schoolbuses manufactured prior to January 1, 1987, as the fourth priority

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I share the author's goal of reducing particulate emissions and approved the specific 2005-06 Budget Act appropriation of \$12.5 million for the purpose of retrofitting diesel school buses, in order to reduce particulate emissions. However, this bill alters a separate grant program whose priority is to address school bus safety. The current Small School District Transportation grant program has an annual base funding level of \$4.9 million. These funds should continue to be maintained specifically for addressing the important issue of student and driver safety. Protecting the safety of students as they travel to and from school should not be compromised.

AB 1110 (Parra) – School Transportation Block Grant

Establishes the School Transportation Block Grant composed of funding from the existing home-to-school transportation and special education transportation programs, and requires allocations to school districts for this block grant to be adjusted annually for inflation and enrollment growth beginning with the 2005-2006 school year.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

The Budget Act of 2005 includes \$23.3 million in growth and COLA for home-to-school transportation. While I support the funding of growth and COLA for education programs when resources are available, requiring automatic spending increases in this program every year would restrict an Administration's and the Legislature's fiscal flexibility and would create new General Fund cost pressures, constraining the state's ability to prioritize school funding.

As I stated in my veto message to the author's similar bill last year, it would be irresponsible governance to restrict a future Administration and Legislature's fiscal flexibility by requiring automatic spending increases on this program every year.

AB 1191 (Benoit) – Home-To-School Transportation and Special Education Transportation: Equalization Adjustment

Establishes the Equalization Adjustment for Special Education and Regular Home-To-School Transportation, and specifies that for any fiscal year in which funds are appropriated for the equalization of special education and regular home-to-school transportation apportionments pursuant to this measure, the Superintendent of Public Instruction apportion to each school district and county office of education an equalization amount.

Status: Assembly Appropriations Committee

AB 1578 (Bermudez) – Home-to-School Transportation East Whittier City School District

Deems the 2005-06 regular home-to-school transportation allowance for the East Whittier City School District to be \$175 thousand for the purpose of calculating the district's Home-to-School Transportation Program allowance in the 2006-07 fiscal year and each fiscal year thereafter. Specifies that the allocation will in no event exceed actual approved transportation costs, and is contingent on an increase in the appropriation for home-to-school transportation for the purpose of this bill.

Status: Assembly Appropriations Committee

Other Legislation

AB 13 (Goldberg) – School Mascots

Prohibits public schools from using the term Redskins for school or athletic team names, mascots, or nicknames beginning January 1, 2007.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I vetoed a nearly identical bill last year because it added another non-academic state administrative requirement, thereby diverting from increasing student academic achievement. Administrative decisions regarding athletic team names, nicknames or mascots should be retained at the local level.

AB 49 (Benoit) – Contracting for Noninstructional Services

Repeals provisions of existing law governing the conditions under which a school district, county office of education or community college district may, to achieve cost savings, contract for services customarily provided by classified school employees. Instead, authorizes local educational agencies (LEAs) to contract for any noninstructional services of any type, if the governing board has determined that the contract will provide a benefit for the LEA and the contract is awarded in accordance with provisions of the Public Contract Code. Specifies that existing law does not limit the authority of the University of California, the Hastings College of Law, and the California State University to enter into contracts with third parties for noninstructional services.

Status: Assembly Education Committee

AB 66 (Pavley) – Kindergarten Pilot Program

Authorizes 23 specified school districts to operate a two-year kindergarten pilot program at one or more schools, as specified, until July 1, 2015.

Status: Assembly Appropriations Committee

AB 110 (Ruskin) – Reporting Requirements

Repeals the reporting requirement that the State Department of Education (SDE) collect budget documents from a representative sampling of school districts every three years, and make recommendations to school districts for improving budget information made available to the public; deletes the requirement that a school district annually report expulsion data to SDE and instead authorizes the Superintendent of Public Instruction (SPI) to collect this data as part of a periodic coordinated compliance review; repeals the requirement that the SPI develop, update every other year, and distribute directories of public and private agencies providing services to special education pupils with "low-incidence" disabilities; and repeals the requirement that SDE publish and distribute to local educational agencies an annual school crime report.

