

**ASSEMBLY BILL**

**No. 1650**

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**Introduced by Assembly Member Simitian**

February 21, 2003

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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 1650, as introduced, Simitian. Teacher Support and Development Act of 2003.

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

This bill would consolidate the funding for many of those programs and would establish the Teacher Support and Development Act of 2003 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.

This bill would require the State Department of Education to conduct an evaluation to assess the impact of the act on teacher quality and pupil

improvement and would require an interim report to be submitted to the Governor and the Legislature no later than January 1, 2006, and a final report to be submitted no later than January 1, 2008.

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

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

1 SECTION 1. Section 406 of the Education Code is amended  
2 to read:

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

23 (b) (1) Commencing in the 1999–2000 academic year, the  
24 institutes shall provide instruction for school teams from each  
25 school participating in the program established pursuant to this  
26 chapter. Commencing in the 2000–01 academic year, the institutes  
27 may provide instruction for school teams serving English  
28 language learners in kindergarten and grades 1 to 12, inclusive. A  
29 school team shall include teachers who do not hold crosscultural  
30 or bilingual-crosscultural certificates or their equivalents, teachers  
31 who hold those certificates or their equivalents, and a schoolsite  
32 administrator. The majority of the team shall be teachers who do



1 not hold those crosscultural certificates or their equivalents. If the  
2 participating school team employs instructional assistants who  
3 provide instructional services to English language learners, the  
4 team may include these instructional assistants.

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

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

16 ~~(A) Schools whose pupils' reading scores are at or below the~~  
17 ~~40th percentile on the English language arts portion of the~~  
18 ~~achievement test authorized by Section 60640.~~

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

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

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

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

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

34 (c) Each team member who satisfactorily completes an  
35 institute authorized by this section shall receive a stipend,  
36 commensurate with the duration of the institute, of not less than  
37 one thousand dollars (\$1,000) nor more than two thousand dollars  
38 (\$2,000), as determined by the University of California.

39 (d) Instruction provided by the institutes shall be consistent  
40 with state-adopted academic content standards and with the



1 English language development standards adopted pursuant to  
2 Section 60811.

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

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

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

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

30 (B) English language development and second language  
31 acquisition strategies.

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

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

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

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



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

3 (H) Parent involvement and effective practices for building  
4 partnerships with parents.

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

13 (g) ~~Nothing in this~~ *This section shall be construed to does not*  
14 prohibit a team member from attending an institute authorized by  
15 this section in more than one academic year.

16 (h) This section ~~shall~~ *does not* apply to the University of  
17 California unless and until the Regents of the University of  
18 California act, by resolution, to make it applicable.

19 SEC. 2. Section 44279.2 of the Education Code is amended  
20 to read:

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

26 (1) Establishment of requirements for reviewing and  
27 approving teacher induction programs.

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

35 (A) Program goals.

36 (B) Design resources.

37 (C) Management, evaluation, and improvement of the  
38 program.

39 (D) School context and working conditions.

40 (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)~~ (b) of Section ~~44279~~ 44279.1.

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 2003 (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 2003 (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 2003*  
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 2003 (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 2003 (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 2003 (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~~ 2005, 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~~ 2003-04 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 2003 (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 2003 (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 at a  
14 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 2003  
 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~~ January 1, 1999, and who was  
 40 employed by a school district or charter school and assigned to



1 teach in a California public school on the date of certification may  
2 ~~apply for~~ receive an award authorized pursuant to this article if he  
3 or she meets all the other requirements for that award specified by  
4 this article. For awards pursuant to this subdivision, teaching  
5 service before July 1, 2000, may not be counted toward  
6 satisfaction of the teacher's four-year agreement to teach in a  
7 low-performing 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~~ *If* a school district receives an application for  
14 *provides a teacher with* an award authorized by this article, it shall  
15 certify that the applicant *teacher* is employed by the district or a  
16 charter school operating under a charter granted by the school  
17 district and that the applicant has met all the criteria established  
18 pursuant to subdivision (b) of Section 44395. The school district  
19 shall then submit the application to the State Department of  
20 Education for its 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 *shall*  
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~~ 2005, submit to the education  
32 policy committees of the Legislature, the Legislative Analyst, and  
33 the 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 2003 (Chapter 3.8 (commencing with Section 44790))* for  
22 purposes of this article ~~agrees to~~ *shall* 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 (e),  
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 (e),  
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 2003 (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 2003 (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 2003 (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 2003

