

AMENDED IN SENATE SEPTEMBER 2, 2005

AMENDED IN SENATE AUGUST 29, 2005

AMENDED IN ASSEMBLY MAY 5, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1758**

**Introduced by Assembly Member Umberg**

March 15, 2005

---

An act to amend Sections 52055.600, 52055.605, 52055.610, and 52055.650 of, and to add Section 52055.661 to, the Education Code, relating to high-priority schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1758, as amended, Umberg. High Priority Schools Grant Program.

(1) Under the High Priority Schools Grant Program, the Superintendent of Public Instruction, with the approval of the state board, is required to identify schools ranked in deciles 1 to 5, inclusive, on the Academic Performance Index (API), and to invite those schools to participate in the program. Under the existing program, in order to be eligible for funding from the program, a school is also required to participate in the Immediate Intervention/Underperforming Schools Grant Program.

This bill would establish minimum grant amounts for purposes of the High Priority Schools Grant Program ~~and would permit up to 10% of a grant to be used by a local educational agency for the purpose of building district capacity to provide enhanced school support leading to a continuous improvement process that includes training on data~~

~~informed decisionmaking and ongoing professional development. The bill would provide that, notwithstanding any other provision of law and commencing in the 2005–06 fiscal year, a school that has received funding pursuant to the federal Comprehensive School Reform Program is eligible to receive up to four hundred dollars (\$400) per pupil from specified sources for no more than four consecutive fiscal years.~~

(2) Existing law requires the Superintendent, if funds are available for this purpose, to invite a 2nd cohort of schools identified pursuant to the above provisions to be ranked in deciles 1 to 5, inclusive, to participate in the High Priority Schools Grant Program beginning in the 2005–06 fiscal year, and would not require these schools to participate in the Immediate Intervention/Underperforming Schools Grant Program in order to be eligible for funding. Existing law establishes a system of priority for participation in the program, with highest priority given to the schools ranked in API decile 1 and provides that schools either receiving or that have received funding pursuant to this program or the Immediate Intervention/Underperforming Schools Program are ineligible to participate in a subsequent cohort of schools funded pursuant to this program.

This bill would, in addition, provide that county community schools, opportunity schools, juvenile court schools, community day schools, alternative schools, and schools operated by the California Youth Authority are ineligible to participate in the High Priority Schools Grant Program.

(3) Existing law provides that 36 months after receipt of funding to implement a school action plan, a school that has not met its growth targets each year, but demonstrates significant growth, as determined by the State Board of Education, shall continue to participate in the program.

This bill would, instead, provide that 36 months after the receipt of funding to implement a school action plan, all schools that are not subject to state monitoring are eligible for a 4th year of funding, and would require a school for which the most recent base API places the school in decile 6, 7, 8, 9, or 10 to exit the program.

The bill would also require a school which achieves positive growth in each year of the last 3 years of program implementation and achieves growth targets in 2 of those years to exit the program.

(4) Existing law, in certain circumstances, requires a school district to enter into a contract with a school assistance and intervention team to make recommendations for improvement of a school. If a school has not shown significant growth within 24 months of entering the program, existing law permits the Superintendent to assign the management of that school to a college, university, county office of education, or other appropriate educational institution.

This bill would provide specified funding to a school district that is required to enter into a contract with a school assistance and intervention team for purposes of implementing any recommendations made by the school assistance and intervention team in the report prepared by the team. The bill would provide additional specified funding for purposes of improving the academic performance of a school for which the Superintendent has assigned the management of to a college, university, county office of education, or other appropriate educational institution. The bill would also provide specified funding for support of each school assistance and intervention team that enters into a contract with a school district in accordance with the High Priority Schools Grant Program.

(5) Existing law establishes the “Early Warning Program” for local educational agencies in danger of identification as program improvement local educational agencies under the federal No Child Left Behind Act for purposes of implementing federal requirements under that act. The program subjects to specified sanctions local educational agencies that have been identified for corrective action under the act, in certain circumstances.

Existing law requires a local educational agency that has received a sanction and that has not exited program improvement under the act to appear before the state board within 3 years to review the progress of the local educational agency. Existing law requires a hearing before the state board, as specified, and requires the Superintendent to recommend, and authorizes the state board to approve, alternative sanctions, as specified, or to take appropriate action, as specified.

