

**ASSEMBLY BILL**

**No. 2384**

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**Introduced by Assembly Member Bradford**

February 21, 2014

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An act to amend Sections 52852 and 52853 of the Education Code, relating to school plans.

LEGISLATIVE COUNSEL'S DIGEST

AB 2384, as introduced, Bradford. School plans: schoolsite councils.

(1) Existing law requires a schoolsite council to be established at a school that participates in school-based program coordination. Existing law requires the council to be composed of the principal and representatives of teachers, other school personnel, parents, and in secondary schools, pupils, as specified.

This bill would add representatives of members of the community focused on education and representatives of local service providers working at the schoolsite, selected by the principal or the other members the schoolsite council, to a schoolsite council. The bill would authorize the schoolsite council or the governing board of the school district to expand the composition of a schoolsite council based on the operational structure of the school. The bill would require the governing board of the school district to set term limits for members of a schoolsite council, except for the principal.

(2) Existing law requires, at the elementary level, a schoolsite council to be constituted to ensure parity between (A) the principal, classroom teachers, and other school personnel and (B) parents or other community members selected by parents, and, at the secondary level, existing law requires a schoolsite council to be constituted to ensure parity between (A) the principal, classroom teachers, and other school personnel and

(B) parents, or other community members selected by parents, and pupils.

This bill would remove community members from the parity calculations.

(3) Existing law provides that an employee of a school who is also a parent or guardian of a pupil who attends a school other than the school of the parent’s or guardian’s employment, is not disqualified by virtue of this employment from serving as a parent representative on the schoolsite council established for the school that his or her child or ward attends.

This bill would prohibit an employee of a school who is also a parent or guardian of a pupil who attends a school from serving as a member of the schoolsite council at the school that the employee’s child or ward attends. The bill would authorize the employee to serve on a schoolsite council at another school.

(4) Existing law requires a schoolsite council to develop a school plan that includes, among other things, instructional and auxiliary services to meet the special needs of non-English-speaking or limited-English-speaking pupils, including instruction in a language these pupils understand, educationally disadvantaged pupils, gifted and talented pupils, and pupils with exceptional needs.

This bill would, among other things, add low-income pupils and pupils in foster care to that list. The bill would require the school plan to also include mechanisms to ensure that the objectives in the school district’s local control and accountability plan are being adhered to. The bill would also require the governing board of a school district to ensure that schoolsite council members receive adequate training to implement the objectives contained in the school district’s local control and accountability plan and existing provisions of law.

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 52852 of the Education Code is amended  
2 to read:

3 52852. (a) A schoolsite council shall be established at each  
4 school—~~which~~ *that* participates in school-based program  
5 coordination. The council ~~shall~~ *shall, at a minimum*, be composed  
6 of the principal and representatives ~~of teachers~~ *of the following*:

1 (1) *Teachers* selected by teachers at the ~~school;~~ *school*, other  
 2 school personnel selected by other school personnel at the ~~school;~~  
 3 *school*, parents of pupils attending the school selected by ~~such~~  
 4 ~~parents; and, the parents, and,~~ in secondary schools, pupils selected  
 5 by pupils attending the school.

6 (2) *Community members focused on education and local service*  
 7 *providers working at the schoolsite selected by the principal or*  
 8 *the schoolsite council members selected pursuant to paragraph*  
 9 *(1).*

10 (b) *The schoolsite council or the governing board of the school*  
 11 *district may expand the composition of a schoolsite council based*  
 12 *on the operational structure of the school.*

13 (c) (1) At the elementary level the *schoolsite* council shall be  
 14 constituted to ensure parity between ~~(a):~~ (A) the principal,  
 15 classroom ~~teachers~~ *teachers*, and other school personnel; and ~~(b)~~  
 16 ~~parents or other community members selected by~~ (B) parents.  
 17 *Members selected pursuant to paragraph (2) of subdivision (a)*  
 18 *shall not be included in the parity calculation.*

19 **At**

20 (2) At the secondary level the *schoolsite* council shall be  
 21 constituted to ensure parity between ~~(a):~~ (A) the principal,  
 22 classroom ~~teachers~~ *teachers*, and other school personnel; and ~~(b)~~  
 23 (B) equal numbers of ~~parents, or other community members~~  
 24 ~~selected by parents,~~ *parents* and pupils. *Members selected pursuant*  
 25 *to paragraph (2) of subdivision (a) shall not be included in the*  
 26 *parity calculation.*

27 **At**

28 (3) At both the elementary and secondary levels, classroom  
 29 teachers shall comprise the majority of persons represented under  
 30 category ~~(a)~~ (A).

