

ASSEMBLY BILL

No. 406

Introduced by Assembly Member Yamada

February 23, 2009

An act to add Article 5.3 (commencing with Section 44540) to Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code, relating to school personnel.

LEGISLATIVE COUNSEL'S DIGEST

AB 406, as introduced, Yamada. School personnel: Classified School Employee Training Program.

Existing law establishes the Administrator Training Program and the Chief Business Officer Training Program under the administration of the Superintendent of Public Instruction. Under these programs, the Superintendent awards incentive funding for the prescribed training to school districts and county offices of education meeting specified program criteria.

This bill would establish the Classified School Employee Training Program. The bill would provide for the program to be administered by the Superintendent, with the approval of the State Board of Education. Under the Classified School Employee Training Program, the Superintendent would award incentive funding to eligible school districts, county offices of education, charter schools, and community college districts for prescribed instruction and training for classified school employees. The bill would require the State Department of Education, after the program has been implemented for 5 years, to develop, subject to review and approval by the state board, a final report for submission to the Legislature regarding the program.

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

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

SECTION 1. Article 5.3 (commencing with Section 44540) is added to Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code, to read:

Article 5.3. Classified School Employee Training Program

44540. (a) This article shall be known and may be cited as the Classified School Employee Training Program.

(b) The Classified School Employee Training Program is hereby established. The Superintendent, with the approval of the State Board of Education, shall administer the program.

(c) For purposes of this article, the following terms have the following meanings:

(1) "Classified school employee" means a person employed on a full-time or a part-time basis as a classified school employee at a community college, or a public school or a state special school in which kindergarten or any of grades 1 to 12, inclusive, are taught.

(2) "Hard-to-staff school" means a school in which teachers holding emergency permits or credential waivers make up 20 percent or more of the teaching staff.

(3) "High-priority school" means a school in the bottom half of all schools based on the Academic Performance Index rankings established pursuant to subdivision (a) of Section 52056.

(4) "Local educational agency" means a school district, a county office of education, a charter school, or a community college district.

44541. (a) It is the intent of the Legislature that, from funds appropriated for the purpose of this article, the Superintendent shall award incentive funding to provide classified school employees with instruction and training in areas that include, but are not necessarily limited to, all of the following:

(1) Curriculum frameworks and instructional materials aligned to the state academic standards.

1 (2) The management of state and local pupil data, assessment
2 instruments, and specific ways to use assessment data from the
3 Standardized Testing and Reporting (STAR) Program, including
4 analyzing achievement of specific subgroups, including English
5 language learners and individuals with exceptional needs.

6 (3) The management strategies and best practices regarding the
7 use of educational technology to improve pupil performance.

8 (4) Pupil and campus safety: training and staff development in
9 the latest and best practices for pupil safety and campus safety.

10 (5) School facilities and maintenance: training and staff
11 development in best practices and changing technology for school
12 facilities. School districts that receive grants for new facility
13 technology shall set aside a portion of the funding for staff
14 development and training to classified school employees to
15 maintain the equipment or system.

16 (6) Chemical safety: training and staff development on pesticides
17 and other possibly toxic substances to that they may safely be used
18 on campus.

19 (7) School transportation and bus safety: training and staff
20 development on the best practices and standards for pupil
21 transportation.

22 (8) Parent involvement: training and staff development to
23 enhance the ability of a school to increase parent involvement at
24 schoolsites.

25 (9) Food service: training and staff development in food
26 preparation to provide nutritional meals and food management.

27 (10) Health and nursing standards: training and staff
28 development on the latest and best practices for pupil health care
29 needs.

30 (11) At-risk pupils: training and staff development in methods
31 for providing timely and appropriate interventions and assistance
32 to at-risk pupils and their parents.

33 (12) Special education: training and staff development to stay
34 current with the latest and best practices to meet the needs of
35 special education pupils, and to comply with any new state and
36 federal mandates.

37 (13) Academic standards: training for paraprofessionals to assist
38 teachers and administrators to improve the academic achievement
39 of pupils that shall include, but not necessarily be limited to,
40 capacity building in all of the following areas:

- 1 (A) Pedagogies of learning.
- 2 (B) Motivating pupil learning.
- 3 (C) Instructional strategies for teaching essential content in ways
- 4 that address the varied learning needs of pupils, with special
- 5 emphasis on English language learners and individuals with
- 6 exceptional needs.
- 7 (D) Collaboration.
- 8 (E) Conflict resolution, including reduction of racial tensions.
- 9 (F) Respect for diversity.
- 10 (G) Parent involvement.
- 11 (H) Staff relations.
- 12 (I) Creation of an effective, safe, and inclusive learning
- 13 environment.
- 14 (J) A single plan for pupil achievement.
- 15 (b) All local educational agencies shall be eligible to apply for
- 16 funds appropriated for the purposes of this article.
- 17 (c) The Superintendent shall identify existing state, federal, or
- 18 local funds that can be used for classified school employees, and
- 19 make a recommendation to local educational agencies on the
- 20 appropriate set-aside of funds intended for staff development for
- 21 classified staff with appropriate guidelines that are consistent with
- 22 federal requirements.
- 23 44542. (a) To receive incentive funding for the purposes of
- 24 this article, a local educational agency, individually or in
- 25 partnership with one or more institutions of higher education or
- 26 other educational entities, shall submit a program proposal to the
- 27 Superintendent. The program proposal shall contain an expenditure
- 28 plan, and shall specify how the training program for which funding
- 29 is being requested addresses the program goals specified in
- 30 paragraphs (1) to (13), inclusive, of subdivision (a) of Section
- 31 44541 and how the local educational agency plans to continue
- 32 ongoing training to classified school employees.
- 33 (b) The Superintendent shall approve or disapprove a local
- 34 educational agency's plan for training of classified school
- 35 employees serving kindergarten and grades 1 to 12, inclusive, with
- 36 respect to school districts and county offices of education.
- 37 (c) The Chancellor of the California Community Colleges shall
- 38 approve or disapprove a community college district plan for
- 39 training of classified school employees serving community

1 colleges, and transmit approved community college district plans
2 to the Superintendent for his or her consideration for funding.

3 44543. After five years of implementation, the department
4 shall develop, subject to review and approval by the state board,
5 a final report for submission to the Legislature regarding the
6 program established pursuant to this article. The final report shall,
7 at a minimum, detail all of the following:

8 (a) The number of classified school employees who received
9 training offered pursuant to this article.

10 (b) The entities that received funds for the purpose of offering
11 training pursuant to this article and the number of classified school
12 employees that each entity has trained.

13 (c) Information detailing the effectiveness of the program
14 established pursuant to this article. This information, at a minimum,
15 shall incorporate survey data concerning program effectiveness
16 that has been gathered from program participants.

17 (d) Information detailing the retention rate of classified school
18 employees who participated in training offered pursuant to this
19 article.

20 (e) A comparison of the Academic Performance Index scores
21 for elementary and secondary schools within participating local
22 educational agencies for the year before the school's classified
23 school employees receive training pursuant to this article and for
24 the second year after the classified school employees complete the
25 training provided pursuant to this article.

26 (f) Relevant data required to be included in the school
27 accountability report card pursuant to Section 33126.