

AMENDED IN SENATE AUGUST 21, 2014
AMENDED IN SENATE AUGUST 19, 2014
AMENDED IN ASSEMBLY MAY 23, 2014
AMENDED IN ASSEMBLY MAY 1, 2014
AMENDED IN ASSEMBLY MARCH 28, 2014
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2380

Introduced by Assembly Member Weber

February 21, 2014

An act to amend Section 64001 of the Education Code, relating to school plans.

LEGISLATIVE COUNSEL'S DIGEST

AB 2380, as amended, Weber. School plans: consolidated application for categorical programs: single plan for pupil achievement.

Existing law requires a school district that elects to apply for certain state and federal categorical program funds to submit to the State Department of Education a single consolidated application, referencing a duly adopted single plan for pupil achievement, for approval by the State Board of Education. Related onsite school and district compliance visits and reviews are conducted by the department. Existing law requires a single plan for pupil achievement to be reviewed annually and updated by the schoolsite council or, if the school does not have a schoolsite council, by schoolwide advisory groups or school support groups to include proposed expenditure of funds allocated to the school through the consolidated application.

Existing law requires the Superintendent of Public Instruction to establish the process and frequency for conducting reviews of district achievement and compliance with state and federal categorical program requirements.

This bill would add to these provisions references to programs funded through the local control funding formula and to districtwide advisory committees on bilingual education. The bill would no longer authorize a specified action plan to satisfy the requirements of a single plan for pupil achievement. The bill would require school districts to develop local control and accountability plans and annual updates in consultation with schoolsite level advisory groups and ensure that the local control and accountability plan and its specific actions are consistent with, and reflective of, the goals and plans of schoolsites. The bill would require the department, if it makes materials or information available to school districts to assist them in the development of their single plan for pupil achievement, to ensure that all materials and information emphasize that the plan be consistent with and, to the extent possible, support the goals and outcomes specified in the school district’s local control and accountability plan. The bill would require, when a single plan for pupil achievement is being reviewed annually and updated by the schoolsite council or, if the school does not have a schoolsite council, by schoolwide advisory groups or school support groups to additionally include alignment with the school district’s local control and accountability plan and a minimization of the duplication of efforts.

The bill would also make conforming and other nonsubstantive changes.

This bill would incorporate additional changes to Section 64001 of the Education Code proposed by AB 2384 that would become operative if this bill and AB 2384 are both enacted and this bill is enacted last.

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 64001 of the Education Code is amended
- 2 to read:
- 3 64001. (a) (1) Notwithstanding any other law, a school district
- 4 shall not be required to submit to the department, as part of the
- 5 consolidated application, a school plan for categorical programs
- 6 that are subject to this part. A school district shall ensure, in the

1 consolidated application, that the single plan for pupil achievement
2 established pursuant to subdivision (d) has been prepared in
3 accordance with law, that schoolsite councils have developed and
4 approved a plan, to be known as the single plan for pupil
5 achievement, for schools participating in programs funded through
6 the consolidated application process and through the local control
7 funding formula established pursuant to Section 42238.02, and
8 any other school program they choose to include, and that school
9 plans were developed with the review, certification, and advice of
10 applicable school advisory committees, including advisory
11 committees established pursuant to Section 52176. The single plan
12 for pupil achievement may also be referred to as the single plan
13 for student achievement. The consolidated application shall also
14 include certifications by appropriate school district advisory
15 committees, including advisory committees established pursuant
16 to Section 52176, that the application was developed with the
17 review and advice of those committees.

18 (2) If a consolidated application does not include the necessary
19 certifications or assurances, the department shall initiate an
20 investigation to determine whether the consolidated application
21 and single plan for pupil achievement were developed in
22 accordance with law and with the involvement of applicable
23 advisory committees, including advisory committees established
24 pursuant to Section 52176, and schoolsite councils.

25 (b) Onsite school and district compliance reviews of categorical
26 programs shall continue, and school plans shall be required and
27 reviewed as part of these onsite visits and compliance reviews.
28 The Superintendent shall establish the process and frequency for
29 conducting reviews of school district achievement and compliance
30 with state and federal categorical program requirements. In
31 addition, the Superintendent shall establish the content of these
32 instruments, including any criteria for differentiating these reviews
33 based on the achievement of pupils, as demonstrated by the
34 Academic Performance Index developed pursuant to Section 52052,
35 and evidence of school district compliance with state and federal
36 law. The state board shall review the content of these instruments
37 for consistency with state board policy. If the department makes
38 materials or information available to school districts to assist them
39 in the development of their single plan for pupil achievement, the
40 department shall ensure that all materials and information

1 emphasize that the plan be consistent with and, to the extent
2 possible, support the goals and outcomes specified in the school
3 district's local control and accountability plan, required pursuant
4 to Section 52060.