An existing specified item of the Budget Act of 2005 appropriates \$1,846,724,000 to the department, for local assistance, payable from the Federal Trust Fund.

This bill would provide that of the funds appropriated in a specified schedule of that item of the Budget Act of 2005, \$4,125,000 is allocated to the department, for expenditure during the 2005–06 fiscal year, to provide funding to local educational agencies for purposes of

the above-described hearing process for, and subsequent sanctions imposed on or actions required of, local educational agencies, thereby making an appropriation.

(6) This bill would make various technical, nonsubstantive changes to existing law.

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

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

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

1 SECTION 1. Section 52055.600 of the Education Code is  
2 amended to read:

3 52055.600. (a) The High Priority Schools Grant Program is  
4 hereby established. Participation in this program is voluntary.

5 (b) ~~(1)~~ From funds made available for purposes of this article,  
6 the Superintendent shall allocate a total of four hundred dollars  
7 (\$400) per pupil, including funds received pursuant to Section  
8 52054.5 or for the federal Comprehensive School Reform  
9 Program (P.L. 105-78), to eligible schools for implementation of  
10 a school action plan approved pursuant to this article in  
11 accordance with all of the following:

12 ~~(A)~~

13 (1) In the first year of participation, a total of four hundred  
14 dollars (\$400) per pupil, or a total of fifty thousand dollars  
15 (\$50,000), whichever amount is greater.

16 ~~(B)~~

17 (2) In each subsequent year of participation a total of four  
18 hundred dollars (\$400) per pupil, or a total of twenty-five  
19 thousand dollars (\$25,000), whichever amount is greater.

20 ~~(2) Up to 10 percent of the amount specified in paragraph (1)~~  
21 ~~may be used by a local educational agency for the purpose of~~  
22 ~~building district capacity to provide enhanced school support~~  
23 ~~leading to a continuous improvement process that includes~~  
24 ~~training on data informed decisionmaking and ongoing~~  
25 ~~professional development.~~

26 (c) It is the intent of the Legislature that federal funding  
27 provided pursuant to the Comprehensive School Reform Program

1 (P.L. 105-78) supplement, not supplant, funding received  
2 pursuant to this article.

3 (d) Funds received pursuant to this article may not be used to  
4 match funds received pursuant to Article 3 (commencing with  
5 Section 52053).

6 (e) The school district shall keep fiscal records available for  
7 inspection that affirm allocation to schoolsites in accordance with  
8 this section and shall allocate resources in a manner that does not  
9 delay their use.

10 SEC. 2. Section 52055.605 of the Education Code is amended  
11 to read:

12 52055.605. (a) The Superintendent, with the approval of the  
13 state board, shall identify schools ranked in deciles 1 to 5,  
14 inclusive, on the Academic Performance Index (API).

15 (b) The Superintendent shall invite schools identified pursuant  
16 to subdivision (a) to participate in the High Priority Schools  
17 Grant Program. Notwithstanding subdivision (h) of Section  
18 52053, in order to be eligible for funding from the High Priority  
19 Schools Grant Program, a school shall also participate in the  
20 Immediate Intervention/Underperforming Schools Program. A  
21 school participating in both programs may elect to submit only  
22 one application and one plan for both programs. A school  
23 participating in the Immediate Intervention/Underperforming  
24 Schools Program before the date of the enactment of the act  
25 adding this section is also eligible for participation in the High  
26 Priority Schools Grant Program.

27 (c) Notwithstanding any other provision of law, and if funds  
28 are available for this purpose, the Superintendent shall invite a  
29 second cohort of schools identified pursuant to subdivision (a) to  
30 participate in the High Priority Schools Grant Program beginning  
31 in the 2005–06 fiscal year. In order to be eligible for funding  
32 pursuant to this section, these schools shall not be required to  
33 also participate in the Immediate Intervention/Underperforming  
34 Schools Grant Program. The Superintendent may not invite  
35 schools that are receiving or have received implementation  
36 funding pursuant to Section 52053, 52054.5, or 52055.600 to  
37 participate in a second cohort of schools pursuant to this  
38 subdivision.