Status: Chapter 69

AB 171 (Yee) – Pupil Support Services

Establishes the Comprehensive Pupil Learning Support System (CPLSS) to be implemented with existing personnel and resources. The CPLSS will be fully integrated with other efforts to improve instruction and maximize the use of resources which already exist at individual schools and districts; CPLSS shall also develop collaborative arrangements with community resources to fill gaps in CPLSS components.

Status: Assembly Appropriations Committee

AB 208 (Gordon) – School District of Attendance for Children of Military Personnel

Allows school districts that have elected to become a school district of choice prior to April 1, 2005, to give priority for transfers to the children of military personnel, and establishes specific timelines within which such a transfer may be requested by the enlisted parent or guardian and must be resolved by the school district.

Status: Chapter 142

AB 322 (Oropeza) – Equity in Athletics

Requires that the State Department of Education and local education agencies ensure that female students are aware of the rights guaranteed to them under federal Title IX of the Education Amendments of 1972 law.

Status: Chapter 386

AB 384 (Nation) – Class Size Reduction

Authorizes the Petaluma Joint Union High School District, on a pilot basis, to increase class size in grade 9 from an average of 20:1 (not to exceed 22) to a maximum of 23:1, under the 9th grade Class Size Reduction program.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

I am a strong supporter of reduced class sizes as a way of fostering a productive learning environment for students and want to maintain a 20:1 student-teacher ratio in eligible classrooms. However, current law allows

districts like Petaluma Joint Union High School District to present its case of special circumstances to justify waiving specific class size reduction (CSR) requirements, when appropriate.

In 2004, the State Board already denied Petaluma Joint Union High School District's request for a waiver of the CSR 20:1 ratio. It is inappropriate for the Legislature to undermine the State Board's authority by circumventing the board's administrative decision with this bill.

AB 387 (Arambula) – Retired Employee Benefits Actuarial Assessment and Reporting

Requires the development of standards and criteria for actuarial studies of retired employee health and welfare benefit liabilities; requires school districts to develop long-term plans that identify how they will fund the benefits for current and future retirees; requires county superintendent of schools to determine whether the adopted budgets include funding identified in the plans, and to identify the amount of funding necessary to fully fund the plans; requires school districts to provide copies of actuarial studies to county offices of education by January 30, 2006; and, requires the Superintendent of Public Instruction to submit reports concerning the outstanding liabilities of school districts for retired employee health and welfare benefits.

Status: Assembly Appropriations Committee

AB 416 (Plescia) – Civic Centers: Religious Services

Repeals the requirement that a school district charge a fee for the use of its facilities for religious services and also repeals other specified restrictions on the use of school facilities for religious services.

Status: Senate Judiciary Committee

AB 430 (Nava) – Administrator Training Program

Reauthorizes the Administrator Training Program (formerly the Principal Training Program) until July 1, 2012, and requires the State Department of Education to report on the program to the Legislature.

Status: Chapter 364

AB 490 (Parra) – Published Notice of a Call for Bids

Requires a school district, when the school district will incur no publishing costs, to mail a notice calling for contract bids to specified construction trade journals at least 30 calendar days before the date of opening the bids.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

Nothing in current law precludes a school district from sending bid notices to construction trade journals. In fact, current law already requires school districts to advertise bidding opportunities in newspapers of general circulation and allows them to post a notice on the district's website or electronic portal. This bill would require school districts to send bill notices directly to construction trade journals. Mandating this practice will simply result in a reimbursable cost to prepare and mail the additional bid notices.

AB 506 (Montañez) – Teen Dating Violence

Requires each school district to establish a policy and protocol, including reporting procedures and response requirements, for dealing with teen dating violence in middle schools and in high schools, and requires that each school's comprehensive safety plan include teen dating violence reporting procedures and response requirements. Requires the State Department of Education to incorporate teen dating violence education curriculum into the health curriculum framework at its next revision.

Status: Assembly Appropriations Committee

AB 605 (Nakanishi) – Pupil Suspension

Includes in the grounds for student suspension making a false accusation to a school employee that another school employee has committed or attempted to commit a sexual assault.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I abhor the conduct of any student who would threaten the reputation of a school teacher or other school employee by making false claims of sexual assault, I have a greater responsibility to protect the well being of California's school children. We must do everything possible to ensure that students who have been the victims of actual or attempted sexual assaults may come forward and report these incidents without fear of retribution. This bill could potentially result in a chilling effect on students' willingness to report.

