

AMENDED IN ASSEMBLY MARCH 17, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1892

Introduced by Assembly Member Bocanegra

February 19, 2014

An act to amend Sections 2574, 42238.02, 52060, and 52066 of the Education Code, relating to ~~school accountability~~ *pupils*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1892, as amended, Bocanegra. ~~School accountability: local control and accountability plans: English learner pupils. Pupils redesignated as fluent English proficient.~~

(1) Existing law establishes a public school financing system that requires state funding for county superintendents of schools, school districts, and charter schools to be calculated pursuant to a local control funding formula, as specified. Existing law requires funding pursuant to the local control funding formula to include, in addition to a base grant, supplemental and concentration grant add-ons that are based on the percentage of certain categories of pupils, known as unduplicated pupils, served by the county superintendent of schools, school district, or charter school. Existing law includes among unduplicated pupils, a pupil who is classified as an English learner, eligible for a free or reduced-price meal, or a foster youth, as defined, and requires county superintendents of schools, school districts, and charter schools to submit and report data relating to these pupils.

This bill would include a pupil who is redesignated as fluent English proficient, as specified, as an unduplicated pupil. The bill would authorize a county superintendent of schools, school district, or charter school to receive supplemental and concentration grant add-ons for

pupils redesignated as fluent English proficient for the 2 consecutive fiscal years following redesignation. By requiring county superintendents of schools, school districts, and charter schools to also submit and report data related to pupils redesignated as fluent English proficient, the bill would impose a state-mandated local program.

Existing

(2) Existing law, on or before July 1, 2014, requires the governing board of each school district and each county board of education to adopt a local control and accountability plan and requires the governing board of each school district and each county board of education to update its local control and accountability plan before July 1 of each year. Existing law requires a local control and accountability plan to include, among other things, a description of the annual goals to be achieved for each state priority, as specified, for all pupils and certain subgroups of pupils. Existing law provides that, among other things, ~~pupil achievement, pupil engagement, and school climate, each measured as specified, are state priorities.~~ *implementation of the academic content and performance standards adopted by the State Board of Education is a state priority.*

This bill would add ~~as a~~, *within that state priority and as a condition of receiving supplemental and concentration grant add-ons for pupils redesignated as fluent English proficient, identification of the services provided to pupils of limited English proficiency, as defined, and any specialized programs or services provided to pupils redesignated as fluent English proficient,* ~~as specified in order for them to maintain proficiency in English and access the common core academic content standards, adopted as specified, and a broad course of study that includes certain subject areas.~~ By requiring the governing board of each school district and each county board of education to include additional information in the local control and accountability plan, the bill would impose a state-mandated local program.

The

(3) *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.

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

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

1 SECTION 1. Section 2574 of the Education Code is amended
2 to read:

3 2574. For the 2013–14 fiscal year and for each fiscal year
4 thereafter, the Superintendent annually shall calculate a county
5 local control funding formula for each county superintendent of
6 schools as follows:

7 (a) Compute a county office of education operations grant equal
8 to the sum of each of the following amounts:

9 (1) Six hundred fifty-five thousand nine hundred twenty dollars
10 (\$655,920).

11 (2) One hundred nine thousand three hundred twenty dollars
12 (\$109,320) multiplied by the number of school districts for which
13 the county superintendent of schools has jurisdiction pursuant to
14 Section 1253.

15 (3) (A) Seventy dollars (\$70) multiplied by the number of units
16 of countywide average daily attendance, up to a maximum of
17 30,000 units.

18 (B) Sixty dollars (\$60) multiplied by the number of units of
19 countywide average daily attendance for the portion of countywide
20 average daily attendance, if any, above 30,000 units, up to a
21 maximum of 60,000 units.

22 (C) Fifty dollars (\$50) multiplied by the number of units of
23 countywide average daily attendance for the portion of countywide
24 average daily attendance, if any, above 60,000, up to a maximum
25 of 140,000 units.

26 (D) Forty dollars (\$40) multiplied by the number of units of
27 countywide average daily attendance for the portion of countywide
28 average daily attendance, if any, above 140,000 units.

29 (E) For purposes of this section, countywide average daily
30 attendance means the aggregate number of annual units of average
31 daily attendance within the county attributable to all school districts
32 for which the county superintendent of schools has jurisdiction
33 pursuant to Section 1253, charter schools authorized by school
34 districts for which the county superintendent of schools has

1 jurisdiction, and charter schools authorized by the county
2 superintendent of schools.

3 (4) For the 2014–15 fiscal year and each fiscal year thereafter,
4 adjust each of the rates provided in the prior year pursuant to
5 paragraphs (1), (2), and (3) by the percentage change in the annual
6 average value of the Implicit Price Deflator for State and Local
7 Government Purchases of Goods and Services for the United States,
8 as published by the United States Department of Commerce for
9 the 12-month period ending in the third quarter of the prior fiscal
10 year. This percentage change shall be determined using the latest
11 data available as of May 10 of the preceding fiscal year compared
12 with the annual average value of the same deflator for the 12-month
13 period ending in the third quarter of the second preceding fiscal
14 year, using the latest data available as of May 10 of the preceding
15 fiscal year, as reported by the Department of Finance.

16 (b) Determine the enrollment percentage of unduplicated pupils
17 pursuant to the following:

18 (1) (A) For the 2013–14 fiscal year, divide the enrollment of
19 unduplicated pupils in all schools operated by a county
20 superintendent of schools in the 2013–14 fiscal year by the total
21 enrollment in those schools in the 2013–14 fiscal year.

22 (B) For the 2014–15 fiscal year, divide the sum of the enrollment
23 of unduplicated pupils in all schools operated by a county
24 superintendent of schools in the 2013–14 and 2014–15 fiscal years
25 by the sum of the total enrollment in those schools in the 2013–14
26 and 2014–15 fiscal years.

27 (C) For the 2015–16 fiscal year and each fiscal year thereafter,
28 divide the sum of the enrollment of unduplicated pupils in all
29 schools operated by a county superintendent of schools in the
30 current fiscal year and the two prior fiscal years by the sum of the
31 total enrollment in those schools in the current fiscal year and the
32 two prior fiscal years.