39 (d) *Notwithstanding any other provision of law, commencing*  
40 *in the 2005–06 fiscal year, a school that has received funding*

1 *pursuant to the federal Comprehensive School Reform Program*  
2 *(P.L. 105-78) is eligible to receive up to four hundred dollars*  
3 *(\$400) per pupil, including federal funds allocated pursuant to*  
4 *the Comprehensive School Reform Program and state funds*  
5 *pursuant to this article. A school is eligible to receive funds*  
6 *pursuant to this subdivision for no more than four consecutive*  
7 *fiscal years.*

8 ~~(d)~~

9 (e) First priority for participation in the High Priority Schools  
10 Grant Program shall be given to schools ranked on the API in  
11 decile 1. Second priority shall be given to schools in decile 2.  
12 Third priority shall be given to schools in decile 3. Fourth  
13 priority shall be given to schools in decile 4. Fifth priority shall  
14 be given to schools in decile 5. Within each decile, priority shall  
15 be given to the lowest ranked schools. Schools established  
16 pursuant to Sections 1980, 48635, 48645.1, 48660, and 58500,  
17 and schools operated by the California Youth Authority are  
18 ineligible to participate in the High Priority Schools Grant  
19 Program.

20 ~~(e)~~

21 (f) Notwithstanding any other provision of law, and if funds  
22 are available for this purpose, the number of schools within the  
23 designated cohorts of the Immediate  
24 Intervention/Underperforming Schools Program pursuant to  
25 Section 52053 may exceed the maximum numbers specified in  
26 that section in order to participate in the program established  
27 pursuant to this article.

28 ~~(f)~~

29 (g) If a school ranked in decile 1 of the API completes the  
30 action plan required as part of the application to participate in the  
31 federal Comprehensive School Reform Program (P.L. 105-78),  
32 but there are insufficient funds to allow that school to participate  
33 in that program, so long as the action plan meets the  
34 requirements of subdivisions (d) and (e) of Section 52054, that  
35 school shall be automatically approved to the extent funding is  
36 available for participation in the Immediate  
37 Intervention/Underperforming Schools Program and shall be  
38 deemed to have complied with the requirements of Section  
39 52054.

40 ~~(g)~~

1 (h) The state board may allow continuation high schools to  
2 apply for and receive funding pursuant to this article if those  
3 continuation high schools report pupil performance that is  
4 equivalent to that of high schools ranked in deciles 1 and 2 on the  
5 API and the board determines that the state will be able to  
6 adequately determine growth in pupil performance in a valid and  
7 reliable manner for the purpose of accountability pursuant to this  
8 article. The state board may establish a limit on the number of  
9 continuation high schools that may be funded to reflect their  
10 proportion of high-priority pupils in grades 9 to 12, inclusive,  
11 and may adopt criteria limiting the eligibility for funding,  
12 pursuant to this article, of continuation high schools with a high  
13 level of per pupil funding from the continuation high school  
14 revenue limit add-on.

15 SEC. 3. Section 52055.610 of the Education Code is amended  
16 to read:

17 52055.610. (a) The Superintendent shall establish a  
18 procedure that is consistent with this article for the approval of  
19 applications and school action plans.

20 (b) Notwithstanding the existing application process  
21 established pursuant to Article 3 (commencing with Section  
22 52053), in developing an action plan to be submitted with the  
23 application for funding pursuant to this article, a school may  
24 choose from the following options:

25 (1) A school district on behalf of an eligible school under its  
26 jurisdiction may elect to receive fifty thousand dollars (\$50,000)  
27 as a planning grant from funds appropriated for purposes of this  
28 article. These planning grant funds shall be used for technical  
29 assistance in the development of the school action plan.  
30 Technical assistance includes assistance provided by school  
31 district personnel, county offices of education, universities, a  
32 state-approved external evaluator, or any other entity that has  
33 proven successful expertise specific to the challenges inherent in  
34 high-priority schools. If the school action plan is approved, the  
35 Superintendent shall provide funding for its implementation.  
36 Planning grant funds, as well as other funds available to school  
37 districts pursuant to this article, may be used for ongoing  
38 technical assistance throughout the implementation of the action  
39 plan and continued participation in the program established

1 pursuant to Article 3 (commencing with Section 52053) and the  
2 program established pursuant to this article.

3 (2) A school district, on behalf of an eligible school under its  
4 jurisdiction, may elect to forego the fifty thousand dollars  
5 (\$50,000) planning grant and immediately submit its application  
6 and school action plan. If a school chooses this option, the  
7 Superintendent shall take one of the following actions:

8 (A) Recommend approval of the application by the state board  
9 and action plan and provide funding for implementation of the  
10 school action plan.

