

AMENDED IN SENATE AUGUST 1, 2007

AMENDED IN SENATE JULY 17, 2007

AMENDED IN SENATE JULY 2, 2007

AMENDED IN ASSEMBLY JUNE 1, 2007

AMENDED IN ASSEMBLY APRIL 18, 2007

AMENDED IN ASSEMBLY MARCH 27, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1177**

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**Introduced by Assembly Member Solorio**  
**(Coauthors: Assembly Members Beall, Coto, DeVore, Dymally,**  
**Eng, Huffman, Laird, and Mendoza)**  
(Coauthors: Senators Cedillo, Ducheny, Perata, and Romero)

February 23, 2007

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An act to add and repeal Chapter 7 (commencing with Section 450) of Part 1 of Division 1 of Title 1 of the Education Code, relating to education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1177, as amended, Solorio. Accelerated English Acquisition and Literacy Pilot Program.

Existing law requires the State Department of Education to establish and administer a 3-year competitive grant pilot project of 25,000 or more English language learners to be conducted during the 2007–08 to 2009–10, inclusive, school years and requires funding for the program to be used to support or expand successful existing programs that serve the academic needs of English language learners to learn

standards-aligned academic content and acquire proficiency in the English language.

Existing law requires the State Board of Education to adopt basic instructional materials for use in kindergarten and grades 1 to 8, inclusive, subject to certain requirements.

The English Learner and Immigrant Pupil Federal Conformity Act requires that instructional services be provided to pupils with limited English proficiency and immigrant pupils in conformity with federal requirements that are designed to ensure that all pupils have reasonable access to educational opportunities with regard to English and other core curriculum areas of instruction. A school district is required to assess each pupil's language proficiency.

This bill would establish the Accelerated English Acquisition and Literacy Pilot Program, to be administered by the Superintendent of Public Instruction with the assistance of an advisory committee, for the purpose of developing instructional materials in English specifically designed for English language development and literacy and studying the impact of those instructional materials on accelerating language development and reading/language arts achievement.

The bill would require the development by a publisher of instructional materials, to be selected as prescribed, and use by participating school districts of a comprehensive program of instructional materials in reading/language arts/English language development designed for English learners, related professional development, and program evaluation.

The bill would specify the process by which the publishers of the pilot program instructional materials would be selected and would require the Superintendent to establish an English Learners Instructional Materials Advisory Committee ~~for the purpose of developing the criteria, guidelines, and procedures to be followed by publishers of instructional materials who wish to submit instructional materials.~~

The bill would make a school district with an enrollment of 50% or more English learners or a school district that has under its jurisdiction schools or classrooms serving specified grades with an enrollment of 50% or more English learners eligible to apply to participate in the pilot program. ~~A school district would not be able to allow more than 50,000 English learners to participate in the pilot program. and would require the~~ The Superintendent, with the assistance of an advisory committee, ~~would be required to select, on or before January 1, 2010,~~ a maximum of 10 school districts to participate in the pilot program.

The bill would require the ~~Superintendent~~ *Legislative Analyst’s Office* to decide to conduct, or to select an independent research organization to design and implement to conduct, the design and implementation of an evaluation of the pilot program. The *Legislative Analyst’s Office* or the research organization would be required to submit, by ~~September 1, 2012, and every 2 years thereafter~~ *January 1, 2013, and by November 1, 2015*, an evaluation report that would include specified information to the Superintendent, the State Board of Education, and the chairpersons of the appropriate policy committees of the Legislature.

The bill would make implementation of the *professional development activities under the* pilot program subject to an appropriation of a ~~one-time grant of up to \$100,000~~ specifically for this purpose in the Budget Act or other statute, would make the implementation of the independent evaluation ~~subject to~~ *contingent upon* an appropriation specifically for this purpose in the Budget Act or other statute, *and would allow participating school districts to use the allowances they receive from the State Instructional Materials Fund to purchase the instructional materials required under the pilot program. The program would make the program become* inoperative on July 1, 2015, and would repeal it on January 1, 2016.

