

AMENDED IN ASSEMBLY APRIL 30, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2120

Introduced by Assembly Member Simitian

February 19, 2002

~~An act relating to school finance. An act to amend Sections 406, 44279.2, 44305, 44308, 44383, 44386, 44393, 44395, 44396, 44401, 44402, 44403, 44404, 44503, 44507, 44579.1, 44731, 52272, 99200, 99220, 99221, 99222, 99223, 99224, 99225, 99226, 99232, 99234, 99236, and 99237 of, to add Chapter 3.8 (commencing with Section 44790) to Part 25 of, and to repeal Sections 44279.7, 44384, 44505, 44506, 44579.2, 44579.4, 44579.5, 44730, 99203, 99227, 99234.5, and 99235 of, the Education Code, relating to teacher development.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2120, as amended, Simitian. ~~Professional development block grant~~ *Teacher Support and Development Act of 2002.*

Existing law establishes various grant programs aimed at promoting the development of teachers in specific areas.

~~This bill would state the intent of the Legislature to develop a flexible professional development block grant for teachers in kindergarten and grades 1 to 12, inclusive, by consolidating several of those programs~~ *consolidate the funding for many of those programs and would establish the Teacher Support and Development Act of 2002 to provide flexible professional development block grants to school districts. The bill would require the Superintendent of Public Instruction to annually award the block grants from funding provided in the annual Budget Act. The bill would provide for the block grant amounts to be calculated*



according to a specified formula and would require a school district to demonstrate that its staff development programs meet specified criteria prior to receiving a block grant.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

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

- 1 ~~SECTION 1.—(a) The Legislature recognizes the necessity for~~
- 2 ~~professional staff development that helps teachers to more ably~~
- 3 ~~address the learning needs of each pupil, thereby improving the~~
- 4 ~~learning of all pupils.~~
- 5 ~~(b) It is therefore, the intent of the Legislature to do all of the~~
- 6 ~~following:~~
- 7 ~~(1) Achieve better results with existing resources by~~
- 8 ~~consolidating and streamlining the array of professional~~
- 9 ~~development programs available to teachers in kindergarten and~~
- 10 ~~grades 1 to 12, inclusive.~~
- 11 ~~(2) Maximize the number of high-quality professional~~
- 12 ~~development opportunities available to teachers.~~
- 13 ~~(3) Provide teachers with additional professional development~~
- 14 ~~support to assist them in managing the challenge of a changing~~
- 15 ~~pupil population and curriculum.~~
- 16 ~~(4) Provide ongoing opportunities for teachers to strengthen~~
- 17 ~~subject matter knowledge and instruction.~~
- 18 ~~(5) Provide school districts with a flexible professional~~
- 19 ~~development block grant.~~
- 20 ~~(6) Encourage school districts to combine state and federal~~
- 21 ~~grant funds.~~
- 22 ~~(7) Encourage school districts to realign older professional~~
- 23 ~~development programs to focus on the state's academic content~~
- 24 ~~standards.~~
- 25 ~~(8) Encourage school districts to participate in professional~~
- 26 ~~development consortia.~~
- 27 ~~(9) Encourage districts to develop schoolwide staff~~
- 28 ~~development plans.~~
- 29 ~~SEC. 2.—It is the intent of the Legislature to develop a flexible~~
- 30 ~~professional development block grant for teachers in kindergarten~~
- 31 ~~and grades 1 to 12, inclusive, by consolidating all of the following~~
- 32 ~~programs:~~



1 ~~(a) The English Language Acquisition Program (Chapter 4~~
2 ~~(commencing with Section 400) of Part 1 of the Education Code).~~

3 ~~(b) The High School Coaching Education and Training~~
4 ~~Program (Sections 35179.1 to 35179.3, inclusive, of the Education~~
5 ~~Code).~~

6 ~~(c)~~

7 *SECTION 1. Section 406 of the Education Code is amended*
8 *to read:*

9 406. (a) The Regents of the University of California are
10 requested to authorize the President of the University of California
11 or his or her designee to jointly develop English Language
12 Development Professional Institutes with the Chancellor of the
13 California State University, the Chancellor of the California
14 Community Colleges, the independent colleges and universities,
15 and the Superintendent of Public Instruction, or their designees. In
16 order to provide maximum access, the institutes shall be offered
17 at sites widely distributed throughout the state, which shall include
18 programs offered through instructor-led, interactive online
19 courses, in accordance with existing state law. In order to
20 maximize access to teachers and administrators who may be
21 precluded from participating in an onsite institute due to
22 geographical, physical, or time constraints, each institute shall
23 accommodate at least 5 percent of the participants through existing
24 state approved online instructor-led courses, programs, or both.
25 The California subject matter projects, an intersegmental,
26 discipline-based professional development network administered
27 by the University of California, is requested to be the organizing
28 entity for the institutes and followup programs.

29 (b) (1) Commencing in the 1999–2000 academic year, the
30 institutes shall provide instruction for school teams from each
31 school participating in the program established pursuant to this
32 chapter. Commencing in the 2000–01 academic year, the institutes
33 may provide instruction for school teams serving English
34 language learners in kindergarten and grades 1 to 12, inclusive. A
35 school team shall include teachers who do not hold crosscultural
36 or bilingual-crosscultural certificates or their equivalents, teachers
37 who hold those certificates or their equivalents, and a schoolsite
38 administrator. The majority of the team shall be teachers who do
39 not hold those crosscultural certificates or their equivalents. If the
40 participating school team employs instructional assistants who



1 provide instructional services to English language learners, the
2 team may include these instructional assistants.

3 (2) Commencing in July 2000, the English Language
4 Development Institutes shall provide instruction to an additional
5 10,000 participants. These participants shall be in addition to the
6 5,000 participants authorized as of January 1, 2000. ~~Commencing~~
7 ~~July 2001, and each fiscal year thereafter, the number of~~
8 ~~participants receiving instruction through the English Language~~
9 ~~Development Institutes shall be specified in the annual Budget~~
10 ~~Act.~~

11 (3) ~~Criteria and priority for selection of participating school~~
12 ~~teams shall include, but not necessarily be limited to, all of the~~
13 ~~following:~~

14 (A) ~~Schools whose pupils' reading scores are at or below the~~
15 ~~40th percentile on the English language arts portion of the~~
16 ~~achievement test authorized by Section 60640.~~

17 (B) ~~Schools in which a high percentage of pupils score below~~
18 ~~grade level on the English language development assessment~~
19 ~~authorized by Section 60810, when it is developed.~~

20 (C) ~~Schools with a high number of new, underprepared, and~~
21 ~~noncredentialed teachers. Underprepared teachers shall be defined~~
22 ~~as teachers who do not possess a crosscultural or~~
23 ~~bilingual crosscultural certificate, or their equivalents.~~

24 (D) ~~Schools in which the enrollment of English language~~
25 ~~learners exceeds 25 percent of the total school enrollment.~~

26 (E) ~~Schools with a full complement of team members as~~
27 ~~described in paragraph (1).~~

28 (4) ~~In any fiscal year, if funding is inadequate to accommodate~~
29 ~~the participation of all eligible school teams, first priority shall be~~
30 ~~given to schools meeting the criteria set forth in subparagraph (C)~~
31 ~~of paragraph (3).~~

32 (c) Each team member who satisfactorily completes an
33 institute authorized by this section shall receive a stipend,
34 commensurate with the duration of the institute, of not less than
35 one thousand dollars (\$1,000) nor more than two thousand dollars
36 (\$2,000), as determined by the University of California.

37 (d) Instruction provided by the institutes shall be consistent
38 with state-adopted academic content standards and with the
39 English language development standards adopted pursuant to
40 Section 60811.



1 (e) (1) Instruction at the institutes shall consist of an intensive,
2 sustained training period of no less than 40 hours nor more than 80
3 hours during the summer or during an intersession break or an
4 equivalent instructor-led, online course and shall be supplemented
5 during the following school year with no fewer than 80 hours nor
6 more than 120 hours of instruction and schoolsite meetings, held
7 on at least a monthly basis, to focus on the academic progress of
8 English language learners at that school.

9 (2) Instruction at the institutes shall be of sufficient scope,
10 depth, and duration to fully equip instructional personnel to offer
11 a comprehensive and rigorous instructional program for English
12 language learners and to assess pupil progress so these pupils can
13 meet the academic content and performance standards adopted by
14 the State Board of Education. The instruction shall be designed to
15 increase the capacity of teachers and other school personnel to
16 provide and assess standards-based instruction for English
17 language learners.

18 (3) The instruction shall be multidisciplinary and focus on
19 instruction in disciplines for which the State Board of Education
20 has adopted academic content standards. The instruction shall also
21 be research-based and provide effective models of professional
22 development in order to ensure that instructional personnel
23 increase their skills, at a minimum, in all of the following:

24 (A) Literacy instruction and assessment for diverse pupil
25 populations, including instruction in the teaching of reading that
26 is research-based and consistent with the balanced, comprehensive
27 strategies required under Section 44757.

28 (B) English language development and second language
29 acquisition strategies.

30 (C) Specially designed instruction and assessment in English.

31 (D) Application of appropriate assessment instruments to
32 assess language proficiency and utilization of benchmarks for
33 reclassification of pupils from English language learners to fully
34 English proficient.

35 (E) Examination of pupil work as a basis for the alignment of
36 standards, instruction, and assessment.

37 (F) Use of appropriate instructional materials to assist English
38 language learners to attain academic content standards.

39 (G) Instructional technology and its integration into the school
40 curriculum for English language learners.



1 (H) Parent involvement and effective practices for building
2 partnerships with parents.

3 (f) It is the intent of the Legislature that a local educational
4 agency or postsecondary institution that offers an accredited
5 program of professional preparation consider providing partial
6 and proportional credit toward satisfaction of the course
7 requirements to an enrolled candidate who satisfactorily
8 completes a California English Language Development Institute
9 program if the program has been certified by the Commission on
10 Teacher Credentialing as meeting preparation standards.

11 (g) Nothing in this section shall be construed to prohibit a team
12 member from attending an institute authorized by this section in
13 more than one academic year.

14 (h) This section shall not apply to the University of California
15 unless and until the Regents of the University of California act, by
16 resolution, to make it applicable.

17 *SEC. 2. Section 44279.2 of the Education Code is amended to*
18 *read:*

19 44279.2. (a) The superintendent and the commission shall
20 jointly administer the Beginning Teacher Support and Assessment
21 System pursuant to this chapter. In administering this section, the
22 superintendent and the commission shall provide for or contract
23 for all of the following:

24 (1) Establishment of requirements for reviewing and
25 approving teacher induction programs.

26 (2) Development and administration of a system for ensuring
27 teacher induction program quality and effectiveness. For the
28 purposes of this section, “program effectiveness” means
29 producing excellent program outcomes in relation to the purposes
30 defined in subdivision (b) of Section 44279.1. For the purposes of
31 this section, “program quality” means excellence with respect to
32 program factors, including, but not limited to, all of the following:

33 (A) Program goals.

34 (B) Design resources.

35 (C) Management, evaluation, and improvement of the
36 program.

37 (D) School context and working conditions.

38 (E) Support and assessment services to each beginning teacher.



1 (3) Developing purposes and functions for reviewing and
2 approving supplemental grants and standards for program clusters
3 and program consultants, as defined pursuant to Section 44297.7.

4 (4) Improving and refining the formative assessment system.

5 (5) Improving and refining professional development
6 materials and strategies for all personnel involved in
7 implementing induction programs.

8 (6) Conducting and tracking research related to beginning
9 teacher induction.

10 (7) Periodically evaluating the validity of the California
11 Standards for the Teaching Profession adopted by the commission
12 in January 1997 and the Standards of Quality and Effectiveness for
13 Beginning Teacher Support and Assessment Program adopted by
14 the commission in 1997 and making changes to those documents,
15 as necessary.

16 (b) As part of the Beginning Teacher Support and Assessment
17 System, the commission and the superintendent shall establish
18 requirements for local teacher induction programs.

19 (c) A school district or consortium of school districts ~~may~~
20 ~~apply to the superintendent for funding to establish~~ *that establishes*
21 a local teacher induction program pursuant to this section. ~~From~~
22 ~~amounts appropriated for the purposes of this section, the~~
23 ~~superintendent shall allocate three thousand dollars (\$3,000) for~~
24 ~~each beginning teacher participating in the program. Commencing~~
25 ~~with the 1998-99 fiscal year and each fiscal year thereafter that~~
26 ~~amount shall be adjusted by the inflation factor set forth in Section~~
27 ~~42238.1. To be eligible to receive funding, a school district or~~
28 ~~consortium of school districts shall, at a minimum, meet all of the~~
29 following requirements:

30 (1) Develop, implement, and evaluate teacher induction
31 programs that meet the Quality and Effectiveness for Beginning
32 Teacher Induction Program Standards adopted by the commission
33 in 1997.

34 (2) Support beginning teachers in meeting the competencies
35 described in the California Standards for the Teaching Profession,
36 adopted by the commission in January 1997.

37 (3) Meet criteria for the cost effective delivery of program
38 services pursuant to subdivision (a) of Section 44279.

39 (4) ~~From amounts received for the Mentor Teacher Program~~
40 ~~pursuant to Article 4 (commencing with Section 44490) of~~



1 ~~Chapter 2~~ from the professional development block grant made
2 available pursuant to the Teacher Support and Development Act
3 of 2002 (Chapter 3.8 (commencing with Section 44790)), or from
4 other local, state, or resources available for the purposes of teacher
5 induction programs, contribute not less than two thousand dollars
6 (\$2,000) for the costs of each beginning teacher served in the
7 induction program.

8 *SEC. 3. Section 44279.7 of the Education Code is repealed.*

9 ~~44279.7. (a) The superintendent and the commission shall~~
10 ~~award supplemental grants on a competitive basis to Beginning~~
11 ~~Teacher Support and Assessment System teacher induction~~
12 ~~programs established pursuant to Section 44279.2 that are~~
13 ~~identified as having expertise according to criteria established by~~
14 ~~the superintendent and the commission. The supplemental grants~~
15 ~~received pursuant to this section shall be expended to assist~~
16 ~~clusters of teacher induction programs operated by school districts~~
17 ~~or consortiums of school districts.~~

18 ~~(b) The superintendent and the commission shall designate~~
19 ~~each school district and consortium of school districts~~
20 ~~participating in the Beginning Teacher Support and Assessment~~
21 ~~System established pursuant to Section 44279.2 as belonging to a~~
22 ~~cluster according to the criteria established pursuant to this~~
23 ~~subdivision. For the purposes of this section “cluster” means a~~
24 ~~cluster of school districts or consortium of school districts~~
25 ~~established pursuant this section. The superintendent and the~~
26 ~~commission shall establish criteria for the formation of school~~
27 ~~districts or consortiums of school district teacher induction~~
28 ~~program clusters based upon, but not necessarily be limited to, all~~
29 ~~of the following:~~

30 ~~(1) Geographic proximity.~~

31 ~~(2) Program size.~~

32 ~~(3) The number of beginning teachers served.~~

33 ~~(4) The similarity of teacher characteristics and pupil~~
34 ~~populations in each school district.~~

35 ~~(c) School districts and consortiums of school districts awarded~~
36 ~~supplemental grants pursuant to this section shall identify a teacher~~
37 ~~induction program consultant to assist the school district or~~
38 ~~consortiums of school districts forming a cluster. The~~
39 ~~superintendent and the commission shall identify the purpose and~~



1 ~~functions of each consultant. Those purposes and functions shall~~
2 ~~include, but not necessarily be limited to, all the following:~~

3 ~~(1) Assisting in designing, implementing, refining, and~~
4 ~~evaluating their teacher induction programs.~~

5 ~~(2) Assisting in building the capacity to provide professional~~
6 ~~development for all personnel involved in the implementation of~~
7 ~~teacher induction programs, including, but not limited to,~~
8 ~~beginning teachers, support providers, and administrators.~~

9 ~~(3) Disseminating information on teacher induction programs~~
10 ~~to all interested participants within the cluster and collaborating~~
11 ~~with other consultants statewide and with state administrative~~
12 ~~agency staff to ensure ongoing program improvement.~~

13 ~~(d) The superintendent and the commission shall ensure that~~
14 ~~each grant awarded pursuant to this section supports the salary and~~
15 ~~benefits and other related costs based on the prorated amount of~~
16 ~~time dedicated to this function for a consultant to assist each~~
17 ~~cluster.~~

18 *SEC. 4. Section 44305 of the Education Code is amended to*
19 *read:*

20 44305. (a) ~~As resources are available to school districts to~~
21 ~~provide services to any preintern pursuant to this article, the~~ *The*
22 *commission may issue a preintern teaching certificate instead of*
23 *an emergency multiple subject permit to an individual employed*
24 *by a school district approved by the commission who operates a*
25 *preintern teaching program pursuant to this article if the*
26 *individual meets the minimum requirements set by the*
27 *commission. When resources remain after funding preinterns*
28 *pursuing multiple subject emergency permits, the commission*
29 *may issue a preintern teaching certificate instead of an emergency*
30 *single subject permit or an emergency education specialist*
31 *instruction permit to an individual employed by a school district*
32 *approved by the commission who meets the minimum*
33 *requirements set by the commission. In implementing the*
34 *Pre-Internship Teaching Program, the commission shall consult*
35 *with representatives of the State Department of Education,*
36 *classroom teachers, school administrators, other school*
37 *employees, parents, school board members, and institutions of*
38 *higher education.*

39 (b) The preintern teaching certificate issued by the commission
40 shall be valid for one year, but may be renewed for one additional



1 year if the holder takes the appropriate subject matter examination
2 required under Section 44282 or is enrolled in a subject matter
3 program approved by the commission on the basis of standards of
4 program quality and effectiveness pursuant to Article 6
5 (commencing with Section 44310). A preintern teacher who
6 passes the subject matter examination or completes a subject
7 matter program in the first or second year of his or her preintern
8 teaching shall enroll in a district or university teaching internship
9 or other approved university teaching credential program. A
10 preintern teaching certificate may be renewed for a third year if the
11 employing school district, the cooperating college or university,
12 and the preintern support the application for renewal.