11 (B) Request additional clarification and technical changes,  
12 after which the school and district shall resubmit the application  
13 and school action plan with the clarifications and changes for  
14 approval. If the application and school action plan is approved,  
15 the Superintendent shall provide funding for implementation of  
16 the school action plan.

17 (C) Disapprove the plan in which case a school district on  
18 behalf of an eligible school under its jurisdiction shall receive a  
19 fifty thousand dollar (\$50,000) planning grant that shall be used  
20 for technical assistance in the redevelopment of the school action  
21 plan according to the department's recommendations. Technical  
22 assistance includes assistance provided by school district  
23 personnel, county offices of education, universities, a  
24 state-approved external evaluator, or any other entity that has  
25 proven expertise specific to the challenges inherent in  
26 high-priority schools.

27 (c) The following deadlines apply to the first cohort of schools  
28 in the 2001–02 fiscal year:

29 (1) A school district on behalf of an eligible school under its  
30 jurisdiction shall submit the application and school action plan to  
31 the Superintendent for review and approval by May 15, 2002.

32 (2) The Superintendent shall make a recommendation to the  
33 state board regarding approval or disapproval of applications and  
34 school action plans by June 15, 2002. The state board shall  
35 approve or disapprove the application and action plan by June 30,  
36 2002. Upon approval by the state board, the department shall  
37 allocate funding to schools for the implementation of the action  
38 plan. If the state board fails to approve or disapprove the  
39 application and school action plan by June 30, 2002, the  
40 recommendation of the Superintendent shall be deemed to be

1 adopted and funding for implementation of the action plan shall  
2 be allocated.

3 (3) If the Superintendent takes the action specified in  
4 subparagraph (B) of paragraph (2) of subdivision (b), the school  
5 and school district shall resubmit the application and school  
6 action plan with the clarifications and changes for approval by  
7 August 1, 2002, and the Superintendent shall make a  
8 recommendation to the state board regarding approval or  
9 disapproval by September 1, 2002. The state board shall approve  
10 or disapprove the application and action plan by September 30,  
11 2002. If the action plan is approved, the department shall allocate  
12 funding to the school district on behalf of an eligible school  
13 under its jurisdiction for implementation of the action plan. If the  
14 state board fails to approve or disapprove the application and  
15 school action plan by September 30, 2002, the recommendation  
16 of the Superintendent shall be deemed to be adopted and funding  
17 for implementation of the action plan is to be allocated.

18 (4) A school district may request, and the state board may  
19 waive, the deadlines set forth in this subdivision.

20 (d) The following deadlines apply for the second cohort of  
21 schools in the 2005–06 fiscal year:

22 (1) A school district, on behalf of an eligible school under its  
23 jurisdiction, shall submit the application and school action plan  
24 to the Superintendent for review and approval by March 15,  
25 2006.

26 (2) (A) The Superintendent shall make a recommendation to  
27 the state board regarding approval or disapproval of applications  
28 and school action plans by June 15, 2006.

29 (B) The state board shall approve or disapprove the  
30 application and action plan by June 30, 2006. Upon approval by  
31 the state board, the department shall allocate funding to schools  
32 for the implementation of the school action plan. If the state  
33 board fails to approve or disapprove the application and school  
34 action plan by June 30, 2006, the recommendation of the  
35 Superintendent shall be deemed to be adopted and funding for  
36 implementation of the school action plan shall be allocated.

37 (3) If the Superintendent takes the action specified in  
38 subparagraph (B) of paragraph (2) of subdivision (b), the school  
39 district shall resubmit the application and school action plan with  
40 the clarifications and changes for approval by August 1, 2006,

1 and the Superintendent shall make a recommendation to the state  
2 board regarding approval or disapproval by September 1, 2006.  
3 The State Board of Education shall approve or disapprove the  
4 application and the school action plan by September 30, 2006. If  
5 the school action plan is approved, the department shall allocate  
6 funding to the school district on behalf of an eligible school  
7 under its jurisdiction for implementation of the school action  
8 plan. If the state board fails to approve or disapprove the  
9 application and school action plan by September 30, 2006, the  
10 recommendation of the Superintendent shall be deemed to be  
11 adopted and funding for implementation of the school action plan  
12 shall be allocated.

