

AMENDED IN SENATE MAY 3, 2011
AMENDED IN SENATE APRIL 14, 2011

SENATE BILL

No. 509

Introduced by Senator Price

February 17, 2011

An act to amend Section 1240.3 of the Education Code, relating to instructional materials.

LEGISLATIVE COUNSEL'S DIGEST

SB 509, as amended, Price. Instructional materials.

Existing law states the Legislature's intent that each local educational agency provide each pupil with standards-aligned textbooks or instructional materials from the same adoption, consistent with specified provisions of law.

This bill would authorize each school district to purchase the newest adopted instructional materials for the neediest schools in the school district, as defined, prior to purchasing these materials for the remaining schools in the district.

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

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

1 SECTION 1. Section 1240.3 of the Education Code is amended
2 to read:
3 1240.3. (a) For purposes of Section 1240, for the 2008–09 to
4 2014–15 fiscal years, inclusive, sufficient textbooks or instructional
5 materials include standards-aligned textbooks or instructional
6 materials, or both, that were adopted prior to July 1, 2008, by the

1 state board or local educational agency pursuant to statute, unless
2 those local educational agencies purchased or arranged to purchase
3 textbooks or instructional materials adopted by the state board
4 after that date. It is the intent of the Legislature that each local
5 educational agency provide each pupil with standards-aligned
6 textbooks or instructional materials from the same adoption,
7 consistent with Sections 60119 and 60422. However, a school
8 district may purchase the newest adopted instructional materials
9 for the neediest schools in the school district, defined as schools
10 ranked in deciles 1 to 3, inclusive, of the base Academic
11 Performance Index in *any one of* the past three school years, prior
12 to purchasing these materials for the remaining schools in the
13 district. For those schools that do not have ~~three years of valid~~
14 ~~rankings in the base Academic Performance Index~~, *at least one*
15 *year of valid rankings in the base Academic Performance Index*
16 *for the previous three years*, a school district may establish criteria
17 to define the “neediest schools” for purposes of this subdivision.
18 This section does not require a local educational agency to purchase
19 all of the instructional materials included in an adoption if the
20 materials that are purchased are made available to all the pupils
21 for whom they are intended in all of the schools within the local
22 educational agency.

23 (b) Notwithstanding Section 1240 or any other law, for the
24 2008–09 to 2014–15 fiscal years, inclusive, a county superintendent
25 of schools, in making visits to schools as specified in Section 1240,
26 shall determine the status of sufficient textbooks as defined in
27 subdivision (a).

28 (c) This section shall become inoperative on July 1, 2015, and,
29 as of January 1, 2016, is repealed, unless a later enacted statute
30 that is enacted before January 1, 2016, deletes or extends the dates
31 on which it becomes inoperative and is repealed.