13 (c) The minimum requirements for the preintern teaching
14 certificate established by the commission shall include all of the
15 following:

16 (1) A baccalaureate or higher degree conferred by a regionally
17 accredited institution of higher education.

18 (2) Passage of the basic skills proficiency test as provided for
19 in Section 44252.

20 (3) The number of units, as set by the commission, for the
21 multiple subject or single subject preintern teaching certificate.

22 (4) The number of units in education or the number of years of
23 experience in special education, as set by the commission, for the
24 education specialist instruction preintern teaching certificate.

25 (d) The commission shall establish criteria for the approval of
26 preintern teaching programs. The criteria shall include, but is not
27 limited to, all of the following:

28 (1) Demonstrated need, as indicated by the percentage of
29 teachers in the district that have not completed basic credential
30 requirements pursuant to state law.

31 (2) The quality of the preparation, support, and assistance to be
32 provided to teaching preinterns.

33 (3) Cost-effectiveness, including the number of preinterns to
34 be served.

35 (4) Collaboration between district administrators and
36 experienced teachers with permanent status in the development of
37 the plan.

38 (5) District and college or university collaboration to ensure
39 availability of courses needed by preintern teachers.



1 (6) Preintern preparation content, including lesson planning,
2 classroom management and organization, and a schedule for
3 delivering the preparation, with a focus on beginning the
4 preparation before or during the first semester of the preinternship.

5 (7) The role of personnel, including experienced teachers with
6 permanent status, in the delivery of preintern preparation and
7 support.

8 (8) That no later than the second year of employment the
9 program for each preintern shall reflect the California Standards
10 for the Teaching Profession jointly developed by the commission
11 and the State Department of Education.

12 (9) Approval of the district plan by the governing board of the
13 school district.

14 (e) In establishing criteria for review of preintern teaching
15 programs pursuant to subdivision (d), the commission shall make
16 every effort to recognize effective district programs for the support
17 and development of emergency permit teachers in operation
18 before July 1, 1998, as meeting the preintern teaching program
19 criteria.

20 (f) A school district may ~~apply to the commission for funding~~
21 ~~under this article. Based on the criteria in subdivision (d),~~
22 ~~developed pursuant to the consultation process required by~~
23 ~~subdivision (a), the commission shall determine which applicants~~
24 ~~are approved for funding. If funds are provided for this act from~~
25 ~~the federal Goals 2000: Educate America Act (P.L. 103-227), the~~
26 ~~commission shall transmit a list of approved applicants to the State~~
27 ~~Department of Education which shall award grants in a timely~~
28 ~~manner exclusively to those school districts that the commission~~
29 ~~has approved for funding, in the amounts listed, with no operate~~
30 ~~a preintern teaching program using funds from the professional~~
31 ~~development block grant made available pursuant to the Teacher~~
32 ~~Support and Development Act of 2002 (Chapter 3.8 (commencing~~
33 ~~with Section 44790)). No school district receiving may expend for~~
34 ~~the preintern teaching program more than two thousand dollars~~
35 ~~(\$2,000) per preintern employed by the school district.~~

36 SEC. 5. Section 44308 of the Education Code is amended to
37 read:

38 44308. (a) Funding for the purposes of administering the
39 program established pursuant to this article is contingent upon an
40 appropriation in the annual Budget Act ~~or other act for the~~



1 *purposes of the professional development block grant established*
2 *pursuant to the Teacher Support and Development Act of 2002*
3 *(Chapter 3.8 (commencing with Section 44790)).*

4 (b) It is the intent of the Legislature that federal funding
5 provided to the State Department of Education and the
6 Commission on Teacher Credentialing in Item 6110-001-0890 and
7 Item 6360-001-0407 be adjusted to provide direct funding for the
8 Commission on Teacher Credentialing for the purposes of the
9 Pre-Internship Teaching Program and the California
10 Paraprofessional Teacher Training Program. The Department of
11 Finance shall make those adjustments using authority of Section
12 1.50 of the Budget Act of 1997.

13 ~~(c) If funds are provided for this act from the federal Goals~~
14 ~~2000: Educate America Act (P.L. 103-227) and if the provisions~~
15 ~~of this article do not meet the requirements of that federal act, the~~
16 ~~State Department of Education shall be held harmless for any~~
17 ~~fiscal penalty exacted by the federal government for the~~
18 ~~expenditures made by local education agencies or for state~~
19 ~~operations.~~

20 *SEC. 6. Section 44383 of the Education Code is amended to*
21 *read:*

22 44383. School districts or county offices of education
23 operating, or that propose to operate, an alternative certification
24 program pursuant to this article, may ~~apply to the Commission on~~
25 ~~Teacher Credentialing for incentive grant use funding that has~~
26 ~~been appropriated for the purposes of this article from the~~
27 ~~professional development block grant made available pursuant to~~
28 ~~the Teacher Support and Development Act of 2002 (Chapter 3.8~~
29 ~~(commencing with Section 44790)).~~

30 *SEC. 7. Section 44384 of the Education Code is repealed.*

31 ~~44384. An alternative certification program that receives~~
32 ~~grant funding pursuant to this article shall be operated pursuant to~~
33 ~~either Article 7.5 (commencing with Section 44325) of this~~
34 ~~chapter or Article 3 (commencing with Section 44450) of Chapter~~
35 ~~3, or both. The commission shall encourage, and may provide~~
36 ~~funding to, programs that include innovative training, assessment,~~
37 ~~or support models and strategies that have the potential of~~
38 ~~improving the quality of the teaching force. The commission shall~~
39 ~~encourage collaboration among school districts in funding~~
40 ~~alternative certification programs.~~



1 SEC. 8. Section 44386 of the Education Code is amended to
2 read:

3 44386. (a) ~~From funds appropriated for the purposes of this~~
4 ~~article, the Commission on Teacher Credentialing shall award~~
5 ~~incentive grants to qualifying school districts or county offices of~~
6 ~~education.~~ Each school district or county office of education that
7 ~~receives a grant~~ *uses funds from the professional development*
8 *block grant made available pursuant to the Teacher Support and*
9 *Development Act of 2002 (Chapter 3.8 (commencing with Section*
10 *44790)) for purposes of this article shall provide matching funds*
11 *from any other available funding source in an amount equal to 50*
12 *percent of the cost of the alternative certification program. Grants*
13 ~~shall be awarded by the commission for the remaining 50 percent~~
14 ~~of the cost of the alternative certification program, but in no event~~
15 ~~shall the grant amount awarded to any~~ *The amount of funding*
16 *provided by a school district or county office of education may not*
17 *exceed two thousand five hundred dollars (\$2,500) per intern per*
18 *year, except that the* ~~commission~~ *school district or county office of*
19 *education may require a lesser local contribution, or provide a*
20 *larger grant per intern per year, in hardship cases.*

21 (b) ~~As determined by the Commission on Teacher~~
22 ~~Credentialing, funds appropriated in the annual Budget Act for the~~
23 ~~alternative certification program may also be made available for~~
24 ~~expenditure on the Pre-Internship Teaching Program authorized~~
25 ~~pursuant to Article 5.6 (commencing with Section 44305) of~~
26 ~~Chapter 2 of Part 25.~~

27 SEC. 9. Section 44393 of the Education Code is amended to
28 read:

29 44393. (a) The California School Paraprofessional Teacher
30 Training Program is hereby established for the purpose of
31 recruiting paraprofessionals to participate in a program designed
32 to encourage them to enroll in teacher training programs and to
33 provide instructional service as teachers in the public schools.

34 (b) ~~Commencing on January 1, 1998, the Commission on~~
35 ~~Teacher Credentialing, in consultation with the Chancellor of the~~
36 ~~California Community Colleges, the Chancellor of the California~~
37 ~~State University, the President of the University of California, the~~
38 ~~chancellors of private institutions of higher education that offer~~
39 ~~accredited teacher training programs, and representatives of~~
40 ~~certificated and classified employee organizations, shall select 24~~



1 ~~or more school districts or county offices of education representing~~
2 ~~rural, urban, and suburban areas that apply to participate in the~~
3 ~~program. The commission shall ensure that, at a minimum, a total~~
4 ~~of 600 school paraprofessionals are recruited from among the 24~~
5 ~~or more participating school districts or county offices of~~
6 ~~education. The criteria adopted by the commission for the~~
7 ~~selection of school districts or county offices of education to~~
8 ~~participate in the program shall include all of the following:~~

9 (1) ~~The extent to which the applicant~~ A school district or county
10 office of education ~~demonstrates the~~ *that uses funds from the*
11 *professional development block grant made available pursuant to*
12 *the Teacher Support and Development Act of 2002 (Chapter 3.8*
13 *(commencing with Section 44790)) for this program shall do all of*
14 *the following:*

15 (1) *Demonstrate a capacity and willingness to accommodate*
16 *the participation of school paraprofessionals of the school in*
17 *teacher training programs conducted at institutions of higher*
18 *education.*

19 (2) ~~The extent to which the applicant's plan for the~~
20 ~~implementation of its recruitment program involves the active~~
21 ~~participation of one or more local campuses of the participating~~
22 ~~institutions of higher education in the development of coursework~~
23 ~~and teaching programs for participating school paraprofessionals.~~
24 ~~Each selected school district or county office of education shall be~~
25 ~~required to enter~~ *Enter* into a written articulation agreement with
26 ~~the any~~ participating campuses of the institutions of higher
27 education.

28 (3) ~~The extent to which the applicant's plan for recruitment~~
29 ~~attempts to meet the demand for~~ *Encourage paraprofessionals to*
30 *become bilingual-crosscultural teachers, multiple subject*
31 *credentialed teachers, or special education teachers.*

32 (4) ~~The extent to which the applicant's plan for recruitment~~
33 ~~attempts to meet the demand for multiple subject credentialed~~
34 ~~teachers interested in teaching kindergarten or any of grades 1 to~~
35 ~~3, inclusive. For purposes of this paragraph, each paraprofessional~~
36 ~~selected to participate shall have completed at least two years of~~
37 ~~undergraduate college or university coursework and shall have~~
38 ~~demonstrated an interest in obtaining a multiple subject teaching~~
39 ~~credential for teaching kindergarten or any of grades 1 to 3,~~
40 ~~inclusive.~~



1 ~~(5) The extent to which the applicant's plan for recruitment~~
2 ~~attempts to meet the demand for special education teachers.~~

3 ~~(6) The extent to which the applicant's plan for recruitment~~
4 ~~includes~~ *Include* a developmentally sequenced series of job
5 descriptions that lead from an entry-level school paraprofessional
6 position to an entry-level teaching position in that school district
7 or county office of education.

8 ~~(7) The extent to which the applicant's plan for recruitment~~
9 ~~attempts to meet~~

10 (5) *Meet* its own specific teacher needs.

11 ~~(8) The extent to which the applicant's plan for implementation~~
12 ~~of its recruitment program involves participation in~~

13 (6) *Operate* a district internship program pursuant to Sections
14 44325, 44326, 44327, 44328, and 44830.3 or a university
15 internship program pursuant to Article 3 (commencing with
16 Section 44450) of Chapter 3 *or demonstrate why an internship*
17 *program may not be operated.*

18 (c) Each selected school district or county office of education
19 shall provide information and assistance to each school
20 paraprofessional it recruits under the program regarding
21 admission to a teacher training program.

22 (d) (1) The school district or county office of education shall
23 recruit and organize groups, or "cohorts," of school
24 paraprofessionals, of no more than 30, and no less than 10, in each
25 cohort. Cohorts shall be organized to consist of school
26 paraprofessionals having approximately equal academic
27 experience and qualifications, as determined by the school district
28 or county office of education. To the extent possible, the members
29 of each cohort shall proceed through the same subject matter and
30 credential programs. The members of each cohort shall enroll in
31 the same campus, and shall be provided by the school district or
32 county office of education with appropriate support and
33 information throughout the course of their studies.

34 (2) Each school district or county office of education shall
35 certify that it has received a commitment from each member of a
36 cohort that he or she will accomplish all of the following:

37 (A) Graduate from an institution of higher education under the
38 program with a bachelor's degree.

39 (B) Complete all of the requirements for and obtain a multiple
40 subject, single subject, or education specialist teaching credential.



1 (C) Complete one school year of classroom instruction in the
2 district or county office of education for each year that he or she
3 receives assistance for books, fees, and tuition while attending an
4 institution of higher education under the program.

5 (3) To the extent that any participant does not fulfill his or her
6 obligations, as set forth in paragraph (2), the participant shall be
7 required to repay the assistance.

8 ~~(e) The commission shall contract with an independent~~
9 ~~evaluator with a proven record of experience in assessing~~
10 ~~career-advancement programs or teacher training programs to~~
11 ~~determine the success of the recruitment programs established~~
12 ~~pursuant to subdivision (b). The evaluation shall be made on an~~
13 ~~annual basis and shall include, but not be limited to, all of the~~
14 ~~following:~~

15 ~~(1) The total cost per person participating in the program who~~
16 ~~successfully obtains a teaching credential, based upon all state,~~
17 ~~local, federal, and other sources of funding.~~

18 ~~(2) The economic status of persons participating in the pilot~~
19 ~~program.~~

20 ~~(3) A description of financial and other resources made~~
21 ~~available to each recruitment program by participating school~~
22 ~~districts or county offices of education, institutions of higher~~
23 ~~education, and other participating organizations.~~

24 ~~(4) The extent to which pupil performance on standardized~~
25 ~~achievement tests has improved in classes taught by teachers who~~
26 ~~have successfully completed the program, in comparison to~~
27 ~~classes taught by other teachers who have equivalent teaching~~
28 ~~experience.~~

29 ~~(5) The extent to which pupil dropout rates and other measures~~
30 ~~of delinquency have improved in classes taught by teachers who~~
31 ~~have successfully completed the program.~~

32 ~~(6) The extent to which teachers who have successfully~~
33 ~~completed the program remain in the communities in which they~~
34 ~~reside and in which they teach.~~

35 ~~(7) The attrition rate of teachers who have successfully~~
36 ~~completed the program.~~

37 ~~(f) Each selected school district or county office of education~~
38 ~~shall report to the ~~commission~~ Superintendent of Public~~
39 ~~Instruction regarding the progress of each cohort of school~~



1 paraprofessionals, and other information regarding its recruitment
2 program as the commission may direct.

3 ~~(g)~~

4 (f) No later than January 1, ~~1998~~ 2004, and annually thereafter,
5 the ~~commission~~ Superintendent of Public Instruction shall report
6 to the Legislature regarding the status of the ~~pilot~~ program,
7 including, but not limited to, the number of school
8 paraprofessionals recruited, the academic progress of the school
9 paraprofessionals recruited, the number of school
10 paraprofessionals recruited who are subsequently employed as
11 teachers in the public schools, the degree to which the program
12 meets the demand for bilingual and special education teachers, ~~the~~
13 ~~degree to which the program or similar programs can meet that~~
14 ~~demand if properly funded and executed,~~ and other effects upon
15 the operation of the public schools.

16 ~~(h) It is the intent of the Legislature that, commencing~~

17 (g) Commencing with the ~~1997-98~~ 2002-03 fiscal year, and
18 each fiscal year thereafter, ~~funding for the California School~~
19 ~~Paraprofessional Teacher Training Program be allocated to the~~
20 ~~Commission on Teacher Credentialing for grants to school~~
21 ~~districts pursuant to this section~~ *the school district or county office*
22 *of education may use funds from the professional development*
23 *block grant made available pursuant to the Teacher Support and*
24 *Development Act of 2002 (Chapter 3.8 (commencing with Section*
25 *44790)) to operate the program. In no case shall grants to any*
26 *school district exceed use more than the equivalent of three*
27 *thousand dollars (\$3,000) annually per paraprofessional in the*
28 *program. Funding for grants to school districts pursuant to this*
29 *subdivision, shall be contingent upon an appropriation in the*
30 *annual Budget Act.*

31 *SEC. 10. Section 44395 of the Education Code is amended to*
32 *read:*

33 44395. (a) The National Board for Professional Teaching
34 Standards Certification Incentive Program is hereby established to
35 ~~award grants to school districts~~ for the purpose of providing
36 ~~awards to school districts with the opportunity to award~~ teachers
37 who are employed by school districts or charter schools, *who* are
38 assigned to teach in California public schools, and *who* have
39 attained certification from the National Board for Professional
40 Teaching Standards. The following awards ~~shall~~ *may* be granted



1 ~~to the extent that funds have been appropriated for this purpose in~~
2 ~~the annual Budget Act from funds received from the professional~~
3 ~~development block grant made available pursuant to the Teacher~~
4 ~~Support and Development Act of 2002 (Chapter 3.8 (commencing~~
5 ~~with Section 44790)):~~

6 (1) A teacher attaining national board certification ~~shall be~~
7 ~~eligible for~~ *may receive* a one-time merit award of ten thousand
8 dollars (\$10,000), except as specified in paragraph (2).

