

AMENDED IN SENATE APRIL 10, 2012

**SENATE BILL**

**No. 1385**

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**Introduced by Senator Hancock**

February 24, 2012

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An act to amend ~~Sections~~ *Section* 8483.55 and 8483.9 of, and to add and repeal Section 44394 of, the Education Code, relating to after school programs.

LEGISLATIVE COUNSEL'S DIGEST

SB 1385, as amended, Hancock. After school programs: California After School Teacher Pipeline Program.

(1) Existing law, the After School Education and Safety Program; *Act of 2002, enacted by initiative statute, establishes the After School Education and Safety Program to serve pupils in kindergarten and grades 1 to 9, inclusive, at participating public elementary, middle, junior high, and charter schools. The existing act makes 1.5% of the funds appropriated for purposes of that program available to the State Department of Education for specified purposes.*

This bill, ~~commencing with~~ *for the 2013–14 fiscal year to the 2018–19 fiscal year, inclusive,* would require the department to annually transfer \$150,000 of those funds to the Commission on Teacher Credentialing for purposes of implementing the California After School Teacher Pipeline Program.

~~(2) Existing law, the After School Education and Safety Program, limits the amount of state funds a program participant may expend on administrative costs to 15% of the participant's funding.~~

~~This bill would require a program participant that contracts with another agency to provide some or all of the program's services to~~

~~ensure that the contract include funds for reasonable indirect and administrative costs incurred by the contracting agency.~~

~~(3)~~

(2) Existing law establishes the California School Paraprofessional Teacher Training Program for the ~~purposes~~ *purpose* of recruiting paraprofessionals to participate in a program designed to encourage them to enroll in teacher training programs and to provide instructional service as teachers in the public school.

This bill would establish the California After School Teacher Pipeline Program, a pilot program, for the ~~purposes~~ *purpose* of recruiting qualified after school instructors to participate on a pilot basis in the California School Paraprofessional Teacher Training Program. The bill would require the ~~commission~~ *Commission on Teacher Credentialing* to select up to 4 school districts or county offices of education receiving program funds under the California School Paraprofessional Teacher Training Program to apply for pilot program funds. The bill would require the commission to use the \$150,000 annually transferred by the department, as described in *paragraph* (1) above, to award a grant to each selected applicant, not to exceed \$3,500 per pilot participant per year. The bill would require the commission, before January 1, 2015, to report to the Legislature regarding the pilot program, as specified. The bill would make these provisions inoperative on July 1, 2019, and repeal them on January 1, 2020.

*(3) The After School Education and Safety Program Act of 2002 authorizes the Legislature to amend certain of its provisions to further its purposes by majority vote of each house.*

~~(4) This~~

~~This bill includes a finding and declaration of the Legislature that the bill's provisions further the purposes of the After School Education and Safety Program Act of 2002 would set forth a legislative finding and declaration that this bill furthers the purposes of that act.~~

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 8483.55 of the Education Code is
- 2 amended to read:
- 3 8483.55. (a) From the funds appropriated pursuant to
- 4 subdivision (b) of Section 8483.5, the department may spend 1.5

1 percent to cover evaluation costs and to provide training and  
2 support to ensure quality program implementation, development,  
3 and sustainability and may pay its costs of awarding and monitoring  
4 grants.

5 (b) Beginning with the 2006–07 fiscal year, 1.5 percent of the  
6 funds appropriated pursuant to this article shall be available to the  
7 department for purposes of providing technical assistance,  
8 evaluation, and training services, and for providing local assistance  
9 funds to support program improvement and technical assistance.

10 (1) The department shall provide directly, or contract for,  
11 technical assistance for new programs and any program that is not  
12 meeting attendance or performance goals, or both, and requests  
13 ~~that~~ *technical* assistance. The department shall allocate an  
14 appropriate level of technical assistance funds to the regional  
15 system of support to support program startup within 45 days after  
16 grant awards to programs.

17 (2) (A) Training and support shall include, but is not limited  
18 to, the development and distribution of voluntary guidelines for  
19 physical activity programs established pursuant to paragraph (2)  
20 of subdivision (c) of Section 8482.3, that expand the learning  
21 opportunities of the schoolday.

22 (B) The department shall distribute these voluntary guidelines  
23 for physical activity programs on or before July 1, 2009.