33 (D) For purposes of determining the enrollment percentage of
34 unduplicated pupils pursuant to this subdivision, enrollment in
35 schools or classes established pursuant to Article 2.5 (commencing
36 with Section 48645) of Chapter 4 of Part 27 of Division 4 of Title
37 2 and the enrollment of pupils other than the pupils identified in
38 clauses (i) to (iii), inclusive, of subparagraph (A) of paragraph (4)
39 of subdivision (c), shall be excluded from the calculation of the
40 enrollment percentage of unduplicated pupils.

1 (2) For purposes of this section, an “unduplicated pupil” is a
2 pupil who is classified as an English learner, eligible for a free or
3 reduced-price meal, ~~or~~ a foster youth, *or redesignated as fluent*
4 *English proficient pursuant to Section 313*. For purposes of this
5 section, the definitions in Section 42238.01 of an English learner,
6 a pupil eligible for a free or reduced-price meal, and foster youth
7 shall apply. A pupil shall be counted only once for purposes of
8 this section if any of the following apply:

9 (A) The pupil is classified as an English learner and is eligible
10 for a free or reduced-price meal.

11 (B) The pupil is classified as an English learner and is a foster
12 youth.

13 (C) The pupil is eligible for a free or reduced-price meal and is
14 classified as a foster youth.

15 (D) The pupil is classified as an English learner, is eligible for
16 a free or reduced-price meal, and is a foster youth.

17 (E) *The pupil is redesignated as fluent English proficient*
18 *pursuant to Section 313 and meets the requirements of*
19 *subparagraph (B) of paragraph (2) of, and subparagraph (C) of*
20 *paragraph (3) of, subdivision (c), and is eligible for a free or*
21 *reduced-price meal, or is a foster youth, or both.*

22 (3) (A) Under procedures and timeframes established by the
23 Superintendent, commencing with the 2013–14 fiscal year, a county
24 superintendent of schools annually shall report the enrollment of
25 unduplicated pupils, pupils classified as English learners, pupils
26 eligible for free and reduced-price meals, ~~and~~ foster youth, *and*
27 *pupils redesignated as fluent English proficient* in schools operated
28 by the county superintendent of schools to the Superintendent
29 using the California Longitudinal Pupil Achievement Data System.

30 (B) The Superintendent shall make the calculations pursuant to
31 this section using the data submitted through the California
32 Longitudinal Pupil Achievement Data System.

33 (C) The Controller shall include instructions, as appropriate, in
34 the audit guide required by subdivision (a) of Section 14502.1, for
35 determining if the data reported by a county superintendent of
36 schools using the California Longitudinal Pupil Achievement Data
37 System is consistent with pupil data records maintained by the
38 county office of education.

39 (c) Compute an alternative education grant equal to the sum of
40 the following:

1 (1) (A) For the 2013–14 fiscal year, a base grant equal to the
 2 2012–13 per pupil undeficitated statewide average juvenile court
 3 school base revenue limit calculated pursuant to Article 3
 4 (commencing with Section 2550) of Chapter 12, as that article
 5 read on January 1, 2013.

6 (B) Commencing with the 2013–14 fiscal year, the per pupil
 7 base grant shall be adjusted by the percentage change in the annual
 8 average value of the Implicit Price Deflator for State and Local
 9 Government Purchases of Goods and Services for the United States,
 10 as published by the United States Department of Commerce for
 11 the 12-month period ending in the third quarter of the prior fiscal
 12 year. This percentage change shall be determined using the latest
 13 data available as of May 10 of the preceding fiscal year compared
 14 with the annual average value of the same deflator for the 12-month
 15 period ending in the third quarter of the second preceding fiscal
 16 year, using the latest data available as of May 10 of the preceding
 17 fiscal year, as reported by the Department of Finance.

18 (2) (A) A supplemental grant equal to 35 percent of the base
 19 grant described in paragraph (1) multiplied by the enrollment
 20 percentage calculated in subdivision (b). The supplemental grant
 21 shall be expended in accordance with the regulations adopted
 22 pursuant to Section 42238.07.

23 (B) *A county superintendent of schools shall receive the*
 24 *supplemental grant calculated pursuant to subparagraph (A) for*
 25 *a pupil redesignated as fluent English proficient pursuant to*
 26 *Section 313 for the two consecutive fiscal years after the pupil has*
 27 *been redesignated as fluent English proficient.*

28 (3) (A) A concentration grant equal to 35 percent of the base
 29 grant described in paragraph (1) multiplied by the greater of either
 30 of the following:

31 (i) The enrollment percentage calculated in subdivision (b) less
 32 50 percent.

33 (ii) Zero.

34 (B) The concentration grant shall be expended in accordance
 35 with the regulations adopted pursuant to Section 42238.07.

36 (C) *A county superintendent of schools shall receive the*
 37 *concentration grant calculated pursuant to subparagraph (A) for*
 38 *a pupil redesignated as fluent English proficient pursuant to*
 39 *Section 313 for the two consecutive fiscal years after the pupil has*
 40 *been redesignated as fluent English proficient.*

1 (4) (A) Multiply the sum of paragraphs (1), (2), and (3) by the
2 total number of units of average daily attendance for pupils
3 attending schools operated by a county ~~office of education,~~
4 *superintendent of schools*, excluding units of average daily
5 attendance for pupils attending schools or classes established
6 pursuant to Article 2.5 (commencing with Section 48645) of
7 Chapter 4 of Part 27 of Division 4 of Title 2, who are enrolled
8 pursuant to any of the following:

9 (i) Probation-referred pursuant to Sections 300, 601, 602, and
10 654 of the Welfare and Institutions Code.

11 (ii) On probation or parole and not in attendance in a school.

12 (iii) Expelled for any of the reasons specified in subdivision (a)
13 or (c) of Section 48915.

14 (B) Multiply the number of units of average daily attendance
15 for pupils attending schools or classes established pursuant to
16 Article 2.5 (commencing with Section 48645) of Chapter 4 of Part
17 27 of Division 4 of Title 2 by the sum of the base grant calculated
18 pursuant to paragraph (1), a supplemental grant equal to 35 percent
19 of the base grant calculated pursuant to paragraph (1), and a
20 concentration grant equal to 17.5 percent of the base grant
21 calculated pursuant to paragraph (1). Funds provided for the
22 supplemental and concentration grants pursuant to this calculation
23 shall be expended in accordance with the regulations adopted
24 pursuant to Section 42238.07.

