

ASSEMBLY BILL

No. 1539

Introduced by Assembly Member Pavley

February 23, 2001

An act to add Sections 49079.5, 56435, 56449, and 58930 to, to add Article 13.5 (commencing with Section 8282) to Chapter 2 of Part 6 of, and to add Chapter 2.5 (commencing with Section 8499.10) to Part 6 of, the Education Code, relating to preschool transition, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1539, as introduced, Pavley. Pupils: transfer of preschool information.

Existing law sets forth provisions controlling the maintenance and disclosure of pupil records, and establishes the California School Information Services system in part to build the capacity of local education agencies to implement and maintain effective pupil information systems.

This bill would require the Superintendent of Public Instruction to develop procedures and take steps necessary to ensure that a child's records, including, but not limited to, preschool or infant or toddler program records, transfer to a public school when the child transfers, would require the superintendent to advise local education agencies regarding related federal Head Start requirements, and would make conforming changes.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. This act shall be known and cited as the
2 Preschool Transfer Act of 2001.

3 SEC. 2. Article 13.5 (commencing with Section 8282) is
4 added to Chapter 2 of Part 6 of the Education Code, to read:

5
6 Article 13.5. Transfer of Information

7
8 8282. (a) The Legislature finds and declares that the state
9 makes a substantial, annual investment in preschool, infant and
10 toddler, and schoolage child development programs for eligible
11 families. It is in the best interests of children and their families, and
12 the taxpayers of California, to have information about the
13 development and learning abilities of children developed in these
14 settings, health and other information transferred to, or otherwise
15 available to, the pupil’s elementary school.

16 (b) When a child in a state-funded preschool or infant and
17 toddler program will be transferring to a local public school, the
18 superintendent shall take steps necessary to ensure the
19 coordination of the transfer of the child and the transfer of
20 information deemed beneficial to the pupil and the teacher.

21 (c) Any child who has participated in a state subsidized
22 preschool that maintains results-based standards, including the
23 desired results accountability system, shall have the performance
24 information transferred to any subsequent or concurrent public
25 school setting. Any transferred information shall be in summary
26 form and only accomplished with the permission of the parent or
27 guardian. The superintendent shall develop procedures to guide
28 public schools on the use of the results-based, preschool standards.

29 SEC. 3. Chapter 2.5 (commencing with Section 8499.10) is
30 added to Part 6 of the Education Code, to read:

31
32 CHAPTER 2.5. HEAD START

33
34 8499.10. The Legislature finds and declares all of the
35 following:

36 (a) The Congress has recognized the importance of the transfer
37 from preschool to primary school. Section 642A of Title VI of
38 Subtitle A of Chapter 8 of Subchapter B of the federal Omnibus



1 Budget Reconciliation Act of 1981 (P.L. 97-35) was enacted to
2 require grantees of federal Head Start funds to take steps to
3 coordinate with and involve the local educational agency serving
4 the community, including, but not limited to, all of the following:

5 (1) Developing and implementing a systematic procedure for
6 transferring, with parental consent, Head Start program records
7 for each participating child to the school in which the child will
8 enroll.

9 (2) Establishing channels of communication between Head
10 Start staff and their counterparts in the schools, including, but not
11 limited to, teachers, social workers, and health staff, to facilitate
12 the coordination of programs.

13 (3) Conducting meetings involving parents, kindergarten or
14 elementary school teachers, and Head Start program teachers to
15 discuss the educational, developmental, and other needs of
16 individual children.

17 (4) Organizing and participating in joint transition-related
18 training of school staff and Head Start staff.

19 (5) Developing and implementing a family outreach and
20 support program in cooperation with entities carrying out parental
21 involvement efforts under Title I of the Elementary and Secondary
22 Education Act of 1965 (20 U.S.C. Sec. 6301 et seq.).

23 (6) Assisting families, administrators, and teachers in
24 enhancing educational and developmental continuity between
25 Head Start services and elementary school classes.

26 (7) Linking the services provided in the Head Start program
27 with the education services provided by the local educational
28 agency.

29 (b) The superintendent shall advise local education agencies of
30 these federal requirements, and shall take steps as necessary to
31 ensure the coordination of the transfer of Head Start children to
32 public schools and the transfer of information deemed beneficial
33 to the pupil and the teacher.

34 SEC. 4. Section 49079.5 is added to the Education Code, to
35 read:

36 49079.5. The superintendent shall provide for the transfer of
37 pupil records or information as may be developed by
38 state-supported preschools and early education programs and
39 deemed necessary by the superintendent and local education
40 agencies.



1 SEC. 5. Section 56435 is added to the Education Code, to
2 read:

3 56435. When a child with exceptional needs will be
4 transferring to a local public school, the superintendent shall take
5 steps necessary to ensure the coordination of the transfer of the
6 child and the transfer of information deemed beneficial to the pupil
7 and the teacher.

8 SEC. 6. Section 56449 is added to the Education Code, to
9 read:

10 56449. When a child between the ages of three and five years
11 with special education needs will be transferring to a local public
12 school, the superintendent shall take steps necessary to ensure the
13 coordination of the transfer of the child and the transfer of
14 information deemed beneficial to the pupil and the teacher.

15 SEC. 7. Section 58930 is added to the Education Code, to
16 read:

17 58930. When a child in a preschool and infant development
18 demonstration program will be transferring to a local public
19 school, the superintendent shall take steps necessary to ensure the
20 coordination of the transfer of the child and the transfer of
21 information deemed beneficial to the pupil and the teacher.

22 SEC. 8. This act is an urgency statute necessary for the
23 immediate preservation of the public peace, health, or safety
24 within the meaning of Article IV of the Constitution and shall go
25 into immediate effect. The facts constituting the necessity are:

26 To ensure coordinated transfer of children from state-funded
27 preschool and Head Start programs to public schools and to ensure
28 that appropriate records are available to the school and the primary
29 teacher, as soon as possible, it is necessary that this act take effect
30 immediately.