24 (c) The department shall contract for an independent statewide  
25 evaluation of the effectiveness of programs funded pursuant to  
26 this article to be prepared and submitted to the Legislature. The  
27 evaluation shall include a comparison of outcomes for participating  
28 pupils and similarly situated pupils who did not participate in the  
29 program. A report shall be submitted to the Governor and the  
30 Legislature on or before October 1, 2011, providing data that  
31 includes, but is not limited to, all of the following:

32 (1) Data collected pursuant to Section 8484.

33 (2) Data adopted through the process outlined in subdivision  
34 (b) of Section 8421.5 and subdivision (g) of Section 8482.4.

35 (3) Number and type of sites and grantees participating in the  
36 program.

37 (4) Pupil program attendance, as reported semiannually, and  
38 pupil schoolday attendance, as reported annually.

39 (5) Pupil program participation rates.

1 (6) Quality of program drawing on the research of the Academy  
2 of Sciences on critical features of programs that support healthy  
3 youth development.

4 (7) The participation rates of local educational agencies.

5 (8) Local partnerships.

6 (9) The academic performance of participating pupils in English  
7 language arts and mathematics, as measured by the results of the  
8 Standardized Testing and Reporting (STAR) Program established  
9 pursuant to Section 60640.

10 (d) A final report shall be submitted to the Governor and the  
11 Legislature on or before December 1, 2011. The final report shall  
12 include, but not be limited to, all of the following:

13 (1) Updated data on the measures specified in subdivision (b),  
14 including, but not limited to, changes in those measures.

15 (2) The prevalence and frequency of activities included in  
16 funded programs.

17 (e) ~~Commencing with~~ For the 2013–14 fiscal year to the  
18 2018–19 fiscal year, inclusive, one hundred fifty thousand dollars  
19 (\$150,000) of the funds appropriated as described in subdivision  
20 (b) shall be transferred annually by the department to the  
21 Commission on Teacher Credentialing for purposes of  
22 implementing the California After School Teacher Pipeline  
23 Program established in Section 44394.

24 ~~SEC. 2. Section 8483.9 of the Education Code, as amended by~~  
25 ~~Section 1 of Chapter 229 of the Statutes of 2010, is amended to~~  
26 ~~read:~~

27 ~~8483.9. (a) A program participant receiving funding pursuant~~  
28 ~~to this article may expend on indirect costs no more than the lesser~~  
29 ~~of the following:~~

30 ~~(1) The school district's indirect cost rate, as approved by the~~  
31 ~~department for the appropriate fiscal year.~~

32 ~~(2) Five percent of the state program funding received pursuant~~  
33 ~~to this article.~~

34 ~~(b) A program participant receiving state funding pursuant to~~  
35 ~~this article may expend no more than 15 percent of that funding~~  
36 ~~on administrative costs, which funding need not be earned through~~  
37 ~~pupil attendance. For purposes of this section, administrative costs~~  
38 ~~shall include indirect costs, as described in subdivision (a).~~

39 ~~(c) A program participant receiving state funding pursuant to~~  
40 ~~this program shall ensure that no less than 85 percent of that~~

1 funding is allocated to schoolsites for direct services to pupils. The  
2 cost of a program site supervisor selected pursuant to Section  
3 8483.4 may be included as direct services, provided that at least  
4 85 percent of the site supervisor's time is spent at the program site.

5 (d) ~~A program participant receiving state funding pursuant to  
6 this article that contracts with another agency to provide some or  
7 all of the program's services shall ensure that the contract includes  
8 funds for reasonable indirect and administrative costs incurred by  
9 the contracting agency.~~

10 ~~SEC. 3.~~

11 *SEC. 2.* Section 44394 is added to the Education Code, to read:

12 44394. (a) For purposes of this section, unless the context  
13 clearly requires otherwise, the following terms shall have the  
14 following meanings:

15 (1) "After school instructor" means an employee who meets the  
16 minimum standards of the paraprofessional job classification as  
17 defined by the applicant school district or county office of  
18 education and who is employed in an after school program by a  
19 school district, city, county, or nonprofit organization that receives  
20 funds pursuant to the 21st Century High School After School Safety  
21 and Enrichment for Teens program (Article 19 (commencing with  
22 Section 8420) of Chapter 2 of Part 6 of Division 1 of Title 1), the  
23 After School Education and Safety Program (Article 22.5  
24 (commencing with Section 8482) of Chapter 2 of Part 6 of Division  
25 1 of Title 1), or the 21st Century Community Learning Centers  
26 program (Article 22.6 (commencing with Section 8484.7) of  
27 Chapter 2 of Part 6 of Division 1 of Title 1) either as a grantee or  
28 through a school district subcontract. This definition of "after  
29 school instructor" applies only to this section.