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. (a) The Legislature finds and declares all of the
- 2 following:
- 3 (1) Data from the 2004–07 California Basic Educational Data
- 4 System and the 2005 language census collected from all California
- 5 public schools reveals the following:
- 6 (A) Public schools enrolled more than 1.5 million English
- 7 learners in 2005, more than any other state in the nation.
- 8 (B) In 2005, more than one-third of California’s English learners
- 9 attended just 15 percent of the state’s public schools, 1,387 schools,
- 10 where they comprised more than 50 percent of the student body.
- 11 (C) At the elementary level, more than half of California’s
- 12 English learners are in 21 percent of the state’s public schools,
- 13 1,164 schools, where they comprised more than 50 percent of the
- 14 student body.
- 15 (2) Recent research also reveals both of the following:

1 (A) Most English learners in California come from low-income  
2 families, so high concentrations of English learners also means  
3 many English learners attend low-income schools.

4 (B) Schools with high concentrations of English learners are  
5 less likely to have fully certified teachers than schools with low  
6 concentrations of English learners, even after accounting for  
7 differences in school poverty.

8 (3) Schools with high concentrations of English learners face  
9 much greater challenges in educating pupils and meeting state and  
10 federal mandates, including those imposed by the federal No Child  
11 Left Behind Act (20 U.S.C. Sec. 6301 et seq.), and they require  
12 support and resources to meet these challenges and mandates.

13 (4) Since 1997, California has adopted a system for reading and  
14 language arts whose elements are content standards, frameworks,  
15 and a statewide assessment system. However, based upon the 2006  
16 results for the Standardized Testing and Reporting (STAR)  
17 Program in reading/language arts, English learners in grades 2 to  
18 11, inclusive, showed a persistent widening of the achievement  
19 gap in most grades from 2003 to 2006 between English learners  
20 and their native English-speaking peers. The achievement gap  
21 continues to be close to 40 percentage points between English-only  
22 speakers and English learners.

23 (5) California's current state-adopted instructional materials are  
24 designed for pupils who are native English speakers.

25 (6) The State Board of Education approved and adopted English  
26 language development standards in 1999. The California English  
27 language development test is based upon these standards. English  
28 learners are tested annually using this test. California schools are  
29 held accountable for improving the English proficiency of their  
30 pupils, yet there are no state-adopted instructional materials  
31 designed to prepare pupils for the California English language  
32 development test or to accelerate their English language  
33 development.

34 (7) According to 2004–05 data, approximately 5.1 million  
35 English learners are enrolled in kindergarten and grades 1 to 12,  
36 inclusive. California has the largest number of English learners  
37 enrolled in public schools (1,500,000), followed by Texas  
38 (684,007), Florida (299,346), New York (203,583), Illinois  
39 (192,764), and Arizona (155,789). All of the states, with the

1 exception of California, provide instructional materials to accelerate  
2 English acquisition.

3 (8) All pupils must have equal opportunities to master all of  
4 California’s content standards and equal opportunities to perform  
5 well on high-stakes assessments, including the high school exit  
6 examination, the California standards tests, and the California  
7 English language development test. The diversity of California’s  
8 pupil population, the high concentrations of English learners in  
9 approximately 21 percent of the public schools, the accountability  
10 challenges faced by schools serving English learners, and the  
11 continued achievement gap in reading, mathematics, and other  
12 core subjects between English learners and their native  
13 English-speaking peers, demands an additional approach and  
14 unique design for instructional materials in English for English  
15 learners, especially English learners with little or no knowledge  
16 of English.

17 (9) English acquisition and proficiency is critical to the academic  
18 success of all pupils, including English learners.

19 (b) It is therefore the intent of the Legislature to enact the  
20 Accelerated English Language Acquisition and Literacy Pilot  
21 Program in kindergarten and grades 1 to 8, inclusive, so that  
22 English learners are better able to meet the state’s academic content  
23 and performance standards by acquiring English and literacy skills  
24 as rapidly and effectively as possible.

