

AMENDED IN SENATE AUGUST 19, 2016  
AMENDED IN SENATE AUGUST 1, 2016  
AMENDED IN ASSEMBLY MAY 27, 2016  
AMENDED IN ASSEMBLY APRIL 12, 2016  
AMENDED IN ASSEMBLY MARCH 17, 2016  
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2862**

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**Introduced by Assembly Member O'Donnell**  
(Principal coauthor: Senator Hancock)  
**(Coauthors: Assembly Members Chu and Medina)**  
(Coauthor: Senator Allen)

February 19, 2016

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An act to add Section 60605.13 to the Education Code, relating to pupil instruction.

LEGISLATIVE COUNSEL'S DIGEST

AB 2862, as amended, O'Donnell. Pupil instruction: visual and performing arts: revision of content standards.

Existing law requires the State Board of Education, on or before June 1, 2001, to adopt content standards in the curriculum area of visual and performing arts pursuant to recommendations developed by the Superintendent of Public Instruction.

This bill would require the Superintendent, in consultation with the Instructional Quality Commission, to recommend revisions to the visual and performing arts content standards in certain subjects to the state board, and would require the state board to adopt, reject, or modify the

recommendations on or before January 31, 2019. The bill would require the Superintendent, in consultation with the Instructional Quality Commission and the state board, to select a group of experts in visual and performing arts for purposes of assisting the Superintendent in developing recommendations under the bill. ~~The~~

*The bill would require that the National Core Arts Standards developed by the National Coalition for Core Arts Standards serve as the basis for deliberations regarding revisions to the visual and performing arts content standards. The bill would require the Superintendent, in consultation with the Instructional Quality Commission, to hold a minimum of 2 public hearings in order for the public to provide input on the Superintendent’s recommendations, and would require the state board to adopt, reject, or modify the recommendations at a subsequent public meeting, in accordance with specified procedures.*

*The bill would also provide, if the visual and performing arts content standards are adopted pursuant to the bill: (1) that the state board would be required to consider the adoption of a curriculum framework and evaluation criteria for instructional materials that are aligned to the visual and performing arts content standards no later than July 31, 2020, as specified; and (2) that the state board would be authorized to adopt instructional materials for kindergarten and grades 1 to 8, inclusive, that are aligned to the visual and performing arts content standards no later than November 30, 2021, as specified.*

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 60605.13 is added to the Education Code,
- 2 to read:
- 3 60605.13. (a) The Superintendent, in consultation with the
- 4 Instructional Quality Commission, shall recommend to the state
- 5 board revisions to the visual and performing arts content standards
- 6 in the subjects of dance, theater, music, and visual arts adopted by
- 7 the state board pursuant to Section 60605.1.
- 8 (b) In consultation with the Instructional Quality Commission
- 9 and the state board, the Superintendent shall select a group of
- 10 experts in visual and performing arts for purposes of assisting the
- 11 Superintendent in developing recommendations pursuant to this

1 section. A majority of this group of experts shall be current public  
2 school elementary or secondary classroom teachers who have a  
3 professional teaching credential that is valid under state law.

4 (c) The National Core Arts Standards in the subjects of dance,  
5 theater, music, and visual arts developed by the National Coalition  
6 for Core Arts Standards shall serve as the basis for deliberations  
7 regarding revisions to the visual and performing arts content  
8 standards.

9 (d) (1) The Superintendent, in consultation with the Instructional  
10 Quality Commission, shall hold a minimum of two public hearings  
11 in order for the public to provide input on the revisions  
12 recommended pursuant to this section and the state board shall  
13 adopt, reject, or modify those recommendations at a subsequent  
14 public meeting.

15 (2) The public hearings and meetings required by this  
16 subdivision shall be held pursuant to the Bagley-Keene Open  
17 Meeting Act (Article 9 (commencing with Section 11120) of  
18 Chapter 1 of Part 1 of Division 3 of Title 2 of the Government  
19 Code).

20 (e) On or before November 30, 2018, the Superintendent shall  
21 present to the state board the revised visual and performing arts  
22 content standards, based on the work of the group of experts  
23 convened pursuant to subdivision (b), conducted in consultation  
24 with the Instructional Quality Commission.

25 (f) (1) On or before January 31, 2019, the state board shall  
26 adopt, reject, or modify any revisions to the visual and performing  
27 arts standards recommended by the Superintendent. If the state  
28 board modifies the revisions recommended by the Superintendent,  
29 the state board shall explain, in writing, the reasons for modifying  
30 the recommended revised content standards to the Governor and  
31 the Legislature.

32 (2) If the state board modifies the visual and performing arts  
33 content standards recommended by the Superintendent pursuant  
34 to subdivision (e), the state board shall, in a meeting conducted  
35 pursuant to the Bagley-Keene Open Meeting Act (Article 9  
36 (commencing with Section 11120) of Chapter 1 of Part 1 of  
37 Division 3 of Title 2 of the Government Code), provide written  
38 reasons for its revisions. The state board shall not adopt revised  
39 visual and performing arts content standards at the same meeting  
40 it provides its written reasons, but, instead, shall adopt these

1 revisions at a subsequent meeting conducted no later than March  
2 31, 2019.

3 (3) If the state board rejects the visual and performing arts  
4 content standards recommended by the Superintendent pursuant  
5 to subdivision (e), the state board shall transmit to the  
6 Superintendent, the Governor, and the appropriate policy and fiscal  
7 committees of the Legislature a specific written explanation of the  
8 reasons for the rejection of the standards presented by the  
9 Superintendent.

10 (g) *If the visual and performing arts content standards are*  
11 *adopted pursuant to subdivision (f), the state board shall consider*  
12 *the adoption of a curriculum framework and evaluation criteria*  
13 *for instructional materials that are aligned to the visual and*  
14 *performing arts content standards no later than July 31, 2020,*  
15 *based on recommendations of the Instructional Quality*  
16 *Commission.*

17 (h) *If the visual and performing arts content standards are*  
18 *adopted pursuant to subdivision (f), the state board may adopt*  
19 *instructional materials for kindergarten and grades 1 to 8,*  
20 *inclusive, that are aligned to the visual and performing arts content*  
21 *standards no later than November 30, 2021, based on*  
22 *recommendations of the Instructional Quality Commission.*