34

35 44790. There is hereby established the Teacher Support and  
36 Development Act of 2003. A school district shall have flexibility  
37 to 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).
- 4 (b) The California Pre-internship Teaching Program (Article  
5 5.6 (commencing with Section 44305) of Chapter 2).-
- 6 (c) Alternative certification programs established pursuant to  
7 Article 11 (commencing with Section 44380) of Chapter 2.
- 8 (d) The California School Paraprofessional Teacher Training  
9 Program (Article 12 (commencing with Section 44390) of Chapter  
10 2).
- 11 (e) The National Board for Professional Teaching Standards  
12 Certification Incentive Program (Article 13 (commencing with  
13 Section 44395) of Chapter 2).
- 14 (f) The California Mathematics Initiative for Teaching (Article  
15 13 (commencing with Section 44400) of Chapter 2).
- 16 (g) The California Peer Assistance and Review Program for  
17 Teachers (Article 4.5 (commencing with Section 44500) of  
18 Chapter 3).
- 19 (h) The Instructional Time and Staff Development Reform  
20 Program (Article 7.5 (commencing with Section 44579) of  
21 Chapter 3).
- 22 (i) The Education Technology Staff Development Program  
23 (Chapter 3.34 (commencing with Section 44730)).
- 24 (j) The Education Technology Professional Development  
25 Program pursuant to Section 52272.
- 26 (k) The California Professional Development Institutes  
27 (Article 2 (commencing with Section 99220) of Chapter 5 of Part  
28 65).
- 29 (l) The Mathematics and Reading Professional Development  
30 Program (Article 3 (commencing with Section 99230) of Chapter  
31 5 of Part 65).
- 32 (m) The Pre-intern Teaching Academies.
- 33 (n) California subject matter projects.
- 34 44791. (a) The Superintendent of Public Instruction shall  
35 annually award professional development block grants to school  
36 districts under this chapter from funding provided in the annual  
37 Budget Act.
- 38 (b) The Superintendent of Public Instruction shall calculate the  
39 amount of the block grant awarded to each school district as  
40 follows.





1 (1) Two thousand dollars (\$2,000) for each individual  
2 employed by the school district that holds an emergency permit.

3 (2) Two thousand five hundred dollars (\$2,500) for each  
4 individual employed by the school district that holds a preintern  
5 certificate.

6 (3) Four thousand dollars (\$4,000) for each individual  
7 employed by the school district that holds an internship credential  
8 or certificate.

9 (4) Five thousand three hundred dollars (\$5,300) for each  
10 first-year and second-year teacher employed by the school district  
11 who holds a preliminary teaching credential.

12 (5) Two thousand dollars (\$2,000) for each teacher employed  
13 by the school district who has more than two years of teaching  
14 experience and who holds a preliminary or professional clear  
15 teaching credential.

16 (6) Seven hundred fifty dollars (\$750) for each individual  
17 employed by the school district that holds a credential waiver.

18 (7) One thousand dollars (\$1,000) for each paraprofessional  
19 employed by the school district.

20 44792. Prior to receiving a block grant pursuant to this  
21 chapter, a school district shall demonstrate all of the following:

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

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

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

30 (d) The school district's staff development programs comply  
31 with the standards for professional development developed  
32 pursuant to Article 3.1 (commencing with Section 44470) of  
33 Chapter 3 and with the 10 Design Elements for High Quality  
34 Professional Development contained in the State Department of  
35 Education's 1999 publication, "Designs for Learning: An  
36 introduction to high quality professional development.  
37 Sacramento, CA: California Professional Development  
38 consortia."