31 **Existing**

32 (d) *Existing* schoolwide advisory groups or school support  
 33 groups may be utilized as the schoolsite council if those groups  
 34 conform to this section.

35 **The**

36 (e) ~~The Superintendent of Public Instruction~~ shall provide several  
 37 examples of selection and replacement procedures that may be  
 38 considered by schoolsite councils.

39 **An**

1 (f) (1) An employee of a school who is also a parent or guardian  
 2 of a pupil who attends a school other than the school of the parent’s  
 3 or guardian’s employment, is not disqualified by virtue of this  
 4 employment from serving as a parent representative on the  
 5 schoolsite council established for the school that ~~his or her~~ *the*  
 6 *employee’s* child or ward attends.

7 (2) An employee of a school who is also a parent or guardian  
 8 of a pupil who attends a school shall not serve as a member of the  
 9 schoolsite council at the school that the employee’s child or ward  
 10 attends. The employee may serve as a schoolsite council member  
 11 at a school other than the one that his or her child attends.

12 (g) Except for the principal, the governing board of the school  
 13 district shall set term limits for schoolsite council members.

14 SEC. 2. Section 52853 of the Education Code is amended to  
 15 read:

16 52853. (a) ~~The~~A schoolsite council shall develop a school  
 17 plan ~~which~~ *that* shall include all of the following:

18 (1) Curricula, instructional ~~strategies~~ *strategies*, and materials  
 19 responsive to the individual needs and learning styles of each pupil.

20 (2) Instructional and auxiliary services to meet the special needs  
 21 of non-English-speaking or limited-English-speaking pupils,  
 22 including instruction in a language these pupils ~~understand;~~  
 23 *understand*, educationally disadvantaged ~~pupils;~~ *pupils*, *low-income*  
 24 *pupils*, *pupils in foster care*, gifted and talented ~~pupils;~~ *pupils*, and  
 25 pupils with exceptional needs.

26 (3) A staff development program for teachers, other school  
 27 personnel, paraprofessionals, and volunteers, including those  
 28 participating in special programs. Staff development programs  
 29 may include the use of program guidelines that have been  
 30 developed by the ~~superintendent~~ *Superintendent* for specific  
 31 learning disabilities, including dyslexia, and other related disorders.  
 32 The strategies included in the guidelines and instructional materials  
 33 that focus on successful approaches for working with pupils who  
 34 have been prenatally substance exposed, *suffered trauma*, as well  
 35 as other at-risk pupils, may also be provided to teachers.

36 (4) Ongoing evaluation of the educational program of the school.

37 (5) Other activities and objectives as established by the  
 38 *schoolsite* council.

39 (6) The proposed expenditures of funds available to the school  
 40 through the programs described in Section 52851. For purposes

1 of this subdivision, proposed expenditures of funds available to  
2 the school through the programs described in Section 52851 shall  
3 include, but not be limited to, salaries and staff benefits for persons  
4 providing services for those programs.

5 (7) The proposed expenditure of funds available to the school  
6 through the federal Improving America's Schools Act of 1994  
7 (IASA) (20 U.S.C. Sec. 6301 et seq.) and its amendments. If the  
8 school operates a state-approved schoolwide program pursuant to  
9 Section 6314 of Title 20 of the United States Code in a manner  
10 consistent with the expenditure of funds available to the school  
11 pursuant to Section 52851, employees of the schoolwide program  
12 may be deemed funded by a single cost objective.

13 (8) (A) *Mechanisms to ensure that the objectives in the school*  
14 *district's local control and accountability plan are being adhered*  
15 *to.*

16 (B) *The governing board of a school district shall ensure that*  
17 *schoolsite council members receive adequate training to implement*  
18 *the objectives contained in the school district's local control and*  
19 *accountability plan and existing provisions of law.*

20 (b) The schoolsite council shall annually review the school plan,  
21 establish a new budget, and if necessary, make other modifications  
22 in the plan to reflect changing needs and priorities.