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AMENDED IN ASSEMBLY MAY 6, 2010
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AMENDED IN ASSEMBLY APRIL 7, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2086

Introduced by Assembly Member Coto

February 18, 2010

An act to amend ~~Section~~ *Sections 10600 and 69432.7* of the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2086, as amended, Coto. Cal Grant Program: qualifying institutions: publication of license examination passage rates.

Existing law, the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Program, establishes the Cal Grant A and B entitlement awards, the California Community College Transfer Cal Grant Entitlement awards, the Competitive Cal Grant A and B awards, the Cal Grant C awards, and the Cal Grant T awards under the administration of the Student Aid Commission, and establishes eligibility requirements for awards under these programs for participating students attending qualifying institutions.

For purposes of the Cal Grant Program, existing law defines "qualifying institution" as a California private or independent postsecondary educational institution that participates in specified federal student aid programs, a nonprofit institution that is headquartered

and operating in California that meets specified criteria, or a California public postsecondary educational institution.

This bill would redefine “qualifying institution” for purposes of the Cal Grant Program to mean an institution that is within any of those 3 categories and that complies with a requirement to provide information on where to access license examination passage rates for graduates of specified programs if that data is electronically available through the Internet Web site of a state licensing or regulatory agency. *The bill would also declare the intent of the Legislature that the Commission on Teacher Credentialing and the State Department of Education, to the extent practicable while implementing a specified requirement to report data to the California Education Information System, facilitate the compliance of qualifying institutions with the requirement to provide information by making the report accessible electronically through the Internet and providing a link to the Web site where data on the passage rates of recent program graduates can also be retrieved electronically.*

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 10600 of the Education Code is amended
2 to read:

3 10600. (a) It is the intent of the Legislature in enacting this
4 chapter to make complete, current, and reliable information relating
5 to education available to the Legislature and to all public
6 educational agencies in California at maximum efficiency and
7 economy through statewide compatibility in the development and
8 application of information systems and electronic data-processing
9 techniques insofar as they relate to data required in reports to the
10 department.

11 (b) It is the further intent of the Legislature to recognize the
12 importance, and enhance the stature, of the education profession
13 throughout the state.

14 (c) The Legislature finds and declares all of the following:

15 (1) According to recent studies, there is a shortage of qualified
16 teachers, particularly in the areas of special education, English
17 language acquisition and development, mathematics, and science,
18 throughout California.

1 (2) In order for California to remain competitive in the global
2 economy, the Legislature recognizes the necessity of continuing
3 to support the recruitment of individuals to the teaching profession
4 and effective teacher preparation and professional development
5 programs. The Legislature also recognizes the importance of
6 quality instruction to the academic achievement of pupils and of
7 providing each pupil in the public schools with instruction by a
8 highly qualified teacher. *Data from the California Education*
9 *Information System will allow teacher candidates to make informed*
10 *decisions about choosing a program of teacher preparation by*
11 *providing aggregate information on the effectiveness of teacher*
12 *preparation programs and the related academic proficiency of*
13 *subgroups of pupils, including, but not limited to, English learners,*
14 *special education pupils, and socioeconomically disadvantaged*
15 *pupils.*

16 (3) State and local policymakers, local educational agencies,
17 *teacher candidates*, teachers, parents, and pupils all need reliable
18 information regarding participation in the teacher workforce,
19 teacher movement between schools and school districts, the
20 departure of teachers from the workforce before retirement, the
21 appropriateness of teacher assignments, and the effectiveness of
22 teacher credentialing, preparation, induction, recruitment, and
23 support, and would benefit from the availability of more extensive
24 information regarding the teaching profession.