9 (2) In addition to the award specified in subdivision (1),
10 commencing July 1, 2000, any teacher who has attained
11 certification from the National Board for Professional Teaching
12 Standards ~~is eligible to~~ *may receive* an award of up to twenty
13 thousand dollars (\$20,000) if he or she ~~agrees to teach~~ *teaches* at
14 a low-performing school for at least four years. Teaching service
15 before July 1, 2000, may not be counted towards satisfaction of
16 this four-year commitment. ~~Awards granted pursuant to this~~
17 ~~subdivision~~ *The awards* shall be disbursed in annual payments of
18 five thousand dollars (\$5,000) over a four-year period. The annual
19 payment shall be made upon completion of the school year, and
20 upon approval of a district-certified application pursuant to the
21 guidelines of subdivision (c) of Section 44396.

22 (b) ~~The State Department of Education shall administer the~~
23 ~~awards authorized by subdivision (a), and shall develop, in~~
24 ~~consultation with the Commission on Teacher Credentialing,~~
25 ~~certification and award information, criteria, procedures, and~~
26 ~~applications, all of which shall be submitted to the State Board of~~
27 ~~Education for approval. Amendments requested by the State~~
28 ~~Board of Education to that information, criteria, procedures, and~~
29 ~~applications shall be made before the dissemination of the material~~
30 ~~and the granting of any award under this article.~~

31 (e) ~~The State Department of Education shall distribute the~~
32 ~~materials described in subdivision (b) to school districts. Each~~
33 school district is strongly encouraged to ensure that teachers
34 employed by the district or by charter schools affiliated with the
35 district are informed about the program and can acquire the
36 necessary application and information materials.

37 (d) —

38 (c) School districts are encouraged to provide for adequate
39 release time and support for a teacher to complete the certification
40 process. As a condition to providing that release time and support,



1 a school district may require that a teacher serve in a mentor
2 teacher capacity.

3 ~~(e) The State Department of Education~~

4 (d) A school district may provide fee assistance from funds
5 appropriated in the annual Budget Act for the National Board for
6 Professional Teaching Standards Certification Program received
7 from the professional development block grant made available
8 pursuant to the Teacher Support and Development Act of 2002
9 (Chapter 3.8 (commencing with Section 44790)) to defray the fees
10 of teachers seeking certification from the National Board for
11 Professional Teaching Standards. ~~The State Department of~~
12 ~~Education~~ A school district may provide fee assistance of up to one
13 thousand dollars (\$1,000) for each teacher, ~~not to exceed a total of~~
14 ~~two million dollars (\$2,000,000).~~

15 ~~(f)~~

16 (e) For purposes of this article, the following definitions apply:

17 (1) "School district" means school district, county board of
18 education, county superintendent of schools, a state operated
19 program, such as a special school, or an education program
20 providing instruction in kindergarten or any of grades 1 to 12,
21 inclusive, that is offered by a state agency, including the California
22 Youth Authority and the State Department of Developmental
23 Services.

24 (2) "Low-performing school" means a school in the bottom
25 half of all schools based on the Academic Performance Index
26 rankings established pursuant to subdivision (a) of Section 52056.
27 This designation shall be determined as of the date of the
28 agreement by the teacher in paragraph (2) of subdivision (a) of this
29 section.

30 *SEC. 11. Section 44396 of the Education Code is amended to*
31 *read:*

32 44396. (a) ~~(1) To the extent that funds are available for that~~
33 ~~purpose, a teacher who meets the criteria approved by the State~~
34 ~~Board of Education pursuant to subdivision (b) of Section 44395~~
35 ~~is eligible and may apply for an award by following the procedures~~
36 ~~and instructions developed pursuant to that subdivision.~~

37 ~~(2)~~ A teacher who attained certification from the National
38 Board for Professional Teaching Standards before the effective
39 date of the act adding this section and who was employed by a
40 school district or charter school and assigned to teach in a



1 California public school on the date of certification may ~~apply for~~
2 *receive* an award authorized pursuant to this article if he or she
3 meets all the other requirements for that award specified by this
4 article. For awards pursuant to this subdivision, teaching service
5 before July 1, 2000, may not be counted toward satisfaction of the
6 teacher's four-year agreement to teach in a low-performing
7 school.

8 ~~(b) Teachers shall submit their applications for an award~~
9 ~~authorized by this article to the school district employing them.~~
10 ~~Teachers employed by a charter school shall submit their~~
11 ~~application through the school district granting the school's~~
12 ~~charter.~~

13 ~~(c) When a school district receives an application for~~ *provides*
14 *a teacher with* an award authorized by this article, it shall certify
15 that the ~~applicant~~ *teacher* is employed by the district or a charter
16 school operating under a charter granted by the school district ~~and~~
17 ~~that the applicant has met all the criteria established pursuant to~~
18 ~~subdivision (b) of Section 44395. The school district shall then~~
19 ~~submit the application to the State Department of Education for its~~
20 ~~review and approval.~~

21 ~~(d) The State Department of Education shall approve~~
22 ~~applications that meet the criteria established pursuant to~~
23 ~~subdivision (b) of Section 44395. To the extent funds are available,~~
24 ~~the State Department of Education shall apportion funds to the~~
25 ~~appropriate school districts in the amount of the award authorized~~
26 ~~by Section 44395 for each approved application. The school~~
27 ~~district shall use funds apportioned to it pursuant to this~~
28 ~~subdivision to provide the amount of the award authorized by~~
29 ~~subdivision (a) of Section 44395 to each teacher whose application~~
30 ~~is approved.~~

31 *SEC. 12. Section 44401 of the Education Code is amended to*
32 *read:*

33 44401. For the purposes of this article, the following terms
34 have the following meanings unless the context in which they
35 appear clearly requires otherwise:

36 (a) ~~“Grant recipients” means school districts and county~~
37 ~~superintendents of schools that accept and receive grants of funds~~
38 ~~from the Commission on Teacher Credentialing for the California~~
39 ~~Mathematics Initiative for Teaching.~~



1 ~~(b)~~ “Program participants” means individuals who accept and
2 receive financial assistance from ~~grant recipients a school district,~~
3 ~~county superintendent of schools, or consortia composed of school~~
4 ~~districts~~ for the California Mathematics Initiative for Teaching.

5 ~~(e)~~

6 (b) “Financial assistance” means an award of funds by a ~~grant~~
7 ~~recipient school district, county superintendent of schools, or~~
8 ~~consortia composed of school districts~~ to a program participant for
9 the purpose of paying for tuition, academic fees, and the cost of
10 textbooks in courses or programs to meet state teacher preparation
11 standards and earn a credential, concentration, or supplementary
12 authorization in mathematics.

13 ~~(d)~~

14 (c) “Loan forgiveness program” means a program
15 administered by a ~~grant recipient—school district, county~~
16 ~~superintendent of schools, or consortia composed of school~~
17 ~~districts~~ under which a grant recipient awards financial assistance
18 in the form of a loan that shall be completely forgiven when the
19 program participant meets the mathematics teaching obligation
20 specified in this article.

21 SEC. 13. Section 44402 of the Education Code is amended to
22 read:

23 44402. (a) The California Mathematics Initiative for
24 Teaching shall may be administered by ~~the Commission on~~
25 ~~Teacher Credentialing a school district, county superintendent of~~
26 ~~schools, or consortia composed of school districts~~ in accordance
27 with this article and other applicable laws and regulations. ~~The~~
28 ~~commission shall award grants to school districts, county~~
29 ~~superintendents of schools, and consortia composed of school~~
30 ~~districts. A county superintendent of schools may apply for a grant~~
31 ~~on behalf of programs and school districts within the jurisdiction~~
32 ~~of the county superintendent of schools. The commission shall~~
33 ~~encourage participation in the program by small, remote school~~
34 ~~districts and county superintendents of schools by encouraging the~~
35 ~~formation of regional consortia and by requiring the central~~
36 ~~sponsors of these consortia to perform all responsibilities related~~
37 ~~to local program administration.~~ Participation in the California
38 Mathematics Initiative for Teaching is voluntary on the part of a
39 school district or county superintendent of schools. A school
40 district, county superintendent of schools, or regional consortia



1 shall establish its eligibility to participate by ~~submitting to the~~
2 ~~commission~~ *developing* a local plan to increase the number of
3 teachers who are qualified and certificated in mathematics. Based
4 on the availability of funds and the relative quality of local plans,
5 the commission shall determine the number of grants to award and
6 the amount of each grant pursuant to subdivision (b).

7 (b) ~~In awarding grants pursuant to this article, the commission~~
8 ~~shall develop funding criteria and award grants to maximize the~~
9 ~~number of program participants who earn credentials,~~
10 ~~concentrations, or authorizations in mathematics as cost~~
11 ~~effectively as possible.~~

12 (e) ~~The commission~~ *Commission on Teacher Credentialing*
13 shall establish standards for supplementary authorizations,
14 including supplementary authorizations in mathematics. The
15 standards for supplementary authorizations shall emphasize,
16 among other priorities, the importance of increasing the
17 achievement of low-performing pupils. The commission
18 recognize, for the purpose of awarding supplementary
19 authorizations, including supplementary authorizations in
20 mathematics, completion of a highly intensive program of teacher
21 preparation which may include, but need not be limited to, a local
22 subject matter program such as the California Mathematics Project
23 created pursuant to Chapter 196 of the Statutes of 1982, provided
24 that the program satisfies the applicable standards of the
25 commission.

26 (d) ~~The commission shall develop criteria for the distribution~~
27 ~~of financial assistance by school districts and county~~
28 ~~superintendents of schools to enable program participants to meet~~
29 ~~the applicable mathematics teaching credential standards. The~~
30 ~~criteria shall require in school districts and counties where~~
31 ~~program funding is insufficient to meet the needs of all applicants~~
32 ~~that the financial need of teachers who apply for financial~~
33 ~~assistance shall be a factor in the selection of program participants~~
34 ~~by school districts and county superintendents of schools.~~

35 (c) The ~~criteria~~ *school district, county superintendent of*
36 *schools, or the consortia composed of school districts* shall ~~also~~
37 ~~establish~~ use the following priorities for the selection of program
38 participants ~~by grant recipients:~~



1 (1) First priority shall be given to current certificated teachers
2 who are teaching mathematics but have not earned mathematics
3 credentials, authorizations, or concentrations.

4 (2) Second priority shall be given to current certificated
5 teachers who are teaching nonshortage subjects but have not
6 earned mathematics credentials, authorizations, or concentrations.

7 ~~(e) The recipients of grants~~

8 *(d) The school district, county superintendent of schools, or*
9 *consortia composed of school districts shall monitor the progress*
10 *of each program participant toward meeting the standards for*
11 *teaching mathematics and shall submit a report to the ~~commission~~*
12 *Superintendent of Public Instruction on the progress of each*
13 *participant in accordance with procedures established by the*
14 *commission.*

15 ~~(f) —~~

16 *(e) A participant in the California Mathematics Initiative for*
17 *Teaching shall teach mathematics for one year in a public*
18 *elementary or secondary school for each multiple of two thousand*
19 *five hundred dollars (\$2,500) of financial assistance that the*
20 *program participant receives and accepts pursuant to this article.*
21 *The ~~commission~~ school district, county of superintendent of*
22 *schools, or consortia composed of school districts shall determine*
23 *equitable teaching obligations for participants who receive and*
24 *accept a total of financial assistance that is not an even multiple of*
25 *two thousand five hundred dollars (\$2,500) and shall determine*
26 *how to count part-time teaching of mathematics in fulfillment of*
27 *the teaching obligation. School districts may require program*
28 *participants to fulfill the teaching obligation in one or more*
29 *schools that are under the jurisdiction of the school district or*
30 *county superintendent of schools that awarded the financial*
31 *assistance to the program participant and shall begin to fulfill that*
32 *obligation in consecutive school years immediately after the*
33 *participant earns a mathematics teaching credential, authorization,*
34 *or concentration unless an exceptional circumstance, as defined by*
35 *the commission and approved by the grant recipient, prevents the*
36 *participant from meeting this requirement.*

37 ~~(g) —~~

38 *(f) Recipients of financial assistance who do not fulfill their*
39 *teaching obligation in accordance with subdivision ~~(f)~~ (e) shall*
40 *repay to the ~~commission or an agency named by the commission~~*



1 *school district, county superintendent of schools, or consortia*
2 *composed of school districts* all funds received pursuant to this
3 article in accordance with procedures established by the
4 commission. Each report submitted to the ~~commission~~
5 *Superintendent of Public Instruction* pursuant to subdivision ~~(e)~~
6 *(d)* shall include detailed information regarding the fulfillment and
7 nonfulfillment of the teaching obligation by each recipient of
8 financial assistance and the location of each noncompliant
9 program participant.

10 ~~(h)~~—

11 *(g)* A program participant shall be eligible for financial
12 assistance for no more than four consecutive academic years, for
13 a total amount of financial assistance not to exceed seven thousand
14 five hundred dollars (\$7,500). A program participant may utilize
15 financial assistance to pay for tuition, academic fees and the cost
16 of textbooks in courses or programs that will enable the program
17 participant to earn a credential, concentration, or supplemental
18 authorization in mathematics. A ~~grant-recipient school district,~~
19 *county superintendent of schools, or consortia composed of school*
20 *districts* may arrange to pay tuition and academic fees directly to
21 the institution or other agency that provides instruction to program
22 participants. A ~~grant-recipient school district, county~~
23 *superintendent of schools, or consortia composed of school*
24 *districts* shall document the tuition, academic fees, and textbook
25 costs of each program participant and shall include this
26 information in each report submitted pursuant to subdivision ~~(e)~~
27 *(d)*.

28 *SEC. 14. Section 44403 of the Education Code is amended to*
29 *read:*

30 44403. The ~~commission~~ *Superintendent of Public Instruction*
31 shall, on or before January 1, 2004, submit to the education policy
32 committees of the Legislature, the Legislative Analyst, and the
33 Department of Finance a summative report of the effects of this
34 article. The report shall include recommendations regarding the
35 continuation, modification, or termination of the program. ~~Subject~~
36 ~~to an appropriation of sufficient funds to the commission for this~~
37 ~~purpose, the commission shall base its report on an evaluation of~~
38 ~~the California Mathematics Initiative for Teaching by an~~
39 ~~independent contractor selected in consultation with the office of~~
40 ~~the Legislative Analyst. If, in the judgment of the commission,~~



1 ~~available funds are insufficient to contract for an independent~~
2 ~~evaluation, the commission~~ *The Superintendent of Public*
3 *Instruction* shall base its report on information received from
4 school districts and county superintendents of schools pursuant to
5 subdivision ~~(e)~~ (d) of Section 44402.

6 *SEC. 15. Section 44404 of the Education Code is amended to*
7 *read:*

8 44404. ~~(a) A grant recipient~~ *The school district, county*
9 *superintendent of schools, or consortia composed of school*
10 *districts* shall expend not more than 6.5 percent of the grant funds
11 received pursuant to this article for purposes of local program
12 administration and management.

13 ~~(b) Commencing with the 1999-2000 fiscal year, the~~
14 ~~commission shall not expend more than 5 percent of the amount~~
15 ~~appropriated to it for purposes of this chapter.~~

16 *SEC. 16. Section 44503 of the Education Code is amended to*
17 *read:*

18 44503. (a) The governing board of a school district that
19 accepts state funds *from the professional development block grant*
20 *made available pursuant to the Teacher Support and Development*
21 *Act of 2002 (Chapter 3.8 (commencing with Section 44790))* for
22 purposes of this article ~~agrees~~ shall to negotiate the development
23 and implementation of the program with the exclusive
24 representative of the certificated employees in the school district,
25 if the certificated employees in the district are represented by an
26 exclusive representative. In a school district in which the
27 certificated employees are not represented, the school district shall
28 develop a Peer Assistance and Review Program for Teachers
29 consistent with this article in order to be eligible to receive funding
30 under this article.

31 (b) Functions performed pursuant to this article by certificated
32 employees employed in a bargaining unit position shall not
33 constitute either management or supervisory functions as defined
34 by subdivisions (g) and (m) of Section 3540.1 of the Government
35 Code.

36 (c) Teachers who provide assistance and review shall have the
37 same protection from liability and access to appropriate defense as
38 other public school employees pursuant to Division 3.6
39 (commencing with Section 810) of Title 1 of the Government
40 Code.



1 (d) It is the intent of the Legislature that school districts be
2 allowed to combine, by mutual agreement, their programs of peer
3 assistance and review with those of other school districts.

4 (e) Not more than 5 percent of the funds ~~received~~ *used* by a
5 school district for the Peer Assistance and Review Program for
6 Teachers may be expended for administrative expenses. For the
7 purposes of this article, administrative expenses shall include
8 expenditures for the personnel costs of program administration
9 and coordination, the cost of consulting teacher selection, and
10 indirect costs associated with the Peer Assistance and Review
11 Program for Teachers.