30 (2) "Applicant" means a school district or county office of  
31 education receiving program funds under the California School  
32 Paraprofessional Teacher Training Program established in Section  
33 44393 and applying for pilot program funds pursuant to the  
34 California After School Teacher Pipeline Program established in  
35 subdivision (b).

36 (3) "Postsecondary educational institutions" means the  
37 California Community Colleges, the California State University,  
38 the University of California, and private postsecondary educational  
39 institutions that offer an accredited teacher training program.

1 (4) “Pilot” means the California After School Teacher Pipeline  
2 Program.

3 (5) “Pilot participant” means an after school instructor who  
4 elects to participate in the California School Paraprofessional  
5 Teacher Training Program and the California After School Teacher  
6 Pipeline Program.

7 (6) “Program” means the California School Paraprofessional  
8 Teacher Training Program.

9 ~~(7) “Teacher training program” means an undergraduate or~~  
10 ~~graduate program of instruction conducted by a campus of a~~  
11 ~~postsecondary educational institution that includes a~~  
12 ~~developmentally sequenced career ladder to provide instruction,~~  
13 ~~coursework, and clearly defined tasks for each level of the ladder,~~  
14 ~~and that is designed to qualify pupils enrolled in the program for~~  
15 ~~a teaching credential authorizing instruction in kindergarten and~~  
16 ~~grades 1 to 12, inclusive.~~

17 (b) The California After School Teacher Pipeline Program is  
18 hereby established for the purpose of recruiting qualified after  
19 school instructors to participate on a pilot basis in the California  
20 School Paraprofessional Teacher Training Program established  
21 pursuant to Section 44393.

22 (c) The commission shall select up to four applicants to  
23 participate in the pilot project.

24 (d) In addition to satisfying all of the requirements of the  
25 program, the commission shall require applicants for the pilot to  
26 demonstrate all of the following:

27 (1) A screening process that will determine if a pilot participant’s  
28 after school instruction experience ensures participant readiness  
29 for the pilot.

30 (2) How the applicant will ensure professional support for pilot  
31 participants, including, but not limited to, mentor teacher oversight,  
32 classroom experience, and academic content instruction experience.

33 (3) How the applicant will track pilot participants within the  
34 program.

35 (4) That the applicant and pilot participants will meet all the  
36 same requirements pursuant to Section 44393 for this pilot,  
37 including, but not limited to, the requirements for participant  
38 eligibility and commitments, program design, *repayment*  
39 *requirements*, and program reporting.

1 (e) (1) From the funds transferred to the commission pursuant  
2 to subdivision (e) of Section 8483.55, the commission shall award  
3 a grant to each selected applicant, not to exceed three thousand  
4 five hundred dollars (\$3,500) per pilot participant per year. The  
5 commission may award funding for after school instructors to  
6 participate in the pilot only to the extent that the funds described  
7 in this paragraph cover all of the costs associated with instructor  
8 participation in the pilot and any costs incurred by the commission  
9 pursuant to paragraphs (2) and (3).

10 (2) The commission shall include this pilot and pilot participants  
11 in all the reporting requirements pursuant to Section 44393.

12 (3) Before January 1, 2015, the commission shall report to the  
13 Legislature regarding the pilot. The report shall include the ability  
14 of applicants to successfully integrate the pilot into their existing  
15 program and the number of participants in the pilot who receive  
16 teaching credentials.

17 (f) This section shall become inoperative on July 1, 2019, and,  
18 as of January 1, 2020, is repealed, unless a later enacted statute,  
19 that becomes operative on or before January 1, 2020, deletes or  
20 extends the dates on which it becomes inoperative and is repealed.

21 ~~SEC. 4.~~

22 *SEC. 3.* The Legislature finds and declares that this act furthers  
23 the purposes of the After School Education and Safety Program  
24 Act of 2002.