

AMENDED IN ASSEMBLY SEPTEMBER 2, 2011

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 *pupils in all of the neediest schools* in the school district, as defined, ~~prior to purchasing~~ *without incurring a duty to purchase* these materials for *pupils in 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:

1 1240.3. (a) For purposes of Section 1240, for the 2008–09 to
2 2014–15 fiscal years, inclusive, sufficient textbooks or instructional
3 materials include standards-aligned textbooks or instructional
4 materials, or both, that were adopted prior to July 1, 2008, by the
5 state board or local educational agency pursuant to statute, unless
6 those local educational agencies purchased or arranged to purchase
7 textbooks or instructional materials adopted by the state board
8 after that date. It is the intent of the Legislature that each local
9 educational agency provide each pupil with standards-aligned
10 textbooks or instructional materials from the same adoption,
11 consistent with Sections 60119 and 60422. However, a school
12 district may purchase the newest adopted instructional materials
13 for *pupils in all of* the neediest schools in the school district,
14 defined as schools ranked in deciles 1 to 3, inclusive, of the base
15 Academic Performance Index in any one of the past three school
16 years, ~~prior to purchasing these materials for the remaining schools~~
17 *without incurring a duty to purchase these materials for pupils in*
18 *the schools ranked in deciles 4 to 10, inclusive, of the base*
19 *Academic Performance Index* in the district. For those schools that
20 do not have at least one year of valid rankings in the base Academic
21 Performance Index for the previous three years, a school district
22 may establish criteria to define the “neediest schools” for purposes
23 of this subdivision. This section does not require a local educational
24 agency to purchase all of the instructional materials included in
25 an adoption if the materials that are purchased are made available
26 to all the pupils for whom they are intended in all of the schools
27 within the local educational agency.

28 (b) Notwithstanding Section 1240 or any other law, for the
29 2008–09 to 2014–15 fiscal years, inclusive, a county superintendent
30 of schools, in making visits to schools as specified in Section 1240,
31 shall determine the status of sufficient textbooks as defined in
32 subdivision (a).

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