25 (c) It is also the intent of the Legislature that the Accelerated  
26 English Language Acquisition and Literacy Pilot Program  
27 established pursuant to this act be consistent with the people’s  
28 mandate expressed in Proposition 227 that all children in California  
29 public schools be taught English by being taught in English.

30 SEC. 2. Chapter 7 (commencing with Section 450) is added  
31 to Part 1 of Division 1 of Title 1 of the Education Code, to read:

32

33 CHAPTER 7. ACCELERATED ENGLISH LANGUAGE ACQUISITION  
34 AND LITERACY PILOT PROGRAM

35

36 450. There is hereby established the Accelerated English  
37 Language Acquisition and Literacy Pilot Program.

38 451. For purposes of this chapter, the following terms have the  
39 following meanings:

1 (a) “Advisory committee” means the English Learners  
2 Instructional Materials Advisory Committee established pursuant  
3 to Section 454.

4 (b) “Instructional materials” means reading/language  
5 arts/English language development materials in English aligned  
6 to the English language arts standards adopted pursuant to Section  
7 60605 and the English language development standards adopted  
8 pursuant to Section 60811. They shall be printed and may include  
9 textbooks, technology-based materials, other educational materials,  
10 and tests.

11 (c) “Pilot program” means the Accelerated English Language  
12 Acquisition and Literacy Pilot Program.

13 452. (a) The purpose of the pilot program is twofold, as  
14 follows:

15 (1) To call for the development of instructional materials  
16 specifically designed for English language development and  
17 literacy in order to accelerate the acquisition of listening, speaking,  
18 reading, and writing skills in English.

19 (2) To study the impact of these instructional materials on  
20 accelerating English language development and reading/language  
21 arts achievement.

22 (b) The pilot program shall be comprised of all of the following:

23 (1) A comprehensive program of instructional materials in  
24 reading/language arts/English language development designed for  
25 ~~English learners, especially those who are designated by the~~  
26 ~~California English language development test to be in the lowest~~  
27 ~~three proficiency levels. The instructional materials developed~~  
28 *English learners. The instructional materials developed* pursuant  
29 to the program shall meet the following requirements:

30 (A) Be in English.

31 (B) Be aligned to the English language arts and English language  
32 development standards.

33 (C) Provide clear program organization.

34 (D) Provide assessments aligned to the standards.

35 (E) Provide clear instructional planning and support.

36 (F) Provide for differentiated instruction based on the level of  
37 pupil proficiency for English learners who are learning to read for  
38 the first time in a language they have not yet mastered.

39 (2) Professional development.

40 (3) Program evaluation.

1 453. The Superintendent shall administer the program with the  
2 assistance of the advisory committee established pursuant to  
3 Section 454.

4 454. (a) ~~By~~ *On or before* February 1, 2008, the Superintendent  
5 shall establish the English Learners Instructional Materials  
6 ~~Advisory Committee for the purpose of developing the criteria~~  
7 ~~and procedures to be followed by publishers of instructional~~  
8 ~~materials who wish to submit instructional materials pursuant to~~  
9 ~~this chapter.~~ *Committee.* The advisory committee shall be  
10 comprised of 11 members as follows:

11 (1) ~~A liaison representing the state board selected by the~~  
12 ~~President of the state board.~~

13 (2) ~~The chairs of the Assembly and Senate Committees on~~  
14 ~~Education, or a designee appointed by the chair.~~

15 (3) ~~A public member representing a professional organization~~  
16 ~~that represents teachers. This member shall have expertise in~~  
17 ~~English language acquisition and be selected by the Speaker of~~  
18 ~~the Assembly.~~

19 (4) ~~A public member with expertise in English language~~  
20 ~~acquisition selected by the Senate President pro Tempore.~~

21 (5) ~~Two content experts in English language arts selected by~~  
22 ~~the Superintendent.~~

23 (6) ~~Two content experts in English language development with~~  
24 ~~demonstrated knowledge and experience specific to second~~  
25 ~~language acquisition and literacy needs of English learners selected~~  
26 ~~by the Superintendent.~~