13 (4) A school district may request a waiver of, and the state  
14 board may waive, the deadlines established in this subdivision.

15 (e) If a school receives implementation funding during the  
16 same fiscal year it receives a fifty thousand dollar (\$50,000)  
17 planning grant, the planning grant shall be deducted from the  
18 amount of implementation funding provided to the school  
19 pursuant to subdivision (b) of Section 52055.600.

20 SEC. 4. Section 52055.650 of the Education Code is amended  
21 to read:

22 52055.650. (a) Section 52055.5 does not apply to a school  
23 participating in the High Priority Schools Grant Program.

24 (b) Twenty-four months after receipt of funding for  
25 implementation of the action plan pursuant to Sections 52054.5  
26 and 52055.600, a school that has not met its growth targets each  
27 year shall be subject to review by the state board. This review  
28 shall include an examination of the school's progress relative to  
29 the components and reports made pursuant to Section 52055.640.  
30 The Superintendent, with the approval of the state board, may  
31 direct that the governing board of a school take appropriate  
32 action and adopt appropriate strategies to provide corrective  
33 assistance to the school in order to achieve the components and  
34 benchmarks established in the school's action plan.

35 (c) Thirty-six months after receipt of funding to implement a  
36 school action plan, a school that has met or exceeded its growth  
37 target each year shall receive a monetary or nonmonetary award,  
38 under the Governor's Performance Award Program, as set forth  
39 in Section 52057. Funds received pursuant to that section may be  
40 used at the school's discretion.

1 (d) Notwithstanding subdivisions (e) and (f), 36 months after  
2 the receipt of funding to implement a school action plan, all  
3 schools that are not subject to state monitoring are eligible for a  
4 fourth year of funding as specified in Section 52055.600.

5 (e) Thirty-six months after receipt of funding pursuant to  
6 Section 52053 or 52055.600, a school for which the most recent  
7 base Academic Performance Index places the school in decile 6,  
8 7, 8, 9, or 10 shall exit the program.

9 (f) A school that achieves positive growth in each year of the  
10 last three years of program implementation and achieves growth  
11 targets in two of those years shall exit the program.

12 (g) Notwithstanding any other law, the Superintendent, with  
13 the approval of the state board, shall follow the course of action  
14 prescribed by paragraph (1) or (2) with respect to a school that  
15 does not meet its growth targets within the periods described in  
16 either subdivision (c) or (d), as applicable, and has failed to show  
17 significant growth, as determined by the state board.

18 (1) Require the school district to enter into a contract with a  
19 school assistance and intervention team.

20 (A) Team members should possess a high degree of  
21 knowledge and skills in the areas of school leadership,  
22 curriculum, and instruction aligned to state academic content and  
23 performance standards, classroom management and discipline,  
24 academic assessment, parent-school relations, and evaluation and  
25 research-based reform strategies and have proven successful  
26 expertise specific to the challenges inherent in high-priority  
27 schools.

28 (B) The team shall provide intensive support and expertise to  
29 implement the school reform initiatives in the plan. Decisions  
30 about interventions shall be data driven. A school assistance and  
31 intervention team shall work with school staff, site planning  
32 teams, administrators, and school district staff to improve pupil  
33 literacy and achievement by assessing the degree of  
34 implementation of the current action plan, refining and revising  
35 the action plan, and making recommendations to maximize the  
36 use of fiscal resources and personnel in achieving the goals of the  
37 plan. The district shall provide support and assistance to enhance  
38 the work of the team at the targeted schoolsites.

39 (C) Not later than 60 days after the school's API becomes  
40 public, the team shall complete an initial report. The report shall

1 include recommendations for corrective actions chosen from a  
2 range of interventions, including the reallocation of school  
3 district fiscal resources to ensure that appropriate resources are  
4 targeted to those specific interventions identified in the  
5 recommendations of the team for the targeted schools and other  
6 changes deemed appropriate to make progress toward meeting  
7 the school's growth target. Not later than 90 days after the API is  
8 made public, the governing board of the school district shall  
9 adopt the team's recommendations at a regularly scheduled  
10 meeting of the governing board. The governing board may not  
11 place the adoption on the consent calendar. The report shall be  
12 submitted to the Superintendent and the state board.

