

AMENDED IN ASSEMBLY MARCH 14, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 391

Introduced by Assembly Member Wieckowski

February 15, 2013

An act to amend ~~Section 1550 of the Health and Safety Code, relating to community care facilities. Sections 51220 and 51225.3 of, and to add Section 51226.9 to, the Education Code, relating to pupil instruction.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 391, as amended, Wieckowski. ~~Community care facilities. Pupil instruction: personal finance.~~

(1) Existing law requires the adoption of a course of study for grades 7 to 12, inclusive, including social studies instruction providing a foundation for understanding the development of the American economic system, including the role of the entrepreneur and labor. Existing law also specifies coursework to be completed by pupils in grades 9 to 12, inclusive, in order to receive a high school diploma of graduation, including a one-semester course in economics.

This bill would enact the Common Cents Curriculum Act of 2013 and would require, commencing with the 2014–15 school year, that the adopted course of study for social sciences for grades 7 to 12, inclusive, offer instruction providing a foundation for understanding personal finance, including, but not limited to, budgeting, savings, credit and loans, identity theft, and paying for postsecondary education. The bill would require the one-semester course in economics that is required for high school graduation to include personal finance, including, but not limited to, those subjects. To the extent that these requirements

would impose new duties on local educational agencies, the bill would impose a state-mandated local program.

The bill would require the State Department of Education to develop and adopt a personal financial literacy curriculum, for use beginning with the 2014–15 school year; that includes, but is not limited to, budgeting, savings, credit and loans, identity theft, and paying for postsecondary education.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

~~The California Community Care Facilities Act provides for the licensure and regulation of community care facilities by the State Department of Social Services. Existing law authorizes the department to deny an application for, or suspend or revoke, any license, or any administrator certificate, or deny a transfer of a license under certain circumstances.~~

~~This bill would make technical, nonsubstantive changes to these provisions.~~

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

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

- 1 SECTION 1. This act shall be known, and may be cited, as the
- 2 “Common Cents Curriculum Act of 2013.”
- 3 SEC. 2. The Legislature finds and declares all of the following:
- 4 (a) California does not have an official statewide policy or
- 5 educational plan for the teaching of financial literacy and the
- 6 growing negative economic effects of financial illiteracy have
- 7 spurred the need for financial literacy education for all elementary
- 8 and secondary pupils.
- 9 (b) Americans 25 to 34, inclusive, years of age have the second
- 10 highest rate of bankruptcy, and the highest rate is Americans who
- 11 are 35 to 44, inclusive, years of age, indicating that young adults

1 *today are more likely to file bankruptcy than were “baby boomers”*
2 *at the same age.*

3 *(c) Improving financial literacy in secondary school will*
4 *empower students, and their families, to act as well-informed*
5 *consumers.*

6 *(d) Financial illiteracy and the consequences for uninformed*
7 *financial decisions are a growing problem in the state, and in the*
8 *long run, educating Californians would result in benefits to the*
9 *economy by helping to prevent bankruptcy, foreclosure, and job*
10 *loss.*

11 *(e) Providing access to financial literacy tools plays an*
12 *important role in preventing uninformed financial decisions.*

13 *(f) Recent research shows that students from states where a*
14 *financial education course is required are more likely to save, less*
15 *likely to max out their credit cards, less likely to make late credit*
16 *card payments, and more likely to take average financial risks.*

17 *(g) A college education is more important than ever in*
18 *determining future earnings, as the annual income of an employee*
19 *with a bachelor’s degree is about 80 percent higher than that of*
20 *a person with a high school diploma, which translates into more*
21 *than one million additional dollars over a lifetime. College*
22 *graduates are also more involved in community and philanthropic*
23 *affairs, are healthier, and require fewer state services than those*
24 *without a degree.*

25 *(h) The number of undergraduate students with both credit card*
26 *debt and student loan debt is increasing. In 2009, the average*
27 *student credit card balance had risen to \$3,000. Additionally, in*
28 *2011, undergraduate students had amassed an average of about*
29 *\$27,000 of student loan debt.*

30 *(i) Increasing the financial literacy of all economic and ethnic*
31 *groups is documented to improve attitudes, lead to improved*
32 *decisionmaking, and provide for a more secure future for*
33 *individuals and their families who have been educated with regard*
34 *to these issues.*

