Introduced by Senator Hancock

February 20, 2013

An act to amend Section 46146.5 of the Education Code, relating to school attendance.

LEGISLATIVE COUNSEL’S DIGEST

SB 379, as amended, Hancock. School attendance: early and middle college high schools.
Existing law provides that a day of attendance for a pupil enrolled in grades 11 and 12 at an early college high school or middle college high school is 180 minutes of attendance if the pupil is also enrolled in a community college, classes of the California State University, or classes of the University of California, as specified. Existing law, the Charter Schools Act of 1992, requires, as a condition of apportionment, among other things, a charter school to offer 64,800 minutes of instruction in a fiscal year for pupils in grades 9 to 12, inclusive, and, for classroom-based instruction, as defined, to have at least 80% of the instructional time offered to be at the schoolsite.
This bill would authorize a charter school that operates an early college high school or middle college high school to claim a day of attendance based on 180 minutes of attendance for a pupil enrolled in grade 11 or 12 who is also enrolled in a community college, classes of the California State University, or classes of the University of California, as specified, notwithstanding any other provisions, including provisions of the Charter Schools Act of 1992 without changing the minimum number of minutes of instruction a charter school is required to offer in a fiscal year. The bill would require a day of attendance to be 240
minutes of attendance for (A) a pupil enrolled in grade 9 or 10 who is also a special part-time student enrolled in community college, and (B) a pupil enrolled in a charter school that is an early college high school or middle college high school if the pupil does not satisfy certain requirements.


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

SECTION 1. Section 46146.5 of the Education Code is amended to read:

46146.5. (a) A day of attendance for a pupil enrolled in grades 11 and grade 11 or 12 at an early college high school or middle college high school is 180 minutes of attendance if the pupil is also enrolled part time in classes of the California State University or the University of California for which academic credit will be provided upon satisfactory completion of enrolled courses.

(b) A day of attendance for a pupil enrolled in an early college high school or middle college high school, who is also a special part-time student enrolled in a community college under Article 1 (commencing with Section 48800) of Chapter 5 of Part 27, and who will receive academic credit upon satisfactory completion of enrolled courses, is 180 minutes of attendance.

(c) A day of attendance for a pupil enrolled in an early college high school or middle college high school who does not satisfy subdivision (a) or (b) is 240 minutes of attendance.

(d) Notwithstanding any other law, including, but not limited to, Section 46201 and subdivisions (a) and (e) of Section 47612.5, a charter school that operates an early college high school or middle college high school may claim a day of attendance for a pupil that satisfies the requirements of subdivisions (a) to (c), inclusive, as applicable.

(d) For a charter school that is an early college high school or middle college high school eligible to claim classroom-based instruction apportionments in accordance with subdivision (e) of Section 47612.5, a day of attendance for a pupil enrolled in grade 11 or 12 is 180 minutes of attendance if the pupil is also enrolled part time in classes of the California Community Colleges, California State University, or the University of California for
which academic credit will be provided upon satisfactory completion of enrolled courses.

(e) For a charter school that is an early college high school or middle college high school eligible to claim classroom-based instruction apportionments in accordance with subdivision (e) of Section 47612.5, a day of attendance for a pupil who is also a special part-time student enrolled in a community college under Article 1 (commencing with Section 48800) of Chapter 5 of Part 27, and who will receive academic credit upon satisfactory completion of enrolled courses, is 180 minutes of attendance for a pupil enrolled in grade 11 or 12, and 240 minutes of attendance for a pupil enrolled in grade 9 or 10.

(f) A day of attendance for a pupil enrolled in a charter school that is an early college high school or middle college high school who does not satisfy subdivision (d) or (e) is 240 minutes of attendance.

(g) Subdivisions (d) and (e) shall not change the requirement for charter schools to offer the minimum number of annual instructional minutes pursuant to paragraph (1) of subdivision (a) of Section 47612.5.

(h) For a pupil enrolled in a charter school that is an early college high school or middle college high school who does not satisfy the attendance and enrollment requirements in subdivision (d) or (e), attendance shall be claimed by the charter school pursuant to Section 47612.5.