25 (C) Add the amounts calculated in subparagraphs (A) and (B).

26 (d) Add the amount calculated in subdivision (a) to the amount
27 calculated in subparagraph (C) of paragraph (4) of subdivision (c).

28 (e) Add all of the following to the amount calculated in
29 subdivision (d):

30 (1) The amount of funding a county superintendent of schools
31 received for the 2012–13 fiscal year from funds allocated pursuant
32 to the Targeted Instructional Improvement Block Grant program,
33 as set forth in Article 6 (commencing with Section 41540) of
34 Chapter 3.2 of Part 24 of Division 3 of Title 2, as that article read
35 on January 1, 2013.

36 (2) (A) The amount of funding a county superintendent of
37 schools received for the 2012–13 fiscal year from funds allocated
38 pursuant to the Home-to-School Transportation program, as set
39 forth in Article 2 (commencing with Section 39820) of Chapter 1
40 of Part 23.5 of Division 3 of Title 2, Article 10 (commencing with

1 Section 41850) of Chapter 5 of Part 24 of Division 3 of Title 2,
 2 and the Small School District Transportation program, as set forth
 3 in Article 4.5 (commencing with Section 42290) of Chapter 7 of
 4 Part 24 of Division 3 of Title 2, as those articles read on January
 5 1, 2013.

6 (B) On or before March 1, 2014, the Legislative Analyst’s Office
 7 shall submit recommendations to the fiscal committees of both
 8 houses of the Legislature regarding revisions to the methods of
 9 funding pupil transportation that address historical funding
 10 inequities across county offices of education and school districts
 11 and improve incentives for local educational agencies to provide
 12 efficient and effective pupil transportation services.

13 *SEC. 2. Section 42238.02 of the Education Code is amended*
 14 *to read:*

15 42238.02. (a) The amount computed pursuant to this section
 16 shall be known as the school district and charter school local
 17 control funding formula.

18 (b) (1) For purposes of this section “unduplicated pupil” means
 19 a pupil enrolled in a school district or a charter school who is ~~either~~
 20 classified as an English learner, eligible for a free or reduced-price
 21 meal, ~~or is~~ a foster youth, *or redesignated as fluent English*
 22 *proficient pursuant to Section 313*. A pupil shall be counted only
 23 once for purposes of this section if any of the following apply:

24 (A) The pupil is classified as an English learner and is eligible
 25 for a free or reduced-price meal.

26 (B) The pupil is classified as an English learner and is a foster
 27 youth.

28 (C) The pupil is eligible for a free or reduced-price meal and is
 29 classified as a foster youth.

30 (D) The pupil is classified as an English learner, is eligible for
 31 a free or reduced-price meal, and is a foster youth.

32 (E) *The pupil is redesignated as fluent English proficient*
 33 *pursuant to Section 313 and meets the requirements of paragraph*
 34 *(2) of subdivision (e) and paragraph (3) of subdivision (f), and is*
 35 *eligible for a free or reduced-price meal, or is a foster youth, or*
 36 *both.*

37 (2) Under procedures and timeframes established by the
 38 Superintendent, commencing with the 2013–14 fiscal year, a school
 39 district or charter school shall annually submit its enrolled free
 40 and reduced-price meal eligibility, foster youth, ~~and~~ English

1 learner, *and redesignated as fluent English proficient* pupil-level
2 records for enrolled pupils to the Superintendent using the
3 California Longitudinal Pupil Achievement Data System.

4 (3) (A) Commencing with the 2013–14 fiscal year, a county
5 office of education shall review and validate certified aggregate
6 English learner, foster youth, ~~and~~ free or reduced-price meal
7 eligible, *and redesignated as fluent English proficient* pupil data
8 for school districts and charter schools under its jurisdiction to
9 ensure the data is reported accurately. The Superintendent shall
10 provide each county office of education with appropriate access
11 to school district and charter school data reports in the California
12 Longitudinal Pupil Achievement Data System for purposes of
13 ensuring data reporting accuracy.

14 (B) The Controller shall include the instructions necessary to
15 enforce paragraph (2) in the audit guide required by Section
16 14502.1. The instructions shall include, but are not necessarily
17 limited to, procedures for determining if the English learner, foster
18 youth, ~~and~~ free or reduced-price meal eligible, *and redesignated*
19 *as fluent English proficient* pupil counts are consistent with the
20 school district’s or charter school’s English learner, foster youth,
21 ~~and~~ free or reduced-price meal eligible, *and redesignated as fluent*
22 *English proficient* pupil records.

23 (4) The Superintendent shall make the calculations pursuant to
24 this section using the data submitted by local educational agencies,
25 including charter schools, through the California Longitudinal
26 Pupil Achievement Data System. Under timeframes and procedures
27 established by the Superintendent, school districts and charter
28 schools may review and revise their submitted data on English
29 learner, foster youth, ~~and~~ free or reduced-price meal eligible, *and*
30 *redesignated as fluent English proficient* pupil counts to ensure
31 the accuracy of data reflected in the California Longitudinal Pupil
32 Achievement Data System.

33 (5) The Superintendent shall annually compute the percentage
34 of unduplicated pupils for each school district and charter school
35 by dividing the enrollment of unduplicated pupils in a school
36 district or charter school by the total enrollment in that school
37 district or charter school pursuant to all of the following:

38 (A) For the 2013–14 fiscal year, divide the sum of unduplicated
39 pupils for the 2013–14 fiscal year by the sum of the total pupil
40 enrollment for the 2013–14 fiscal year.

1 (B) For the 2014–15 fiscal year, divide the sum of unduplicated
2 pupils for the 2013–14 and 2014–15 fiscal years by the sum of the
3 total pupil enrollment for the 2013–14 and 2014–15 fiscal years.

4 (C) For the 2015–16 fiscal year and each fiscal year thereafter,
5 divide the sum of unduplicated pupils for the current fiscal year
6 and the two prior fiscal years by the sum of the total pupil
7 enrollment for the current fiscal year and the two prior fiscal years.

8 (c) Commencing with the 2013–14 fiscal year and each fiscal
9 year thereafter, the Superintendent shall annually calculate a local
10 control funding formula grant for each school district and charter
11 school in the state pursuant to this section.

