

AMENDED IN ASSEMBLY JUNE 12, 2016

AMENDED IN ASSEMBLY MAY 25, 2016

SENATE BILL

No. 828

Introduced by Committee on Budget and Fiscal Review

January 7, 2016

~~An act relating to the Budget Act of 2016.~~ *An act to amend Sections 8263, 8263.1, 8265, 8357, 8447, 11800, 41203.1, 42920.5, 44259.1, 44391, 44392, 44393, 46116, 47604.32, 47604.33, 47606.5, 49550.3, 51747, 52052, 52074, 53070, 53076, and 56836.165 of, to add Sections 41207.42 and 60602.6 to, to add Article 8 (commencing with Section 41580) to Chapter 3.2 of Part 24 of Division 3 of, and Article 2 (commencing with Section 51710) to Chapter 5 of Part 28 of Division 4 of, Title 2 of, and to repeal Sections 44390 and 56366.3 of, the Education Code, to amend Section 17581.9 of, and to add Section 17581.95 to, the Government Code, and to add Section 116276 to the Health and Safety Code, relating to school finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

LEGISLATIVE COUNSEL'S DIGEST

SB 828, as amended, Committee on Budget and Fiscal Review.
~~Budget Act of 2016.~~ *School finance: education omnibus trailer bill.*

(1) Existing law, the Child Care and Development Services Act, requires the Superintendent of Public Instruction to administer child care and development programs that offer a full range of services for eligible children from infancy to 13 years of age. The act requires families to meet certain requirements in various areas to be eligible for federal and state subsidized child development services. Existing law also provides for income eligibility standards for families to receive

child care and development services. Existing law provides that “income eligible,” for purposes of the act, means that a family’s adjusted monthly income is at or below 70% of the state median income, adjusted for family size, and adjusted annually. Notwithstanding this provision, existing law sets the income eligibility limits for the 2014–15 fiscal year at 70% of the state median income that was in use for the 2007–08 fiscal year, adjusted for family size.

This bill would require, if only one parent has signed an application for enrollment in child care services and the information provided on the application indicates that there is a second parent who has not signed the application, the parent who has signed the application to self-certify the presence or absence of the second parent under penalty of perjury. By expanding the crime of perjury, the bill would impose a state-mandated local program. The bill would prohibit requiring the parent who has signed the application to submit additional information documenting the presence or absence of the second parent. The bill would also set the income eligibility limits for the 2016–17 fiscal year at 70% of the state median income that was in use for the 2007–08 fiscal year, adjusted for family size.

(2) The Child Care and Development Services Act requires the Superintendent of Public Instruction to implement a plan that establishes reasonable standards and assigned reimbursement rates for child care services, as provided. Existing law provides that the standard reimbursement rate for a 250-day year is \$9,572.50 per unit of average daily enrollment, and the full-day state preschool reimbursement rate for a 250-day year is \$9,632.50 per unit of average daily enrollment.

This bill would make those rates effective only until December 31, 2016, and, commencing January 1, 2017, would increase those rates to \$10,529.75 and \$10,595.75, respectively.

(3) Existing law requires the cost of child care services provided to recipients of the California Work Opportunity and Responsibility to Kids (CalWORKs) program under specified law to be governed by regional market rates. Existing law requires the regional market rate ceiling to be established at 104.5% of the greater of 2 figures.

This bill would make those provisions operative only until December 31, 2016. The bill, commencing January 1, 2017, and until June 30, 2018, would require the regional market rate ceiling to be established at the 75th percentile of the 2014 regional market rate survey for that region or at the regional market rate ceiling for that region as it existed on December 31, 2016, whichever is greater. The bill, commencing

July 1, 2018, would require the regional market rate ceilings to be established at the 75th percentile of the 2014 regional market rate survey for that region.

(4) Existing law prohibits reimbursement to license-exempt child care providers that exceeds 65% of the family child care home rate, as specified.

This bill would make that provision operative until December 31, 2016, and, commencing January 1, 2017, would prohibit reimbursement to license-exempt child care providers that exceeds 70% of the family child care home rate, as specified.

(5) Existing law requires the State Department of Education to implement the regional market rate schedules based upon the 85th percentile of county aggregates, as determined by the regional market rate survey conducted in 2009, and, commencing January 1, 2015, requires the regional market rate schedule developed pursuant to that provision to be reduced by 10.11 percent. Existing law requires the department, if a market rate ceiling for a county is less than the ceiling provided for that county before January 1, 2015, to use the ceiling from the regional market rate survey conducted in 2005, and requires, commencing October 1, 2015, the regional market rate ceilings for all counties to be increased by 4.5%.