12 *SEC. 17. Section 44505 of the Education Code is repealed.*

13 ~~44505. (a) Between July 1, 1999, and June 30, 2000, a school~~
14 ~~district may notify the Superintendent of Public Instruction that it~~
15 ~~plans to implement, commencing July 1, 2000, a Peer Assistance~~
16 ~~and Review Program for Teachers pursuant to this article. Upon~~
17 ~~receipt of the notification by the school district, the Superintendent~~
18 ~~of Public Instruction shall apportion to the school district two~~
19 ~~thousand eight hundred dollars (\$2,800) or an amount equal to the~~
20 ~~number of mentor teachers that the state calculated the school~~
21 ~~district is entitled to in the 1999–2000 fiscal year pursuant to~~
22 ~~Article 4 (commencing with Section 44490) multiplied by two~~
23 ~~thousand eight hundred dollars (\$2,800), whichever is greater.~~

24 ~~(b) A school district that notifies the Superintendent of Public~~
25 ~~Instruction that it plans to implement a Peer Assistance and~~
26 ~~Review Program for Teachers by July 1, 2000, pursuant to~~
27 ~~subdivision (a), shall certify to the Superintendent of Public~~
28 ~~Instruction that it has implemented a program by August 1, 2000.~~
29 ~~In addition to the certification, the Superintendent of Public~~
30 ~~Instruction may request a copy of the signature page of the~~
31 ~~collective bargaining agreement implementing the program~~
32 ~~required pursuant to subdivision (a) of Section 44503. A school~~
33 ~~district that fails to provide the required certification is not eligible~~
34 ~~to receive an apportionment for the Peer Assistance and Review~~
35 ~~Program for Teachers pursuant to subdivision (a) of this section or~~
36 ~~subdivision (a) of Section 44498 in the 2000–01 school year, or in~~
37 ~~any year thereafter. The school district, however, may be eligible~~
38 ~~to receive an apportionment for the Peer Assistance and Review~~
39 ~~Program for Teachers pursuant to subdivision (c) of this section~~
40 ~~and subdivision (a) of Section 44498 in the 2000–01 school year,~~



1 and in each year thereafter, if the school district complies with the
2 requirements set forth in subdivisions (c) and (d).

3 ~~(c) Between July 1, 2000, and May 31, 2001, a school district~~
4 ~~may notify the Superintendent of Public Instruction that it plans to~~
5 ~~implement, commencing July 1, 2001, a Peer Assistance and~~
6 ~~Review Program for Teachers pursuant to this article. On or before~~
7 ~~June 29, 2001, the Superintendent of Public Instruction shall~~
8 ~~apportion to every school district that provides this notification an~~
9 ~~amount equal to the number of mentor teachers that the state~~
10 ~~calculated the school district is entitled to in the 1999–2000 school~~
11 ~~year pursuant to Article 4 (commencing with Section 44490) times~~
12 ~~a maximum of one thousand dollars (\$1,000). Any school district~~
13 ~~that provides this notification shall receive at least the amount that~~
14 ~~would be received pursuant to this section by a school district with~~
15 ~~one state funded mentor in the 2000–01 school year pursuant to~~
16 ~~Article 4 (commencing with Section 44490).~~

17 ~~(d) A school district that notifies the Superintendent of Public~~
18 ~~Instruction that it plans to implement a Peer Assistance and~~
19 ~~Review Program for Teachers by July 1, 2001, pursuant to~~
20 ~~subdivision (c), shall certify to the Superintendent of Public~~
21 ~~Instruction that it has implemented a program by July 1, 2001. In~~
22 ~~addition to the certification, the Superintendent of Public~~
23 ~~Instruction may request a copy of the signature page of the~~
24 ~~collective bargaining agreement implementing the program~~
25 ~~required pursuant to subdivision (a) of Section 44503. A school~~
26 ~~district that fails to provide the required certification is not eligible~~
27 ~~for any apportionment for the Peer Assistance and Review~~
28 ~~Program received pursuant to subdivision (c) of this section, and~~
29 ~~subdivision (a) of Section 44498 in the 2001–02 school year, or in~~
30 ~~any year thereafter.~~

31 ~~(e) The funding provided pursuant to subdivisions (a) and (c)~~
32 ~~of this section and subdivision (a) of Section 44498 shall be~~
33 ~~provided to eligible school districts in each year that the school~~
34 ~~operates a Peer Assistance and Review Program for Teachers~~
35 ~~pursuant to this article except as provided in paragraph (2).~~

36 ~~(f) The maximum amount of funds available for apportionment~~
37 ~~to school districts by the Superintendent of Public Instruction for~~
38 ~~allocation pursuant to subdivision (c) shall be the amount~~
39 ~~appropriated pursuant to subdivision (a) of Section 6 of the act~~
40 ~~adding this section, minus any funds apportioned by the~~



1 Superintendent of Public Instruction to school districts pursuant to
2 subdivision (a) as of June 30, 2000.

3 (g) A school district may use funds apportioned pursuant to this
4 section for activities necessary to implement the Peer Assistance
5 and Review Program for Teachers.

6 *SEC. 18. Section 44506 of the Education Code is repealed.*

7 ~~44506. (a) The state funding for this article subsequent to the
8 1999–2000 fiscal year is subject to an appropriation in the annual
9 Budget Act. It is the intent of the Legislature that the funding for
10 the program for the 2000–01 fiscal year be at least equal to the
11 1999–2000 fiscal year appropriation for Article 4 (commencing
12 with Section 44490) plus the amount apportioned pursuant to
13 Section 44505.~~

14 (b) A school district that receives funds for purposes of this
15 article may also expend those funds for any of the following
16 purposes:

17 (1) The Marian Bergeson Beginning Teacher Support and
18 Assessment System as set forth in Article 4.5 (commencing with
19 Section 44279.1) of Chapter 2.

20 (2) The California Pre-Internship Teaching Program as set
21 forth in Article 5.6 (commencing with Section 44305) of Chapter
22 2.

23 (3) A district intern program as set forth in Article 7.5
24 (commencing with Section 44325) of Chapter 2.

25 (4) Professional development or other educational activities
26 previously provided pursuant to Article 4 (commencing with
27 Section 44490) of Chapter 3.

28 (5) Any program that supports the training and development of
29 new teachers.

30 (e) (1) The Superintendent of Public Instruction shall
31 determine a base funding unit rate for the California Peer
32 Assistance and Review Program for Teachers that is equal to the
33 total amount provided for the California Mentor Teacher Program
34 in subdivision (b) of Section 6 of Chapter 4 of the Statutes of 1999
35 for the First Extraordinary Session, divided by the total number of
36 mentor teachers that the state calculated the school district is
37 entitled to in the 1999–2000 fiscal year.

38 (2) For the 2000–01 fiscal year, and annually thereafter, the
39 Superintendent of Public Instruction shall apportion to each school
40 district that certified implementation of the Peer Assistance and



1 ~~Review Program for Teachers pursuant to subdivision (b) of~~
2 ~~Section 44505, an amount equal to 5 percent of the prior year count~~
3 ~~of certificated classroom teachers employed by the school district,~~
4 ~~multiplied by a rate which equals the sum of (1) the base amount~~
5 ~~per funding unit as calculated in paragraph (1) of subdivision (c),~~
6 ~~adjusted annually pursuant to subdivision (b) of 42238.1, and (2)~~
7 ~~two thousand eight hundred dollars (\$2,800); adjusted annually~~
8 ~~pursuant to subdivision (b) of Section 42238.1.~~

9 (3) ~~Beginning in the 2001-02, and annually thereafter, the~~
10 ~~Superintendent of Public Instruction shall apportion to each school~~
11 ~~district that certified implementation of a Peer Assistance and~~
12 ~~Review Program for Teachers pursuant to subdivision (d) of~~
13 ~~Section 44505, an amount equal to 5 percent of the prior year count~~
14 ~~of certificated classroom teachers employed by the school district,~~
15 ~~multiplied by a rate which equals the sum of (1) the base amount~~
16 ~~per funding unit as calculated in paragraph (1) of subdivision (c),~~
17 ~~adjusted annually pursuant to subdivision (b) of Section 42238.1,~~
18 ~~and (2) the per mentor teacher unit amount provided to the district~~
19 ~~pursuant to subdivision (c) of Section 44505, adjusted annually~~
20 ~~pursuant to subdivision (b) of Section 42238.1.~~

21 (4) ~~In paragraphs (2) and (3) of this subdivision, 5 percent of~~
22 ~~the certificated classroom teacher employed by the district shall be~~
23 ~~rounded to the next whole integer.~~

24 (5) ~~If at the end of any fiscal year, an amount of funds available~~
25 ~~for purposes of the Peer Assistance and Review Program remain~~
26 ~~unallocated, the Superintendent of Public Instruction shall use the~~
27 ~~unallocated amount to increase the base funding rate calculated~~
28 ~~under paragraph (1) for the succeeding fiscal year.~~

29 *SEC. 19. Section 44507 of the Education Code is amended to*
30 *read:*

31 44507. Subject to the availability of funding in the annual
32 Budget Act, the Superintendent of Public Instruction shall contract
33 with an independent evaluator on or before December 15, 2002,
34 to prepare a comprehensive evaluation of the implementation,
35 impact, cost, and benefit of the California Peer Assistance and
36 Review Program for Teachers. The evaluation shall be delivered
37 to the Legislature, the Governor, and interested parties on or before
38 January 1, 2004. As a condition of receiving funding *from the*
39 *professional development block grant made available pursuant to*
40 *the Teacher Support and Development Act of 2002 (Chapter 3.8*



1 (*commencing with Section 44790*)), school districts ~~implementing~~
2 *that implement* programs pursuant to this article shall provide data,
3 as requested by the Superintendent of Public Instruction, to
4 provide baseline information for the evaluation.

5 *SEC. 20. Section 44579.1 of the Education Code is amended*
6 *to read:*

7 44579.1. (a) There is hereby established the Instructional
8 Time and Staff Development Reform Program. It is the intent of
9 the Legislature that this program enhance staff development
10 opportunities for classroom personnel, but this article shall not be
11 construed to provide the sole source of funding for staff
12 development activities for school personnel or to limit in any way
13 the amount or type of staff development that is provided to school
14 district personnel from other resources.

15 (b) The State Department of Education shall submit draft
16 regulations for the purpose of implementing this article to the State
17 Board of Education for its review and approval. The State Board
18 of Education shall adopt regulations for the purpose of
19 implementing this article pursuant to Chapter 3.5 (*commencing*
20 *with Section 11340*) of Part 1 of Division 3 of Title 2 of the
21 Government Code.

22 (c) ~~(1) Each fiscal year, the Superintendent of Public~~
23 ~~Instruction shall provide each eligible school district and county~~
24 ~~office of education applying for a grant pursuant to this article with~~
25 ~~a staff development allowance of two hundred seventy dollars~~
26 ~~(\$270) per day, adjusted annually commencing with the~~
27 ~~1999-2000 fiscal year for the inflation adjustment calculated~~
28 ~~pursuant to subdivision (b) of Section 42238.1, for up to three~~
29 ~~days, for each certificated classroom teacher and one hundred~~
30 ~~forty dollars (\$140) per day, adjusted annually commencing with~~
31 ~~the 1999-2000 fiscal year for the inflation adjustment calculated~~
32 ~~pursuant to subdivision (b) of Section 42238.1, for up to one day~~
33 ~~for each classified classroom instructional aide and certificated~~
34 ~~teaching assistant who participates in staff development~~
35 ~~instructional methods, including teaching strategies, classroom~~
36 ~~management and other training designed to improve pupil~~
37 ~~performance, conflict resolution, and academic content in the core~~
38 ~~curriculum areas that are provided by the school district or county~~
39 ~~office of education.~~



1 ~~(2) Each fiscal year, the Superintendent of Public Instruction,~~
2 ~~shall provide each eligible charter school applying for a grant~~
3 ~~pursuant to this article with a staff development allowance of two~~
4 ~~hundred seventy dollars (\$270) per day, adjusted annually~~
5 ~~commencing with the 1999-2000 fiscal year for the inflation~~
6 ~~adjustment calculated pursuant to subdivision (b) of Section~~
7 ~~42238.1, for up to three days, for each classroom teacher and one~~
8 ~~hundred forty dollars (\$140) per day adjusted annually~~
9 ~~commencing with the 1999-2000 fiscal year for the inflation~~
10 ~~adjustment calculated pursuant to subdivision (b) of Section~~
11 ~~42238.1, for up to one day for each classroom instructional aide~~
12 ~~and assistant who participates in staff development instructional~~
13 ~~methods, including teaching strategies, classroom management,~~
14 ~~conflict resolution, and other training designed to improve pupil~~
15 ~~performance, and academic content in the core curriculum areas~~
16 ~~that are provided by the charter school.~~

17 ~~(d) To be eligible for a grant pursuant to this article, the *The*~~
18 ~~staff development program provided by the school district, charter~~
19 ~~school, or county office of education *pursuant to this article* shall~~
20 ~~meet all of the following requirements:~~

21 ~~(1) Meet local educational priorities as defined by the~~
22 ~~governing board of the school district, charter school, or county~~
23 ~~board of education.~~

24 ~~(2) Be consistent with regulations defining staff development~~
25 ~~activities eligible to receive funding under this section.~~

26 ~~(e) To qualify as a funded participant, each eligible~~

27 ~~(d) Each participant shall be present for the full staff~~
28 ~~development day, and records of attendance shall be maintained in~~
29 ~~a manner to be prescribed in regulations. Each staff development~~
30 ~~day shall be at least as long as the full-time instructional workday~~
31 ~~for certificated or classified instructional employees of the school~~
32 ~~district. For purposes of this section, a single staff development~~
33 ~~day may be conducted over several calendar days.~~

34 ~~(f)~~

35 ~~(e) (1) Except as provided pursuant to paragraph (2), if the~~
36 ~~staff development day is conducted after completion of an~~
37 ~~instructional day, it may not be held on a minimum day for which~~
38 ~~a parent or guardian was notified pursuant to subdivision (c) of~~
39 ~~Section 48980.~~



1 (2) For staff working in multitrack, year-round schools, not
 2 more than two staff development days may be scheduled for “off
 3 track” teachers at a school with a minimum day scheduled. In this
 4 event, teachers at the multitrack, year-round school who are being
 5 paid for service on the minimum days are not eligible for that day
 6 of funding under this article.

7 ~~(g)~~

8 (f) Notwithstanding Section 45203, probationary and
 9 permanent employees in the classified service may not receive
 10 regular pay on days during which staff development is offered
 11 pursuant to this article unless they are required to report for duty
 12 on those days.

13 ~~(h)~~

14 (g) A charter school may be eligible to receive funding under
 15 this chapter only if the school certifies that it meets the minimum
 16 instructional time requirements applicable to school districts.

17 ~~(i)~~

18 (h) This section shall be operative in any fiscal year only to the
 19 extent that funds are provided for its purposes in the annual Budget
 20 Act *or to the extent funds are provided from the professional*
 21 *development block grant made available pursuant to the Teacher*
 22 *Support and Development Act of 2002 (Chapter 3.8 (commencing*
 23 *with Section 44790)).*

24 *SEC. 21. Section 44579.2 of the Education Code is repealed.*

25 ~~44579.2. (a) The Superintendent of Public Instruction shall~~
 26 ~~disburse grant funds for this program in the following manner:~~

27 ~~(1) Beginning in fiscal year 1999-2000, an advance~~
 28 ~~disbursement shall be made following passage of the annual~~
 29 ~~Budget Act. This disbursement shall be provided to all school~~
 30 ~~districts, county offices of education, and charter schools that~~
 31 ~~participated in the Instructional Time and Staff Development~~
 32 ~~Reform Program in the prior fiscal year, and shall be limited to 25~~
 33 ~~percent of the amount apportioned to each entity in the prior year.~~

34 ~~(2) Each year a disbursement of grant funding to all applicants~~
 35 ~~shall be made following receipt of applications submitted pursuant~~
 36 ~~to Section 44579.1, adjusted as necessary by the amount disbursed~~
 37 ~~pursuant to paragraph (1). If a school district, county office of~~
 38 ~~education, or charter school that participated in this program in the~~
 39 ~~prior fiscal year fails to submit an application, all funds disbursed~~
 40 ~~to that school district, county office of education, or charter school~~



1 pursuant to paragraph (1) shall be deducted from that agency's next
2 monthly principal apportionment payment.