12 (d) The Superintendent shall compute a grade span adjusted
13 base grant equal to the total of the following amounts:

14 (1) For the 2013–14 fiscal year, a base grant of:

15 (A) Six thousand eight hundred forty-five dollars (\$6,845) for
16 average daily attendance in kindergarten and grades 1 to 3,
17 inclusive.

18 (B) Six thousand nine hundred forty-seven dollars (\$6,947) for
19 average daily attendance in grades 4 to 6, inclusive.

20 (C) Seven thousand one hundred fifty-four dollars (\$7,154) for
21 average daily attendance in grades 7 and 8.

22 (D) Eight thousand two hundred eighty-nine dollars (\$8,289)
23 for average daily attendance in grades 9 to 12, inclusive.

24 (2) In each year the grade span adjusted base grants in paragraph
25 (1) shall be adjusted by the percentage change in the annual average
26 value of the Implicit Price Deflator for State and Local Government
27 Purchases of Goods and Services for the United States, as published
28 by the United States Department of Commerce for the 12-month
29 period ending in the third quarter of the prior fiscal year. This
30 percentage change shall be determined using the latest data
31 available as of May 10 of the preceding fiscal year compared with
32 the annual average value of the same deflator for the 12-month
33 period ending in the third quarter of the second preceding fiscal
34 year, using the latest data available as of May 10 of the preceding
35 fiscal year, as reported by the Department of Finance.

36 (3) (A) The Superintendent shall compute an additional
37 adjustment to the kindergarten and grades 1 to 3, inclusive, base
38 grant as adjusted for inflation pursuant to paragraph (2) equal to
39 10.4 percent. The additional grant shall be calculated by

1 multiplying the kindergarten and grades 1 to 3, inclusive, base
2 grant, as adjusted by paragraph (2), by 10.4 percent.

3 (B) Until paragraph (4) of subdivision (b) of Section 42238.03
4 is effective, as a condition of the receipt of funds in this paragraph,
5 a school district shall make progress toward maintaining an average
6 class enrollment of not more than 24 pupils for each schoolsite in
7 kindergarten and grades 1 to 3, inclusive, unless a collectively
8 bargained alternative annual average class enrollment for each
9 schoolsite in those grades is agreed to by the school district,
10 pursuant to the following calculation:

11 (i) Determine a school district's average class enrollment for
12 each schoolsite for kindergarten and grades 1 to 3, inclusive, in
13 the prior year. For the 2013–14 fiscal year, this amount shall be
14 the average class enrollment for each schoolsite for kindergarten
15 and grades 1 to 3, inclusive, in the 2012–13 fiscal year.

16 (ii) Determine a school district's proportion of total need
17 pursuant to paragraph (2) of subdivision (b) of Section 42238.03.

18 (iii) Determine the percentage of the need calculated in clause
19 (ii) that is met by funding provided to the school district pursuant
20 to paragraph (3) of subdivision (b) of Section 42238.03.

21 (iv) Determine the difference between the amount computed
22 pursuant to clause (i) and an average class enrollment of not more
23 than 24 pupils.

24 (v) Calculate a current year average class enrollment adjustment
25 for each schoolsite for kindergarten and grades 1 to 3, inclusive,
26 equal to the adjustment calculated in clause (iv) multiplied by the
27 percentage determined pursuant to clause (iii).

28 (C) School districts that have an average class enrollment for
29 each schoolsite for kindergarten and grades 1 to 3, inclusive, of
30 24 pupils or less for each schoolsite in the 2012–13 fiscal year,
31 shall be exempt from the requirements of subparagraph (B) so long
32 as the school district continues to maintain an average class
33 enrollment for each schoolsite for kindergarten and grades 1 to 3,
34 inclusive, of not more than 24 pupils, unless a collectively
35 bargained alternative ratio is agreed to by the school district.

36 (D) Upon full implementation of the local control funding
37 formula, as a condition of the receipt of funds in this paragraph,
38 all school districts shall maintain an average class enrollment for
39 each schoolsite for kindergarten and grades 1 to 3, inclusive, of
40 not more than 24 pupils for each schoolsite in kindergarten and

1 grades 1 to 3, inclusive, unless a collectively bargained alternative
2 ratio is agreed to by the school district.

3 (E) The average class enrollment requirement for each schoolsite
4 for kindergarten and grades 1 to 3, inclusive, established pursuant
5 to this paragraph shall not be subject to waiver by the state board
6 pursuant to Section 33050 or by the Superintendent.

7 (F) The Controller shall include the instructions necessary to
8 enforce this paragraph in the audit guide required by Section
9 14502.1. The instructions shall include, but are not necessarily
10 limited to, procedures for determining if the average class
11 enrollment for each schoolsite for kindergarten and grades 1 to 3,
12 inclusive, exceeds 24 pupils, or an alternative average class
13 enrollment for each schoolsite pursuant to a collectively bargained
14 alternative ratio. The procedures for determining average class
15 enrollment for each schoolsite shall include criteria for employing
16 sampling.

17 (4) The Superintendent shall compute an additional adjustment
18 to the base grant for grades 9 to 12, inclusive, as adjusted for
19 inflation pursuant to paragraph (2), equal to 2.6 percent. The
20 additional grant shall be calculated by multiplying the base grant
21 for grades 9 to 12, inclusive, as adjusted by paragraph (2), by 2.6
22 percent.

23 (e) (1) The Superintendent shall compute a supplemental grant
24 add-on equal to 20 percent of the base grants as specified in
25 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
26 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
27 (d), for each school district's or charter school's percentage of
28 unduplicated pupils calculated pursuant to paragraph (5) of
29 subdivision (b). The supplemental grant shall be calculated by
30 multiplying the base grants as specified in subparagraphs (A) to
31 (D), inclusive, of paragraph (1), as adjusted by paragraphs (2) to
32 (4), inclusive, of subdivision (d), by 20 percent and by the
33 percentage of unduplicated pupils calculated pursuant to paragraph
34 (5) of subdivision (b) in that school district or charter school. The
35 supplemental grant shall be expended in accordance with the
36 regulations adopted pursuant to Section 42238.07.

