

# Stuart & Associates

## Governmental Consultants

### PRIORITY BILLS Legislative Update 07/26/05

#### ASSEMBLY BILLS

<b>AB 15</b>	<b>Horton J (D)</b>	Curriculum: Social Studies
Expresses the encouragement of the Legislature that Social Sciences in grades 7 to 12 contain instruction on World War II, and the role of Filipinos in that war.		
Introduced: 12/6/2004	Subject: Curriculum	
Amended: 7/1/2005	Location: Senate Third Reading File	
<b>AB 97</b>	<b>Cohn (D)</b>	School Budget Reserves
Requires that the minimum reserve percentage requirement for a school district that is subject to a higher percentage requirement for its economic uncertainty reserve as a result of a decline in ADA be increased equally over a 3-year period.		
Introduced: 1/11/2005	Subject: Contracting	
Amended: 7/1/2005	Location: Senate Appropriations Committee	
<b>AB 256</b>	<b>De La Torre (D)</b>	Public Employees' Health Care: School Employees
Requires the Board of Administration of the PERS to conduct a study to examine the feasibility and cost-effectiveness of creating a single statewide health care pool that would cover all public school employees working in school districts, county offices of education and community colleges and entities established by those school employers, or of including all school employees' under the Public Employees' Medical and Hospital Care Act and report to the Legislature.		
Introduced: 2/8/2005	Subject: Retirement	
Amended: 6/23/2005	Location: Senate Appropriations Committee	
<b>AB 315</b>	<b>Hancock (D)</b>	School Facilities: Energy Efficiency: Standards
Requires the SAB to adopt regulations to ensure design standards for new school facilities constructed in whole or in part with state funds are in accordance with the minimum design and construction criteria in the Collaborative for High Performance Schools Best Practices Manual. Makes eligibility for funding for new construction or modernization projects contingent on the applicant school district meeting design standards. Adjusts per-unhoused pupil funding for school facilities.		
Introduced: 2/10/2005	Subject: Facilities	
Amended: 7/11/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	
<b>AB 388</b>	<b>Canciamilla (D)</b>	Instructional Materials: Publishers and Manufacturers
Prohibits the SBE from adopting basic instructional materials in language arts or mathematics for the same grade level in successive years. Requires the board to allow the continued use of certain instructional materials for a specified period under certain conditions. Requires the board to certify that an increase in		

the price related to inflation. Requires the price factor in determining the approval of materials. Requires a report on reduction of costs for textbooks and materials.	
Introduced: 2/11/2005	Subject: Instructional Materials
Amended: 7/12/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm

<b>AB 390</b>	<b>Canciamilla (D)</b>	Pupil Instruction: Social Sciences
Requires school instruction to include the role and contribution of Italian Americans to the economic, political, and social development of CA and the USA, with particular emphasis on portraying the role of that group in contemporary society.		
Introduced: 2/11/2005	Subject: Instructional Materials	
Amended: 5/26/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 414</b>	<b>Klehs (D)</b>	Labor Compliance Programs: Third-Party Providers
Specifies that a 3rd party that contracts with an awarding body to initiate and enforce a labor compliance program for purposes of the Kindergarten-University Public Education Facilities Bond Act of 2002 or the Kindergarten-University Public Education Facilities Bond Act of 2004 must be independent from contractors and subcontractors performing the public works project and must be independent from construction managers that have a financial interest in the project.		
Introduced: 2/15/2005	Subject: Facilities	
Amended: 6/16/2005	Location: Senate Third Reading File	

<b>AB 416</b>	<b>Plescica (R)</b>	Civic Centers
Deletes the requirement that the governing board of a school district charge a fee to a church or religious organization for the use of school facilities or grounds to conduct religious services. Requires the governing board to promulgate rules and regulations that the use of a particular group be reviewed, if that use has continued regularly for 6 months and there is a conflict with the proposed use requested by another group of the facilities. Restricts the use of signage identifying an event or group.		
Introduced: 2/15/2005	Subject: Facilities	
Amended: 6/13/2005	Location: Senate Judiciary Committee	