13 (D) No less than three times during the year, the school district  
14 and schoolsite shall present the team with data regarding progress  
15 toward the goals established by the team's initial assessment. The  
16 data shall be presented to the governing board of the school  
17 district at a regularly scheduled meeting. The team shall, to the  
18 extent possible, utilize existing site data. The data shall also be  
19 provided to the Superintendent and the state board. Every effort  
20 shall be made to report this data in a manner that minimizes the  
21 length and complexity of the reporting requirement in order to  
22 maximize the focus on improving pupil literacy and achievement.

23 (E) An action taken pursuant to this paragraph shall not  
24 increase local costs or require reimbursement as determined by  
25 the Commission on State Mandates.

26 (2) The Superintendent shall assume all the legal rights, duties,  
27 and powers of the governing board with respect to the school.  
28 The Superintendent, in consultation with the state board and the  
29 governing board of the school district, shall reassign the principal  
30 of that school subject to the findings in subdivision (i). In  
31 addition to reassigning the principal, the Superintendent, in  
32 consultation with the state board, shall, notwithstanding any  
33 other provision of law, do at least one of the following:

34 (A) Revise attendance options for pupils to allow them to  
35 attend any public school in which space is available. If an  
36 additional attendance option is made available, this option may  
37 not require either the sending or receiving school district to incur  
38 additional transportation costs.

39 (B) Allow parents or guardians to apply directly to the state  
40 board for the establishment of a charter school and allow parents

1 or guardians to establish the charter school at the existing  
2 schoolsite.

3 (C) Under the supervision of the Superintendent, assign the  
4 management of the school to a college, university, county office  
5 of education, or other appropriate educational institution.  
6 However, the Superintendent may not assume the management of  
7 the school.

8 (D) Reassign other certificated employees of the school.

9 (E) Renegotiate a new collective bargaining agreement at the  
10 expiration of the existing collective bargaining agreement.

11 (F) Reorganize the school.

12 (G) Close the school.

13 (h) In addition to the actions listed in subdivision (3), the  
14 Superintendent, in consultation with the state board, may take  
15 any other action considered necessary or desirable against the  
16 school district or the school district governing board, including  
17 appointment of a new superintendent or suspension of the  
18 authority of the governing board with respect to a school that  
19 does not meet its growth targets within the periods described in  
20 either subdivision (b) or (c), as applicable, and has failed to show  
21 significant growth, as determined by the state board.

22 (i) Before the Superintendent may take any action against a  
23 principal pursuant to subdivision (g), the Superintendent or a  
24 designee of the Superintendent shall hold a public hearing on the  
25 matter in the school district and make both of the following  
26 findings:

27 (1) A finding that the principal had the authority to take  
28 specific enumerated actions that would have helped the school  
29 meet its performance goals.

30 (2) A finding that the principal failed to take specific  
31 enumerated actions pursuant to paragraph (1).

32 (j) An action taken pursuant to subdivision (g), (h) or (i) shall  
33 not increase local costs or require reimbursement by the  
34 Commission on State Mandates.

35 (k) An action taken pursuant to subdivision (g), (h) or (i) shall  
36 be accompanied by specific findings by the Superintendent and  
37 the state board that the action is directly related to the identified  
38 causes for continued failure by a school to meet its performance  
39 goals.

1 (l) (1) Notwithstanding subdivision (a), a school participating  
 2 in the High Priority Schools Grant Program that received a  
 3 planning grant pursuant to subdivision (f) of Section 52053 in the  
 4 1999–2000 fiscal year is eligible to receive funding pursuant to  
 5 Section 52055.600 in the 2002–03 fiscal year only.

6 (2) Notwithstanding subdivision (a), a school participating in  
 7 the High Priority Schools Grant Program that received a planning  
 8 grant pursuant to subdivision (l) of Section 52053 in the 2000–01  
 9 fiscal year is eligible to receive funding pursuant to Section  
 10 52055.600 in the 2002–03 and 2003–04 fiscal years only.

11 (3) Notwithstanding subdivision (a), a school participating in  
 12 the High Priority Schools Grant Program that received a planning  
 13 grant pursuant to subdivision (l) of Section 52053 in the 2001–02  
 14 fiscal year is eligible to receive funding pursuant to Section  
 15 52055.600 in only the 2002–03, 2003–04, and 2004–05 fiscal  
 16 years.