3 ~~(3) A final adjustment to the amounts paid pursuant to~~
4 ~~paragraph (2) shall be made following receipt by the~~
5 ~~Superintendent of Public Instruction of certification by the~~
6 ~~superintendent of the school district, the county superintendent of~~
7 ~~schools, or chief officer of the charter school, as appropriate, of the~~
8 ~~total number of teacher days attendance at staff development~~
9 ~~training that complies with all of the applicable provisions of this~~
10 ~~article and the regulations adopted by the State Board of~~
11 ~~Education.~~

12 ~~(4) If the amount disbursed pursuant to this article to a school~~
13 ~~district, county office of education, or charter school during any~~
14 ~~fiscal year differs from the amount to which the district, county~~
15 ~~office of education, or charter school was entitled pursuant to this~~
16 ~~article, the Superintendent of Public Instruction shall, at the next~~
17 ~~monthly apportionment following discovery of the error, withhold~~
18 ~~from, or add to, the apportionment payment made during that~~
19 ~~month, the amount of the excess or deficiency, as the case may be.~~

20 ~~(b) Notwithstanding any other provision of law, excesses~~
21 ~~withheld or deficiencies added by the Superintendent of Public~~
22 ~~Instruction under this section shall be added to, or allowed from,~~
23 ~~any portion of the State School Fund.~~

24 *SEC. 22. Section 44579.4 of the Education Code is repealed.*

25 ~~44579.4. (a) For the 1998-99 school year, a school district~~
26 ~~may request on or before October 31, 1999, and the State Board~~
27 ~~of Education may provide a waiver of instructional time~~
28 ~~requirements if both of the following conditions are met:~~

29 ~~(1) The district provides evidence to the board that the waiver~~
30 ~~is necessary only because the repeal of the authority of school~~
31 ~~districts to provide staff development during instructional time~~
32 ~~results in the district being unable to reasonably meet the~~
33 ~~instructional time requirements.~~

34 ~~(2) The school district had a school calendar, or a schoolsite~~
35 ~~plan adopted in accordance with law, either of which was approved~~
36 ~~by the governing board prior to the operative date of this section,~~
37 ~~or not more than 30 days after that date, that authorizes the use of~~
38 ~~instructional days for staff development.~~

39 ~~(b) A school district that receives a waiver for the 1998-99~~
40 ~~school year shall ensure that both of the following occur:~~



1 ~~(1) The combined instructional time and staff development~~
2 ~~time provided by the district during the 1998-99 school year~~
3 ~~pursuant to the waiver meets or exceeds 180 days or the equivalent~~
4 ~~number of annual instructional minutes determined pursuant to~~
5 ~~Article 8 (commencing with Section 46200) of Chapter 2 of Part~~
6 ~~26.~~

7 ~~(2) The actual instructional time provided is at least 172 days~~
8 ~~or the equivalent number of annual instructional minutes~~
9 ~~determined pursuant to Article 8 (commencing with Section~~
10 ~~46200) of Chapter 2 of Part 26.~~

11 ~~(e) The maximum amount of instructional time that may be~~
12 ~~waived may not exceed the number of days for which the school~~
13 ~~district had previously approved for staff development days within~~
14 ~~the school calendar, or in a schoolsite plan adopted in accordance~~
15 ~~with law.~~

16 ~~(d) A school district that receives a waiver for the 1998-99~~
17 ~~school year under this section shall only be eligible to receive staff~~
18 ~~development funding under this article for each day of staff~~
19 ~~development offered under this article that replaces a staff~~
20 ~~development day previously authorized under Sections 44670.6,~~
21 ~~48645.7, 52022, 52854, or 56242 and utilized during the 1997-98~~
22 ~~school year and that was included in a school calendar, or~~
23 ~~schoolsite plan adopted in accordance with law, that was approved~~
24 ~~by the local governing board prior to the operative date of this~~
25 ~~section or not more than 30 days after that date. For purposes of~~
26 ~~this subdivision, a staff development day funded pursuant to the~~
27 ~~Staff Development Buy-Out Program in the 1997-98 school year~~
28 ~~shall be funded in the 1998-99 school year with no requirement~~
29 ~~that this day replace an additional staff development day that was~~
30 ~~previously authorized pursuant to Sections 44670.6, 48645.7,~~
31 ~~52022, 52854, or 56242.~~

32 *SEC. 23. Section 44579.5 of the Education Code is repealed.*
33 ~~44579.5. Notwithstanding any other provision of law, a~~
34 ~~school district, charter school, or county office of education that~~
35 ~~participates in the Mathematics and Reading Professional~~
36 ~~Development Program pursuant to Article 3 (commencing with~~
37 ~~Section 99230) of Chapter 5 of Part 65 may claim funding, as~~
38 ~~described in subdivision (c) of Section 44579.1, for the 80 hours~~
39 ~~of followup instruction, coaching, or additional schoolsite~~
40 ~~assistance required pursuant to subdivision (b) of Section 99237~~



1 if the training meets the requirements described in subdivision (d)
2 of Section 44579.1 and is conducted outside of an instructional day
3 that the school district, charter school, or county office of
4 education is required to provide in order to qualify for funding
5 pursuant to Part 26 (commencing with Section 46000). Funding
6 claimed pursuant to this section shall be in addition to funding
7 received pursuant to Article 3 (commencing with Section 99230)
8 of Chapter 5 of Part 65.

9 *SEC. 24. Section 44730 of the Education Code is repealed.*

10 ~~44730. (a) The Superintendent of Public Instruction shall~~
11 ~~allocate funds appropriated for purposes of this chapter to school~~
12 ~~districts for the purposes of funding the Education Technology~~
13 ~~Staff Development Program in an equal amount per pupil in grades~~
14 ~~4 to 8, inclusive, based upon the enrollment in all eligible schools~~
15 ~~in those grades, as determined by the State Department of~~
16 ~~Education, as of October of the prior fiscal year, but the total~~
17 ~~amount allocated to an eligible school district shall not be greater~~
18 ~~than an amount equal to twenty dollars (\$20) per pupil in grades~~
19 ~~4 to 8, inclusive, in the eligible schools in the school district.~~

20 ~~(b) The State Department of Education shall monitor this~~
21 ~~program to ensure that an equitable share of the funding allocated~~
22 ~~pursuant to this chapter serves low-income disadvantaged pupils.~~

23 *SEC. 25. Section 44731 of the Education Code is amended to*
24 *read:*

25 44731. A school district that uses funds from the professional
26 development block grant made available pursuant to the Teacher
27 Support and Development Act of 2002 (Chapter 3.8 (commencing
28 with Section 44790)) for purposes of this chapter shall certify all
29 of the following to the State Department of Education as a
30 condition of each applicant school in the district being eligible to
31 receive funding pursuant to this chapter:

32 (a) Each school maintaining any of grades 4 to 8, inclusive, that
33 is applying for funding under uses professional development block
34 grant funds for purposes of this chapter has access, for
35 instructional purposes, to the Internet in its classrooms and has a
36 sufficient number of up-to-date computers or other devices that
37 provide Internet access in its classrooms for instructional use.

38 (b) The professional development block grant funds received
39 pursuant to used for this chapter shall be expended by the eligible
40 schools for the purpose of providing in-service training to their



1 schoolsite administrators, appropriate instructional classified
2 employees, and certificated employees who provide direct
3 instructional services to pupils in grades 4 to 8, inclusive, in the use
4 of education technology to support the daily instruction of pupils
5 and the recordkeeping necessary to support that instruction.

6 (c) The *professional development block grant funds received*
7 ~~pursuant to~~ *used for* this chapter shall be expended for in-service
8 training programs in education technology that meet or exceed the
9 proficiency standards developed by the Commission on Teacher
10 Credentialing pursuant to Section 44259.

11 (d) Each ~~applicant~~ school has developed an action plan that
12 provides for a program of in-service training in education
13 technology for its schoolsite administrators, appropriate
14 instructional classified employees, and all certificated employees
15 who provide direct instructional services to pupils in grades 4 to
16 8, inclusive. In the action plan, the ~~applicant~~ school shall, to the
17 extent feasible and appropriate, integrate training in educational
18 technology with all of the following:

19 (1) Staff development days authorized pursuant to Section
20 44670.6 or 52854.

21 (2) Staff development funds available from all state and federal
22 funding sources.

23 (3) Involvement of the parents and guardians of pupils enrolled
24 in the school district.

25 (e) In-service training provided pursuant to this chapter shall be
26 coordinated and integrated with any other in-service training,
27 including staff development offered pursuant to Article 7.5
28 (commencing with Section 44579) of Chapter 3.

29 *SEC. 26. Chapter 3.8 (commencing with Section 44790) is*
30 *added to Part 25 of the Education Code, to read:*

31

32 *CHAPTER 3.8. TEACHER SUPPORT AND DEVELOPMENT ACT OF*
33 *2002*

34

35 *44790. There is hereby established the Teacher Support and*
36 *Development Act of 2002. A school district shall have flexibility to*
37 *expend funds received pursuant to this chapter for any staff*
38 *development program, including, but not limited to, all of the*
39 *following:*



- 1 (a) The Marian Bergeson Beginning Teacher Support and
2 Assessment System (Article 4.5 (commencing with Section
3 44279.1) of Chapter 2 of Part 25 of the Education Code).
- 4 ~~(d)~~
- 5 (b) The California Pre-internship Teaching Program (Article
6 5.6 (commencing with Section 44305) of Chapter 2 of Part 25 of
7 the Education Code).
- 8 ~~(e)~~
- 9 (c) Alternative certification programs established pursuant to
10 Article 11 (commencing with Section 44380) of Chapter 2 of Part
11 25 of the Education Code).
- 12 ~~(f)~~
- 13 (d) The California School Paraprofessional Teacher Training
14 Program (Article 12 (commencing with Section 44390) of Chapter
15 2 of Part 25 of the Education Code).
- 16 ~~(g)~~
- 17 (e) The National Board for Professional Teaching Standards
18 Certification Incentive Program (Article 13 (commencing with
19 Section 44395) of Chapter 2 of Part 25 of the Education Code).
- 20 ~~(h)~~
- 21 (f) The California Mathematics Initiative for Teaching (Article
22 13 (commencing with Section 44400) of Chapter 2 of Part 25 of
23 the Education Code).
- 24 ~~(i)~~
- 25 (g) The California Peer Assistance and Review Program for
26 Teachers (Article 4.5 (commencing with Section 44500) of
27 Chapter 3 of Part 25 of the Education Code).
- 28 ~~(j)~~
- 29 (h) The Instructional Time and Staff Development Reform
30 Program (Article 7.5 (commencing with Section 44579) of
31 Chapter 3 of Part 25 of the Education Code).
- 32 ~~(k) School Development Plans (Article 1 (commencing with
33 Section 44670.1) of Chapter 3.1 of Part 25 of the Education Code).~~
- 34 ~~(l)~~
- 35 (i) The Education Technology Staff Development Program
36 (Chapter 3.34 (commencing with Section 44730) of Part 25 of the
37 Education Code).
- 38 ~~(m) Readers for Legally Blind Teachers (Article 8.5
39 (commencing with Section 45370) of Chapter 5 of Part 25 of the
40 Education Code).~~



1 ~~(n) The California Technology Assistance Project (Article 15~~
 2 ~~(commencing with Section 51871) of Chapter 5 of Part 28 of the~~
 3 ~~Education Code).~~
 4 ~~(o)~~
 5 (j) The Education Technology Professional Development
 6 Program (Section 52272 of the Education Code).
 7 ~~(p)~~
 8 (k) The California Professional Development Institutes
 9 (Article 2 (commencing with Section 99220) of Chapter 5 of Part
 10 65 of the Education Code).
 11 ~~(q)~~
 12 (l) The Mathematics and Reading Professional Development
 13 Program (Article 3 (commencing with Section 99230) of Chapter
 14 5 of Part 65 of the Education Code).
 15 ~~(r)~~
 16 (m) The Pre-intern Teaching Academies.
 17 ~~(s) Instructional Support for Secondary Schools in Reading.~~
 18 (n) *California subject matter projects.*
 19 44791. (a) *The Superintendent of Public Instruction shall*
 20 *annually award professional development block grants to school*
 21 *districts under this chapter from funding provided in the annual*
 22 *Budget Act.*
 23 (b) *The Superintendent of Public Instruction shall calculate the*
 24 *amount of the block grant awarded to each school district as*
 25 *follows.*
 26 (1) *Two thousand dollars (\$2,000) for each individual*
 27 *employed by the school district that holds an emergency permit.*
 28 (2) *Two thousand five hundred dollars (\$2,500) for each*
 29 *individual employed by the school district that holds a pre-intern*
 30 *certificate.*
 31 (3) *Four thousand dollars (\$4,000) for each individual*
 32 *employed by the school district that holds an internship credential*
 33 *or certificate.*
 34 (4) *Five thousand three hundred dollars (\$5,300) for each*
 35 *individual employed by the school district that holds a teaching*
 36 *credential.*
 37 (5) *Seven hundred fifty dollars (\$750) for each individual*
 38 *employed by the school district that holds a credential waiver.*
 39 (6) *One thousand dollars (\$1,000) for each paraprofessional*
 40 *employed by the school district.*



1 44792. Prior to receiving a block grant pursuant to this
2 chapter, a school district shall demonstrate all of the following:

3 (a) The school district's staff development programs are based
4 on a coherent, long-term planning process that involves teachers
5 and administrators.

6 (b) The school district has a school site professional
7 development plan in place that implements school improvement
8 objectives and is evaluated based upon gains in pupil achievement.

9 (c) The school district's staff development programs allow for
10 ongoing collaboration among teachers.

11 (d) The school district's staff development programs comply
12 with the standards for professional development developed
13 pursuant to Article 3.1 (commencing with Section 44470) of
14 Chapter 3 and with the 10 Design Elements for High Quality
15 Professional Development contained in the State Department of
16 Education's 1999 publication, "Designs for Learning: An
17 introduction to high quality professional development.
18 Sacramento, CA: California Professional Development
19 consortia."

20 SEC. 27. Section 52272 of the Education Code is amended to
21 read:

22 52272. (a) The Education Technology Professional
23 Development Program is hereby established to provide teacher
24 training on the use of technology in the classroom. The
25 professional development training shall provide teachers with
26 knowledge and skills on how best to integrate the use of
27 technology into the classroom and curriculum.

28 ~~The California State University shall~~ A school district or
29 charter school may administer or contract for the professional
30 development training component of the program and shall
31 collaborate with the California Technology Assistance Project,
32 county offices of education, and other appropriate public and
33 private organizations in developing and providing this training.

34 (c) The Secretary for Education, ~~in collaboration with the~~
35 ~~Chancellor of the California State University,~~ shall select a
36 contractor to conduct an independent evaluation of the
37 effectiveness of the Education Technology Professional
38 Development Program. Upon completion, the report shall be
39 submitted to the Governor and the Legislature by January 1, 2002.



1 (d) Funding for the purposes of this section is ~~contingent on an~~
 2 ~~appropriation made for those purposes in the annual Budget Act~~
 3 *may be provided from the professional development block grant*
 4 *made available pursuant to the Teacher Support and Development*
 5 *Act of 2002 (Chapter 3.8 (commencing with Section 44790)).*
 6 SEC. 28. Section 99200 of the Education Code is amended to
 7 read:
 8 99200. (a) ~~With funds appropriated therefor, and with the~~
 9 approval of the Concurrence Committee, the Regents of the
 10 University of California shall establish and maintain cooperative
 11 endeavors designed to accomplish the following:
 12 (1) Develop and enhance teachers' subject matter knowledge
 13 in the subject matter areas specified in Section 99201.
 14 (2) Develop and enhance teachers' instructional strategies to
 15 improve student learning and academic performance as measured
 16 against State Board of Education standards adopted pursuant to
 17 Section 60605.
 18 (3) Provide teachers with access to and opportunity to examine
 19 current research that is demonstrably linked to improved student
 20 learning and achievement as measured by performance levels on
 21 state tests administered pursuant to Section 60605.
 22 (4) Maintain subject-specific professional communities that
 23 create ongoing opportunities for teacher learning and research.
 24 (5) Develop and deploy as teacher leaders, teachers with
 25 demonstrated levels of expertise in the classroom and certifiable
 26 levels of content knowledge.
 27 (b) The duties of the Concurrence Committee shall include, but
 28 need not be limited to, all of the following:
 29 (1) Ensuring that the statewide and local subject matter projects
 30 comply with requirements of this chapter.
 31 (2) Developing rules and regulations for the statewide subject
 32 matter projects.
 33 (3) Selecting a contractor for a four-year independent
 34 evaluation of the effectiveness of the subject matter projects.
 35 (c) A four-year independent evaluation of the effectiveness of
 36 the subject matter projects shall be performed by a contractor
 37 selected pursuant to paragraph (3) of subdivision (b), and shall be
 38 reported to the State Board of Education, the Governor, and the
 39 Legislature by July 1, 2002. Preliminary results shall be reported



1 annually beginning January 1, 2000. The evaluation shall include,
2 but not be limited to:

3 (1) Documenting the impact of participation in the program on
4 student achievement in the statewide tests administered pursuant
5 to Section 60605.

6 (2) Measuring the results of research on learning, knowledge,
7 and educational materials developed by the statewide subject
8 matter projects.

9 (3) Documenting the quantity, quality, cost-effectiveness, and
10 inclusiveness of subject matter project programs.

11 (4) The impact of the subject matter projects on the
12 performance levels of low-performing schools affiliated with the
13 subject matter projects.

14 ~~(d) Grants to establish local sites of statewide subject matter~~
15 ~~projects shall be available to institutions of higher education,~~
16 ~~county offices of education and school districts, or any~~
17 ~~combination thereof, with a subject matter proposal approved~~
18 ~~pursuant to this article. Once established, each subject matter~~
19 ~~project shall be administered by the University of California in~~
20 ~~cooperation with the Concurrence Committee. Local sites of~~
21 ~~statewide subject matter projects shall be distributed throughout~~
22 ~~the state so that elementary, secondary, and postsecondary school~~
23 ~~personnel located in rural, urban, and suburban areas may avail~~
24 ~~themselves of subject matter projects.~~

25 ~~(e)~~The composition of the Concurrence Committee shall be as
26 follows:

27 (1) One representative selected by the Regents of the
28 University of California.

