

AMENDED IN SENATE AUGUST 10, 2010

AMENDED IN SENATE JULY 1, 2010

AMENDED IN SENATE JUNE 16, 2010

AMENDED IN ASSEMBLY MAY 6, 2010

AMENDED IN ASSEMBLY APRIL 22, 2010

AMENDED IN ASSEMBLY APRIL 7, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2086**

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**Introduced by Assembly Member Coto**

February 18, 2010

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An act to amend 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.

(1) Existing law establishes in the State Department of Education the California Education Information System, consisting of the California Longitudinal Pupil Achievement Data System and the California Longitudinal Teacher Integrated Data Education System. The function of the California Education Information System is to establish, conduct, and by continuous concern keep up to date, a basic, integrated, statewide information system for education.

This bill would add to the provisions relating to the California Education Information System an expression of the intent of the Legislature that, as the California Education Information System is

implemented over time, access to public information already available on various measures of the quality of teacher preparation programs be available in electronic format and be accessible to the extent practicable through downloadable pages and reports accessible to the public in a consolidated manner.

(2) 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 *California* license examination passage rates for graduates of specified programs if that data is electronically available through the Internet Web site of a state *California* licensing or regulatory agency.

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

1 techniques insofar as they relate to data required in reports to the  
2 department.

3 (b) It is the further intent of the Legislature to recognize the  
4 importance, and enhance the stature, of the education profession  
5 throughout the state.

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

7 (1) According to recent studies, there is a shortage of qualified  
8 teachers, particularly in the areas of special education, English  
9 language acquisition and development, mathematics, and science,  
10 throughout California.

11 (2) In order for California to remain competitive in the global  
12 economy, the Legislature recognizes the necessity of continuing  
13 to support the recruitment of individuals to the teaching profession  
14 and effective teacher preparation and professional development  
15 programs. The Legislature also recognizes the importance of  
16 quality instruction to the academic achievement of pupils and of  
17 providing each pupil in the public schools with instruction by a  
18 highly qualified teacher.

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

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

1 longitudinally linked teacher information system that can yield  
2 high-quality program evaluations.

3 (5) It is important that policymakers and teacher candidates  
4 have access to information on the quality of teacher preparation  
5 programs. It is also the intent of the Legislature that the quality  
6 indicators include the extent to which teachers are prepared to  
7 work effectively with all—~~students~~ *pupils*, including, but not  
8 necessarily limited to, English language learners, special education  
9 pupils, and socioeconomically disadvantaged pupils.

10 (6) It is the intent of the Legislature that, as the California  
11 Education Information System is implemented over time, access  
12 to public information already available on various measures of the  
13 quality of teacher preparation programs be available in electronic  
14 format and be accessible to the extent practicable through  
15 downloadable pages and reports accessible to the public in a  
16 consolidated manner.

17 (d) It is the intent of the Legislature that the vital goals described  
18 in this section be accomplished through the establishment of a  
19 comprehensive state education data information system in the  
20 department that includes information regarding the teacher  
21 workforce.

22 SEC. 2. Section 69432.7 of the Education Code is amended to  
23 read:

24 69432.7. As used in this chapter, the following terms have the  
25 following meanings:

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

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

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

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

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

1 (f) “Enrollment status” means ~~part-time status~~ *part-* or full-time  
2 status.

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

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

7 (g) “Expected family contribution,” with respect to an applicant,  
8 shall be determined using the federal methodology pursuant to  
9 subdivision (a) of Section 69506 (as established by Title IV of the  
10 federal Higher Education Act of 1965, as amended (20 U.S.C. Sec.  
11 1070 et seq.)) and applicable rules and regulations adopted by the  
12 commission.

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

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

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

32 (k) “Maximum household income and asset levels” means the  
33 applicable household income and household asset levels for  
34 participants in the Cal Grant Program, as defined and adopted in  
35 regulations by the commission for the 2001–02 academic year,  
36 which shall be set pursuant to the following income and asset  
37 ceiling amounts:

38  
39 CAL GRANT PROGRAM INCOME CEILINGS  
40

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

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

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

7 (i) Federal Work-Study.

8 (ii) Perkins Loan Program.

9 (iii) Supplemental Educational Opportunity Grant Program.

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

23 (C) A California public postsecondary educational institution.

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

38 (B) The institution shall be responsible for certifying to the  
39 commission compliance with the requirements of subparagraph  
40 (A).

1 (m) “Satisfactory academic progress” means those criteria  
2 required by applicable federal standards published in Title 34 of  
3 the Code of Federal Regulations. The commission may adopt  
4 regulations defining “satisfactory academic progress” in a manner  
5 that is consistent with those federal standards.

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