

**ASSEMBLY BILL**

**No. 131**

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**Introduced by Assembly Member Beall**

January 12, 2007

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An act to amend Sections 52378, 52379, and 52380 of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 131, as introduced, Beall. The Middle and High School Supplemental Counseling Program.

Existing law establishes the Middle and High School Supplemental School Counseling Program and requires the governing board of a school district that maintains any of grades 7 to 12, inclusive, as a condition of receiving funds appropriated for purposes of that program, to adopt a counseling program at a public meeting that includes, among other things, a provision for a counselor to meet with each pupil, as specified, to explain the academic and department records of the pupil, his or her educational options, the coursework and academic progress needed for satisfactory completion of middle or high school, and the availability of career guidance activities.

This bill would make the program available to county offices of education. The bill would also make conforming and other technical, nonsubstantive changes.

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 52378 of the Education Code is amended  
 2 to read:

3 52378. The Middle and High School Supplemental Counseling  
 4 Program is hereby established for the purpose of providing  
 5 additional counseling services to pupils in grades 7 to 12, inclusive.  
 6 As a condition of receiving funds, the governing board of ~~each a~~  
 7 school district *or county office of education* maintaining any of  
 8 grades 7 to 12, inclusive, shall do all of the following:

9 (a) ~~The program shall be adopted~~ *Adopt a program* at a public  
 10 meeting of the governing board ~~and shall include~~ *that includes*  
 11 all of the following:

12 (1) A provision for individualized review of the pupil’s academic  
 13 and deportment records.

14 (2) A provision for a counselor to meet with each pupil and if  
 15 practicable, the parents or guardian of the pupil, to explain the  
 16 academic and deportment records of the pupil, his or her  
 17 educational options, the coursework and academic progress needed  
 18 for satisfactory completion of middle or high school, passage of  
 19 the high school exit examination and the availability of career  
 20 technical education. The educational options explained at the  
 21 meeting ~~shall~~, if services are available, *shall include the* college  
 22 preparatory program and vocational programs, including regional  
 23 occupational centers and programs, and any other alternatives  
 24 available to pupils within the district *or county office of education*.

25 (b) ~~In addition to the counseling services described in~~  
 26 ~~subdivision (a), school districts shall identify~~ *Identify* pupils who  
 27 are at risk of not graduating with ~~the rest of~~ their class, are not  
 28 earning credits at a rate that will enable them to pass the high  
 29 school exit examination, or do not have sufficient training to allow  
 30 them to fully engage in their chosen career, and ~~shall~~ do all of the  
 31 following:

32 (1) Require each school within its jurisdiction that enrolls pupils  
 33 in grades 10 and 12 to develop a list of coursework and experience  
 34 necessary to assist each pupil ~~in their respective grade that those~~  
 35 *grades who* has not passed one or both parts of the high school  
 36 exit examination and to successfully transition to postsecondary  
 37 education or employment.

1 (2) Require each school within its jurisdiction that enrolls pupils  
2 in grade 7 to develop a list of coursework and experience necessary  
3 to assist each pupil in grade 7 who is deemed to be at the far below  
4 basic level in English language arts or mathematics pursuant to  
5 California Standards Tests administered to pupils in grade 6 to  
6 successfully transition to high school and meet all graduation  
7 requirements, including passing the high school exit examination.

8 (3) ~~Require each school within its jurisdiction to provide a~~  
9 ~~copy of the list of coursework and experience necessary shall be~~  
10 ~~provided to the pupil and his or her parent or legal guardian. The~~  
11 ~~school district or county office of education shall ensure that the~~  
12 ~~list of coursework and experience is part of the cumulative records~~  
13 ~~of the pupil.~~

14 (c) (1) ~~In addition to the items identified in subdivision (b);~~  
15 ~~Include in the list required pursuant to subdivision (b) of~~  
16 ~~coursework and experience for a pupil enrolled in grade 12 shall~~  
17 ~~include options for continuing his or her education if he or she~~  
18 ~~fails to meet graduation requirements. These options shall include,~~  
19 ~~but not be limited to, all of the following:~~

- 20 (A) Enrolling in an adult education program.
- 21 (B) Enrolling in a community college.
- 22 (C) Continuing enrollment in the pupil's school district.