29 (2) One representative selected by the Board of Trustees of the
30 California State University.

31 (3) Two representatives selected by the State Board of
32 Education.

33 (4) One representative selected by the Governor.

34 (5) One representative selected by the Commission on Teacher
35 Credentialing.

36 (6) One representative selected by the Curriculum
37 Development and Supplemental Materials Commission.

38 (7) One representative of the California Community Colleges
39 selected by the Board of Governors of the California Community
40 Colleges.



1 (8) One representative of an independent postsecondary
2 institution selected by the Association of Independent California
3 Colleges and Universities.

4 *SEC. 29. Section 99203 of the Education Code is repealed.*

5 ~~99203.—The project advisory board of each statewide subject
6 matter project shall use the following criteria in recommending
7 funding for local project sites:~~

8 ~~(a) The proposed site is designed to provide support to teachers
9 to develop and enhance the content knowledge and pedagogical
10 skills necessary to implement State Board of Education standards
11 adopted pursuant to Section 60605.~~

12 ~~(b) The proposed site allocates a minimum of 75 percent of
13 program slots to teachers from schools achieving scores on the
14 state tests administered pursuant to Section 60605 that rank the
15 school in the bottom 40 percent of all California schools.~~

16 ~~(c) The proposed site develops formal partnerships with
17 low-performing schools that achieve scores on the state tests
18 administered pursuant to Section 60605 that rank the school in the
19 bottom 40 percent of all California schools.~~

20 ~~(d) The proposed site maintains evaluation data as required by
21 subdivision (e) of Section 99200.~~

22 ~~(e) The proposed site gives attention to instructional strategies
23 that make use of educational technology to support the
24 instructional program.~~

25 ~~(f) The proposed site involves various levels and segments of
26 education in a cooperative approach.~~

27 ~~(g) Participating school districts, colleges, and universities
28 provide financial and personnel support for the proposed site.~~

29 ~~(h) The proposed site uses participants as professional
30 development providers in school districts, colleges, and
31 universities.~~

32 ~~(i) The proposed site provides continuing professional
33 development to project participants.~~

34 ~~(j) The proposed site addresses the need to integrate existing
35 standards of competence in the subject matter into the curriculum
36 at the grade level taught by each participating teacher.~~

37 ~~(k) The proposed site contributes to the effectiveness of school
38 and district development plans and coordinates with existing
39 agencies or entities, such as the resource agency or consortia~~



1 ~~established pursuant to Article 2 (commencing with Section~~
2 ~~44680) of Chapter 3.1 of Part 25.~~

3 ~~(f) Neighboring institutions have worked collaboratively to~~
4 ~~develop a proposal which clearly indicates their intention to~~
5 ~~continue to work cooperatively throughout the duration of the~~
6 ~~local project.~~

7 SEC. 30. Section 99220 of the Education Code is amended to
8 read:

9 99220. The Regents of the University of California are
10 requested to jointly develop with the Trustees of California State
11 University and the independent colleges and universities, the
12 California Reading Professional Development Institutes, to be
13 administered by the university, in partnership with the California
14 State University and with private, independent universities in
15 California, in accordance with all of the following criteria:

16 (a) (1) In June 1999, the University of California and its
17 institutes' partners shall commence instruction for 6,000
18 participants who either provide direct instruction in reading to
19 pupils in kindergarten or in grade 1, 2, or 3, or who supervise
20 beginning teachers of reading. Commencing in July 2000, the
21 institutes shall provide instruction for an additional 14,000
22 participants who either provide direct instruction in reading to
23 pupils, including special education pupils, in prekindergarten,
24 kindergarten or in grade 1, 2, or 3, or supervise beginning teachers
25 of reading. Of the 14,000 new positions, at least 2,000 shall be
26 reserved for prekindergarten teachers who teach in state preschool
27 programs located in the attendance area of low-performing
28 schools in order to link prekindergarten literacy development and
29 reading readiness to the state's reading goals for pupils enrolled in
30 kindergarten and grades 1 to 3, inclusive. If there are not enough
31 applicants to fill the 2,000 positions, the remaining positions may
32 be filled by teachers of pupils enrolled in kindergarten or any of
33 grades 1 to 3, inclusive.

34 (2) Ongoing support for second-year participants shall include
35 a second-year institute focusing on the use of instructional
36 materials, leveraging of school district resources, and the
37 development of teacher leadership within the school district to
38 improve pupil achievement in reading.

39 (b) ~~(f)~~ The institutes shall provide instruction for school teams
40 from each participating school. These school teams may include



1 both beginning and experienced teachers and the schoolsite
2 administrator, with the majority of the team composed of
3 beginning teachers.

4 ~~(2) Criteria and priority for selection of participating school~~
5 ~~teams shall include, but not necessarily be limited to, all of the~~
6 ~~following:~~

7 ~~(A) Schools whose pupils' reading scores are at or below the~~
8 ~~40th percentile on the reading portion of the achievement test~~
9 ~~authorized by Section 60640.~~

10 ~~(B) Schools with a high number of beginning and~~
11 ~~noncredentialed teachers.~~

12 ~~(C) Schools with high poverty levels, as determined by the~~
13 ~~percentage of pupils eligible for free or reduced price meals.~~

14 ~~(D) Schools with a full complement of team members as~~
15 ~~outlined above.~~

16 ~~(E) School teams committed to participate in the Elementary~~
17 ~~School Intensive Reading Program established pursuant to Article~~
18 ~~1 (commencing with Section 53025) of Chapter 16 of Part 28 for~~
19 ~~a minimum of three years.~~

20 ~~(F) Schools that have adopted standards-based materials~~
21 ~~approved by the State Board of Education.~~

22 ~~(3) In any fiscal year, if funding is inadequate to accommodate~~
23 ~~the participation of all eligible school teams, first priority shall be~~
24 ~~given to schools meeting the criteria set forth in subparagraph (B)~~
25 ~~of paragraph (2).~~

26 (c) (1) The institutes shall provide instruction in the teaching
27 of reading in a manner consistent with the standard for a
28 comprehensive reading instruction program that is
29 research-based, as described in subparagraphs (A) and (B) of
30 paragraph (4) of subdivision (b) of Section 44259, and shall
31 include all of the following components:

32 (A) The study of organized, systematic, explicit skills
33 including phonemic awareness, direct, systematic explicit
34 phonics, and decoding skills.

35 (B) A strong literature, language and comprehension
36 component with a balance of oral and written language.

37 (C) Ongoing diagnostic techniques that inform teaching and
38 assessment.

39 (D) Early intervention techniques.



1 (2) Instruction provided pursuant to this section shall be
2 consistent with state-adopted academic content standards and with
3 the curriculum framework on reading/language arts adopted by the
4 State Board of Education.

5 (3) Instruction provided pursuant to this section shall acquaint
6 teachers with the value in the diagnostic nature of standardized
7 tests.

8 (d) (1) Each participant who satisfactorily completes an
9 institute authorized by this section shall receive a stipend,
10 commensurate with the duration of the institute, of not less than
11 one thousand dollars (\$1,000) nor more than two thousand dollars
12 (\$2,000), ~~as determined by the University of California.~~

13 (2) A participant in an institute authorized by this section who
14 satisfactorily completes additional institute activities or leadership
15 and mentoring responsibilities in his or her school in subsequent
16 years in accordance with institute guidelines shall receive a
17 stipend, commensurate with the participant's responsibilities, of
18 not less than five hundred dollars (\$500) and not more than two
19 thousand dollars (\$2,000), ~~as determined by the University of~~
20 ~~California.~~ It is the intent of the Legislature that stipends paid to
21 participants under this paragraph average approximately one
22 thousand dollars (\$1,000) per stipend recipient per year.

23 (e) In order to provide maximum access, the institutes shall be
24 offered through multiple university and college campuses that are
25 widely distributed throughout the state or in a regionally
26 accredited program offered through instructor-led, interactive
27 online courses. In order to maximize access to teachers and
28 administrators who may be precluded from participating in an
29 onsite institute due to geographical, physical, or time constraints,
30 each institute shall be required to accommodate at least 5 percent
31 of the participants through state-approved instructor-led,
32 interactive online courses. Instruction at the institutes shall consist
33 of an intensive, sustained training period of no less than 40 hours
34 nor more than 120 hours during the summer or during an
35 intersession break or an equivalent instructor-led, online course,
36 and shall be supplemented, during the following school year, with
37 no fewer than 80 additional hours nor more than 120 additional
38 hours of instruction and schoolsite meetings, held on at least a
39 monthly basis, to focus on the academic progress of that school's
40 pupils in reading.



1 (f) It is the intent of the Legislature that a local education
2 agency or postsecondary institution that offers an accredited
3 program of professional preparation consider providing partial
4 and proportional credit toward satisfaction of reading course
5 requirements to an enrolled candidate who satisfactorily
6 completes a California Reading Professional Development
7 Institute program if the institute has been certified by the
8 Commission on Teacher Credentialing as meeting reading
9 preparation standards.

10 (g) Nothing in this section shall be construed to prohibit a
11 participant from attending an institute authorized by this section
12 in more than one academic year.

13 (h) “Beginning teachers,” for purposes of this article, are
14 teachers with three or fewer years of teaching experience.

15 *SEC. 31. Section 99221 of the Education Code is amended to*
16 *read:*

17 99221. The Regents of the University of California are
18 requested to develop jointly with the Trustees of the California
19 State University and the independent colleges and universities, the
20 High School English Professional Development Institutes, to be
21 administered by the university, in partnership with the California
22 State University and with private, independent universities in
23 California, in accordance with all of the following criteria:

24 (a) In July 2000, the University of California and its institutes’
25 partners shall commence instruction for 12,000 participants who
26 either provide direct instruction in reading and writing to
27 California public high school pupils in grades 9 to 12, inclusive,
28 or supervise beginning teachers of high school reading and
29 writing.

30 (b) ~~(1)~~ The institutes shall provide instruction for school teams
31 from each participating school. These school teams may include
32 both beginning and experienced teachers and the schoolsite
33 administrator.

34 ~~(2) Criteria and priority for selection of participating school~~
35 ~~teams shall include, but is not limited to, all of the following:~~

36 ~~(A) Schools whose pupils’ scores on the English language arts~~
37 ~~portion of the achievement test authorized by Section 60640 are~~
38 ~~at or below the 40th percentile.~~



1 ~~(B) Teams composed of a large percentage of the members of~~
2 ~~their schools' English departments, which may include the chair~~
3 ~~of that department.~~

4 ~~(C) Schools with high poverty levels, as determined by the~~
5 ~~percentage of pupils eligible for free or reduced price meals.~~

6 ~~(D) Teams of teachers from various departments within a~~
7 ~~school.~~

8 ~~(E) Schools with a high number of beginning and~~
9 ~~noncredentialed teachers.~~

10 ~~(F) Schools that have adopted standards-based materials~~
11 ~~approved by the State Board of Education.~~

12 ~~(3) In any fiscal year, if funding is inadequate to accommodate~~
13 ~~the participation of all eligible school teams, first priority shall be~~
14 ~~given to schools meeting the criteria set forth in subparagraph (E)~~
15 ~~of paragraph (2).~~

16 (c) (1) The institutes shall provide instruction in the teaching
17 of reading and writing in a manner consistent with the standard for
18 a comprehensive reading and writing instruction program that is
19 research-based, as described in subparagraphs (A) and (B) of
20 paragraph (4) of subdivision (b) of Section 44259.

21 (2) Instruction provided pursuant to this section shall be
22 consistent with state-adopted academic content standards and with
23 the curriculum frameworks on reading/language arts for
24 kindergarten and grades 1 to 12, inclusive, that are adopted by the
25 State Board of Education.

26 (3) Instruction provided pursuant to this section shall acquaint
27 teachers with the value in the diagnostic nature of standardized
28 tests.

29 (d) In order to provide maximum access, the institutes shall be
30 offered through multiple university and college campuses that are
31 widely distributed throughout the state or in a regionally
32 accredited program offered through instructor-led, interactive
33 online courses. In order to maximize access to teachers and
34 administrators who may be precluded from participating in an
35 onsite institute due to geographical, physical, or time constraints,
36 each institute shall be required to accommodate at least 5 percent
37 of the participants through state-approved instructor-led,
38 interactive online courses. Instruction at the institutes shall consist
39 of an intensive, sustained training period of no less than 40 hours
40 nor more than 120 hours during the summer or during an



1 intersession break or an equivalent instructor-led, online course
2 and shall be supplemented, during the following school year, with
3 no fewer than 80 additional hours nor more than 120 additional
4 hours of instruction and schoolsite meetings, held on at least a
5 monthly basis, to focus on the academic progress of that school's
6 pupils in English language arts.

7 (e) It is the intent of the Legislature that a local education
8 agency or postsecondary institution that offers an accredited
9 program of professional preparation consider providing partial
10 and proportional credit toward satisfaction of English language
11 arts requirements to an enrolled candidate who satisfactorily
12 completes a High School English Professional Development
13 Institute if the institute has been certified by the Commission on
14 Teacher Credentialing as meeting English language arts standards.

15 *SEC. 32. Section 99222 of the Education Code is amended to*
16 *read:*

17 99222. The Regents of the University of California are
18 requested to develop jointly with the Trustees of California State
19 University and the independent colleges and universities, the High
20 School Mathematics Professional Development Institutes, to be
21 administered by the university, in partnership with the California
22 State University and with private, independent universities in
23 California, in accordance with all of the following criteria:

24 (a) In July 2000, the University of California and its institutes'
25 partners shall commence instruction for 5,500 participants who
26 either provide direct instruction in mathematics to California
27 public high school pupils in grades 9 to 12, inclusive, or supervise
28 beginning teachers of high school mathematics.

29 (b) ~~(1)~~ The institutes shall provide instruction for school teams
30 from each participating school. The school teams may include
31 both beginning and experienced teachers and the schoolsite
32 administrator.

33 ~~(2) Criteria and priority for selection of participating school~~
34 ~~teams shall include, but not necessarily be limited to, all of the~~
35 ~~following:~~

36 ~~(A) Schools whose pupils' scores on the mathematics portion~~
37 ~~of the achievement test authorized by Section 60640 are at or~~
38 ~~below the 40th percentile.~~



1 ~~(B) Teams composed of a large percentage of members of their~~
2 ~~schools' mathematics departments, which may include the chair of~~
3 ~~that department.~~

4 ~~(C) Schools with high poverty levels, as determined by the~~
5 ~~percentage of pupils eligible for free or reduced price meals.~~

6 ~~(D) Schools with a high number of beginning and~~
7 ~~noncredentialed teachers.~~

8 ~~(E) Schools that have adopted standards-based materials~~
9 ~~approved by the State Board of Education.~~

10 ~~(3) In any fiscal year, if funding is inadequate to accommodate~~
11 ~~the participation of all eligible school teams, first priority shall be~~
12 ~~given to schools meeting the criteria set forth in subparagraph (D)~~
13 ~~of paragraph (2).~~

14 (c) (1) The institutes shall provide instruction in the teaching
15 of mathematics in a manner consistent with the standard for a
16 comprehensive mathematics instruction program that is
17 research-based and shall include all of the following components:

18 (A) Instruction in topics commonly found in high school
19 mathematics courses, including, but not limited to, geometry,
20 algebra II, trigonometry, and calculus, that will enhance the ability
21 of teachers to prepare pupils for the achievement test authorized
22 pursuant to Section 60640 and the high school exit examination
23 authorized pursuant to Section 60850 and to prepare pupils for
24 advanced placement and college coursework.

25 (B) Ongoing diagnostic techniques that inform teaching and
26 assessment.

27 (C) Early intervention techniques for pupils experiencing
28 difficulty in mathematics.

29 (2) Instruction provided pursuant to this section shall be
30 consistent with state-adopted academic content standards and with
31 the curriculum frameworks on mathematics for kindergarten and
32 grades 1 to 12, inclusive, that are adopted by the State Board of
33 Education.

34 (3) Instruction provided pursuant to this section shall acquaint
35 teachers with the value in the diagnostic nature of standardized
36 tests.

37 (d) In order to provide maximum access, the institutes shall be
38 offered through multiple university and college campuses that are
39 widely distributed throughout the state or in a regionally
40 accredited program offered through instructor-led, interactive



1 online courses. In order to maximize access to teachers and
2 administrators who may be precluded from participating in an
3 onsite institute due to geographical, physical, or time constraints,
4 each institute shall be required to accommodate at least 5 percent
5 of the participants through state-approved instructor-led,
6 interactive online courses. Instruction at the institutes shall consist
7 of an intensive, sustained training period of no less than 40 hours
8 nor more than 120 hours during the summer or during an
9 intersession break or an equivalent instructor-led, online course
10 and shall be supplemented, during the following school year, with
11 no fewer than 80 additional hours nor more than 120 additional
12 hours of instruction and schoolsite meetings, held on at least a
13 monthly basis, to focus on the academic progress of that school's
14 pupils in mathematics.

15 (e) It is the intent of the Legislature that a local education
16 agency or postsecondary institution that offers an accredited
17 program of professional preparation consider providing partial
18 and proportional credit toward satisfaction of mathematics course
19 requirements to an enrolled candidate who satisfactorily
20 completes a High School Mathematics Professional Development
21 Institute if the institute has been certified by the Commission on
22 Teacher Credentialing as meeting mathematics standards.