27 (7) ~~One public member who shall be a parent of an English~~  
28 ~~learner enrolled in a public school and who shall be selected by~~  
29 ~~the Superintendent.~~

30 (8) ~~One member of a statewide parent organization selected by~~  
31 ~~the Superintendent.~~

32 (1) *The President of the state board shall appoint three members*  
33 *according to the following:*

34 (A) *A representative of the statewide parent organization who*  
35 *is a parent of an English learner enrolled in a public school.*

36 (B) *A teacher with expertise in English language arts.*

37 (C) *A representative of a statewide school administrators*  
38 *organization.*

39 (2) *The Secretary for Education shall appoint three members*  
40 *according to the following:*

1 (A) A college professor with expertise in English learner  
2 research and teacher preparation.

3 (B) A representative from a county office of education that is  
4 among the top three English-learner-impacted counties.

5 (C) A public member with demonstrated knowledge and  
6 experience in English language development, English language  
7 acquisition, and the literacy needs of English learners.

8 (3) The Legislature shall appoint three members according to  
9 the following:

10 (A) The Assembly Committee on Education and the Senate  
11 Committee on Education shall jointly appoint a public member  
12 with demonstrated knowledge and experience in English language  
13 development, English language acquisition, and the literacy needs  
14 of English learners.

15 (B) The Speaker of the Assembly shall appoint a public member  
16 with expertise in English language arts.

17 (C) The President pro Tempore of the Senate shall appoint a  
18 public member who is a representative of a statewide professional  
19 organization that represents English learners.

20 (4) The Superintendent shall appoint two members according  
21 to the following:

22 (A) A public member with demonstrated knowledge and  
23 experience in English language development, English language  
24 acquisition, and the literacy needs of English learners.

25 (B) A public member with expertise in English language arts.

26 ~~(b) The majority of members shall be classroom teachers with  
27 demonstrated expertise and experience regarding English literacy,  
28 English language development, and curriculum development for  
29 English learners.~~

30 ~~(e) The~~

31 (b) Utilizing existing resources, the Superintendent shall provide  
32 the resources and staff with demonstrated expertise in issues related  
33 to English language learners, curriculum, and instructional  
34 materials necessary to support the establishment of the advisory  
35 committee.

36 ~~(d)~~

37 (c) The advisory committee shall accomplish all of the  
38 following:

1 (1) *Develop, on or before April 30, 2008, criteria and*  
2 *procedures to be followed by publishers who wish to submit*  
3 *instructional materials pursuant to this chapter.*

4 ~~(1) Develop~~

5 (2) *Develop, on or before April 30, 2008, criteria for evaluating*  
6 *the instructional materials.*

7 ~~(2) Develop, by June 31, 2009, procedures, guidelines, and~~  
8 ~~processes for public review of criteria for the submission of~~  
9 ~~instructional materials.~~

10 (3) *Develop, on or before April 30, 2008, a matrix for the*  
11 *purpose of aligning the English language arts standards and the*  
12 *English language development standards to be used by the*  
13 *publishers. The advisory committee shall use existing models or*  
14 *matrices showing that alignment in developing the new matrix*  
15 *under this paragraph.*

16 (4) *Develop, on or before April 30, 2008, procedures, guidelines,*  
17 *and processes for the public review of the criteria and the*  
18 *submitted instructional materials. A public review of the criteria*  
19 *shall occur no later than mid-May 2008, and a public review of*  
20 *the submitted instructional materials shall occur on or before*  
21 *March 1, 2009.*

22 ~~(3)~~

23 (5) *Recommend the publishers to produce the instructional*  
24 *materials.*

25 ~~(4)~~

26 (6) *Assist the Superintendent in reviewing applications for the*  
27 *pilot program and make recommendations to the Superintendent*  
28 *regarding the selection of 10 school districts to participate in the*  
29 *pilot program pursuant to subdivision (b) of Section 456.*

30 ~~(e)~~

31 (d) *The advisory committee shall be disbanded upon completion*  
32 *of the work set forth in subdivision (d) and the work set forth in*  
33 *Section 459 (c).*