39 44793. (a) It is the intent of the Legislature that school  
40 districts that receive a professional development block grant



1 pursuant to this chapter continue to fund and participate in the  
2 Marian Bergeson Beginning Teacher Support and Assessment  
3 System (Article 4.5 (commencing with Section 44279.1) of  
4 Chapter 2), the California Pre-Internship Teaching Program  
5 (Article 5.6 (commencing with Section 44305) of Chapter 2), and  
6 the California School Paraprofessional Teacher Training Program  
7 (Article 12 (commencing with Section 44390) of Chapter 2).

8 (b) It is also the intent of the Legislature that the clusters of  
9 teacher induction programs operated by school districts or  
10 consortiums of school districts pursuant to Section 44279.7  
11 continue to offer support and technical assistance to local  
12 education agencies participating in the Marian Bergeson  
13 Beginning Teacher Support and Assessment System.

14 44794. The State Department of Education shall conduct an  
15 evaluation to assess the impact of the Teacher Support and  
16 Development Act of 2003 on teacher quality and pupil  
17 improvement. An interim report shall be submitted to the  
18 Governor and the Legislature no later than January 1, 2006. A final  
19 report shall be submitted to the Governor and the Legislature no  
20 later than January 1, 2008. It is the intent of the Legislature that  
21 funding for the purpose of the evaluation be appropriated from  
22 funds available under the No Child Left Behind Act of 2001 (P.L.  
23 107-110).

24 SEC. 27. Section 52272 of the Education Code is amended to  
25 read:

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

32 ~~(b) The California State University shall~~ *A school district or*  
33 *charter school may administer or contract for* the professional  
34 development training component of the program and shall  
35 collaborate with the California Technology Assistance Project,  
36 county offices of education, and other appropriate public and  
37 private organizations in developing and providing this training.

38 (c) The Secretary for Education, ~~in collaboration with the~~  
39 ~~Chancellor of the California State University,~~ shall select a  
40 contractor to conduct an independent evaluation of the



1 effectiveness of the Education Technology Professional  
2 Development Program. Upon completion, the report shall be  
3 submitted to the Governor and the Legislature by January 1, 2002.

4 (d) Funding for the purposes of this section is ~~contingent on an~~  
5 ~~appropriation made for those purposes in the annual Budget Act~~  
6 *may be provided from the professional development block grant*  
7 *made available pursuant to the Teacher Support and Development*  
8 *Act of 2003 (Chapter 3.8 (commencing with Section 44790)).*

9 SEC. 28. Section 99200 of the Education Code is amended to  
10 read:

11 99200. (a) ~~With funds appropriated therefor, and with the~~  
12 approval of the Concurrence Committee, the Regents of the  
13 University of California shall establish and maintain cooperative  
14 endeavors designed to accomplish the following:

15 (1) Develop and enhance teachers' subject matter knowledge  
16 in the subject matter areas specified in Section 99201.

17 (2) Develop and enhance teachers' instructional strategies to  
18 improve student learning and academic performance as measured  
19 against State Board of Education standards adopted pursuant to  
20 Section 60605.

21 (3) Provide teachers with access to and opportunity to examine  
22 current research that is demonstrably linked to improved student  
23 learning and achievement as measured by performance levels on  
24 state tests administered pursuant to Section 60605.

25 (4) Maintain subject-specific professional communities that  
26 create ongoing opportunities for teacher learning and research.

27 (5) Develop and deploy as teacher leaders, teachers with  
28 demonstrated levels of expertise in the classroom and certifiable  
29 levels of content knowledge.

30 (b) The duties of the Concurrence Committee shall include, but  
31 need not be limited to, all of the following:

32 (1) Ensuring that the statewide and local subject matter projects  
33 comply with requirements of this chapter.

34 (2) Developing rules and regulations for the statewide subject  
35 matter projects.

36 (3) Selecting a contractor for a four-year independent  
37 evaluation of the effectiveness of the subject matter projects.