23 *SEC. 33. Section 99223 of the Education Code is amended to*
24 *read:*

25 99223. The Regents of the University of California are
26 requested to jointly develop with the Trustees of the California
27 State University and the independent colleges and universities, the
28 Algebra Academies Professional Development Institutes, to be
29 administered by the university, in partnership with the California
30 State University and with private, independent universities in
31 California, in accordance with all of the following criteria:

32 (a) In July 2000, the University of California and its institutes'
33 partners shall commence instruction for 1,000 participants who
34 either provide direct instruction in prealgebra and algebra to pupils
35 in grades 7 and 8, or supervise beginning teachers of algebra.

36 (b) ~~(4)~~The institutes shall provide instruction for school teams
37 from each participating school. These school teams may include
38 both beginning and experienced teachers and the schoolsite
39 administrator.



1 ~~(2) Criteria and priority for selection of participating school~~
2 ~~teams shall include, but are not necessarily limited to, all of the~~
3 ~~following:~~

4 ~~(A) Schools whose pupils' scores on the mathematics portion~~
5 ~~of the achievement test authorized by Section 60640 are at or~~
6 ~~below the 40th percentile.~~

7 ~~(B) Teams composed of a large percentage of members of their~~
8 ~~schools' mathematics departments, which may include the chair of~~
9 ~~that department.~~

10 ~~(C) Schools with high poverty levels, as determined by the~~
11 ~~percentage of pupils eligible for free or reduced price meals.~~

12 ~~(D) Schools with a high number of beginning and~~
13 ~~noncredentialed teachers.~~

14 ~~(E) Schools that have adopted standards-based materials~~
15 ~~approved by the State Board of Education.~~

16 ~~(3) In any fiscal year, if funding is inadequate to accommodate~~
17 ~~the participation of all eligible school teams, first priority shall be~~
18 ~~given to schools that meet the criteria described in subparagraph~~
19 ~~(D) of paragraph (2).~~

20 (c) (1) The institutes shall provide instruction in the teaching
21 of prealgebra and algebra in a manner consistent with the standard
22 for a comprehensive mathematics instruction program that is
23 research-based and shall include all of the following components:

24 (A) Instruction in prealgebra and algebra that will enhance the
25 ability of teachers to prepare pupils for the achievement test
26 authorized pursuant to Section 60640 and the high school exit
27 examination authorized pursuant to Section 60850.

28 (B) Ongoing diagnostic techniques that inform teaching and
29 assessment.

30 (C) Early intervention techniques for pupils experiencing
31 difficulty in prealgebra and algebra.

32 (2) Instruction provided pursuant to this section shall be
33 consistent with state-adopted academic content standards and with
34 the curriculum frameworks on mathematics for kindergarten and
35 grades 1 to 12, inclusive, that are adopted by the State Board of
36 Education.

37 (3) Instruction provided pursuant to this section shall acquaint
38 teachers with the value in the diagnostic nature of standardized
39 tests.



1 (d) Each participant who satisfactorily completes an institute
2 authorized by this section shall receive a stipend, commensurate
3 with the duration of the institute, of not less than one thousand
4 dollars (\$1,000) nor more than two thousand dollars (\$2,000),
5 ~~as determined by the University of California.~~

6 (e) In order to provide maximum access, the institutes shall be
7 offered on multiple university and college campuses that are
8 widely distributed throughout the state. Instruction at the institutes
9 shall consist of an intensive, sustained training period of no less
10 than 40 hours during the summer or during an intersession break,
11 and shall be supplemented, during the following school year, with
12 no fewer than the equivalent of five additional days of instruction
13 and schoolsite meetings, held on at least a monthly basis, to focus
14 on the academic progress of that school's pupils in prealgebra and
15 algebra.

16 (f) Teachers attending the institutes authorized by this section
17 shall, as a condition of attendance and subsequent to that
18 attendance, serve as instructors in the program authorized by
19 Chapter 17 (commencing with Section 53081) of Part 28. These
20 teachers shall continue to receive followup professional
21 development during the same time period they are providing
22 instruction. Followup professional development during this time
23 period shall occur outside of instructional time.

24 (g) It is the intent of the Legislature that a local education
25 agency or postsecondary institution that offers an accredited
26 program of professional preparation consider providing partial
27 and proportional credit toward satisfaction of mathematics course
28 requirements to an enrolled candidate who satisfactorily
29 completes an Algebra Academies Professional Development
30 Institute if the institute has been certified by the Commission on
31 Teacher Credentialing as meeting mathematics standards.

32 *SEC. 34. Section 99224 of the Education Code is amended to*
33 *read:*

34 99224. The Regents of the University of California are
35 requested to develop jointly with the Trustees of the California
36 State University and the independent colleges and universities, the
37 Algebra Professional Development Institutes, to be administered
38 by the university, in partnership with the California State
39 University and with private, independent universities in
40 California, in accordance with all of the following criteria:



1 (a) In July 2000, the University of California and its institutes’
2 partners shall commence instruction for 5,000 participants who
3 either provide direct instruction in algebra or the coursework in the
4 two years leading to algebra to pupils enrolled in a public school
5 in grades 6 to 12, inclusive, or supervise beginning teachers of
6 algebra.

7 (b) ~~(1)~~ The institutes shall provide instruction for school teams
8 from each participating school. These school teams may include
9 both beginning and experienced teachers and the schoolsite
10 administrator.

11 ~~(2)~~ Criteria and priority for selection of participating school
12 teams shall include, but not necessarily be limited to, all of the
13 following:

14 ~~(A)~~ Schools whose pupils’ scores on the mathematics portion
15 of the achievement examination authorized by Section 60640 are
16 at or below the 40th percentile.

17 ~~(B)~~ Teams composed of a large percentage of members of their
18 schools’ mathematics departments, which may include the chair of
19 that department.

20 ~~(C)~~ Schools with high poverty levels, as determined by the
21 percentage of pupils eligible for free or reduced price meals.

22 ~~(D)~~ Schools with a high number of beginning and
23 noncredentialed teachers.

24 ~~(E)~~ Schools that have adopted standards-based materials
25 approved by the State Board of Education.

26 ~~(3)~~ In any fiscal year, if funding is inadequate to accommodate
27 the participation of all eligible school teams, first priority shall be
28 given to schools meeting the criteria set forth in subparagraph ~~(D)~~
29 of paragraph ~~(2)~~.

30 (c) (1) The institutes shall provide instruction in the teaching
31 of prealgebra and algebra in a manner consistent with the standard
32 for a comprehensive mathematics instruction program that is
33 research-based, and shall include all of the following components:

34 (A) Instruction in prealgebra and algebra that will enhance the
35 ability of teachers to prepare pupils for the achievement test
36 authorized pursuant to Section 60640 and the high school exit
37 examination authorized pursuant to Section 60850.

38 (B) Ongoing diagnostic techniques that inform teaching and
39 assessment.



1 (C) Intervention techniques for pupils experiencing difficulty
2 in prealgebra and algebra.

3 (2) Instruction provided pursuant to this section shall be
4 consistent with state-adopted academic content standards and with
5 the curriculum frameworks on mathematics for kindergarten and
6 grades 1 to 12, inclusive, that are adopted by the State Board of
7 Education.

8 (3) Instruction provided pursuant to this section shall acquaint
9 teachers with the value in the diagnostic nature of standardized
10 tests.

11 (d) In order to provide maximum access, the institutes shall be
12 offered through multiple university and college campuses that are
13 widely distributed throughout the state or in a regionally
14 accredited program offered through instructor-led, interactive
15 online courses. In order to maximize access to teachers and
16 administrators who may be precluded from participating in an
17 onsite institute due to geographical, physical, or time constraints,
18 each institute shall be required to accommodate at least 5 percent
19 of the participants through state-approved instructor-led,
20 interactive online courses. Instruction at the institutes shall consist
21 of an intensive, sustained training period of no less than 40 hours
22 nor more than 120 hours during the summer or during an
23 intersession break or an equivalent instructor-led, online course
24 and shall be supplemented, during the following school year, with
25 no fewer than 80 additional hours nor more than 120 additional
26 hours of instruction and schoolsite meetings, held on at least a
27 monthly basis, to focus on the academic progress of that school's
28 pupils in prealgebra and algebra.

29 (e) It is the intent of the Legislature that a local education
30 agency or postsecondary institution that offers an accredited
31 program of professional preparation consider providing partial
32 and proportional credit toward satisfaction of mathematics course
33 requirements to an enrolled candidate who satisfactorily
34 completes a High School Algebra Professional Development
35 Institute if the institute has been certified by the Commission on
36 Teacher Credentialing as meeting mathematics standards.

37 *SEC. 35. Section 99225 of the Education Code is amended to*
38 *read:*

39 99225. The Regents of the University of California are
40 requested to develop collaboratively with the Trustees of the



1 California State University, the independent colleges and
2 universities, and the county offices of education, the Elementary
3 Mathematics Professional Development Institutes, to be
4 administered by the university, in partnership with the California
5 State University and with private, independent universities in
6 California, in accordance with all of the following criteria:

7 (a) In July 2000, the University of California and its institutes'
8 partners shall commence instruction for 5,000 participants who
9 either provide direct instruction in elementary mathematics to
10 pupils in grades 4 to 6, inclusive, or supervise beginning teachers
11 of elementary mathematics.

12 (b) ~~(1)~~ The institutes shall provide instruction for school teams
13 from each participating school. These school teams may include
14 both beginning and experienced teachers and the schoolsite
15 administrator.

16 ~~(2)~~ Criteria and priority for selection of participating school
17 teams shall include, but not necessarily be limited to, all of the
18 following:

19 ~~(A)~~ Schools whose pupils' scores on the mathematics portion
20 of the achievement test authorized by Section 60640 are at or
21 below the 40th percentile.

22 ~~(B)~~ Schools with high poverty levels, as determined by the
23 percentage of pupils eligible for free or reduced price meals.

24 ~~(C)~~ Schools with a high number of beginning and
25 noncredentialed teachers.

26 ~~(D)~~ Schools that have adopted standards-based materials
27 approved by the State Board of Education.

28 ~~(3)~~ In any fiscal year, if funding is inadequate to accommodate
29 the participation of all eligible school teams, first priority shall be
30 given to schools meeting the criteria set forth in subparagraph ~~(C)~~
31 of paragraph ~~(2)~~.

32 (c) (1) The institutes shall provide instruction in the teaching
33 of elementary mathematics in a manner consistent with the
34 standard for a comprehensive mathematics instruction program
35 that is research-based, and shall include all of the following
36 components:

37 (A) Instruction in elementary mathematics that will enhance
38 the ability of teachers to prepare pupils for the achievement test
39 authorized pursuant to Section 60640 and the high school exit
40 examination authorized pursuant to Section 60850.



1 (B) Instruction that will prepare teachers as mathematics
2 specialists and to become teacher trainers at their schools,
3 assuming more of the responsibility for mathematics instruction.

4 (C) Ongoing diagnostic techniques that inform teaching and
5 assessment.

6 (D) Early and continuing intervention techniques for pupils
7 experiencing difficulty in elementary mathematics.

8 (2) Instruction provided pursuant to this section shall be
9 consistent with state-adopted academic content standards and with
10 the curriculum frameworks on mathematics for kindergarten and
11 grades 1 to 12, inclusive, that are adopted by the State Board of
12 Education.

13 (3) Instruction provided pursuant to this section shall acquaint
14 teachers with the value in the diagnostic nature of standardized
15 tests.

16 (d) In order to provide maximum access, the institutes shall be
17 offered through multiple university and college campuses that are
18 widely distributed throughout the state or in a regionally
19 accredited program offered through instructor-led, interactive
20 online courses. In order to maximize access to teachers and
21 administrators who may be precluded from participating in an
22 onsite institute due to geographical, physical, or time constraints,
23 each institute shall be required to accommodate at least 5 percent
24 of the participants through state-approved instructor-led,
25 interactive online courses. Instruction at the institutes shall consist
26 of an intensive, sustained training period of no less than 40 hours
27 nor more than 120 hours during the summer or during an
28 intersession break or an equivalent instructor-led, online course,
29 and shall be supplemented, during the following school year, with
30 no fewer than 40 additional hours nor more than 120 additional
31 hours of instruction and schoolsite meetings, held on at least a
32 monthly basis, to focus on the academic progress of that school's
33 pupils in elementary mathematics.

34 (e) It is the intent of the Legislature that a local education
35 agency or postsecondary institution that offers an accredited
36 program of professional preparation consider providing partial
37 and proportional credit toward satisfaction of mathematics course
38 requirements to an enrolled candidate who satisfactorily
39 completes an Algebra Professional Development Institute if the



1 institute has been certified by the Commission on Teacher
2 Credentialing as meeting mathematics standards.

3 *SEC. 36. Section 99226 of the Education Code is amended to*
4 *read:*

5 99226. (a) This article shall apply to the University of
6 California only during periods for which the Legislature has
7 appropriated funds therefor in the annual Budget Act ~~and the~~
8 ~~Regents of the University of California have accepted the funds for~~
9 *the professional development block grant established pursuant to*
10 *the Teacher Support and Development Act of 2002 (Chapter 3.8*
11 *(commencing with Section 44790)).*

12 (b) This article shall not apply to the University of California
13 unless and until the Regents of the University of California act, by
14 resolution, to make it applicable.

15 (c) The Regents of the University of California are requested
16 to jointly develop with the Trustees of California State University
17 and the independent colleges and universities, the institutes
18 described in this article, to be administered by the University of
19 California, in partnership with the California State University and
20 with private, independent universities in California.

21 (d) Each participant who satisfactorily completes an institute
22 authorized by this article shall receive a stipend commensurate
23 with the duration of the institute, of not less than one thousand
24 dollars (\$1,000) nor more than two thousand dollars (\$2,000), as
25 determined by the University of California. ~~However, in making~~
26 ~~this determination, the University of California may not exceed the~~
27 ~~amount provided in the Budget Act for stipends for each of the~~
28 ~~institutes authorized by this article and must serve at each institute~~
29 ~~the number of participants specified pursuant to this section.~~

30 (e) ~~Commencing July 2001, and each fiscal year thereafter, the~~
31 ~~number of participants receiving instruction through each of these~~
32 ~~institutes shall be designated in the annual Budget Act.~~

33 (f) ~~These institutes shall be developed in accordance with all of~~
34 ~~the criteria specified in each section, as described therein.~~

35 (g) ~~—~~

36 (f) Notwithstanding any other provision of law, on a
37 case-to-case basis, and subject to the concurrence of the State
38 Board of Education that priorities for service to high-need schools
39 are met, the University of California and the programs authorized
40 pursuant to Sections 99220 through 99226, inclusive, may serve



1 teachers in prekindergarten through grade 12 in participating
2 school districts with programs in reading or mathematics when the
3 average of the reading or mathematics portions of the achievement
4 test authorized pursuant to Section 60640 is at or below the priority
5 level for service in schools otherwise served by the California
6 Professional Development Institutes.

7 *SEC. 37. Section 99227 of the Education Code is repealed.*

8 ~~99227. Within the criteria and priority for the selection of~~
9 ~~participating school teams set forth in paragraph (2) of subdivision~~
10 ~~(b) of Sections 99220, 99221, 99222, 99223, 99224, and 99225,~~
11 ~~priority for the selection of teachers to participate in the~~
12 ~~professional development institutes authorized pursuant to those~~
13 ~~sections shall be determined in the following manner:~~

14 ~~(a) Teachers who have not participated in a professional~~
15 ~~development institute in reading or mathematics that is authorized~~
16 ~~pursuant to this article shall be accorded first priority for training~~
17 ~~pursuant to this article.~~

18 ~~(b) Teachers who have participated in a professional~~
19 ~~development institute in reading or mathematics that is authorized~~
20 ~~pursuant to this article, but who have not yet received~~
21 ~~supplemental training in the areas specified in paragraph (2) of~~
22 ~~subdivision (a) of Section 99237 shall be accorded second priority~~
23 ~~for training pursuant to this article.~~

24 ~~(c) Teachers who have participated in a professional~~
25 ~~development institute in reading or mathematics that is authorized~~
26 ~~pursuant to this article, and have received supplemental training in~~
27 ~~the areas specified in paragraph (2) of subdivision (a) of Section~~
28 ~~99237 shall be accorded third priority for training pursuant to this~~
29 ~~article.~~

30 *SEC. 38. Section 99232 of the Education Code is amended to*
31 *read:*

32 99232. (a) The Mathematics and Reading Professional
33 Development Program is hereby established and shall be
34 administered by the Superintendent of Public Instruction with the
35 approval of the State Board of Education.