34 455. (a) ~~By May~~ *On or before June 1, 2008, the Superintendent*  
35 *shall convene a meeting of publishers of instructional materials to*  
36 *review the criteria and procedures for submission of instructional*  
37 *materials pursuant to this chapter and shall provide publishers with*  
38 *requests for services for submission of materials at this time.*

39 (b) *The request for services shall be developed by the*  
40 *Superintendent, with the assistance of the advisory committee.*

1 (c) Interested publishers shall make available all of the  
2 following:

3 (1) Scope and sequence of the instructional materials.

4 (2) ~~Prototype lessons~~ *A prototype unit* for kindergarten and each  
5 grade level from 1 to 8, inclusive, displaying differentiated  
6 instruction with a focus on accelerated English development and  
7 reading/language arts.

8 (d) The instructional materials selected pursuant to this chapter  
9 also shall meet the statutory legal and social compliance  
10 requirements.

11 (e) ~~By April~~ *On or before February 1, 2009*, interested  
12 publishers shall submit instructional materials to the Superintendent  
13 for consideration by the advisory committee.

14 (f) ~~By May 1, 2009, the advisory committee shall evaluate the~~

15 (f) *Upon receipt of the instructional materials by the*  
16 *superintendent, the advisory committee shall begin evaluating the*  
17 *instructional materials. On or before April 1, 2009, the advisory*  
18 *committee shall finish its evaluation of the submissions by*  
19 *publishers and recommend to the Superintendent publishers for*  
20 *kindergarten and grades 1 to 5, inclusive, and publishers for grades*  
21 *6 to 8, inclusive.*

22 (g) ~~By June 31~~ *On or before May 1, 2009*, the Superintendent  
23 shall select a publisher for kindergarten and grades 1 to 5, inclusive,  
24 and a publisher for grades 6 to 8, inclusive. The Superintendent  
25 may select a single publisher for both grade spans. *The*  
26 *Superintendent shall report on the selected publishers to the state*  
27 *board at its next regularly scheduled meeting.*

28 (h) ~~By August~~ *On or before April 1, 2010*, publishers shall  
29 submit final instructional materials that contain any revisions  
30 recommended by the advisory committee and approved by the  
31 Superintendent.

32 (i) *The Superintendent shall report on the approved instructional*  
33 *materials to the state board at its next regularly scheduled meeting.*

34 (i) ~~By September~~

35 (j) *On or before June 1, 2010*, the Superintendent shall forward  
36 a final list of ~~recommended~~ *approved* instructional materials to  
37 schools selected to participate in the pilot program.

38 ~~456. (a) School~~

39 *456. (a) Participation in the pilot program shall be voluntary.*  
40 *Eligible school districts shall submit, on or before November 1,*

1 2009, applications to the Superintendent that demonstrate their  
2 ability to meet the requirements pursuant to this section and the  
3 assurances pursuant to Section 457. School districts shall provide  
4 the Superintendent with a description of the schools and classrooms  
5 under their jurisdiction that have elected to participate over the  
6 course of the pilot program. School districts shall be given the  
7 option of selecting the schools, classrooms, and pupils to  
8 participate in the pilot program. A school district shall not allow  
9 more than 50,000 English learners to participate in the pilot  
10 program. The Superintendent shall select the school districts to  
11 participate in the pilot program on or before January 1, 2010, and  
12 shall report the list of school districts, schools, and classrooms  
13 participating in the pilot program to the state board at its next  
14 regularly scheduled meeting.

15 (b) School districts eligible to participate in the pilot program  
16 are school districts that meet either of the following:

17 (1) School districts with an enrollment of 50 percent or more  
18 pupils who are English learners.

19 (2) School districts that have individual schools or classrooms  
20 under the jurisdiction of a school district serving kindergarten and  
21 grades 1 to 5, inclusive, or grades 1 to 6, inclusive, or grades 1 to  
22 8, inclusive, or grades 6 to 8, inclusive, or grades 7 and 8 with an  
23 enrollment of 50 percent or more of pupils who are English  
24 learners.

