

AMENDED IN ASSEMBLY MARCH 25, 2004

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 2263

Introduced by Assembly Member Dutton

February 19, 2004

An act to amend Section 51202 of the Education Code, relating to instruction.

LEGISLATIVE COUNSEL'S DIGEST

AB 2263, as amended, Dutton. Education: health instruction.

Existing law establishes the required courses of study for grades 1 to 12, inclusive, which includes instruction in various public health and safety issues.

This bill would require the adopted course of study to include safe storage and accident prevention techniques for persons ~~in areas where firearms are present~~ *who encounter a firearm*. By imposing additional requirements on a school district with regard to instruction, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

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

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

1 SECTION 1. Section 51202 of the Education Code is
2 amended to read:

3 51202. The adopted course of study shall provide instruction
4 at the appropriate elementary and secondary grade levels and
5 subject areas in personal and public safety and accident
6 prevention, including emergency first aid instruction, instruction
7 in hemorrhage control, treatment for poisoning, resuscitation
8 techniques, and cardiopulmonary resuscitation when appropriate
9 equipment is available; safe storage and accident prevention
10 techniques for persons ~~in areas where firearms are present,~~
11 ~~utilizing basic rules of firearm safety~~ *who encounter a firearm*; fire
12 prevention; the protection and conservation of resources,
13 including the necessity for the protection of our environment; and
14 health, including venereal disease and the effects of alcohol,
15 narcotics, drugs, and tobacco upon the human body. The health
16 instruction may include prenatal care for pregnant women and
17 violence as a public health issue.

18 SEC. 2. Notwithstanding Section 17610 of the Government
19 Code, if the Commission on State Mandates determines that this
20 act contains costs mandated by the state, reimbursement to local
21 agencies and school districts for those costs shall be made pursuant
22 to Part 7 (commencing with Section 17500) of Division 4 of Title
23 2 of the Government Code. If the statewide cost of the claim for
24 reimbursement does not exceed one million dollars (\$1,000,000),
25 reimbursement shall be made from the State Mandates Claims
26 Fund.

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