35 *(j) Many groups are dedicated to increasing the financial*
36 *literacy of Americans, and a broad range of quality personal*
37 *finance instructional materials and curricula have been created*
38 *for this purpose, but California’s pupils are not getting this vital*
39 *information.*

1 (k) *At this crucial economic time, it is imperative that California*
2 *continue to be a leader by setting a high standard of financial*
3 *literacy instruction for our pupils.*

4 SEC. 3. *Section 51220 of the Education Code is amended to*
5 *read:*

6 51220. The adopted course of study for grades 7 to 12,
7 inclusive, shall offer courses in the following areas of study:

8 (a) English, including knowledge of and appreciation for
9 literature, language, and composition, and the skills of reading,
10 listening, and speaking.

11 (b) Social sciences, drawing upon the disciplines of
12 anthropology, economics, geography, history, political science,
13 psychology, and sociology, designed to fit the maturity of the
14 pupils. Instruction shall provide a foundation for understanding
15 the history, resources, development, and government of California
16 and the United States of America; ~~instruction in~~ our American
17 legal system, the operation of the juvenile and adult criminal justice
18 systems, and the rights and duties of citizens under the criminal
19 and civil law and the State and Federal Constitutions; the
20 development of the American economic system, including the role
21 of the entrepreneur and labor; *commencing with the 2014–15 school*
22 *year, personal finance, including, but not limited to, budgeting,*
23 *savings, credit and loans, identity theft, and paying for*
24 *postsecondary education;* the relations of persons to their human
25 and natural environment; eastern and western cultures and
26 civilizations; human rights issues, with particular attention to the
27 study of the inhumanity of genocide, slavery, and the Holocaust;;
28 and contemporary issues.

29 (c) Foreign language or languages, beginning not later than
30 grade 7, designed to develop a facility for understanding, speaking,
31 reading, and writing the particular language.

32 (d) Physical education, with emphasis given to physical activities
33 that are conducive to health and to vigor of body and mind, as
34 required by Section 51222.

35 (e) Science, including the physical and biological aspects, with
36 emphasis on basic concepts, theories, and processes of scientific
37 investigation and on the place of humans in ecological systems,
38 and with appropriate applications of the interrelation and
39 interdependence of the sciences.

1 (f) Mathematics, including instruction designed to develop
2 mathematical understandings, operational skills, and insight into
3 problem-solving procedures.

4 (g) Visual and performing arts, including dance, music, theater,
5 and visual arts, with emphasis upon development of aesthetic
6 appreciation and the skills of creative expression.

7 (h) Applied arts, including instruction in the areas of consumer
8 and homemaking education, industrial arts, general business
9 education, or general agriculture.

10 (i) Career technical education designed and conducted for the
11 purpose of preparing youth for gainful employment in the
12 occupations and in the numbers that are appropriate to the
13 personnel needs of the state and the community served and relevant
14 to the career desires and needs of the pupils.

15 (j) Automobile driver education, designed to develop a
16 knowledge of the provisions of the Vehicle Code and other laws
17 of this state relating to the operation of motor vehicles, a proper
18 acceptance of personal responsibility in traffic, a true appreciation
19 of the causes, seriousness and consequences of traffic accidents,
20 and to develop the knowledge and attitudes necessary for the safe
21 operation of motor vehicles. A course in automobile driver
22 education shall include education in the safe operation of
23 motorcycles.

24 (k) Other studies as may be prescribed by the governing board.

25 *SEC. 4. Section 51225.3 of the Education Code, as amended*
26 *by Section 3 of Chapter 621 of the Statutes of 2011, is amended*
27 *to read:*

28 51225.3. (a) A pupil shall complete all of the following while
29 in grades 9 to 12, inclusive, in order to receive a diploma of
30 graduation from high school:

31 (1) At least the following numbers of courses in the subjects
32 specified, each course having a duration of one year, unless
33 otherwise specified:

34 (A) Three courses in English.

35 (B) Two courses in mathematics.

36 (C) Two courses in science, including biological and physical
37 sciences.

38 (D) Three courses in social studies, including United States
39 history and geography; world history, culture, and geography; a
40 one-semester course in American government and civics; and a

1 one-semester course in economics, *including, commencing with*
2 *the 2014–15 school year, personal finance, as specified in Section*
3 *51226.9.*

4 (E) One course in visual or performing arts, foreign language,
5 or, commencing with the 2012–13 school year, career technical
6 education.