37 (2) *A school district or charter school shall receive the*
38 *supplemental grant add-on calculated pursuant to paragraph (1)*
39 *for a pupil redesignated as fluent English proficient pursuant to*

1 *Section 313 for the two consecutive fiscal years after the pupil has*
2 *been redesignated as fluent English proficient.*

3 (f) (1) The Superintendent shall compute a concentration grant
4 add-on equal to 50 percent of the base grants as specified in
5 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
6 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
7 (d), for each school district's or charter school's percentage of
8 unduplicated pupils calculated pursuant to paragraph (5) of
9 subdivision (b) in excess of 55 percent of the school district's or
10 charter school's total enrollment. The concentration grant shall be
11 calculated by multiplying the base grants as specified in
12 subparagraphs (A) to (D), inclusive, of paragraph (1) of subdivision
13 (d), as adjusted by paragraphs (2) to (4), inclusive, of subdivision
14 (d), by 50 percent and by the percentage of unduplicated pupils
15 calculated pursuant to paragraph (5) of subdivision (b) in excess
16 of 55 percent of the total enrollment in that school district or charter
17 school.

18 (2) For a charter school physically located in only one school
19 district, the percentage of unduplicated pupils calculated pursuant
20 to paragraph (5) of subdivision (b) in excess of 55 percent used to
21 calculate concentration grants shall not exceed the percentage of
22 unduplicated pupils calculated pursuant to paragraph (5) of
23 subdivision (b) in excess of 55 percent of the school district in
24 which the charter school is physically located. For a charter school
25 physically located in more than one school district, the charter
26 school's percentage of unduplicated pupils calculated pursuant to
27 paragraph (5) of subdivision (b) in excess of 55 percent used to
28 calculate concentration grants shall not exceed that of the school
29 district with the highest percentage of unduplicated pupils
30 calculated pursuant to paragraph (5) of subdivision (b) in excess
31 of 55 percent of the school districts in which the charter school
32 has a school facility. The concentration grant shall be expended
33 in accordance with the regulations adopted pursuant to Section
34 42238.07.

35 (3) *A school district or charter school shall receive the*
36 *concentration grant add-on calculated pursuant to paragraph (1)*
37 *for a pupil redesignated as fluent English proficient pursuant to*
38 *Section 313 for the two consecutive fiscal years after the pupil has*
39 *been redesignated as fluent English proficient.*

1 (g) The Superintendent shall compute an add-on to the total
2 sum of a school district's or charter school's base, supplemental,
3 and concentration grants equal to the amount of funding a school
4 district or charter school received from funds allocated pursuant
5 to the Targeted Instructional Improvement Block Grant program,
6 as set forth in Article 6 (commencing with Section 41540) of
7 Chapter 3.2, for the 2012–13 fiscal year, as that article read on
8 January 1, 2013. A school district or charter school shall not receive
9 a total funding amount from this add-on greater than the total
10 amount of funding received by the school district or charter school
11 from that program in the 2012–13 fiscal year. The amount
12 computed pursuant to this subdivision shall reflect the reduction
13 specified in paragraph (2) of subdivision (a) of Section 42238.03.

14 (h) The Superintendent shall compute an add-on to the total
15 sum of a school district's or charter school's base, supplemental,
16 and concentration grants equal to the amount of funding a school
17 district or charter school received from funds allocated pursuant
18 to the Home-to-School Transportation program, as set forth in
19 former Article 2 (commencing with Section 39820) of Chapter 1
20 of Part 23.5, former Article 10 (commencing with Section 41850)
21 of Chapter 5, and the Small School District Transportation
22 program, as set forth in former Article 4.5 (commencing with
23 Section 42290), for the 2012–13 fiscal year. A school district or
24 charter school shall not receive a total funding amount from this
25 add-on greater than the total amount received by the school district
26 or charter school for those programs in the 2012–13 fiscal year.
27 The amount computed pursuant to this subdivision shall reflect
28 the reduction specified in paragraph (2) of subdivision (a) of
29 Section 42238.03.

30 (i) (1) The sum of the local control funding formula rates
31 computed pursuant to subdivisions (c) to (f), inclusive, shall be
32 multiplied by:

33 (A) For school districts, the average daily attendance of the
34 school district in the corresponding grade level ranges computed
35 pursuant to Section 42238.05, excluding the average daily
36 attendance computed pursuant to paragraph (2) of subdivision (a)
37 of Section 42238.05 for purposes of the computation specified in
38 subdivision (d).

39 (B) For charter schools, the total current year average daily
40 attendance in the corresponding grade level ranges.

1 (2) The amount computed pursuant to Article 4 (commencing
2 with Section 42280) shall be added to the amount computed
3 pursuant to paragraphs (1) to (4), inclusive, of subdivision (d), as
4 multiplied by subparagraph (A) or (B) of paragraph (1), as
5 appropriate.

6 (j) The Superintendent shall adjust the sum of each school
7 district's or charter school's amount determined in subdivisions
8 (g) to (i), inclusive, pursuant to the calculation specified in Section
9 42238.03, less the sum of the following:

10 (1) (A) For school districts, the property tax revenue received
11 pursuant to Chapter 3.5 (commencing with Section 75) and Chapter
12 6 (commencing with Section 95) of Part 0.5 of Division 1 of the
13 Revenue and Taxation Code.

14 (B) For charter schools, the in-lieu property tax amount provided
15 to a charter school pursuant to Section 47635.

16 (2) The amount, if any, received pursuant to Part 18.5
17 (commencing with Section 38101) of Division 2 of the Revenue
18 and Taxation Code.

19 (3) The amount, if any, received pursuant to Chapter 3
20 (commencing with Section 16140) of Part 1 of Division 4 of Title
21 2 of the Government Code.

22 (4) Prior years' taxes and taxes on the unsecured roll.

23 (5) Fifty percent of the amount received pursuant to Section
24 41603.

25 (6) The amount, if any, received pursuant to the Community
26 Redevelopment Law (Part 1 (commencing with Section 33000)
27 of Division 24 of the Health and Safety Code), less any amount
28 received pursuant to Section 33401 or 33676 of the Health and
29 Safety Code that is used for land acquisition, facility construction,
30 reconstruction, or remodeling, or deferred maintenance and that
31 is not an amount received pursuant to Section 33492.15, or
32 paragraph (4) of subdivision (a) of Section 33607.5, or Section
33 33607.7 of the Health and Safety Code that is allocated exclusively
34 for educational facilities.