5 (c) (1) A school district shall submit school plans whenever
6 the department requires the plans in order to effectively administer
7 any categorical program subject to this part. The department may
8 require submission of the school plan for any school that is the
9 specific subject of a complaint involving any categorical program
10 or service subject to this part.

11 (2) The department may require a school district to submit other
12 data or information as may be necessary for the department to
13 effectively administer any categorical program subject to this part.

14 (d) (1) Notwithstanding any other law, as a condition of
15 receiving funding for a categorical program pursuant to Section
16 64000, and instead of the information submission requirements
17 that were required by this section before January 1, 2002, a school
18 district shall ensure that each school in its jurisdiction that operates
19 categorical programs subject to this part consolidates the plans
20 that are required by those programs into a single plan. Schools
21 may consolidate any plans that are required by federal programs
22 subject to this part into this plan, unless otherwise prohibited by
23 federal law. That plan shall be known as the single plan for pupil
24 achievement or may be referred to as the single plan for student
25 achievement.

26 (2) To facilitate the alignment of required activities and avoid
27 the duplication of effort, as referenced in Sections 52063 and 52064
28 with respect to school plans, local control and accountability plans,
29 and federal law, a school district shall develop the local control
30 and accountability plan and annual updates in consultation with
31 schoolsite level advisory groups and ensure that the local control
32 and accountability plan and its specific actions are consistent with,
33 and reflective of, the goals and plans of schoolsites.

34 (e) Notwithstanding any other law, the content of a single plan
35 for pupil achievement shall be aligned with school goals for
36 improving pupil achievement. School goals shall be based upon
37 an analysis of verifiable state data, including the Academic
38 Performance Index developed pursuant to Section 52052 and the
39 English language development test developed pursuant to Section
40 60810, and may include any data voluntarily developed by school

1 districts to measure pupil achievement. The single plan for pupil
2 achievement shall, at a minimum, address how moneys provided
3 to the school through any of the sources identified in Section 64000
4 will be used to improve the academic performance of all pupils to
5 the level of the performance goals, as established by the Academic
6 Performance Index developed pursuant to Section 52052. The plan
7 shall also identify the schools' means of evaluating progress toward
8 accomplishing those goals and how state and federal law governing
9 these programs will be implemented. The plan shall also align with
10 the school district's goals for unduplicated pupils in the state and
11 local priority areas identified pursuant to Section 52060.

12 (f) (1) The plan required by this section shall be reviewed
13 annually and updated by the schoolsite council or, if the school
14 does not have a schoolsite council, by schoolwide advisory groups
15 or school support groups that conform to the requirements of
16 Section 52852, to include, but not be limited to, both of the
17 following:

18 (A) Proposed expenditures of funds allocated to the school
19 through the consolidated application.

20 (B) Alignment with the school district's local control and
21 accountability plan and a minimization of the duplication of efforts.

22 (2) The plan shall be approved by the governing board of the
23 school district at a regularly scheduled meeting whenever there
24 are material changes that affect the academic programs for pupils
25 covered by programs identified in Section 64000.

26 (g) The school plan and subsequent revisions shall be reviewed
27 and approved by the governing board of the school district. The
28 governing board of the school district shall certify that, to the extent
29 allowable under federal law, plans developed for purposes of this
30 section are consistent with district local improvement plans that
31 are required as a condition of receiving federal funding.

32 (h) This section does not prevent a school district, at its
33 discretion, from conducting an independent review pursuant to
34 subdivision (c) of this section as it read on January 1, 2001.