25 ~~(b) The~~

26 (c) On or before January 1, 2010, the Superintendent, with the  
27 assistance of the advisory committee, shall select a maximum of  
28 10 school districts to participate in the pilot program and shall  
29 select school districts to represent urban, suburban, and rural  
30 districts of varying sizes from different geographic areas of the  
31 state. In selecting a school district to participate in the pilot  
32 program, the Superintendent, with the assistance of the advisory  
33 committee, shall consider the applicant's ability, *while utilizing*  
34 *existing local, state, and federal resources*, to do all of the  
35 following:

36 (1) Participate in the pilot program by using the instructional  
37 materials developed pursuant to this chapter for five school years  
38 in every grade level present in schools selected to participate in  
39 the pilot program.

- 1 (2) Appoint an English learner reading specialist who shall assist
- 2 in the design and implementation of the pilot program for the
- 3 selected school district or individual school or classroom under
- 4 the jurisdiction of a school district.
- 5 (3) Provide participating teachers with professional development
- 6 that will assist them to use the instructional materials developed
- 7 for the pilot program and onsite coaching to provide followup
- 8 training and mentoring of teachers and administrators participating
- 9 in the pilot program.
- 10 (4) Provide schoolsite and school district administrators with
- 11 professional development pursuant to subdivision (c) of Section
- 12 457.
- 13 (5) Participate in the design and implementation of the pilot
- 14 program evaluation.
- 15 (e)
- 16 (d) (1) A school district or an individual school or classroom
- 17 under the jurisdiction of a school district selected to participate in
- 18 the pilot program, commencing with the 2010–11 school year,
- 19 shall use the instructional materials selected pursuant to this chapter
- 20 as its core program in reading/language arts/English language
- 21 development and, notwithstanding Section 60242 or any other
- 22 provision of law, may use the allowances it receives from the State
- 23 Instructional Materials Fund, *as appropriated in Item*
- 24 *6110-189-0001 of Section 2.00 of the annual Budget Act or another*
- 25 *statute*, to purchase the instructional materials selected pursuant
- 26 to this chapter. School districts or *school districts on behalf of*
- 27 *their* individual schools or classrooms ~~under the jurisdiction of a~~
- 28 ~~school district~~ participating in the pilot program shall be required
- 29 to purchase and use only the instructional materials approved
- 30 pursuant to this chapter for the purposes of providing instruction
- 31 in reading/language arts and English language development to
- 32 English learners.
- 33 (2) Notwithstanding any other provision of law, any school
- 34 district or individual school or classroom under the jurisdiction of
- 35 a school district selected to participate in the pilot program is
- 36 exempt from having to purchase reading/language arts instructional
- 37 materials within 24 months of adoption by the state board.
- 38 457. A school district or an individual school or classroom
- 39 under the jurisdiction of a school district selected to participate in

1 the pilot program shall provide assurances to the Superintendent  
2 that it will comply with all of the following:

3 (a) Submit to the Superintendent a plan to accelerate pupils  
4 through the program, including transitioning English learners  
5 classified pursuant to the California English language development  
6 test as early advanced and advanced to the state-adopted English  
7 language arts program.

8 (b) Establish accounting and audit procedures specified by the  
9 Superintendent.

10 (c) Provide ongoing training and professional development for  
11 the duration of the pilot program *utilizing, as appropriate, local,*  
12 *state, or federal resources.* The training and professional  
13 development shall be designed to meet the needs of the teachers  
14 using the instructional materials developed pursuant to this chapter.  
15 The content of the professional development shall be based on the  
16 English language arts and English language development standards  
17 and shall include all of the following:

18 (1) Language development strategies for English learners.

19 (2) Second language literacy strategies.

20 (3) Effective use of pupil work and textbook assessments to  
21 inform language and literacy development and instruction.

22 (d) Utilize an English learner reading specialist, pursuant to  
23 paragraph (2) of subdivision (b) of Section 456, and onsite  
24 coaching, pursuant to paragraph (3) of subdivision (b) of Section  
25 456.

