

AMENDED IN ASSEMBLY APRIL 21, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2016

Introduced by Assembly Member Campos

February 20, 2014

An act to add Section ~~44278~~ 51207 to the Education Code, relating to ~~teachers~~ *pupil instruction*.

LEGISLATIVE COUNSEL'S DIGEST

AB 2016, as amended, Campos. ~~Teachers: mandated child abuse reporting: training.~~ *Pupil instruction: sexual abuse and sexual assault awareness and prevention.*

Existing law prescribes required courses of study in grades 1 to 12, inclusive, and requires the adopted course of study to include instruction, as provided, at the appropriate elementary and secondary grade levels.

This bill would require, on or before March 1, 2017, the State Board of Education, based upon the recommendations of the Superintendent of Public Instruction, to adopt age-appropriate content standards for transitional kindergarten, kindergarten, and grades 1 to 12, inclusive, in sexual abuse and sexual assault awareness and prevention, including information on available counseling and resources for children who are sexually abused.

The bill would authorize school districts, county offices of education, and charter schools to provide age-appropriate instruction, pursuant to the content standards adopted by the state board, for transitional kindergarten, kindergarten, and grades 1 to 12, inclusive, as applicable, in sexual abuse and sexual assault awareness and prevention. The bill would provide a procedure for excusing a pupil from that instruction.

~~Existing law, the Child Abuse and Neglect Reporting Act, requires certain persons identified as “mandated reporters,” including teachers and various other school employees, to report suspected child abuse or child neglect, as specified, and provides that a failure to report as required is an offense. Existing law encourages employers to provide their employees who are mandated reporters with training in the duties imposed by the act, and further requires school districts that do not train their employees who are identified as mandated reporters to report to the State Department of Education the reasons why the training is not provided. Under existing law, the Commission on Teacher Credentialing is required to adopt standards and procedures for the issuance and renewal of teaching and services credentials.~~

~~This bill would require, on or after January 1, 2015, the holder of a teaching or services credential issued by the commission to complete an approved training program, as specified, by January 1, 2016, and every 2 years thereafter, in the duties imposed on mandated reporters, as specified. The bill would require the holder of the credential, as part of his or her application to renew his or her credential, to submit verification to the commission that he or she has complied with the training requirement.~~

~~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 51207 is added to the Education Code,
 2 to read:
 3 51207. (a) On or before March 1, 2017, based upon the
 4 recommendations of the Superintendent, the state board shall adopt
 5 age-appropriate content standards for transitional kindergarten,
 6 kindergarten, and grades 1 to 12, inclusive, in sexual abuse and
 7 sexual assault awareness and prevention, including information
 8 on available counseling and resources for children who are
 9 sexually abused.
 10 (b) (1) School districts, county offices of education, and charter
 11 may provide age-appropriate instruction, pursuant to the content
 12 standards adopted by the state board under subdivision (a), for
 13 transitional kindergarten, kindergarten, and grades 1 to 12,
 14 inclusive, as applicable, in sexual abuse and sexual assault
 15 awareness and prevention.

1 (2) *Upon written request of the pupil's parent or legal guardian,*
2 *a pupil in transitional kindergarten, kindergarten, or grades 1 to*
3 *12, inclusive, shall be excused from taking instruction in sexual*
4 *abuse and sexual assault awareness and prevention established*
5 *pursuant to this section.*

6 ~~SECTION 1. Section 44278 is added to the Education Code,~~
7 ~~to read:~~

8 ~~44278. (a) On and after January 1, 2015, the holder of a~~
9 ~~teaching or services credential issued by the commission shall~~
10 ~~complete an approved training program by January 1, 2016, and~~
11 ~~every two years thereafter, in the duties imposed on mandated~~
12 ~~reporters pursuant to the Child Abuse and Neglect Reporting Act~~
13 ~~(Article 2.5 (commencing with Section 11164) of Chapter 2 of~~
14 ~~Title 1 of Part 4 of the Penal Code):~~

15 ~~(b) The holder of a teaching or services credential, as part of~~
16 ~~his or her application to renew his or her credential, shall submit~~
17 ~~verification to the commission that he or she has complied with~~
18 ~~the training requirements set forth in subdivision (a).~~

19 ~~(c) For purposes of this section, an approved training program~~
20 ~~may include, but is not limited to, mandated reporter training~~
21 ~~offered online by the Office of Child Abuse Prevention or another~~
22 ~~agency approved by the State Department of Social Services,~~
23 ~~training conducted by a local educational agency, training offered~~
24 ~~by a local educational agency, or any other training approved by~~
25 ~~the commission.~~