35 (7) The amount, if any, received pursuant to Sections 34177,
36 34179.5, 34179.6, 34183, and 34188 of the Health and Safety
37 Code.

38 (8) Revenue received pursuant to subparagraph (B) of paragraph
39 (3) of subdivision (e) of Section 36 of Article XIII of the California
40 Constitution.

1 (k) A school district shall annually transfer to each of its charter
2 schools funding in lieu of property taxes pursuant to Section 47635.
3 (l) (1) Nothing in this section shall be interpreted to authorize
4 a school district that receives funding on behalf of a charter school
5 pursuant to Section 47651 to redirect this funding for another
6 purpose unless otherwise authorized in law pursuant to paragraph
7 (2) or pursuant to an agreement between the charter school and its
8 chartering authority.
9 (2) A school district that received funding on behalf of a locally
10 funded charter school in the 2012–13 fiscal year pursuant to
11 paragraph (2) of subdivision (b) of Section 42605, Section 42606,
12 and subdivision (b) of Section 47634.1, as those sections read on
13 January 1, 2013, or a school district that was required to pass
14 through funding to a conversion charter school in the 2012–13
15 fiscal year pursuant to paragraph (2) of subdivision (b) of Section
16 42606, as that section read on January 1, 2013, may annually
17 redirect for another purpose a percentage of the amount of the
18 funding received on behalf of that charter school. The percentage
19 of funding that may be redirected shall be determined pursuant to
20 the following computation:
21 (A) (i) Determine the sum of the need fulfilled for that charter
22 school pursuant to paragraph (3) of subdivision (b) of Section
23 42238.03 in the then current fiscal year for the charter school.
24 (ii) Determine the sum of the need fulfilled in every fiscal year
25 before the then current fiscal year pursuant to paragraph (3) of
26 subdivision (b) of Section 42238.03 adjusted for changes in average
27 daily attendance pursuant to paragraph (3) of subdivision (a) of
28 Section 42238.03 for the charter school.
29 (iii) Subtract the amount computed pursuant to paragraphs (1)
30 to (3), inclusive, of subdivision (a) of Section 42238.03 from the
31 amount computed for that charter school under the local control
32 funding formula entitlement computed pursuant to subdivision (i)
33 of ~~Section 42238.02~~.
34 (iv) Compute a percentage by dividing the sum of the amounts
35 computed to clauses (i) and (ii) by the amount computed pursuant
36 to clause (iii).
37 (B) Multiply the percentage computed pursuant to subparagraph
38 (A) by the amount of funding the school district received on behalf
39 of the charter school in the 2012–13 fiscal year pursuant to
40 paragraph (2) of subdivision (b) of Section 42605, Section 42606,

1 and subdivision (b) of Section 47634.1, as those sections read on
2 January 1, 2013.

3 (C) The maximum amount that may be redirected shall be the
4 lesser of the amount of funding the school district received on
5 behalf of the charter school in the 2012–13 fiscal year pursuant to
6 paragraph (2) of subdivision (b) of Section 42605, Section 42606,
7 and subdivision (b) of Section 47634.1, as those sections read on
8 January 1, 2013, or the amount computed pursuant to subparagraph
9 (B).

10 (3) Commencing with the 2013–14 fiscal year, a school district
11 operating one or more affiliated charter schools shall provide each
12 affiliated charter school schoolsite with no less than the amount
13 of funding the schoolsite received pursuant to the charter school
14 block grant in the 2012–13 fiscal year.

15 (m) Any calculations in law that are used for purposes of
16 determining if a local educational agency is an excess tax school
17 entity or basic aid school district, including, but not limited to, this
18 section and Sections 42238.03, 41544, 47632, 47660, 47663,
19 48310, and 48359.5, and Section 95 of the Revenue and Taxation
20 Code, shall be made exclusive of the revenue received pursuant
21 to subparagraph (B) of paragraph (3) of subdivision (e) of Section
22 36 of Article XIII of the California Constitution.

23 (n) The funds apportioned pursuant to this section and Section
24 42238.03 shall be available to implement the activities required
25 pursuant to Article 4.5 (commencing with Section 52060) of
26 Chapter 6.1 of Part 28 of Division 4 of Title 2.

27 (o) A school district that does not receive an apportionment of
28 state funds pursuant to this section, as implemented pursuant to
29 Section 42238.03, excluding funds apportioned pursuant to the
30 requirements of subdivision (e) of Section 42238.03 shall be
31 considered a “basic aid school district” or an “excess tax entity.”

32 **SECTION 1.**

33 *SEC. 3.* Section 52060 of the Education Code is amended to
34 read:

35 52060. (a) On or before July 1, 2014, the governing board of
36 each school district shall adopt a local control and accountability
37 plan using a template adopted by the state board.

38 (b) A local control and accountability plan adopted by the
39 governing board of a school district shall be effective for a period

1 of three years, and shall be updated on or before July 1 of each
2 year.

3 (c) A local control and accountability plan adopted by the
4 governing board of a school district shall include, for the school
5 district and each school within the school district, both of the
6 following:

7 (1) A description of the annual goals, for all pupils and each
8 subgroup of pupils identified pursuant to Section 52052, to be
9 achieved for each of the state priorities identified in subdivision
10 (d) and for any additional local priorities identified by the
11 governing board of the school district. For purposes of this article,
12 a subgroup of pupils identified pursuant to Section 52052 shall be
13 a numerically significant pupil subgroup as specified in paragraphs
14 (2) and (3) of subdivision (a) of Section 52052.

15 (2) A description of the specific actions the school district will
16 take during each year of the local control and accountability plan
17 to achieve the goals identified in paragraph (1), including the
18 enumeration of any specific actions necessary for that year to
19 correct any deficiencies in regard to the state priorities listed in
20 paragraph (1) of subdivision (d). The specific actions shall not
21 supersede the provisions of existing local collective bargaining
22 agreements within the jurisdiction of the school district.

23 (d) All of the following are state priorities:

24 (1) The degree to which the teachers of the school district are
25 appropriately assigned in accordance with Section 44258.9, and
26 fully credentialed in the subject areas, and, for the pupils they are
27 teaching, every pupil in the school district has sufficient access to
28 the standards-aligned instructional materials as determined pursuant
29 to Section 60119, and school facilities are maintained in good
30 repair as specified in subdivision (d) of Section 17002.