25 (4) Data regarding the teacher workforce is currently collected
26 and maintained by numerous state and local educational agencies.
27 In order for the Legislature to fulfill its intent in enacting this
28 chapter, it is necessary to integrate the data collected by those
29 existing data systems to provide an understanding of the teacher
30 workforce in the state and the effectiveness of teacher preparation
31 programs. For purposes of integrating data regarding the teacher
32 workforce in the state, Item 6110-001-0890 of Section 2.00 of the
33 Budget Act of 2005 (Chapter 38 of the Statutes of 2005)
34 appropriated funds for the department to contract for a teacher data
35 system feasibility study to determine the feasibility of converting
36 existing data systems into an integrated, comprehensive,
37 longitudinally linked teacher information system that can yield
38 high-quality program evaluations.

39 (5) *Consolidating public information on the effectiveness of*
40 *teacher preparation programs will assist teacher candidates in*

1 *enrolling in the program that is the best fit for their career goals.*
 2 *It is therefore the intent of the Legislature that the Commission on*
 3 *Teacher Credentialing and the department, to the extent*
 4 *practicable while implementing the reporting requirements in*
 5 *subdivision (g) of Section 10601.5, facilitate the compliance of*
 6 *qualifying institutions with paragraph (2) of subdivision (l) of*
 7 *Section 69432.7 by making the report accessible electronically*
 8 *through the Internet and providing a link to the Web site where*
 9 *data on the passage rates of recent program graduates can also*
 10 *be retrieved electronically.*

11 (d) It is the intent of the Legislature that the vital goals described
 12 in this section be accomplished through the establishment of a
 13 comprehensive state education data information system in the
 14 department that includes information regarding the teacher
 15 workforce.

16 **SECTION 4.**

17 *SEC. 2.* Section 69432.7 of the Education Code is amended to
 18 read:

19 69432.7. As used in this chapter, the following terms have the
 20 following meanings:

21 (a) An “academic year” is July 1 to June 30, inclusive. The
 22 starting date of a session shall determine the academic year in
 23 which it is included.

24 (b) “Access costs” means living expenses and expenses for
 25 transportation, supplies, and books.

26 (c) “Award year” means one academic year, or the equivalent,
 27 of attendance at a qualifying institution.

28 (d) “College grade point average” and “community college
 29 grade point average” mean a grade point average calculated on the
 30 basis of all college work completed, except for nontransferable
 31 units and courses not counted in the computation for admission to
 32 a California public institution of higher education that grants a
 33 baccalaureate degree.

34 (e) “Commission” means the Student Aid Commission.

35 (f) “Enrollment status” means part-time status or full-time status.

36 (1) “Part time,” for purposes of Cal Grant eligibility, means 6
 37 to 11 semester units, inclusive, or the equivalent.

38 (2) “Full time,” for purposes of Cal Grant eligibility, means 12
 39 or more semester units or the equivalent.

1 (g) “Expected family contribution,” with respect to an applicant,
 2 shall be determined using the federal methodology pursuant to
 3 subdivision (a) of Section 69506 (as established by Title IV of the
 4 federal Higher Education Act of 1965, as amended (20 U.S.C. Sec.
 5 1070 et seq.)) and applicable rules and regulations adopted by the
 6 commission.

7 (h) “High school grade point average” means a grade point
 8 average calculated on a 4.0 scale, using all academic coursework,
 9 for the sophomore year, the summer following the sophomore
 10 year, the junior year, and the summer following the junior year,
 11 excluding physical education, reserve officer training corps
 12 (ROTC), and remedial courses, and computed pursuant to
 13 regulations of the commission. However, for high school graduates
 14 who apply after their senior year, “high school grade point average”
 15 includes senior year coursework.

16 (i) “Instructional program of not less than one academic year”
 17 means a program of study that results in the award of an associate
 18 or baccalaureate degree or certificate requiring at least 24 semester
 19 units or the equivalent, or that results in eligibility for transfer from
 20 a community college to a baccalaureate degree program.

21 (j) “Instructional program of not less than two academic years”
 22 means a program of study that results in the award of an associate
 23 or baccalaureate degree requiring at least 48 semester units or the
 24 equivalent, or that results in eligibility for transfer from a
 25 community college to a baccalaureate degree program.