<b>AB 430</b>	<b>Nava (D)</b>	Principal Training Program
Changes the name of the Principal Training Program to the Administrator Training Program. Changes the reference to schoolsite administrator to school administrator. Requires the CDE to develop an interim report and final report concerning the program for submission to the Legislature. Makes additional related, conforming and technical changes.		
Introduced: 2/15/2005	Subject: Personnel	
Amended: 7/6/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 482</b>	<b>Hancock (D)</b>	Pupil Assessment: English Language Learners
Requires a pupil of limited English proficiency who is enrolled in grades 2 to 11 and who either receives instruction in his or her primary language or has been enrolled in a school in the United States for less than 12 months to take a second achievement test in his or her primary language if a test is available. Provides a limited English pupil enrolled in grades 3 to 11, is required to take a second achievement test in his or her primary language if a test is available.		
Introduced: 2/16/2005	Subject: Assessment	
Amended: 5/3/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 491</b>	<b>Goldberg (D)</b>	School Facilities: New Construction Eligibility
Relates to a school district's ongoing eligibility for new construction funding that requires the calculation using enrollment projections. Authorizes the SAB to supplement the cohort survival enrollment projection for the purpose of determining enrollment projections for kindergarten. Provides alternate methods for an applicant in the Critically Overcrowded School Facilities Program to calculate enrollment for s specified project.		
Introduced: 2/16/2005	Subject: Facilities	
Amended: 7/11/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 532</b>	<b>Levine (D)</b>	Public Contracts: Schools: Procurement
Authorizes a school district to utilize alternative competitive negotiation methods for procuring bids for the acquisition of specified technological supplies and equipment.		
Introduced: 2/16/2005	Subject: Finance	
Amended: 4/20/2005	Location: Senate Third Reading File	

<b>AB 564</b>	<b>Karnette (D)</b>	Basic Instructional Materials: Review
Requires the SPI to create and implement a process to review high school basic instructional materials, with certain requirements. Requires a fee to be imposed on publishers and manufacturers of instructional materials who choose to participate in the review, and continuously appropriates these funds to the State CDE for purposes of conducting high school basic instructional materials reviews.		
Introduced: 2/16/2005	Subject: Instructional Materials	
Amended: 5/26/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 656</b>	<b>Hancock (D)</b>	Pupil Attendance: County School Attendance Boards
Provides that the rules and regulations of county school attendance review boards may include a procedure for the submission of any recommendation of the board to the appropriate school district personnel.		
Introduced: 2/17/2005	Subject: Attendance	
Amended:	Location: Vetoed	

<b>AB 680</b>	<b>Chan (D)</b>	English Language Learners
Relates to English language learners. Requires the CDE to monitor adherence to provisions relating to parental notification in their primary language as part of its regular coordinated compliance review of public schools and districts to make certain related determinations, and to notify school districts of certain related information.		
Introduced: 2/17/2005	Subject: ELL	
Amended: 6/21/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 726</b>	<b>Goldberg (D)</b>	Content Standards
Requires the SPI to prioritize the content standards included in the California Standards Tests and to provide the results to the appropriate policy committees of the Legislature. Requires the superintendent to ensure that the API for each school is based only on those items on the California Standards Tests for which the school has adequate funds to provide instruction.		
Introduced: 2/17/2005	Subject: Curriculum	
Amended: 7/11/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm	

<b>AB 741</b>	<b>Goldberg (D)</b>	Courses of Study: Curriculum Planning
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Requires the State CDE to submit recommendations to the Legislature to ensure that the curriculum of all pupils enrolled in kindergarten and grades 1 to 8, inclusive, includes, certain elements on a daily or consistent basis.

Introduced: 2/17/2005	Subject: Curriculum
Amended: 7/13/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm

<b>AB 897</b>	<b>Coto (D)</b>	Braille Standards
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Requires the SPI to utilize a task force to develop standards for pupils to learn, and to achieve mastery of, the braille mathematics code as they progress from kindergarten and grades 1 to 12, inclusive. Requires these standards be developed for pupils who, due to a visual impairment, are functionally blind or may be expected to have a need to learn the code as their primary literacy mode for learning.

Introduced: 2/18/2005	Subject: Curriculum
Amended: 5/26/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm

<b>AB 927</b>	<b>Mullin (D)</b>	School Readiness Centers
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Requires, as to a part-time preschool program, the SPI to inform the Secretary of Education of an exception to the requirement that such program that operates with funding that was allocated in a prior fiscal year be comprised of at least 1/2 4 years olds. Establishes full-day preschool programs. Requires the Superintendent to administer them. Relates to contract consolidation requirements.