38 (c) An independent evaluation of the effectiveness of the  
39 subject matter projects shall be performed by a contractor selected  
40 pursuant to paragraph (3) of subdivision (b), and shall be reported



1 to the State Board of Education, the Governor, and the Legislature  
2 by February 1, 2006. Preliminary results shall be reported annually  
3 beginning February 1, 2004. The evaluation shall include, but not  
4 be limited to:

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

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

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

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

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

27 ~~(e) The composition of the Concurrence Committee shall be as~~  
28 ~~follows:~~

29 (1) One representative selected by the Regents of the  
30 University of California.

31 (2) One representative selected by the Board of Trustees of the  
32 California State University.

33 (3) Two representatives selected by the State Board of  
34 Education.

35 (4) One representative selected by the Governor.

36 (5) One representative selected by the Commission on Teacher  
37 Credentialing.

38 (6) One representative selected by the Curriculum  
39 Development and Supplemental Materials Commission.



1 (7) One representative of the California Community Colleges  
2 selected by the Board of Governors of the California Community  
3 Colleges.

4 (8) One representative of an independent postsecondary  
5 institution selected by the Association of Independent California  
6 Colleges and Universities.

7 SEC. 29. Section 99203 of the Education Code is repealed.

8 ~~99203. The project advisory board of each statewide subject~~  
9 ~~matter project shall use the following criteria in recommending~~  
10 ~~funding for local project sites:~~

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

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

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

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

25 ~~(e) The proposed site gives attention to instructional strategies~~  
26 ~~that make use of educational technology to support the~~  
27 ~~instructional program.~~

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

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

32 ~~(h) The proposed site uses participants as professional~~  
33 ~~development providers in school districts, colleges, and~~  
34 ~~universities.~~

35 ~~(i) The proposed site provides continuing professional~~  
36 ~~development to project participants.~~

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



1 ~~(k) The proposed site contributes to the effectiveness of school~~  
2 ~~and district development plans and coordinates with existing~~  
3 ~~agencies or entities, such as the resource agency or consortia~~  
4 ~~established pursuant to Article 2 (commencing with Section~~  
5 ~~44680) of Chapter 3.1 of Part 25.~~

6 ~~(l) Neighboring institutions have worked collaboratively to~~  
7 ~~develop a proposal which clearly indicates their intention to~~  
8 ~~continue to work cooperatively throughout the duration of the~~  
9 ~~local project.~~

10 SEC. 30. Section 99220 of the Education Code is amended to  
11 read:

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

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

37 (2) Ongoing support for second-year participants shall include  
38 a second-year institute focusing on the use of instructional  
39 materials, leveraging of school district resources, and the



1 development of teacher leadership within the school district to  
2 improve pupil achievement in reading.

3 (b) ~~(1)~~ The institutes shall provide instruction for school teams  
4 from each participating school. These school teams may include  
5 both beginning and experienced teachers and the schoolsite  
6 administrator, with the majority of the team composed of  
7 beginning teachers.

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

11 ~~(A)~~ Schools whose pupils' reading scores are at or below the  
12 40th percentile on the reading portion of the achievement test  
13 authorized by Section 60640.

14 ~~(B)~~ Schools with a high number of beginning and  
15 noncertificated teachers.

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

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

20 ~~(E)~~ School teams committed to participate in the Elementary  
21 School Intensive Reading Program established pursuant to Article  
22 1 (commencing with Section 53025) of Chapter 16 of Part 28 for  
23 a minimum of three years.

24 ~~(F)~~ 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 ~~(B)~~  
29 of paragraph ~~(2)~~.

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

36 (A) The study of organized, systematic, explicit skills  
37 including phonemic awareness, direct, systematic explicit  
38 phonics, and decoding skills.

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





1 (C) Ongoing diagnostic techniques that inform teaching and  
2 assessment.

3 (D) Early intervention techniques.

4 (2) Instruction provided pursuant to this section shall be  
5 consistent with state-adopted academic content standards and with  
6 the curriculum framework on reading/language arts adopted by the  
7 State Board of 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) (1) Each participant who satisfactorily completes an  
12 institute authorized by this section shall receive a stipend,  
13 commensurate with the duration of the institute, of not less than  
14 one thousand dollars (\$1,000) nor more than two thousand dollars  
15 (\$2,000), ~~as determined by the University of California.~~

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

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



1 hours of instruction and schoolsite meetings, held on at least a  
2 monthly basis, to focus on the academic progress of that school’s  
3 pupils in reading.