36 (b) A local education agency that maintains kindergarten or
37 any of grades 1 to 12, inclusive, is eligible to apply for and receive
38 incentive funding from funds appropriated for ~~the purpose of this~~
39 ~~article.~~



1 ~~(c) From funds appropriated for the purpose of this article, the~~
2 ~~Superintendent of Public Instruction shall award funding to~~
3 ~~provide teachers and instructional aides and paraprofessionals~~
4 ~~who directly assist with classroom instruction in mathematics and~~
5 ~~reading with instruction and training in the areas of mathematics~~
6 ~~and reading the professional development block grant made~~
7 ~~available pursuant to the Teacher Support and Development Act~~
8 ~~of 2002 (Chapter 3.8 (commencing with Section 44790)).~~

9 *SEC. 39. Section 99234 of the Education Code is amended to*
10 *read:*

11 99234. (a) ~~The Superintendent of Public Instruction shall~~
12 ~~notify local education agencies that they are eligible to receive an~~
13 ~~incentive award for up to 12 percent of its eligible teachers in the~~
14 ~~2001-02 fiscal year, up to 28.5 percent in the 2002-03 fiscal year,~~
15 ~~and up to 28.5 percent in the 2003-04 fiscal year, with the~~
16 ~~remainder for its eligible teachers in the 2004-05 fiscal year. It is~~
17 ~~the intent of the Legislature that a local education agency give~~
18 ~~highest priority to training teachers assigned to low-performing~~
19 ~~schools. It is also the intent of the Legislature that funding~~
20 ~~appropriated in one fiscal year that is not expended by a local~~
21 ~~education agency be redirected to local education agencies that~~
22 ~~have trained more eligible teachers than the percentage funded.~~
23 ~~When a redirection of funding occurs, funding in subsequent fiscal~~
24 ~~years for the local education agencies involved shall be adjusted~~
25 ~~to reflect the redirection of funding.~~

26 (b) ~~A school district that cannot make the certification required~~
27 ~~pursuant to paragraph (3) of subdivision (a) of Section 99237 for~~
28 ~~all the grade levels it maintains in reading and mathematics may~~
29 ~~apply for and receive incentive funding for the grade levels and~~
30 ~~subjects for which it can make the certification required pursuant~~
31 ~~to paragraph (3) of subdivision (a) of Section 99237, in which case~~
32 ~~the certified assurance submitted pursuant to Section 99237 shall~~
33 ~~apply only to the professional development provided to teachers~~
34 ~~and instructional aides and paraprofessionals who directly assist~~
35 ~~with classroom instruction in mathematics and reading in the grade~~
36 ~~levels and subjects for which it can make the certification required~~
37 ~~pursuant to paragraph (3) of subdivision (a) of Section 99237.~~

38 ~~(c) Of the incentive provided pursuant to subdivision (c), a~~
39 ~~local education agency may use A teacher that satisfactorily~~
40 ~~completes an institute shall receive a stipend of not more than one~~



1 thousand dollars (\$1,000) of the per teacher per subject amount to
2 provide an individual teacher stipend.

3 (d) The Superintendent of Public Instruction shall notify local
4 education agencies that the maximum funding for the purpose of
5 this article for which they are eligible each year is equal to the
6 percentage set forth in subdivision (a), multiplied by the sum of the
7 following two factors multiplied by two thousand five hundred
8 dollars (\$2,500):

9 (1) Twice the number of multiple subjects teachers teaching in
10 a self-contained classroom and special education teachers, as
11 specified in paragraphs (1) and (2) of Section 99233, that provide
12 direct instruction in reading and mathematics as reported in the
13 most recent available CBEDS data, who have not received training
14 pursuant to either this article or Article 2 (commencing with
15 Section 99220):

16 (2) The number of mathematics, English, science, and social
17 science teachers as specified in paragraphs (3) to (6), inclusive, of
18 Section 99233 that were reported in the most recent available
19 CBEDS data, who have not received training pursuant to either
20 this article or Article 2 (commencing with Section 99220):

21 (e) The Superintendent of Public Instruction shall allocate
22 funding appropriated for the purposes of this article in the
23 following order of priority:

24 (1) Two thousand five hundred dollars (\$2,500) for each
25 qualifying teacher who was provided training pursuant to
26 subdivision (a) in the prior year for whom the local education
27 agency did not receive funding due to insufficient availability of
28 funds in the prior fiscal year.

29 (2) Two thousand five hundred dollars (\$2,500) for each
30 qualifying teacher who was provided training pursuant to this
31 article, subject to the limitations in subdivision (d):

32 (3) Five hundred dollars (\$500) for each qualifying teacher for
33 each qualifying program as specified in Article 2 (commencing
34 with Section 99220) who successfully completes mathematics or
35 reading standards training, or both, at a California Professional
36 Development Institute authorized pursuant to Article 2
37 (commencing with Section 99220) in the 2001-02 fiscal year to
38 the 2004-05 fiscal year, inclusive, using funds received pursuant
39 to Article 2 (commencing with Section 99220), and has had



1 ~~specific approved training on the mathematics or reading~~
2 ~~instructional materials selected for use in the school.~~

3 ~~(4) Five hundred dollars (\$500) for each qualifying teacher in~~
4 ~~each qualifying program pursuant to Article 2 (commencing with~~
5 ~~Section 99220) who successfully completed mathematics or~~
6 ~~reading standards training, or both, at a California Professional~~
7 ~~Development Institute authorized pursuant to Article 2~~
8 ~~(commencing with Section 99220) in the 1999-2000 or 2000-01~~
9 ~~fiscal year, using funds received pursuant to Article 2~~
10 ~~(commencing with Section 99220), and has had specific approved~~
11 ~~training on the mathematics or English-language arts instructional~~
12 ~~materials selected for use in the school.~~

13 ~~(5) Two thousand five hundred dollars (\$2,500) for each~~
14 ~~qualifying teacher who was provided training pursuant to this~~
15 ~~article in excess of limitations in subdivision (d).~~

16 ~~(f) For purposes of this article, qualifying teachers who, in the~~
17 ~~2000-01 fiscal year, received training at a California Professional~~
18 ~~Development Institute authorized pursuant to Article 2~~
19 ~~(commencing with Section 99220) that was paid for by a local~~
20 ~~education agency using funds that were not received pursuant to~~
21 ~~Article 2 (commencing with Section 99220) shall be deemed to~~
22 ~~have received training in the 2001-02 fiscal year. A local~~
23 ~~education agency shall receive funding for these qualifying~~
24 ~~teachers in accordance with paragraph (2) of subdivision (e).~~

25 ~~(g) Except as provided in subdivision (f) of Section 99237,~~
26 ~~funding may not be provided to a local education agency until the~~
27 ~~State Board of Education approves the agency's certified~~
28 ~~assurance submitted pursuant to Section 99237.~~

29 ~~(h) Of the funding a local education agency is eligible to~~
30 ~~receive pursuant to this section for each eligible teacher, up to the~~
31 ~~number specified in subdivision (a), 50 percent shall be awarded~~
32 ~~following the provision of 40 hours of professional development~~
33 ~~as specified in subdivision (b) of Section 99237, with the~~
34 ~~remaining funding to be awarded following certification of the~~
35 ~~provision of the 80 hours of followup instruction as specified in~~
36 ~~subdivision (b) of Section 99237.~~

37 ~~(i) Except as provided in paragraphs (3) and (4) of subdivision~~
38 ~~(e), a local education agency may not receive funds pursuant to this~~
39 ~~article for teachers who receive training pursuant to Article 2~~



1 ~~(commencing with Section 99220) using funding provided~~
2 ~~pursuant to Article 2 (commencing with Section 99220).~~

3 ~~(c) A paraprofessional that satisfactorily completes training~~
4 ~~pursuant to this article shall receive a stipend of not more than five~~
5 ~~hundred dollars (\$500).~~

6 ~~SEC. 40. Section 99234.5 of the Education Code is repealed.~~

7 ~~99234.5. Prioritization for participation in the program~~
8 ~~established pursuant to this article shall be determined in the~~
9 ~~following manner:~~

10 ~~(a) Teachers who have not participated in a professional~~
11 ~~development institute in reading or mathematics that is authorized~~
12 ~~pursuant to Article 2 (commencing with Section 99220) shall be~~
13 ~~accorded first priority for training pursuant to this article.~~

14 ~~(b) Teachers who have participated in a professional~~
15 ~~development institute in reading or mathematics that is authorized~~
16 ~~pursuant to Article 2 (commencing with Section 99220), but who~~
17 ~~have not yet received supplemental training in the areas specified~~
18 ~~in paragraph (2) of subdivision (a) of Section 99237 shall be~~
19 ~~accorded second priority for training pursuant to this article.~~

20 ~~SEC. 41. Section 99235 of the Education Code is repealed.~~

21 ~~99235. (a) The Superintendent of Public Instruction shall~~
22 ~~notify local education agencies that they are eligible to receive~~
23 ~~funding to provide instructional aides and paraprofessionals who~~
24 ~~directly assist with classroom instruction in mathematics and~~
25 ~~reading with professional development training in mathematics~~
26 ~~and reading, in an amount equal to one thousand dollars (\$1,000)~~
27 ~~per qualifying instructional aide. Funding will be provided to local~~
28 ~~education agencies on a first come, first serve basis. A local~~
29 ~~education agency that chooses to participate in the program is~~
30 ~~eligible to receive funding for no greater than 11.5 percent of its~~
31 ~~instructional aides and paraprofessionals who directly assist with~~
32 ~~classroom instruction in mathematics and reading in the 2001-02~~
33 ~~fiscal year, 29.5 percent in the 2002-03 fiscal year, 29.5 percent~~
34 ~~in the 2003-04 fiscal year, with the remainder to be funded in the~~
35 ~~2004-05 fiscal year. However, the statewide total number of~~
36 ~~instructional aides and paraprofessionals who directly assist with~~
37 ~~classroom instruction in mathematics and reading served under~~
38 ~~this program may not exceed 22,000 over the four fiscal years.~~

39 ~~(b) Of the incentive provided pursuant to subdivision (a), a~~
40 ~~local educational agency may use not more than five hundred~~



1 ~~dollars (\$500) of the per instructional aide and paraprofessionals~~
2 ~~who directly assist with classroom instruction in mathematics and~~
3 ~~reading amount to provide an individual instructional aid stipend.~~

4 *SEC. 42. Section 99236 of the Education Code is amended to*
5 *read:*

6 99236. The State Board of Education shall authorize the
7 Superintendent of Public Instruction to design, and the board shall
8 approve, regulations for the implementation and monitoring of the
9 program. ~~The Superintendent of Public Instruction shall provide~~
10 ~~funding to a local education agency in accordance with the funding~~
11 ~~methodology specified in Sections 99234 and 99235 and with~~
12 ~~regulations adopted by the State Board of Education.~~

13 *SEC. 43. Section 99237 of the Education Code is amended to*
14 *read:*

15 99237. (a) Except as provided in subdivision (f), as a
16 condition of receipt of funds ~~for purposes of Section 99234 or~~
17 ~~99235 from the professional development block grant made~~
18 ~~available pursuant to the Teacher Support and Development Act~~
19 ~~of 2002 (Chapter 3.8 (commencing with Section 44790)), a local~~
20 education agency shall submit a certified assurance signed by the
21 appropriate agency official and approved in a public session by the
22 governing body of the agency to the State Board of Education that
23 contains its proposal to satisfy the following:

24 (1) It contracted with a provider whose training curriculum was
25 approved by the State Board of Education or the local education
26 agency's training curriculum was approved by the State Board of
27 Education. Approval by the State Board of Education of the
28 training curriculum shall be based on the criteria contained in
29 paragraph (4) and in subdivision (b).

30 (2) It or the provider with whom it contracted provided
31 professional development training focused primarily on the
32 following:

33 (A) The use of instructional materials that will be used by
34 pupils and are aligned to the English-language arts and
35 mathematics content standards adopted by the State Board of
36 Education pursuant to Section 60605.

37 (B) The English-language arts and mathematics content
38 standards adopted by the State Board of Education pursuant to
39 Section 60605.



1 (C) The curriculum frameworks adopted by the State Board of
2 Education for these subjects.

3 (3) (A) It provides each pupil with instructional materials that
4 are aligned to the state content standards in reading and
5 mathematics no later than the first day of the first school term that
6 commences 12 months or less after those materials are adopted by
7 the State Board of Education in the case of instructional materials
8 for grades 1 to 8, inclusive, or by the governing board of the school
9 district in the case of instructional materials for grades 9 to 12,
10 inclusive.

11 (B) For local education agencies that are piloting or evaluating
12 instructional materials that are aligned to the state content
13 standards in English-language arts or mathematics, those
14 materials shall be provided to each pupil no later than the first day
15 of the first school term that commences 24 months or less after
16 those materials were adopted by the State Board of Education in
17 the case of instructional materials for grades 1 to 8, inclusive, or
18 by the governing board of the school district in the case of
19 instructional materials for grades 9 to 12, inclusive.

20 ~~(C) If a local education agency has not adopted instructional~~
21 ~~materials as required by subparagraph (A) for one or more grade~~
22 ~~levels because it is piloting or evaluating those instructional~~
23 ~~materials, the local education agency may only claim funding~~
24 ~~pursuant to Section 99234 for grade levels and subjects where the~~
25 ~~local education agency is in compliance with subparagraphs (A)~~
26 ~~and (B).~~

27 ~~(D) For each teacher, in each core area for which funding is~~
28 ~~claimed provided pursuant to this article a professional~~
29 ~~development block grant and for which there are not standards~~
30 ~~aligned textbooks for each pupil, as determined through an audit,~~
31 ~~the Superintendent of Public Instruction, on a one-time basis, shall~~
32 ~~withhold from the local education agency's next monthly principal~~
33 ~~apportionment payment an amount equal to one hundred dollars~~
34 ~~(\$100) for each of those pupils. The funds withheld are deemed to~~
35 ~~be an offset against the training funds provided pursuant to this~~
36 ~~article.~~

37 (4) It provides in-house professional development that focuses
38 primarily on the following:

39 (A) The use of instructional materials that will be used by
40 pupils and are aligned to the English-language arts and



1 mathematics content standards adopted by the State Board of
2 Education pursuant to Section 60605.

3 (B) The English-language arts and mathematics content
4 standards adopted by the State Board of Education pursuant to
5 Section 60605.

6 (C) The curriculum frameworks adopted by the State Board of
7 Education for these subjects.

8 (5) It provides the data elements required pursuant to Section
9 99240.

10 (b) As an additional condition of receipt of *professional*
11 *development block grant* funds ~~for purposes of Section 99234~~, a
12 local education agency shall certify that:

13 (1) Forty hours of professional development and 80 hours of
14 followup instruction, coaching, or additional schoolsite
15 assistance, in mathematics or reading, as appropriate, was
16 provided to teachers who meet the criteria specified in paragraphs
17 (1) and (2) of Section 99233.

18 (2) Forty hours of professional development in reading and an
19 average of 80 hours of followup instruction, coaching, or
20 additional schoolsite assistance was provided to teachers who
21 meet the criteria specified in paragraphs (3) and (4) of Section
22 99233, and 40 hours of professional development in mathematics
23 and an average of 80 hours of followup instruction, coaching, or
24 additional schoolsite assistance was provided to teachers who
25 meet the criteria specified in paragraphs (5) and (6) of Section
26 99233.

27 ~~(c) If, as the result of a program audit, it is found that the~~
28 ~~participating local education agency served less participants than~~
29 ~~it was funded to serve, the Superintendent of Public Instruction~~
30 ~~shall withhold from the local education agency's next monthly~~
31 ~~principal apportionment payment an amount proportional to the~~
32 ~~amount of funding associated with the number of teachers that~~
33 ~~were not served.~~

34 ~~(d) If, as the result of a program audit, it is found that the~~
35 ~~training provided by the local education agency or the provider~~
36 ~~with whom it contracted did not meet the requirements of~~
37 ~~paragraph (4) of subdivision (a), the Superintendent of Public~~
38 ~~Instruction shall withhold from the local education agency's next~~
39 ~~monthly principal apportionment payment an amount equal to the~~



1 amount of funding associated with the training that was not aligned
2 to state standards and curriculum frameworks.

3 ~~(e) In addition to receiving funding pursuant to this article, a~~
4 ~~school district, charter school, or county office of education may~~
5 ~~also claim funding under the Instructional Time and Staff~~
6 ~~Development Reform Program established pursuant to Article 7.5~~
7 ~~(commencing with Section 44579) of Chapter 3 of Part 25 for the~~
8 ~~80 hours of follow-up instruction, coaching, or additional~~
9 ~~schoolsite assistance required pursuant to subdivision (b) if the~~
10 ~~training meets the requirements of Section 44579.5.~~

11 ~~(f)–~~
12 (d) A local education agency may contract with one or more of
13 the California Professional Development Institutes authorized
14 pursuant to Article 2 (commencing with Section 99220) if the
15 training provided by the institute meets the criteria of paragraph
16 (2) of subdivision (a) and subdivision (b), and has been approved
17 by the University of California. These local educational agencies
18 shall receive funds as specified in paragraph (2) or (3) of
19 subdivision (e) of Section 99234, as appropriate.

20 ~~(g)–~~
21 (e) The State Board of Education shall establish a procedure
22 and criteria for local educational agencies to appeal to the board
23 the findings of an audit conducted pursuant to this article. The
24 board may reduce or eliminate the amount to be withheld pursuant
25 to subdivision (d) if the board determines that the local educational
26 agency was in substantial compliance with this section.

27 ~~(h)–~~
28 (f) It is the intent of the Legislature that audits referenced in
29 subdivisions (c) and (d) be conducted as part of a compliance audit
30 performed in accordance with Sections 14503, 14508, and 41020.

31 _____
32 **CORRECTIONS Text — Pages 7,41,60.**
33 _____