Introduced: 2/18/2005	Subject: Earlyeducation
Amended: 6/23/2005	Location: Senate Third Reading File

<b>AB 1071</b>	<b>Chu (D)</b>	Immediate Intervention/Underperforming Schools
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Increases the amount of funding that may be used for the Immediate Intervention/Underperforming Schools Program that invites schools that score below the 50th percentile on certain achievement tests to participate in the program and provides funding to those schools and requires the SPI to take specified actions with regard to a school that is state-monitored under the program if the school has not met certain growth targets.

Introduced: 2/22/2005	Subject: Under Performing Schools
Amended: 6/29/2005	Location: Assembly Unfinished Business

<b>AB 1162</b>	<b>Mullin (D)</b>	School Facilities: Lease-Leaseback Contracts
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Relates to existing law that authorizes the governing board of a school district, without advertising for bids, to let, for a minimum rental, to any person, firm, or corporation any real property belonging to the school district if the lease instrument provides for the construction of a building or buildings for the use of the school district during the term of the lease and provides that title to the building will vest in the school district at the expiration of the lease term.

Introduced: 2/22/2005	Subject: Facilities
Amended:	Location: Senate Third Reading File

<b>AB 1246</b>	<b>Wolk (D)</b>	Preschool Learning Standards
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Requires the SPI to develop and adopt preschool learning standards and to develop preschool curriculum guides in 4 subject areas. Authorizes the Superintendent to develop and adopt preschool curriculum standards in additional content areas. Requires these standards and frameworks be developed and adopted by the Superintendent using existing funding and resources. Requires the superintendent to establish a panel and hold meetings concerning these standards.

Introduced: 2/22/2005	Subject: Assessment
Amended: 7/11/2005	Location: Senate Appropriations Committee - 08/15/2005 1:30 pm

<b>AB 1270</b>	<b>Gordon (D)</b>	School Facilities: El Segundo Unified School District
This is a bill for the El Segundo USD. The district was caught between two programs in 1998 – the LPP and SFP. In an audit OPSC found an error and is requesting the return of \$1.8 million. This bill would allow the district to keep their funding.		
Introduced: 2/22/2005	Subject: Facilities	
Amended: 5/31/2005	Location: Chaptered	

<b>AB 1303</b>	<b>Daucher (R)</b>	School Finance: Emergency Apportionments and Leasing
Relates to existing law that requires the school district to enter into a lease financing with the California Infrastructure and Economic Development Bank for the purpose of financing the emergency apportionment and requires the term of the lease not to exceed 20 years. Requires the term of the lease to be extended for a period not to exceed 10 years if at the end of the lease term any rent payable is not fully paid or if the rent payable has been abated. Requires notification of lease financing.		
Introduced: 2/22/2005	Subject: Finance	
Amended: 3/31/2005	Location: To Governor	

<b>AB 1721</b>	<b>Pavley (D)</b>	Environmental Education
Provides that if the SBE determines that the education principles for the environment are not appropriate for inclusion in the textbook adoption criteria, the board would be required to collaborate with the Office of Education and the Environment to make the changes necessary to ensure that the principles are included in the textbook adoption criteria.		
Introduced: 2/22/2005	Subject: Curriculum	
Amended: 6/28/2005	Location: Senate Third Reading File	

## SENATE BILLS

<b>SB 327</b>	<b>Lowenthal (D)</b>	Public Contracts: School Districts
This bill clarifies language relating to the piggyback bidding procedure. It also allows for the costs of installation, repair and demolition and return of the portable to be part of the piggyback bid.		
Introduced: 2/16/2005	Subject: Facilities	
Amended: 6/21/2005	Location: Assembly Appropriations Committee	

<b>SB 352</b>	<b>Scott (D)</b>	Chief Business Officer Training Program
Establishes, within the State CDE, the Chief Business Officer Training Program, to be administered by the SPI, with the approval of the SBE. Authorizes the Superintendent to award funding to school districts and to county offices of education, to provide eligible candidates with instruction and training in the areas of school finance, school operations, and leadership. Authorizes the Superintendent to award funding therefore.		
Introduced: 2/16/2005	Subject: Personnel	
Amended: 6/30/2005	Location: Assembly Appropriations Committee	