35 *SEC. 1.5. Section 64001 of the Education Code is amended to*
36 *read:*

37 64001. (a) (1) Notwithstanding any other ~~provision of law,~~
38 ~~a school-districts district~~ shall not be required to submit to the
39 department, as part of the consolidated application, ~~a school-plans~~
40 ~~plan~~ for categorical programs *that are* subject to this part. ~~School~~

1 ~~districts shall assure,~~ *A school district shall ensure, in the*
 2 *consolidated application, that the ~~Single Plan for Pupil~~*
 3 *~~Achievement~~ ~~single plan for pupil achievement~~ established*
 4 *pursuant to subdivision (d) has been prepared in accordance with*
 5 *law, that schoolsite councils have developed and approved a plan,*
 6 *to be known as the ~~Single Plan for Pupil Achievement~~ ~~single plan~~*
 7 *~~for pupil achievement,~~ for schools participating in programs funded*
 8 *through the consolidated application ~~process,~~ ~~process~~ and ~~through~~*
 9 *~~the local control funding formula established pursuant to Section~~*
 10 *42238.02, and any other school program they choose to include,*
 11 *and that school plans were developed with the review, certification,*
 12 *and advice of ~~any~~ applicable school advisory ~~committees.~~ ~~The~~*
 13 *~~Single Plan for Pupil Achievement~~ ~~committees,~~ including advisory*
 14 *~~committees established pursuant to Section 52176.~~ ~~The single plan~~*
 15 *~~for pupil achievement~~ may also be referred to as the ~~Single Plan~~*
 16 *~~for Student Achievement.~~ ~~single plan for student achievement.~~*
 17 *The consolidated application shall also include certifications by*
 18 *appropriate ~~school~~ district advisory ~~committees~~ ~~committees,~~*
 19 *including advisory committees established pursuant to Section*
 20 *52176, that the application was developed with ~~the~~ review and*
 21 *advice of those committees.*

22 ~~For any~~
 23 *(2) If a consolidated application ~~that~~ does not include the*
 24 *necessary certifications or assurances, the department shall initiate*
 25 *an investigation to determine whether the consolidated application*
 26 *and ~~Single Plan for Pupil Achievement~~ ~~single plan for pupil~~*
 27 *~~achievement~~ were developed in accordance with law and with the*
 28 *involvement of applicable advisory ~~committees~~ ~~committees,~~*
 29 *including advisory committees established pursuant to Section*
 30 *52176, and schoolsite councils.*

31 *(b) Onsite school and district compliance reviews of categorical*
 32 *programs shall continue, and school plans shall be required and*
 33 *reviewed as part of these onsite visits and compliance reviews.*
 34 *The Superintendent shall establish the process and frequency for*
 35 *conducting reviews of ~~school~~ district achievement and compliance*
 36 *with state and federal categorical program requirements. In*
 37 *addition, the Superintendent of ~~Public Instruction~~ shall establish*
 38 *the content of these instruments, including any criteria for*
 39 *differentiating these reviews based on the achievement of pupils,*
 40 *as demonstrated by the Academic Performance Index developed*

1 pursuant to Section 52052, and evidence of *school* district
2 compliance with state and federal law. The state board shall review
3 the content of these instruments for consistency with state board
4 policy. *If the department makes materials or information available*
5 *to school districts to assist them in the development of their single*
6 *plan for pupil achievement, the department shall ensure that all*
7 *materials and information emphasize that the plan be consistent*
8 *with and, to the extent possible, support the goals and outcomes*
9 *specified in the school district's local control and accountability*
10 *plan, required pursuant to Section 52060.*

11 (c) (1) A school district shall submit school plans whenever
12 the department requires the plans in order to effectively administer
13 any categorical program subject to this part. The department may
14 require submission of the school plan for any school that is the
15 specific subject of a complaint involving any categorical program
16 or service subject to this part.

17 ~~The~~

18 (2) ~~The~~ department may require a school district to submit other
19 data or information as may be necessary for the department to
20 effectively administer any categorical program subject to this part.

21 (d) (1) Notwithstanding any other ~~provision of~~ law, as a
22 condition of receiving ~~state~~ funding for a categorical program
23 pursuant to Section 64000, and ~~in lieu~~ *instead* of the information
24 submission requirements that were ~~previously~~ required by this
25 section ~~prior to the amendments that added this subdivision and~~
26 ~~subdivisions (e) to (i), inclusive, school districts before January~~
27 ~~1, 2002, a school district shall ensure that each school in a district~~
28 ~~its jurisdiction that operates any~~ categorical programs subject to
29 this part consolidates ~~any the~~ plans that are required by those
30 programs into a single plan. Schools may consolidate any plans
31 that are required by federal programs subject to this part into this
32 plan, unless otherwise prohibited by federal law. That plan shall
33 be known as the ~~Single Plan for Pupil Achievement~~ *single plan*
34 *for pupil achievement* or may be referred to as the ~~Single Plan for~~
35 ~~Student Achievement.~~ *single plan for student achievement.*

