

AMENDED IN ASSEMBLY MARCH 20, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1599

Introduced by ~~Assembly Member Buchanan~~ *Committee on Education (Assembly Members Buchanan (Chair), Olsen (Vice Chair), Chávez, Gonzalez, Nazarian, Weber, and Williams)*

February 5, 2014

An act to amend Section ~~51221~~ *17047* of the Education Code, relating to ~~pupil instruction~~; *special education*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1599, as amended, ~~Buchanan~~ *Committee on Education*. ~~Pupil instruction; courses of study; grades 7 to 12. Special education facilities; disability references.~~

Existing law sets forth a method for providing special education and related services to pupils with exceptional needs. Existing law requires the allowable new building area for the purpose of providing special day class and Resource Specialist Program facilities for special education pupils to be negotiated and approved by the State Allocation Board, as provided. Existing law prescribes the maximum square footage for those facilities by special day class basic need, including, among other basic needs, the maximum square footage for mildly mentally retarded and severely mentally retarded special education pupils.

This bill would change references in these provisions from mildly mentally retarded and severely mentally retarded to mildly intellectually disabled and severely intellectually disabled, respectively.

~~Existing law establishes a system of public elementary and secondary schools in this state, and authorizes local educational agencies to provide~~

instruction at these schools throughout the state. Existing law provides for an adopted course of study for pupils in grades 7 to 12, inclusive, and specifies the areas of study in which courses are offered.

This bill would make a nonsubstantive change in a provision related to social sciences, which is one of the required areas of study.

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 17047 of the Education Code is amended
2 to read:

3 17047. (a) The allowable new building area for the purpose
4 of providing special day class and Resource Specialist Program
5 facilities for special education pupils shall be negotiated and
6 approved by the ~~State Allocation Board~~, *board*, with any necessary
7 assistance to be provided by the Special Education Division of the
8 State Department of Education. The square footage allowances
9 shall be computed within the maximum square footage set forth
10 in the following schedule:

11	Special Day Class	Grade	Load-	Square
12	Basic Need	Levels	ing*	Footage
13	Nonsevere Disability			
14	—Specific Learning			
15	Disability	All	12	1080
16	—Mildly Mentally			
17	Retarded <i>Intellectually</i>			
18	<i>Disabled</i>	All	12	1080
19	—Severe Disorder			
20	of Language	All	10	1080
21	Severe Disability			
22	—Deaf and Hard of			
23	Hearing	All	10	1080
24	—Visually Impaired	All	10	1330 (1080 + 250 storage)
25	—Orthopedically and			
26	Other Health Im-			
27	paired	All	12	2000 (1080 + 400 toilets + 250 28 storage + 270 daily living skills 29

1				+ 3000 therapy + 750 therapy per
2				additional classroom)
3	—Autistic	All	6	1160 (1080 + 80 toilets)
4	—Severely Emotion-			
5	ally Disturbed	All	6	1160 (1080 + 80 toilets)
6				
7	—Severely	Elem.	12	1750 (1080 + 400 toilets + 270
8	Mentally Retarded			daily living skills)
9	<i>Intellectually Disabled</i>			
10		Secon.		2150 (1080 + 400 toilets + 270
11				daily living skills + 400
12				vocational)
13	—Developmentally			
14	Disabled	All	10	2000 (1080 + 400 toilets + 250
15				storage + 270 daily living skills
16				+ 3000 therapy** + 750 therapy
17				per additional CR)
18	—Deaf-Blind/Multi	All	5	1400 (1080 + 200 storage + 150
19				toilets)

21				Square
22			Pupils	Feet
23	Resource Specialist Program	All Maximum caseload	1–8	240
24	for those pupils with disabling	for RS is 28, not all	9–28	480
25	conditions whose needs have	served at same time.	29–37	720
26	been identified by the		38–56	960
27	Individualized Education		57–65	1200
28	Program (IEP) Team, who		66–85	1440
29	require special education for a		86–94	1680
30	portion of the day, and who are		95–112	1920
31	assigned to a regular classroom			
32	for a majority of the			
33	school day.***			

34

35 * Special pupils may usually be grouped without

36 accordance to type, especially in smaller districts or

37 where attendance zones may indicate, to maximize

38 loadings per classroom where there are children with

39 similar educational needs (Sec. 56364 or 56364.2, as

40 applicable).

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**Therapy add-ons not to be provided if on same site as orthopedically impaired.

*** To a maximum of 4 percent of the unhoused average daily attendance of the district, per new school or addition, to a maximum of 1920 square feet.

(b) The allowable new building area shall be computed by dividing the number of eligible pupils by the minimum required loading per classroom for special day classes for the type of pupils to be enrolled. No new or additional facility shall be provided for special day classes unless the number of additional eligible pupils equals one-third or more of the minimum required loading.

~~SECTION 1. Section 51221 of the Education Code is amended to read:~~

~~51221. The instruction required by subdivision (b) of Section 51220 in the area of study of social sciences shall also provide a foundation for understanding the wise use of natural resources.~~