23 (2) A copy of the list of coursework and experience necessary  
24 shall be provided to the pupil and his or her parent or legal  
25 guardian. The school district or county office of education shall  
26 ensure that the list of coursework and experience is part of the  
27 cumulative records of the pupil.

28 (d) ~~As a condition of receipt of funds pursuant to this article, a~~  
29 ~~school district shall require~~ *Require* each school within its  
30 jurisdiction to offer and schedule an individual conference with  
31 each pupil, identified in paragraphs (1) and (2) of subdivision (b),  
32 and his or her parent or legal guardian, and a school counselor.  
33 The individual conference shall be scheduled, to the extent feasible,  
34 according to the following requirements:

35 (1) For a pupil enrolled in grade 7, the conference shall occur  
36 before January of that school year in which the pupil is enrolled  
37 in grade 7.

38 (2) For a pupil enrolled in grade 10, the conference shall occur  
39 between the spring of that school year in which the pupil is enrolled  
40 in grade 10 and the fall of the following school year in which the

1 pupil would be enrolled in grade 11. For the 2006–07 school year,  
2 the conference shall occur on or before December 31, 2006.

3 (3) For a pupil enrolled in grade 12, the conference shall occur  
4 after November of that school year in which the pupil is enrolled  
5 in grade 12, but before March of the same school year.

6 (e) ~~During~~ *Require that the school counselor, during the*  
7 *individual conference described in subdivision (d), the school*  
8 *counselor shall* apprise the pupil identified in paragraphs (1) and  
9 (2) of subdivision (b); and his or her parent or guardian of the  
10 following:

11 (1) Consequences of not passing the high school exit  
12 examination.

13 (2) Programs, courses, and career technical education options  
14 available for pupils needed for satisfactory completion of middle  
15 or high school.

16 (3) Cumulative records and transcripts of the pupil.

17 (4) Performance on standardized and diagnostic assessments of  
18 the pupil.

19 (5) Remediation strategies, high school courses, and alternative  
20 education options available to the pupil.

21 (6) Information on postsecondary education and training.

22 (7) The pupil's score on the English language arts or  
23 mathematics portion of the California Standards Test administered  
24 in grade 6, as applicable.

25 SEC. 2. Section 52379 of the Education Code is amended to  
26 read:

27 52379. (a) Funds appropriated in the annual Budget Act for  
28 the purposes of this chapter shall be allocated to ~~a school districts~~  
29 *district or county office of education* based on an equal amount  
30 per pupil enrolled in the *district or county office programs* in the  
31 prior fiscal year, based on the fall California Basic Educational  
32 Data System (CBEDS) enrollment data, in grades 7 to 12, inclusive,  
33 with the following minimum-grant exceptions:

34 (1) Five thousand dollars (\$5,000) for each schoolsite that has  
35 100 or fewer pupils enrolled in any of grades 7 to 12, inclusive.

36 (2) Ten thousand dollars (\$10,000) for each schoolsite that has  
37 between 101 and 200 pupils enrolled in any of grades 7 to 12,  
38 inclusive.

1 (3) Thirty thousand dollars (\$30,000) or an amount per pupil  
2 enrolled, whichever is greater, for each schoolsite with more than  
3 200 pupils enrolled in any of grades 7 to 12, inclusive.

4 (b) Funds allocated pursuant to this section shall supplement,  
5 and not supplant, expenditures made by a school district *or county*  
6 *office of education* for school counseling programs.

7 (c) For purposes of this section, a charter school is not eligible  
8 to receive a minimum grant but instead shall receive an amount  
9 per pupil enrolled in grades 7 to 12, inclusive.

10 (d) Funds appropriated in the annual Budget Act for the purposes  
11 of this chapter shall be used to provide supplemental counseling  
12 services delivered by personnel who hold a valid pupil personnel  
13 services credential.

14 SEC. 3. Section 52380 of the Education Code is amended to  
15 read:

16 52380. As a condition of receipt of funds pursuant to this  
17 chapter, a school district *or county office of education* shall submit  
18 an annual report in a manner determined by the Superintendent  
19 that describes the number of pupils served, the number of school  
20 counselors involved in conferences, the number and percentage  
21 of pupils who participated in conferences and who successfully  
22 pass the high school exit examination, and the number and  
23 percentage of pupils who participated in conferences and who fail  
24 to pass one or both sections of the exit examination, and a summary  
25 of the most prevalent results for pupils based on the graduation  
26 plans developed pursuant to this chapter.