AB 606 (Levine) – Civil Rights

Declares the intent of the Legislature to discourage discrimination and harassment of lesbian, gay, bisexual, and transgendered persons (LGBT) and other minority groups.

Status: Assembly Education Committee

AB 607 (Goldberg) – K-3 Class Size Reduction (CSR) Program

Specifies the conditions by which an individual schoolsite may qualify for the K-3 CSR program based on their annual Academic Performance Index (API) decile ranking.

Status: Assembly Education Committee

AB 656 (Hancock) – Pupil Attendance

States that rules and regulations adopted by county school attendance review boards may include a procedure for the submission of any recommendation of the board to the appropriate school district personnel.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I support the work of School Attendance Review Boards (SARB) to address the needs of students with serious school attendance and behavior problems, this bill is unnecessary. Nothing in current law precludes a SARB from including in its rules and regulations a provision for submission of any recommendation of the Board to appropriate school district personnel.

AB 680 (Chan) — School Notification of Parents of English Learners

Requires State Department of Education to monitor adherence of public schools and school districts to regulations requiring the provision to parents of school notices and documents in primary languages other than English by means of the regular coordinated compliance review; to determine the types of documents a school district must translate into a primary language other than English; to notify by August 1 of each year the schools within the school district for which translation of documents is required, and the primary language other than English spoken by 15% or more of students enrolled in each school.

Status: Assembly Inactive File

AB 751 (Chu) – County Superintendent of Schools: Certificated Employee Procedures

Requires county superintendents of schools to apply permanent classification and dismissal procedures of existing law to all employees in positions requiring certification, rather than just those employees who are in teaching positions, and clarifies that this change does not affect existing authority of the county superintendent of schools to employ certificated administrators.

Status: Senate Education Committee

AB 831 (Assembly Education Committee) – Omnibus Education Code Technical Bill

Makes various changes to the codes to correct cross references, errors and make existing provisions of law workable, including correcting errors in the categorical block grant programs enacted last year through AB 825 (Firebaugh), Chapter 871, Statutes of 2004, and in the package of bills needed to implement last year's settlement of an education lawsuit. Carries an urgency clause so that its provisions may take effect near the beginning of fiscal year 2005-06.

Status: Chapter 118

AB 835 (Huff) – Period for Gathering Signatures on Petitions to County Committees on School District Organization

Establishes a 180-day circulation period to gather signatures for a petition to the county committee on school district organization to establish, rearrange the boundaries of, or abolish trustee areas, or to change the number of members of a school district or community college district governing board. Makes other minor, technical corrections to existing law.

Status: Chapter 31

AB 949 (Coto) – Instructional Time: Alternative Schools

Requires, for any pupil in grades 9 to 12 that is attending classes on an alternative schedule for at least 1,200 minutes during any five-school day period, attendance in classes for at least 64,800 minutes per school year.

Status: Assembly Education Committee

AB 973 (Horton) – Los Angeles Unified School District Budget Oversight Committee

Requires the Board of Education of the Los Angeles Unified School District to establish a budget oversight committee for the purpose of providing independent oversight over the district budget. Specifies the membership composition, governance, functions, and responsibilities relating to the committee.

Status: Assembly Education Committee

AB 1076 (Horton) – Williams Case Settlement

Requires the county superintendent of schools to establish an Education Monitoring Task Force which shall be responsible for ensuring compliance with the settlement agreement in the case of *Williams v. State of California* with respect to, among other things, the adequacy and sufficiency of instructional materials, the condition of school facilities that are not maintained in a clean or safe manner or in good repair, and teacher vacancies or misassignments.

Status: Assembly Education Committee

AB 1154 (La Suer) – Excused Absences

Prohibits school authorities from excusing any pupil from the school for any reason without consent of the pupil's parent or guardian and deletes the existing notice requirements.

Status: Assembly Education Committee

AB 1196 (Coto) – State Seal of Biliteracy

Establishes the State Seal of Biliteracy to be developed and affixed to the high school diploma of any student who demonstrates a mastery of reading, speaking, and writing skills in two or more languages.

Status: Senate Education Committee

AB 1212 (Wyland) – California Local Education Accountability Reform Program

Establishes the California Local Education Accountability Reform Program as a pilot program for purposes of supporting and implementing a comprehensive education system designed to improve pupil achievement. Specifies that the purpose of the program is to provide flexibility to school districts and their schools, and relief from categorical and regulatory limitations, in planning and implementing programs in order to increase pupil academic achievement and to enable schools to meet the accountability targets established in the Public School Performance Accountability Program.