31 (2) (A) Implementation of the academic content and
32 performance standards adopted by the state board, including how
33 the programs and services will enable English learners to access
34 the common core academic content standards adopted pursuant to
35 Section 60605.8 and the English language development standards
36 adopted pursuant to Section 60811.3, as that section read on June
37 30, 2013, for purposes of gaining academic content knowledge
38 and English language proficiency.

39 (B) *As a condition for receiving supplemental and concentration*
40 *grant add-ons pursuant to Section 42238.02 for pupils redesignated*

1 *as fluent English proficient, the school district shall identify any*
2 *specialized programs or services provided to pupils redesignated*
3 *as fluent English proficient in order for them to maintain*
4 *proficiency in English and access the common core academic*
5 *content standards adopted pursuant to Section 60605.8 and a*
6 *broad course of study that includes all of the subject areas*
7 *described in Section 51210 and subdivisions (a) to (i), inclusive,*
8 *of Section 51220, as applicable.*

9 (3) Parental involvement, including efforts the school district
10 makes to seek parent input in making decisions for the school
11 district and each individual schoolsite, and including how the
12 school district will promote parental participation in programs for
13 unduplicated pupils and individuals with exceptional needs.

14 (4) Pupil achievement, as measured by all of the following, as
15 applicable:

16 (A) Statewide assessments administered pursuant to Article 4
17 (commencing with Section 60640) of Chapter 5 of Part 33 or any
18 subsequent assessment, as certified by the state board.

19 (B) The Academic Performance Index, as described in Section
20 52052.

21 (C) The percentage of pupils who have successfully completed
22 courses that satisfy the requirements for entrance to the University
23 of California and the California State University, or career technical
24 education sequences or programs of study that align with state
25 board-approved career technical educational standards and
26 frameworks, including, but not limited to, those described in
27 subdivision (a) of Section 52302, subdivision (a) of Section
28 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

29 (D) The percentage of English learner pupils who make progress
30 toward English proficiency as measured by the California English
31 Language Development Test or any subsequent assessment of
32 English proficiency, as certified by the state board.

33 (E) The English learner reclassification rate.

34 (F) The percentage of pupils who have passed an advanced
35 placement examination with a score of three or higher.

36 (G) The percentage of pupils who participate in, and demonstrate
37 college preparedness pursuant to, the Early Assessment Program,
38 as described in Chapter 6 (commencing with Section 99300) of
39 Part 65 of Division 14 of Title 3, or any subsequent assessment of
40 college preparedness.

- 1 (5) Pupil engagement, as measured by all of the following, as
 2 applicable:
- 3 (A) School attendance rates.
 - 4 (B) Chronic absenteeism rates.
 - 5 (C) Middle school dropout rates, as described in paragraph (3)
 6 of subdivision (a) of Section 52052.1.
 - 7 (D) High school dropout rates.
 - 8 (E) High school graduation rates.
- 9 (6) School climate, as measured by all of the following, as
 10 applicable:
- 11 (A) Pupil suspension rates.
 - 12 (B) Pupil expulsion rates.
 - 13 (C) Other local measures, including surveys of pupils, parents,
 14 and teachers on the sense of safety and school connectedness.
 - 15 (7) The extent to which pupils have access to, and are enrolled
 16 in, a broad course of study that includes all of the subject areas
 17 described in Section 51210 and subdivisions (a) to (i), inclusive,
 18 of Section 51220, as applicable, including the programs and
 19 services developed and provided to unduplicated pupils and
 20 individuals with exceptional needs, and the program and services
 21 that are provided to benefit these pupils as a result of the funding
 22 received pursuant to Section 42238.02, as implemented by Section
 23 42238.03.
 - 24 (8) Pupil outcomes, if available, in the subject areas described
 25 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
 26 51220, as applicable.
 - 27 ~~(9) Identification of the services provided to pupils of limited~~
 28 ~~English proficiency, as defined in Section 42238.01, and pupils~~
 29 ~~redesignated as fluent English proficient pursuant to Section 313.~~
 - 30 (e) For purposes of the descriptions required by subdivision (c),
 31 the governing board of a school district may consider qualitative
 32 information, including, but not limited to, findings that result from
 33 school quality reviews conducted pursuant to subparagraph (J) of
 34 paragraph (4) of subdivision (a) of Section 52052 or any other
 35 reviews.
 - 36 (f) To the extent practicable, data reported in a local control and
 37 accountability plan shall be reported in a manner consistent with
 38 how information is reported on a school accountability report card.
 - 39 (g) The governing board of a school district shall consult with
 40 teachers, principals, administrators, other school personnel, local

1 bargaining units of the school district, parents, and pupils in
2 developing a local control and accountability plan.

3 (h) A school district may identify local priorities, goals in regard
4 to the local priorities, and the method for measuring the school
5 district's progress toward achieving those goals.

6 ~~SEC. 2.~~

7 *SEC. 4.* Section 52066 of the Education Code is amended to
8 read:

9 52066. (a) On or before July 1, 2014, each county
10 superintendent of schools shall develop, and present to the county
11 board of education for adoption, a local control and accountability
12 plan using a template adopted by the state board.

13 (b) A local control and accountability plan adopted by ~~a~~ *the*
14 county board of education shall be effective for a period of three
15 years, and shall be updated on or before July 1 of each year.

16 (c) A local control and accountability plan adopted by ~~a~~ *the*
17 county board of education shall include, for each school or program
18 operated by the county superintendent of schools, both of the
19 following:

20 (1) A description of the annual goals, for all pupils and each
21 subgroup of pupils identified pursuant to Section 52052, to be
22 achieved for each of the state priorities identified in subdivision
23 (d), as applicable to the pupils served, and for any additional local
24 priorities identified by the county board of education.

25 (2) A description of the specific actions the county
26 superintendent of schools will take during each year of the local
27 control and accountability plan to achieve the goals identified in
28 paragraph (1), including the enumeration of any specific actions
29 necessary for that year to correct any deficiencies in regard to the
30 state priorities listed in paragraph (1) of subdivision (d). The
31 specific actions shall not supersede the provisions of existing local
32 collective bargaining agreements within the jurisdiction of the
33 county superintendent of schools.