26 (k) “Maximum household income and asset levels” means the
 27 applicable household income and household asset levels for
 28 participants in the Cal Grant Program, as defined and adopted in
 29 regulations by the commission for the 2001–02 academic year,
 30 which shall be set pursuant to the following income and asset
 31 ceiling amounts:

32
 33 CAL GRANT PROGRAM INCOME CEILINGS

	Cal Grant A, C, and T	Cal Grant B
Dependent and Independent students with dependents*		
Family Size		
Six or more	\$74,100	\$40,700

	Cal Grant A, C, and T	Cal Grant B
Five	\$68,700	\$37,700
Four	\$64,100	\$33,700
Three	\$59,000	\$30,300
Two	\$57,600	\$26,900
Independent		
Single, no dependents	\$23,500	\$23,500
Married	\$26,900	\$26,900

*Applies to independent students with dependents other than a spouse.

CAL GRANT PROGRAM ASSET CEILINGS

	Cal Grant A, C, and T	Cal Grant B
Dependent**	\$49,600	\$49,600
Independent	\$23,600	\$23,600

**Applies to independent students with dependents other than a spouse.

The commission shall annually adjust the maximum household income and asset levels based on the percentage change in the cost of living within the meaning of paragraph (1) of subdivision (e) of Section 8 of Article XIII B of the California Constitution. An applicant who qualifies to be considered under the simplified needs test established by federal law for student assistance shall be presumed to meet the asset level test under this section. Prior to disbursing any Cal Grant funds, a qualifying institution shall be obligated, under the terms of its institutional participation agreement with the commission, to resolve any conflicts that may exist in the data the institution possesses relating to that individual.

(l) (1) “Qualifying institution” means an institution that complies with paragraph (2) and is any of the following:

1 (A) A California private or independent postsecondary
2 educational institution that participates in the Pell Grant program
3 and in at least two of the following federal campus-based student
4 aid programs:

- 5 (i) Federal Work-Study.
- 6 (ii) Perkins Loan Program.
- 7 (iii) Supplemental Educational Opportunity Grant Program.

8 (B) A nonprofit institution headquartered and operating in
9 California that certifies to the commission that 10 percent of the
10 institution’s operating budget, as demonstrated in an audited
11 financial statement, is expended for the purposes of institutionally
12 funded student financial aid in the form of grants, that demonstrates
13 to the commission that it has the administrative capacity to
14 administer the funds, that is accredited by the Western Association
15 of Schools and Colleges, and that meets any other state-required
16 criteria adopted by regulation by the commission in consultation
17 with the Department of Finance. A regionally accredited institution
18 that was deemed qualified by the commission to participate in the
19 Cal Grant Program for the 2000–01 academic year shall retain its
20 eligibility as long as it maintains its existing accreditation status.

21 (C) A California public postsecondary educational institution.

22 (2) (A) The institution shall provide information on where to
23 access license examination passage rates for the most recent
24 available year from graduates of its programs leading to
25 employment for which passage of a state licensing examination is
26 required, if that data is electronically available through the Internet
27 Web site of a state licensing or regulatory agency. For purposes
28 of this paragraph, “provide” may exclusively include placement
29 of an Internet Web site address labeled as an access point for the
30 data on the passage rates of recent program graduates on the
31 Internet Web site where enrollment information is also located, or
32 on applications for enrollment or other program information
33 distributed to prospective students.

34 (B) The institution shall be responsible for certifying to the
35 commission compliance with the requirements of subparagraph
36 (A).

37 (m) “Satisfactory academic progress” means those criteria
38 required by applicable federal standards published in Title 34 of
39 the Code of Federal Regulations. The commission may adopt

- 1 regulations defining “satisfactory academic progress” in a manner
- 2 that is consistent with those federal standards.