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

13 (g) ~~Nothing in this~~ *This section shall be construed to does not*  
14 prohibit a participant from attending an institute authorized by this  
15 section in more than one academic year.

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

18 SEC. 31. Section 99221 of the Education Code is amended to  
19 read:

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

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

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

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



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

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

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

9 ~~(D) Teams of teachers from various departments within a~~  
10 ~~school.~~

11 ~~(E) Schools with a high number of beginning and~~  
12 ~~noncredentialed teachers.~~

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

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

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

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

29 (3) Instruction provided pursuant to this section shall acquaint  
30 teachers with the value in the diagnostic nature of standardized  
31 tests.

32 (d) In order to provide maximum access, the institutes shall be  
33 offered through multiple university and college campuses that are  
34 widely distributed throughout the state or in a regionally  
35 accredited program offered through instructor-led, interactive  
36 online courses. In order to maximize access to teachers and  
37 administrators who may be precluded from participating in an  
38 onsite institute due to geographical, physical, or time constraints,  
39 each institute shall be required to accommodate at least 5 percent  
40 of the participants through state-approved instructor-led,



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

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

18 SEC. 32. Section 99222 of the Education Code is amended to  
19 read:

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

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

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

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



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

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

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

9 ~~(D) Schools with a high number of beginning and~~  
10 ~~noncredentialed teachers.~~

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

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

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

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

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

30 (C) Early intervention techniques for pupils experiencing  
31 difficulty in mathematics.

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

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

27 SEC. 33. Section 99223 of the Education Code is amended to  
28 read:

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

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



1 (b) ~~(1)~~—The institutes shall provide instruction for school teams  
2 from each participating school. These school teams may include  
3 both beginning and experienced teachers and the schoolsite  
4 administrator.

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

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

11 ~~(B)~~—Teams composed of a large percentage of members of their  
12 schools' mathematics departments, which may include the chair of  
13 that department.

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

16 ~~(D)~~—Schools with a high number of beginning and  
17 noncredentialed teachers.

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

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

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

28 (A) Instruction in prealgebra and algebra that will enhance the  
29 ability of teachers to prepare pupils for the achievement test  
30 authorized pursuant to Section 60640 and the high school exit  
31 examination authorized pursuant to Section 60850.

32 (B) Ongoing diagnostic techniques that inform teaching and  
33 assessment.

34 (C) Early intervention techniques for pupils experiencing  
35 difficulty in prealgebra and algebra.

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





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

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

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

19 (f) Teachers attending the institutes authorized by this section  
20 shall, as a condition of attendance and subsequent to that  
21 attendance, serve as instructors in the program authorized by  
22 Chapter 17 (commencing with Section ~~5308~~ 53080) of Part 28.  
23 These teachers shall continue to receive followup professional  
24 development during the same time period they are providing  
25 instruction. Followup professional development during this time  
26 period shall occur outside of instructional time.

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

35 SEC. 34. Section 99224 of the Education Code is amended to  
36 read:

37 99224. The Regents of the University of California are  
38 requested to develop jointly with the Trustees of the California  
39 State University and the independent colleges and universities, the  
40 Algebra Professional Development Institutes, to be administered



1 by the university, in partnership with the California State  
2 University and with private, independent universities in  
3 California, in accordance with all of the following criteria:

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

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

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

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

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

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

25 ~~(D)~~ Schools with a high number of beginning and  
26 noncredentialed teachers.

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

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

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

37 (A) Instruction in prealgebra and algebra that will enhance the  
38 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) Ongoing diagnostic techniques that inform teaching and  
2 assessment.

3 (C) Intervention techniques for pupils experiencing difficulty  
4 in prealgebra and algebra.