7 (i) For purposes of satisfying the requirement specified in this
8 subparagraph, a course in American Sign Language shall be
9 deemed a course in foreign language.

10 (ii) For purposes of this subparagraph, “a course in career
11 technical education” means a course in a district-operated career
12 technical education program that is aligned to the career technical
13 model curriculum standards and framework adopted by the state
14 board, including courses through a regional occupational center
15 or program operated by a county superintendent of schools or
16 pursuant to a joint powers agreement.

17 (iii) This subparagraph does not require a school or school
18 district that currently does not offer career technical education
19 courses to start new career technical education programs for
20 purposes of this section.

21 (iv) If a school district or county office of education elects to
22 allow a career technical education course to satisfy the requirement
23 imposed by this subparagraph, the governing board of the school
24 district or county office of education, prior to offering that
25 alternative to pupils, shall notify parents, teachers, pupils, and the
26 public at a regularly scheduled meeting of the governing board of
27 all of the following:

28 (I) The intent to offer career technical education courses to fulfill
29 the graduation requirement specified in this subparagraph.

30 (II) The impact that offering career technical education courses,
31 pursuant to this subparagraph, will have on the availability of
32 courses that meet the eligibility requirements for admission to the
33 California State University and the University of California, and
34 whether the career technical education courses to be offered
35 pursuant to this subparagraph are approved to satisfy those
36 eligibility requirements. If a school district elects to allow a career
37 technical education course to satisfy the requirement imposed by
38 this subparagraph, the school district shall comply with subdivision
39 (m) of Section 48980.

1 (III) The distinction, if any, between the high school graduation
2 requirements of the school district or county office of education,
3 and the eligibility requirements for admission to the California
4 State University and the University of California.

5 (F) Two courses in physical education, unless the pupil has been
6 exempted pursuant to the provisions of this code.

7 (2) Other coursework requirements adopted by the governing
8 board of the school district.

9 (b) The governing board, with the active involvement of parents,
10 administrators, teachers, and pupils, shall adopt alternative means
11 for pupils to complete the prescribed course of study that may
12 include practical demonstration of skills and competencies,
13 supervised work experience or other outside school experience,
14 career technical education classes offered in high schools, courses
15 offered by regional occupational centers or programs,
16 interdisciplinary study, independent study, and credit earned at a
17 postsecondary institution. Requirements for graduation and
18 specified alternative modes for completing the prescribed course
19 of study shall be made available to pupils, parents, and the public.

20 (c) Notwithstanding any other law, a school district shall exempt
21 a pupil in foster care from all coursework and other requirements
22 adopted by the governing board of the district that are in addition
23 to the statewide coursework requirements specified in this section
24 if the pupil, while he or she is in grade 11 or 12, transfers into the
25 district from another school district or between high schools within
26 the district, unless the district makes a finding that the pupil is
27 reasonably able to complete the additional requirements in time
28 to graduate from high school while he or she remains eligible for
29 foster care benefits pursuant to state law. A school district shall
30 notify a pupil in foster care who is granted an exemption pursuant
31 to this subdivision, and, as appropriate, the person holding the
32 right to make educational decisions for the pupil, if any of the
33 requirements that are waived will affect the pupil's ability to gain
34 admission to a postsecondary educational institution and shall
35 provide information about transfer opportunities available through
36 the California Community Colleges.

37 (d) On or before July 1, 2017, the department shall submit a
38 comprehensive report to the appropriate policy committees of the
39 Legislature on the addition of career technical education courses
40 to satisfy the requirement specified in subparagraph (E) of

1 paragraph (1) of subdivision (a), including, but not limited to, the
2 following information:

3 (1) A comparison of the pupil enrollment in career technical
4 education courses, foreign language courses, and visual and
5 performing arts courses for the 2005–06 to 2011–12 school years,
6 inclusive, to the pupil enrollment in career technical education
7 courses, foreign language courses, and visual and performing arts
8 courses for the 2012–13 to 2016–17 school years, inclusive.

9 (2) The reasons, reported by school districts, that pupils give
10 for choosing to enroll in a career technical education course to
11 satisfy the requirement specified in subparagraph (E) of paragraph
12 (1) of subdivision (a).