Status: Assembly Appropriations Committee

AB 1213 (Wyland) – System to Compile Data on Teachers

Requires that the Superintendent of Public Instruction to adopt by November 1, 2006, a unique teacher identifier for teachers in public schools.

Status: Assembly Appropriations Committee

AB 1218 (Wyland) – William J. Knight Memorial Act

Requires the recitation of the Pledge of Allegiance to the Flag at each public school each day of the school year.

Status: Assembly Education Committee

AB 1261 (Leno) – Foster Youth Education

Clarifies provisions related to the education of foster youth in the areas of educational placement, coursework credit, records transfer, and educational programs offered to foster youth, revises the definition of "nonpublic, nonsectarian schools", and makes other conforming changes relating to nonpublic, nonsectarian schools.

Status: Chapter 369

AB 1320 (Canciamilla) – Caregiver Affidavit

Requires a caregiving adult, with whom a pupil resides under existing law, to pay certain costs relating to the pupil and clarifies communication requirements between the caregiving adult and the school.

Status: Assembly Education Committee

AB 1394 (S. Runner) – Kindergarten: Age of Enrollment

Changes, from December 2 to September 1, the required date by which a child must turn five years of age to enroll in kindergarten and changes, from December 2 to September 1, the required date by which a child must turn six years of age to enroll in first grade.

Status: Assembly Education Committee

AB 1440 (Baca) – School Communications Network

Requires the State Department of Education to conduct a review and evaluation of programs that enable schools and parents to form a communications network and to make

available a report of its findings and recommendations to the Legislature, to the Governor, and on its web site no later than August 1, 2006.

Status: Assembly Appropriations Committee

AB 1468 (McCarthy) – Outsourcing Classified School Employee Services to Private Contractors

Deletes conditions of existing law that school districts and community college districts must meet to approve contracts expected to result in cost savings on services currently or customarily performed by classified school employees.

Status: Assembly Education Committee

AB 1496 (Goldberg) – High School Attrition Rate

Requires the California Department of Education (CDE) to compile, in addition to the dropout rate CDE compiles for the federal No Child Left Behind Act of 2001, an attrition rate by subtracting the number of students who graduate from twelfth grade from the number of students who enrolled in ninth grade four years earlier.

Status: Chapter 517

AB 1642 (Salinas) – School District Reorganizations

Revises and recasts various provisions concerning the processing and approval of school district reorganizations:

- 1) Authorizes a county committee on school district organization to abolish a common governing board of an elementary school district and a high school district upon a vote of the electors of the school districts. Current law allows the committee to establish, but not abolish, such boards.
- 2) Authorizes a county committee on school district reorganization to grant a petition to transfer uninhabited territory if the petition presents exceptional circumstances.
- 3) Limits the exchange of property tax revenues between school districts as a result of reorganization to a situation in which at least one of the school districts is a basic aid school district.
- 4) Requires a school district to include in a statement relating to the boundaries of a reorganized school district the estimated public school pupil population of the affected territory.
- 5) Makes clarifying changes to the conditions for approval of school district reorganizations by the State Board of Education.

Status: Chapter 344

AB 1680 (Daucher) – Two-Year Kindergarten Program

Authorizes a school district to operate a two-year kindergarten program, or a three-year combined kindergarten and grade 1 program by changing the age at which a child is required to be admitted to kindergarten for one or more schools in the school district so

that a child would be admitted to kindergarten at the beginning of the school year or at any later time in the same school year, if the child will have his or her 5th birthday on or before December 2 of the school year. Requires a school district that operates such a program to give first priority of admission to a child whose 5th birthday occurs between September 1 and December 2, inclusive.

Status: Assembly Education Committee

AB 1685 (Klehs) — Animal Slaughter in Agricultural Programs in Schools

Prohibits the slaughter of any agricultural animal on the grounds of any public school operating programs in grades K-12, not including property owned or operated by a school district that is adjacent to or not within the main campus of a school.

Status: Assembly Floor

ACR 30 (McCarthy) – Civic Mission of Schools

Makes findings as to the importance of civic education, and urges the State Board of Education and all local school governing bodies to examine current practice and develop plans to increase and broaden emphasis on principles and practices of democracy in the schools of this state.