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

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

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

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

39 SEC. 35. Section 99225 of the Education Code is amended to  
40 read:



1 99225. The Regents of the University of California are  
2 requested to develop collaboratively with the Trustees of the  
3 California State University, the independent colleges and  
4 universities, and the county offices of education, the Elementary  
5 Mathematics Professional Development Institutes, to be  
6 administered by the university, in partnership with the California  
7 State University and with private, independent universities in  
8 California, in accordance with all of the following criteria:

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

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

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

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

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

26 ~~(C)~~ Schools with a high number of beginning and  
27 noncredentialed teachers.

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

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

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

39 (A) Instruction in elementary mathematics that will enhance  
40 the ability of teachers to prepare pupils for the achievement test



1 authorized pursuant to Section 60640 and the high school exit  
2 examination authorized pursuant to Section 60850.

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

6 (C) Ongoing diagnostic techniques that inform teaching and  
7 assessment.

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

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

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

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

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



1 completes an Algebra Professional Development Institute if the  
2 institute has been certified by the Commission on Teacher  
3 Credentialing as meeting mathematics standards.

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

6 99226. (a) This article ~~shall apply~~ *applies* to the University  
7 of California only during periods for which the Legislature has  
8 appropriated funds therefor in the annual Budget Act ~~and the~~  
9 ~~Regents of the University of California have accepted the funds~~  
10 *for the professional development block grant established pursuant*  
11 *to the Teach Support and Development Act of 2003 (Chapter 3.8*  
12 *(commencing with Section 44790)).*

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

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

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

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

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

37 (g) ~~—~~

38 (f) Notwithstanding any other provision of law, on a  
39 case-by-case basis, and subject to the concurrence of the State  
40 Board of Education that priorities for service to high-need schools



1 are met, the University of California and the programs authorized  
2 pursuant to Sections 99220 through 99226, inclusive, may serve  
3 prekindergarten teachers, kindergarten teachers, and teachers of  
4 grades 1 to 12, inclusive, in participating school districts with  
5 programs in reading or mathematics when the average of the  
6 reading or mathematics portions of the achievement test  
7 authorized pursuant to Section 60640 is at or below the priority  
8 level for service in schools otherwise served by the California  
9 Professional Development Institutes.

10 SEC. 37. Section 99227 of the Education Code is repealed.

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

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

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

27 ~~(c) Teachers who have participated in a professional~~  
28 ~~development institute in reading or mathematics that is authorized~~  
29 ~~pursuant to this article, and have received supplemental training in~~  
30 ~~the areas specified in paragraph (2) of subdivision (a) of Section~~  
31 ~~99237 shall be accorded third priority for training pursuant to this~~  
32 ~~article.~~

33 SEC. 38. Section 99232 of the Education Code is amended to  
34 read:

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

39 (b) A local education agency that maintains kindergarten or  
40 any of grades 1 to 12, inclusive, is eligible to apply for and receive





1 incentive funding from funds appropriated for the purpose of this  
2 article.

3 ~~(c) From funds appropriated for the purpose of this article, the~~  
4 ~~Superintendent of Public Instruction shall award funding to~~  
5 ~~provide teachers and instructional aides and paraprofessionals~~  
6 ~~who directly assist with classroom instruction in mathematics and~~  
7 ~~reading with instruction and training in the areas of mathematics~~  
8 ~~and reading professional development block grant made available~~  
9 ~~pursuant to the Teacher Support and Development Act of 2003~~  
10 ~~(Chapter 3.8 (commencing with Section 44790)).~~

11 SEC. 39. Section 99234 of the Education Code is amended to  
12 read:

13 99234. (a) ~~The Superintendent of Public Instruction shall~~  
14 ~~notify local education agencies that they are eligible to receive an~~  
15 ~~incentive award for up to 3 percent of eligible teachers in the~~  
16 ~~2002-03 fiscal year, up to 3 percent in the 2003-04 fiscal year, up~~  
17 ~~to 2.4 percent in the 2004-05 fiscal year, up to 2.7 percent in the~~  
18 ~~2005-06 fiscal year, and up to 1.3 percent in the 2006-07 fiscal~~  
19 ~~year. It is the intent of the Legislature that a local education agency~~  
20 ~~give highest priority to training teachers assigned to~~  
21 ~~low-performing schools. It is also the intent of the Legislature that~~  
22 ~~funding appropriated in one fiscal year that is not expended by a~~  
23 ~~local education agency be redirected to local education agencies~~  
24 ~~that have trained more eligible teachers than the percentage~~  
25 ~~funded. When a redirection of funding occurs, funding in~~  
26 ~~subsequent fiscal years for the local education agencies involved~~  
27 ~~shall be adjusted to reflect the redirection of funding.~~