13 (3) The type and number of career technical education courses
14 that were conducted for the 2005–06 to 2011–12 school years,
15 inclusive, compared to the type and number of career technical
16 education courses that were conducted for the 2012–13 to 2016–17
17 school years, inclusive.

18 (4) The number of career technical education courses that
19 satisfied the subject matter requirements for admission to the
20 University of California or the California State University.

21 (5) The extent to which the career technical education courses
22 chosen by pupils are aligned with the California Career Technical
23 Education Standards, and prepare pupils for employment, advanced
24 training, and postsecondary education.

25 (6) The number of career technical education courses that also
26 satisfy the visual and performing arts requirement, and the number
27 of career technical education courses that also satisfy the foreign
28 language requirement.

29 (7) Annual pupil dropout and graduation rates for the 2011–12
30 to 2014–15 school years, inclusive.

31 (e) For purposes of completing the report described in
32 subdivision (d), the Superintendent may use existing state resources
33 and federal funds. If state or federal funds are not available or
34 sufficient, the Superintendent may apply for and accept grants,
35 and receive donations and other financial support from public or
36 private sources for purposes of this section.

37 (f) For purposes of completing the report described in
38 subdivision (d), the Superintendent may accept support, including,
39 but not limited to, financial and technical support, from high school

1 reform advocates, teachers, chamber organizations, industry
2 representatives, research centers, parents, and pupils.

3 (g) This section shall become inoperative on the earlier of the
4 following two dates:

5 (1) On July 1, immediately following the first fiscal year after
6 the enactment of the act that adds this paragraph in which the
7 number of career technical education courses that, as determined
8 by the department, satisfy the foreign language requirement for
9 admission to the California State University and the University of
10 California is at least twice the number of career technical education
11 courses that meet these admission requirements as of January 1,
12 2012. This section shall be repealed on the following January 1,
13 unless a later enacted statute, that becomes operative on or before
14 that date, deletes or extends the dates on which it becomes
15 inoperative and is repealed. It is the intent of the Legislature that
16 new career technical education courses that satisfy the foreign
17 language requirement for admission to the California State
18 University and the University of California focus on world
19 languages aligned with career preparation, emphasizing real-world
20 application and technical content in related career and technical
21 education courses.

22 (2) On July 1, 2017, and, as of January 1, 2018, is repealed,
23 unless a later enacted statute, that becomes operative on or before
24 January 1, 2018, deletes or extends the dates on which it becomes
25 inoperative and is repealed.

26 *SEC. 5. Section 51225.3 of the Education Code, as added by*
27 *Section 4 of Chapter 621 of the Statutes of 2011, is amended to*
28 *read:*

29 51225.3. (a) A pupil shall complete all of the following while
30 in grades 9 to 12, inclusive, in order to receive a diploma of
31 graduation from high school:

32 (1) At least the following numbers of courses in the subjects
33 specified, each course having a duration of one year, unless
34 otherwise specified:

35 (A) Three courses in English.

36 (B) Two courses in mathematics.

37 (C) Two courses in science, including biological and physical
38 sciences.

39 (D) Three courses in social studies, including United States
40 history and geography; world history, culture, and geography; a

1 one-semester course in American government and civics; and a
2 one-semester course in economics, *including, commencing with*
3 *the 2014–15 school year, personal finance, as specified in Section*
4 *51226.9.*

5 (E) One course in visual or performing arts or foreign language.
6 For purposes of satisfying the requirement specified in this
7 subparagraph, a course in American Sign Language shall be
8 deemed a course in foreign language.

9 (F) Two courses in physical education, unless the pupil has been
10 exempted pursuant to the provisions of this code.

11 (2) Other coursework requirements adopted by the governing
12 board of the school district.

13 (b) The governing board, with the active involvement of parents,
14 administrators, teachers, and pupils, shall adopt alternative means
15 for pupils to complete the prescribed course of study that may
16 include practical demonstration of skills and competencies,
17 supervised work experience or other outside school experience,
18 career technical education classes offered in high schools, courses
19 offered by regional occupational centers or programs,
20 interdisciplinary study, independent study, and credit earned at a
21 postsecondary institution. Requirements for graduation and
22 specified alternative modes for completing the prescribed course
23 of study shall be made available to pupils, parents, and the public.