36 ~~(e) Plans developed pursuant to subdivision (d) of Section~~
37 ~~52054, and Section 6314 and following of Title 20 of the United~~
38 ~~States Code, shall satisfy this requirement.~~

39 (2) *To facilitate the alignment of required activities and avoid*
40 *the duplication of effort, as referenced in Sections 52063 and 52064*

1 *with respect to school plans, local control and accountability plans,*
 2 *and federal law, a school district shall develop the local control*
 3 *and accountability plan and annual updates in consultation with*
 4 *schoolsite level advisory groups and shall ensure that the local*
 5 *control and accountability plan and its specific actions are*
 6 *consistent with, and reflective of, the goals and plans of schoolsites.*

7 (f)

8 (e) Notwithstanding any other ~~provision of law,~~ the content of
 9 a ~~Single Plan for Pupil Achievement~~ *single plan for pupil*
 10 *achievement* shall be aligned with school goals for improving pupil
 11 achievement. School goals shall be based upon an analysis of
 12 verifiable state data, including the Academic Performance Index
 13 developed pursuant to Section 52052 and the English ~~Language~~
 14 ~~Development~~ *language development* test developed pursuant to
 15 Section 60810, and may include any data voluntarily developed
 16 by *school* districts to measure pupil achievement. The ~~Single Plan~~
 17 ~~for Pupil Achievement~~ *single plan for pupil achievement* shall, at
 18 a minimum, address how ~~funds~~ *moneys* provided to the school
 19 through any of the sources identified in Section 64000 will be used
 20 to improve the academic performance of all pupils to the level of
 21 the performance goals, as established by the Academic Performance
 22 Index developed pursuant to Section 52052. The plan shall also
 23 identify the schools' means of evaluating progress toward
 24 accomplishing those goals and how state and federal law governing
 25 these programs will be implemented. *The plan shall also align*
 26 *with the school district's goals for unduplicated pupils in the state*
 27 *and local priority areas identified pursuant to Section 52060.*

28 (g)

29 (f) (1) The plan required by this section shall be reviewed
 30 annually and ~~updated, including proposed expenditure of funds~~
 31 ~~allocated to the school through the consolidated application,~~
 32 *updated* by the schoolsite ~~council;~~ *council* or, if the school does
 33 not have a schoolsite council, by schoolwide advisory groups or
 34 school support groups that conform to the requirements of Section
 35 52852. ~~The plans shall be reviewed and approved by the governing~~
 36 ~~board of the local education agency at a regularly scheduled~~
 37 ~~meeting whenever there are material changes that affect the~~
 38 ~~academic programs for students covered by programs identified~~
 39 ~~in Section 64000. 52781 or 52852, to include, but not be limited~~
 40 *to, both of the following:*

1 (A) Proposed expenditures of funds allocated to the school
2 through the consolidated application.

3 (B) Alignment with the school district's local control and
4 accountability plan and a minimization of the duplication of efforts.

5 (2) The plan shall be approved by the governing board of the
6 school district at a regularly scheduled meeting whenever there
7 are material changes that affect the academic programs for pupils
8 covered by programs identified in Section 64000.

9 ~~(h)~~

10 (g) The school plan and subsequent revisions shall be reviewed
11 and approved by the governing board of the school district. ~~School~~
12 ~~district governing boards~~ The governing board of the school district
13 shall certify that, to the extent allowable under federal law, plans
14 developed for purposes of this section are consistent with district
15 local improvement plans that are required as a condition of
16 receiving federal funding.

17 ~~(i) Nothing in this act may be construed to~~

18 (h) This section does not prevent a school district, at its
19 discretion, from conducting an independent review pursuant to
20 subdivision (c) of ~~Section 64001 as that section~~ this section as it
21 read on January 1, 2001.

22 SEC. 2. Section 1.5 of this bill incorporates amendments to
23 Section 64001 of the Education Code proposed by both this bill
24 and Assembly Bill 2384. It shall only become operative if (1) both
25 bills are enacted and become effective on or before January 1,
26 2015, (2) each bill amends Section 64001 of the Education Code,
27 and (3) this bill is enacted after Assembly Bill 2384, in which case
28 Section 1 of this bill shall not become operative.