<b>SB 414</b>	<b>Alquist (D)</b>	Instructional Programs: Teacher Development Program
Establishes the Mathematics and Reading teacher Professional Development Program by recasting and revising numerous provisions relating to the Mathematics and Reading Professional Development		

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Program. Adds science instruction to the subject matter of the existing program. Extends the operation of the program as well as the authority for staff development funding.		
Introduced: 2/17/2005	Subject: Curriculum	
Amended: 6/29/2005	Location: Assembly Appropriations Committee	

<b>SB 496</b>	<b>Kuehl (D)</b>	Medi-Cal: Administrative Claims
Relates to the Local Education Agency Medi-Cal Recovery Account. Provides local educational consortium contracts shall not continue in effect beyond a certain date. Provides, at the expiration of such contracts, the Department of Health Services shall enter into a contract through a competitive bid process. Makes exceptions to the bid requirement. Requires the department of develop templates of program materials for the claims process. Requires an advisory committee to provide claiming policy advice.		
Introduced: 2/18/2005	Subject: Health	
Amended: 6/21/2005	Location: Assembly Appropriations Committee	

<b>SB 657</b>	<b>Escutia (D)</b>	Instructional Materials
Requires the SBE to annually solicit recommendations from school districts regarding the adoption of instructional materials. Requires the board to adopt instructional materials recommended by the school district or COE, unless the board makes written factual findings that the materials lack certain criteria. Authorizes a school district to use allowances received from the State Instructional Materials Fund to purchase certain instructional materials.		
Introduced: 2/22/2005	Subject: Instructional Materials	
Amended: 6/23/2005	Location: Assembly Appropriations Committee	

<b>SB 684</b>	<b>Alquist (D)</b>	Social Sciences Curriculum
Encourages a school district to provide instruction in social sciences that accurately reflects the role of affected populations of Asia in World War II.		
Introduced: 2/22/2005	Subject: Curriculum	
Amended: 6/30/2005	Location: Assembly Third Reading File	

<b>SB 755</b>	<b>Poochigian (R)</b>	Pupil Assessment
Requires a pupil identified as limited English proficient pursuant to a specified test who is enrolled in any of grades 2 to 11, inclusive, and who either receives instruction in his or her primary language or has been enrolled in a school in the United States for less than 12 months, to take a test in his or her primary language if a test is available. Relates to the public release of at least 25% of tests items from the standards-based achievement test from the test administered in the previous year.		
Introduced: 2/22/2005	Subject: Assessment	
Amended: 7/11/2005	Location: Assembly Appropriations Committee	

<b>SB 847</b>	<b>Ducheny (D)</b>	Career Technical Education: Highly Qualified Teachers
Requires the Commission on Teacher Credentialing, in consultation with the State CDE, to adopt regulations to ensure that a teacher assigned to provide instruction in a career technical education course is highly qualified. Provides that these regulations may not require a person who teaches a career technical education course that does not include instruction in a core academic subject to be highly qualified.		
Introduced: 2/22/2005	Subject: Career	
Amended: 5/3/2005	Location: Assembly Education Committee	

<b>SCA 1</b>	<b>Runner G (R)</b>	School Districts: Employment Decisions
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Proposes a Constitutional amendment that would require that any employment decision by a school district, including a COE or charter school, be based solely on employee performance, as assessed annually, and on the needs of the school district and its pupils. Provides that employee seniority may not be considered in making an employment decision. Provides that an employee may be granted tenure only if the 10 most recent performance evaluations are satisfactory or better.

Introduced: 1/13/2005	Subject: Employees
Amended: 2/28/2005	Location: Senate Education Committee

<b>SCA 4</b>	<b>Perata (D)</b>	Public School Textbooks: Adoption
Proposes an amendment to the Constitution to eliminate the authority of the SBE to adopt textbooks for use in grades 1 to 8, inclusive.		
Introduced: 2/16/2005	Subject: Curriculum	
Amended:	Location: Senate Elections, Reapportionment and Constitutional Amendments Committee	