Status: Resolution Chapter 54

AJR 22 (Bass) — School Records

Memorializes the Congress to immediately enact and the President to immediately sign an exception to the federal Family Educational Rights and Privacy Act (FERPA) to allow schools to share relevant pupil records with interagency child death teams.

Status: Resolution Chapter 101

SB 136 (Denham) – District Transfers

Authorizes a school district to enroll a pupil in a school in the school district where the parent or guardian of that pupil is employed, provided that the parent or guardian is employed for a minimum of 20 hours per week within the boundaries of the school district. The bill encourages school districts to annually verify a parent's employment in these districts.

Status: Assembly Education Committee

SB 161 (Soto) – California Youth Access to Information Act

Establishes the California Youth Access to Information Act which requires the State Department of Education to post on its Web site a statement in English and Spanish that delineates certain rights of students relative to health and safety issues.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I am supportive of providing students with information that affects their rights, this bill is unnecessary. Under current law, the Superintendent of Public Instruction (SPI) can and should be posting information on the

Department of Education website to assist students in understanding their rights and helping them with important issues. Furthermore, this bill is not inclusive enough of all the rights and issues important to our students welfare, such as a students right to request confidentiality when reporting whether he or she has been abused or sexually assaulted.

I encourage the Legislature and any other interested parties to work with Superintendent O'Connell to ensure that he provides as much information to students and parents to maintain the health and welfare of children in schools.

SB 352 (Scott) – Chief Business Officer Training Program

Establishes the Chief Business Officer Training Program to provide incentive funding to school districts to provide instruction and training in school finance, school operations and leadership to eligible training candidates.

Status: Chapter 356

SB 405 (Battin) – Library District Governance

Authorizes the Banning Unified School District Library district to be governed by a separate governing board.

Status: Chapter 20

SB 512 (Committee on Education) – Omnibus Bill

This bill is the annual education omnibus bill that, among other things, corrects technical errors in statute, updates cross references and deletes obsolete references.

Status: Chapter 677

SB 562 (Torlakson) – Interscholastic Athletics

Repeals the sunset and extends provisions relating to interscholastic athletics and the California Interscholastic Federation.

Status: Assembly Appropriations Committee

SB 711 (Dutton) – Civic Centers: Religious Services

Repeals the requirement that a school district charge a fee for the use of its facilities for religious services and also repeals other specified restrictions on the use of school facilities for religious services.

Status: Assembly Education Committee

SB 912 (Ducheny) – Appointments to the State Board of Education

Requires, as of January 1, 2006, that the Governor include in his/her appointments to the State Board of Education, as vacancies occur, representatives from specified stakeholder groups and specified geographic areas.

Status: Assembly Inactive File

SB 1004 (Margett) — Suspended Pupils

Requires each school district to adopt a policy with respect to the completion of assignments and homework for a pupil who is absent from school because he or she has been suspended, and also with respect to make-up work for those pupils.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

It is common sense for a school to require suspended pupils to complete homework that is assigned to them while under suspension, with or without adopting a specific policy. Since nothing under current law prevents school districts from adopting a policy requiring suspended pupils to complete the work that is assigned to them, this bill is unnecessary.

SB 1006 (Soto) — Technology Survey of Schools

Requires the California Department of Education, by October 1, 2007, to determine the extent of educational technology access and integration of technology in the public schools and to post the data on the Internet.

Status: Vetoed

GOVERNOR'S VETO MESSAGE:

While I support access to technology in schools, this bill is unnecessary since the existing California School Technology Survey (Survey) already collects data on educational technology access. The current Survey could be modified to collect additional data, if necessary, without resulting in increased costs to both schools and the state.

Finally, it appears inconsistent for the Legislature to approve this bill to mandate the collection of technology data, while denying funding for the existing K-12 High Speed Network during the 2005 budget process. Instead of creating another unfunded state mandate, as this bill would do, the Legislature should be working to continue funding for the K-12 High Speed Network so that schools would not lose access to the technology currently available to them.

SJR 8 (Soto) — Federal Enhancing Education Through Technology (EETT) Act

Requests the Congress and President of the United States to fully restore EETT Act funding to the amount originally authorized under the federal No Child Left Behind Act of 2001.

Status: Resolution Chapter 95

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