26 (e) *The assurances pursuant to this section.*

27 458. The Superintendent shall select, pursuant to a process  
28 including a request for services, a county office of education from  
29 the three counties with the largest enrollment of the English  
30 learners in the state. The selected county office of education shall  
31 assist the Superintendent in the design and implementation of the  
32 professional development program.

33 459. (a) ~~By January 1, 2009, the Superintendent~~ *On or before*  
34 *January 1, 2009, the Legislative Analyst's Office shall decide to*  
35 *conduct, or shall select an independent research organization*  
36 *external to the department, through a request for services process,*  
37 ~~to design and implement~~ *to conduct, the design and implementation*  
38 *of an evaluation of the pilot program.* The selected organization  
39 shall have demonstrated knowledge and expertise in designing and

1 implementing evaluations of reading/language arts programs  
2 specific to English learners.

3 (b) The design of the evaluation set forth in subdivision (a) shall  
4 include, at a minimum, all of the following:

5 (1) The ability to provide longitudinal data utilizing pupil match  
6 scores by time and program, grade level, instructional program,  
7 and instructional materials.

8 (2) A control group of pupils with comparable demographics,  
9 such as age, grade, and economic status.

10 (3) The ability to determine quality and effectiveness of the  
11 professional development programs provided to teachers in the  
12 pilot program.

13 ~~(c) By September 1, 2012, and every two years thereafter, On~~  
14 ~~or before January 1, 2013, and on or before November 1, 2015,~~  
15 ~~the Legislative Analyst's Office or the research organization~~  
16 selected pursuant to subdivision (a) shall submit an evaluation  
17 report to the Superintendent, the state board, and the chairpersons  
18 of the appropriate policy committees of the Legislature. The reports  
19 shall include all of the following:

20 (1) Results of the California standards test and the California  
21 English language development test.

22 (2) Information for the English learner subgroup from the  
23 Academic Performance Index (API) and the Adequate Yearly  
24 Progress Report.

25 (3) Barriers by school districts in the design and operation of  
26 the pilot program, including identification of any federal, state, or  
27 local policy or regulation that impeded program implementation.

28 (4) Comparison of the academic achievement and English  
29 language proficiency of English learners enrolled in participating  
30 school districts to that of English learners enrolled in school  
31 districts not participating in the pilot program.

32 (5) Recommendations for program improvement.

33 (d) Data from the first evaluation of the pilot program shall be  
34 used to inform the development of the 2015 reading/language arts  
35 curriculum frameworks and criteria and the adoption in 2015 of  
36 reading/language arts instructional materials.

37 460. The governing board of participating school districts or  
38 individual schools or classrooms under the jurisdiction of a school  
39 district may use its instructional materials allowances to purchase  
40 and replace the instructional materials made available pursuant to

1 this chapter. School districts or individual schools or classrooms  
2 under the jurisdiction of a school district participating in the pilot  
3 program shall be required to purchase and use only the instructional  
4 materials approved pursuant to this chapter.

5 461. (a) Implementation of professional development activities  
6 set forth in subdivision (c) of Section 457 is contingent upon an  
7 appropriation in the annual Budget Act or another statute for the  
8 ~~purpose of providing a one-time grant of up to one hundred~~  
9 ~~thousand dollars (\$100,000) to school districts participating in the~~  
10 *purpose of providing grants to school districts participating in the*  
11 pilot program. The amount of funds a participating school district  
12 may receive for this purpose shall be determined by how many  
13 pupils participate in the pilot program.

14 (b) Implementation of the evaluation set forth in Section 459 is  
15 ~~subject to~~ *contingent upon* an appropriation in the annual Budget  
16 Act or another statute for this purpose.

17 462. This chapter shall become inoperative on July 1, 2015,  
18 and, as of January 1, 2016, is repealed, unless a later enacted statute  
19 that is enacted before January 1, 2016, deletes or extends the dates  
20 on which it becomes inoperative and is repealed.