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



1 ~~(c) Of the incentive provided pursuant to subdivision (c), a~~  
2 ~~local education agency may use *A teacher that satisfactorily*~~  
3 ~~*completes an institute shall receive a stipend of not more than one*~~  
4 ~~thousand dollars (\$1,000) of the per teacher per subject amount to~~  
5 ~~provide an individual teacher stipend.~~

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

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

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

24 ~~(e) The Superintendent of Public Instruction shall allocate~~  
25 ~~funding appropriated for the purposes of this article in the~~  
26 ~~following order of priority:~~

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

32 ~~(2) Two thousand five hundred dollars (\$2,500) for each~~  
33 ~~qualifying teacher who was provided training pursuant to this~~  
34 ~~article, subject to the limitations in subdivision (d).~~

35 ~~(3) Five hundred dollars (\$500) for each qualifying teacher for~~  
36 ~~each qualifying program as specified in Article 2 (commencing~~  
37 ~~with Section 99220) who successfully completes mathematics or~~  
38 ~~reading standards training, or both, at a California Professional~~  
39 ~~Development Institute authorized pursuant to Article 2~~  
40 ~~(commencing with Section 99220) in the 2001-02 fiscal year to~~



1 the 2004-05 fiscal year, inclusive, using funds received pursuant  
2 to Article 2 (commencing with Section 99220), and has had  
3 specific approved training on the mathematics or reading  
4 instructional materials selected for use in the school.

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

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

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

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

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

39 (i) Except as provided in paragraphs (3) and (4) of subdivision  
40 (e), a local education agency may not receive funds pursuant to this



1 ~~article for teachers who receive training pursuant to Article 2~~  
2 ~~(commencing with Section 99220) using funding provided~~  
3 ~~pursuant to Article 2 (commencing with Section 99220).~~

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

7 SEC. 40. ~~Section 99234.5 of the Education Code is repealed.~~  
8 ~~99234.5. Prioritization for participation in the program~~  
9 ~~established pursuant to this article shall be determined in the~~  
10 ~~following manner:~~

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

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

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

22 ~~99235. (a) The Superintendent of Public Instruction shall~~  
23 ~~notify local education agencies that they are eligible to receive~~  
24 ~~funding to provide instructional aides and paraprofessionals who~~  
25 ~~directly assist with classroom instruction in mathematics and~~  
26 ~~reading with professional development training in mathematics~~  
27 ~~and reading, in an amount equal to one thousand dollars (\$1,000)~~  
28 ~~per qualifying instructional aide. Funding will be provided to local~~  
29 ~~education agencies on a first-come, first-serve basis. A local~~  
30 ~~education agency that chooses to participate in the program is~~  
31 ~~eligible to receive funding for no greater than 29 percent of its~~  
32 ~~instructional aides and paraprofessionals who directly assist with~~  
33 ~~classroom instruction in mathematics and reading in the 2004-05~~  
34 ~~fiscal year and up to 14.5 percent in the 2005-06 fiscal year.~~  
35 ~~However, the statewide total number of instructional aides and~~  
36 ~~paraprofessionals who directly assist with classroom instruction in~~  
37 ~~mathematics and reading served under this program may not~~  
38 ~~exceed 9,600 over the two 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

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

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

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

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

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

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

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

38 (B) The English-language arts and mathematics content  
 39 standards adopted by the State Board of Education pursuant to  
 40 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 *subdivision (a)* 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 *subdivision*  
26 *(a)* of Section 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 *subdivision* (c) and (d) be conducted as part of a~~  
30 ~~compliance audit performed in accordance with Sections 14503,~~  
31 ~~14508, and 41020.~~