34 (d) All of the following are state priorities:

35 (1) The degree to which the teachers in the schools or programs
36 operated by the county superintendent of schools are appropriately
37 assigned in accordance with Section 44258.9 and fully credentialed
38 in the subject areas, and, for the pupils they are teaching, every
39 pupil in the schools or programs operated by the county
40 superintendent of schools has sufficient access to the

1 standards-aligned instructional materials as determined pursuant
2 to Section 60119, and school facilities are maintained in good
3 repair as specified in subdivision (d) of Section 17002.

4 (2) (A) Implementation of the academic content and
5 performance standards adopted by the state board, including how
6 the programs and services will enable English learners to access
7 the common core academic content standards adopted pursuant to
8 Section 60605.8 and the English language development standards
9 adopted pursuant to Section 60811.3, as that section read on June
10 30, 2013, for purposes of gaining academic content knowledge
11 and English language proficiency.

12 (B) *As a condition for receiving supplemental and concentration*
13 *grants pursuant to Section 2574 for pupils redesignated as fluent*
14 *English proficient, the county superintendent of schools shall*
15 *identify any specialized programs or services provided to pupils*
16 *redesignated as fluent English proficient in order for them to*
17 *maintain proficiency in English and access the common core*
18 *academic content standards adopted pursuant to Section 60605.8*
19 *and a broad course of study that includes all of the subject areas*
20 *described in Section 51210 and subdivisions (a) to (i), inclusive,*
21 *of Section 51220, as applicable.*

22 (3) Parental involvement, including efforts the county
23 superintendent of schools makes to seek parent input in making
24 decisions for each individual schoolsite and program operated by
25 a county superintendent of schools, and including how the county
26 superintendent of schools will promote parental participation in
27 programs for unduplicated pupils and individuals with exceptional
28 needs.

29 (4) Pupil achievement, as measured by all of the following, as
30 applicable:

31 (A) Statewide assessments administered pursuant to Article 4
32 (commencing with Section 60640) of Chapter 5 of Part 33 or any
33 subsequent assessment, as certified by the state board.

34 (B) The Academic Performance Index, as described in Section
35 52052.

36 (C) The percentage of pupils who have successfully completed
37 courses that satisfy the requirements for entrance to the University
38 of California and the California State University, or career technical
39 education sequences or programs of study that align with state
40 board-approved career technical education standards and

1 frameworks, including, but not limited to, those described in
2 subdivision (a) of Section 52302, subdivision (a) of Section
3 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

4 (D) The percentage of English learner pupils who make progress
5 toward English proficiency as measured by the California English
6 Language Development Test or any subsequent assessment of
7 English proficiency, as certified by the state board.

8 (E) The English learner reclassification rate.

9 (F) The percentage of pupils who have passed an advanced
10 placement examination with a score of three or higher.

11 (G) The percentage of pupils who participate in, and demonstrate
12 college preparedness pursuant to, the Early Assessment Program,
13 as described in Chapter 6 (commencing with Section 99300) of
14 Part 65 of Division 14 of Title 3, or any subsequent assessment of
15 college preparedness.

16 (5) Pupil engagement, as measured by all of the following, as
17 applicable:

18 (A) School attendance rates.

19 (B) Chronic absenteeism rates.

20 (C) Middle school dropout rates, as described in paragraph (3)
21 of subdivision (a) of Section 52052.1.

22 (D) High school dropout rates.

23 (E) High school graduation rates.

24 (6) School climate, as measured by all of the following, as
25 applicable:

26 (A) Pupil suspension rates.

27 (B) Pupil expulsion rates.

28 (C) Other local measures, including surveys of pupils, parents,
29 and teachers on the sense of safety and school connectedness.

30 (7) The extent to which pupils have access to, and are enrolled
31 in, a broad course of study that includes all of the subject areas
32 described in Section 51210 and subdivisions (a) to (i), inclusive,
33 of Section 51220, as applicable, including the programs and
34 services developed and provided to unduplicated pupils and
35 individuals with exceptional needs, and the program and services
36 that are provided to benefit these pupils as a result of the funding
37 received pursuant to Section 42238.02, as implemented by Section
38 42238.03.

1 (8) Pupil outcomes, if available, in the subject areas described
2 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
3 51220, as applicable.

4 (9) How the county superintendent of schools will coordinate
5 instruction of expelled pupils pursuant to Section 48926.

6 (10) How the county superintendent of schools will coordinate
7 services for foster children, including, but not limited to, all of the
8 following:

9 (A) Working with the county child welfare agency to minimize
10 changes in school placement.

11 (B) Providing education-related information to the county child
12 welfare agency to assist the county child welfare agency in the
13 delivery of services to foster children, including, but not limited
14 to, educational status and progress information that is required to
15 be included in court reports.

16 (C) Responding to requests from the juvenile court for
17 information and working with the juvenile court to ensure the
18 delivery and coordination of necessary educational services.

19 (D) Establishing a mechanism for the efficient expeditious
20 transfer of health and education records and the health and
21 education passport.

22 ~~(H) Identification of the services provided to pupils of limited
23 English proficiency, as defined in Section 42238.01, and pupils
24 redesignated as fluent English proficient pursuant to Section 313.~~

25 (e) For purposes of the descriptions required by subdivision (c),
26 a *the* county board of education may consider qualitative
27 information, including, but not limited to, findings that result from
28 school quality reviews conducted pursuant to subparagraph (J) of
29 paragraph (4) of subdivision (a) of Section 52052 or any other
30 reviews.

31 (f) To the extent practicable, data reported in a local control and
32 accountability plan shall be reported in a manner consistent with
33 how information is reported on a school accountability report card.

34 (g) The county superintendent of schools shall consult with
35 teachers, principals, administrators, other school personnel, local
36 bargaining units of the county office of education, parents, and
37 pupils in developing a local control and accountability plan.

38 (h) A county board of education may identify local priorities,
39 goals in regard to the local priorities, and the method for measuring

1 the county office of education's *superintendent of schools*' progress
2 toward achieving those goals.

3 ~~SEC. 3.~~

4 *SEC. 5.* If the Commission on State Mandates determines that
5 this act contains costs mandated by the state, reimbursement to
6 local agencies and school districts for those costs shall be made
7 pursuant to Part 7 (commencing with Section 17500) of Division
8 4 of Title 2 of the Government Code.

O