24 (c) Notwithstanding any other law, a school district shall exempt
25 a pupil in foster care from all coursework and other requirements
26 adopted by the governing board of the district that are in addition
27 to the statewide coursework requirements specified in this section
28 if the pupil, while he or she is in grade 11 or 12, transfers into the
29 district from another school district or between high schools within
30 the district, unless the district makes a finding that the pupil is
31 reasonably able to complete the additional requirements in time
32 to graduate from high school while he or she remains eligible for
33 foster care benefits pursuant to state law. A school district shall
34 notify a pupil in foster care who is granted an exemption pursuant
35 to this subdivision, and, as appropriate, the person holding the
36 right to make educational decisions for the pupil, if any of the
37 requirements that are waived will affect the pupil's ability to gain
38 admission to a postsecondary educational institution and shall
39 provide information about transfer opportunities available through
40 the California Community Colleges.

1 (d) If a pupil completed a career technical education course that
2 met the requirements of subparagraph (E) of paragraph (1) of
3 subdivision (a) of Section 51225.3, as amended by the act adding
4 this section, prior to the inoperative date of that section, that course
5 shall be deemed to fulfill the requirements of subparagraph (E) of
6 paragraph (1) of subdivision (a) of this section.

7 (e) This section shall become operative upon the date that
8 Section 51225.3, as amended by the act adding this section,
9 becomes inoperative.

10 *SEC. 6. Section 51226.9 is added to the Education Code, to*
11 *read:*

12 *51226.9. (a) The department shall develop and adopt a*
13 *personal financial literacy curriculum for purposes of the social*
14 *studies curriculum framework required by subdivision (b) of*
15 *Section 51220, for use beginning with the 2014–15 school year,*
16 *that includes, but is not limited to, budgeting, savings, credit and*
17 *loans, identity theft, and paying for postsecondary education.*

18 *(b) The course in economics required pursuant to subparagraph*
19 *(D) of paragraph (1) of subdivision (a) of Section 51225.3 shall*
20 *include instruction related to the understanding of personal*
21 *finances, as specified in the curriculum adopted pursuant to*
22 *subdivision (a).*

23 *SEC. 7. If the Commission on State Mandates determines that*
24 *this act contains costs mandated by the state, reimbursement to*
25 *local agencies and school districts for those costs shall be made*
26 *pursuant to Part 7 (commencing with Section 17500) of Division*
27 *4 of Title 2 of the Government Code.*

28 ~~SECTION 1. Section 1550 of the Health and Safety Code is~~
29 ~~amended to read:~~

30 ~~1550. The department may deny an application for, or suspend~~
31 ~~or revoke, any license, or any administrator certificate, issued~~
32 ~~under this chapter upon any of the following grounds and in the~~
33 ~~manner provided in this chapter, or may deny a transfer of a license~~
34 ~~pursuant to paragraph (2) of subdivision (b) of Section 1524 for~~
35 ~~any of the following grounds:~~

36 ~~(a) Violation by the licensee or holder of a special permit of~~
37 ~~this chapter or of the rules and regulations promulgated under this~~
38 ~~chapter.~~

39 ~~(b) Aiding, abetting, or permitting the violation of this chapter~~
40 ~~or of the rules and regulations promulgated under this chapter.~~

- 1 ~~(e) Conduct which is inimical to the health, morals, welfare, or~~
- 2 ~~safety of either an individual in, or receiving services from, the~~
- 3 ~~facility or the people of the state.~~
- 4 ~~(d) The conviction of a licensee, or other person described in~~
- 5 ~~Section 1522, at any time before or during licensure, of a crime~~
- 6 ~~as defined in Section 1522.~~
- 7 ~~(e) The licensee of any facility or the person providing direct~~
- 8 ~~care or supervision knowingly allows any child to have illegal~~
- 9 ~~drugs or alcohol.~~
- 10 ~~(f) Engaging in acts of financial malfeasance concerning the~~
- 11 ~~operation of a facility, including, but not limited to, improper use~~
- 12 ~~or embezzlement of client moneys and property or fraudulent~~
- 13 ~~appropriation for personal gain of facility moneys and property,~~
- 14 ~~or willful or negligent failure to provide services.~~