17 (m) Notwithstanding the growth target timelines set forth in  
 18 subdivisions (b), (c), (e), and (f) for a school that receives funds  
 19 pursuant to Section 52055.600 during the 2002–03 or 2003–04  
 20 fiscal year, the growth target deadline for subdivision (b) is  
 21 December 31, 2004, and the growth target deadline for  
 22 subdivisions (c), (e), and (f) is December 31, 2005.

23 (n) Notwithstanding the growth target timelines set forth in  
 24 subdivisions (b), (c), (e), and (f) a school that receives funds  
 25 pursuant to Section 52055.600 during the 2005–06 or 2006–07  
 26 fiscal year shall meet the growth target specified in subdivision  
 27 (b) no later than December 31, 2008, and the growth target  
 28 specified in subdivisions (c), (e), and (f) no later than December  
 29 31, 2009.

30 SEC. 5. Section 52055.661 is added to the Education Code, to  
 31 read:

32 52055.661. (a) The amount of one hundred fifty dollars  
 33 (\$150) per pupil shall be annually allocated to a school district  
 34 that is required to enter into a contract with a school assistance  
 35 and intervention team pursuant to subdivision (a) of Section  
 36 52055.51 or paragraph (1) of subdivision (g) of Section  
 37 52055.650, for purposes of implementing any recommendations  
 38 made by the school assistance and intervention team in the report  
 39 prepared by the team pursuant to subdivision (a) of Section  
 40 52055.51 or subparagraph (C) of paragraph (1) of subdivision (g)

1 of Section 52055.650. A school district that receives funds  
2 pursuant to this subdivision shall provide an in-kind match of  
3 services, or a match of school district funds in an amount equal to  
4 the amount received by the local education agency pursuant to  
5 this subdivision.

6 (b) (1) The amount of one hundred fifty dollars (\$150) per  
7 pupil shall be annually allocated to a school district in  
8 accordance with subparagraph (C) of paragraph (3) of  
9 subdivision (b) of Section 52055.5 or paragraph (2) of  
10 subdivision (g) of Section 52055.650, for purposes of improving  
11 the academic performance of that school. School districts that  
12 receive funds pursuant to this paragraph shall provide an in-kind  
13 match of services, or a match of school district funds in an  
14 amount equal to the amount received by the school district  
15 pursuant to this subdivision.

16 (2) ~~The Department of Finance and the~~ *The* department shall  
17 provide funding for the support of each entity that is assigned to  
18 a school pursuant to paragraph (2) of subdivision (g) of Section  
19 52055.650.

20 (c) Funding for the support of each school assistance and  
21 intervention team that enters into a contract with a school district  
22 pursuant to subdivision (a) of Section 52055.51 or subdivision  
23 (g) of Section 52055.650 shall be ~~annually~~ allocated as follows:

24 (1) Seventy-five thousand dollars (\$75,000) for each school  
25 assistance and intervention team assigned to an elementary or  
26 middle school.

27 (2) One hundred thousand dollars (\$100,000) for each school  
28 assistance and intervention team assigned to a high school.

29 (3) As a condition of receipt of funds, a school district shall  
30 provide an in-kind match of services, or a match of school  
31 district funds, in an amount equal to one dollar (\$1) for every two  
32 dollars (\$2) provided pursuant to subdivision (a).

33 SEC. 6. Of the funds appropriated in Schedule (3) of Item  
34 6110-136-0890 of the Budget Act of 2005 (Ch. 38, Stats. 2005),  
35 the sum of four million one hundred twenty-five thousand dollars  
36 (\$4,125,000) is hereby allocated to the State Department of  
37 Education, for expenditure during the 2005–06 fiscal year, to  
38 provide funding to local educational agencies for purposes of  
39 subdivision (e) of Section 52055.57 of the Education Code.

1 SEC. 7. This act is an urgency statute necessary for the  
 2 immediate preservation of the public peace, health, or safety  
 3 within the meaning of Article IV of the Constitution and shall go  
 4 into immediate effect. The facts constituting the necessity are:

5 In order to ensure that pupils in low-achieving public schools  
 6 have access to services designed to improve pupil achievement at  
 7 the earliest possible time, it is necessary that this act take effect  
 8 immediately.

9

10

11 **CORRECTIONS:** \_\_\_\_\_

12

**Heading, Title, and Digest — Pages 1 through 4.**

13

**Text — Pages 5, 8, 9, 14, and 15.**

14

O