This bill would delete those provisions and would instead require the department to implement the regional market rate schedules based upon county aggregates, as specified in a certain provision and the annual Budget Act.

(6) Existing law establishes the K–12 High-Speed Network (K–12 HSN) to, among other things, provide high-speed, high-bandwidth Internet connectivity to the public school system. Existing law provides for the administration of the K–12 HSN by a Lead Education Agency selected by the Superintendent of Public Instruction, and requires the Lead Education Agency to develop an annual budget request for K–12 HSN for submission to the State Department of Education and the Department of Finance to be included in the annual Budget Act.

This bill would require the Superintendent to apportion $\frac{3}{4}$ of the total amount appropriated in a given fiscal year by August 31 and to apportion up to $\frac{1}{4}$ of the total amount appropriated by January 31.

(7) Existing law requires, for the 1990–91 fiscal year and each fiscal year thereafter, that moneys to be applied by the state for the support of school districts, community college districts, and direct elementary and secondary level instructional services provided by the state be

distributed in accordance with certain calculations governing the proration of those moneys among the 3 segments of public education. Existing law makes that provision inapplicable to the 1992–93 to 2015–16 fiscal years, inclusive.

This bill would also make that provision inapplicable to the 2016–17 fiscal year.

(8) Section 8 of Article XVI of the California Constitution sets forth a formula for computing the minimum amount of revenues that the state is required to appropriate for the support of school districts and community college districts for each fiscal year.

This bill would appropriate \$218,000,000 from the General Fund to the Controller for allocation to school districts and community college districts for the purpose of offsetting the 2009–10 outstanding balance of the minimum funding obligation to school districts and community college districts, as specified.

(9) Existing law establishes the office of Superintendent of Public Instruction and assigns numerous duties to that office with respect to the funding and governance of public elementary and secondary education in this state. Existing law also establishes certain block grants that may be apportioned to local educational agencies for specified purposes.

This bill would appropriate \$200,000,000 from the General Fund to the Superintendent of Public Instruction for allocation by the Superintendent to establish the College Readiness Block Grant program. The bill would specify that the College Readiness Block Grant would be established to provide California’s high school pupils, particularly unduplicated pupils, additional supports to increase the number who enroll at institutions of higher education and complete an undergraduate degree within four years.

(10) Existing law establishes the Foster Youth Services Coordinating Program, administered by the Superintendent of Public Instruction, as specified, to provide supplemental funding to county offices of education, or a consortium of county offices of education, to coordinate and ensure that local educational agencies within its jurisdiction are providing services to foster youth pupils pursuant to a foster youth services coordinating plan. Existing law authorizes a county office of education, or consortium of county offices of education, to apply to the Superintendent for grant funding, to the extent funds are available, to operate an education-based foster youth services coordinating program to provide educational support for pupils in foster care. Existing law

requires the Superintendent, on or before October 31, 2015, to develop an allocation formula to determine the allocation amounts for which each county office of education or consortium of county offices of education is eligible and, within 30 days, to submit the allocation formula to the appropriate policy and fiscal committees of the Legislature and the Department of Finance for review and to the Department of Finance for approval, as specified.

This bill would, commencing with the 2016–17 fiscal year, instead require the Superintendent to provide a base grant of \$75,000 to each participating county office of education or consortia of county offices of education that served at least one foster youth pupil in the prior fiscal year. After providing base grants, the bill would require the Superintendent to allocate the remaining funding to participating county offices of education or consortium of county offices of education based on the following criteria: 70% of the allocation shall be based on the number of pupils in foster care in the county and 30% of the allocation shall be based on the number of school districts in the county.

(11) Existing law establishes minimum requirements for the issuance of a preliminary multiple or single subject teaching credential by the Commission on Teacher Credentialing. Among other requirements, existing law requires satisfactory completion of a program of professional preparation accredited by the Committee on Accreditation, but specifies that the program shall not include more than 2 years of full-time study, except for certain programs, including for integrated programs of subject matter and professional preparation. Existing law requires an integrated program of professional preparation to enable candidates for teaching credentials to engage in professional preparation, concurrently with subject matter preparation, while completing baccalaureate degrees at regionally accredited postsecondary institutions and to provide opportunities for candidates to complete intensive field experiences in public elementary and secondary schools early in the undergraduate sequence.

Existing law requires that an integrated program of professional preparation offered by the California State University be designed to concurrently lead to a preliminary multiple subject or single subject teaching credential and a baccalaureate degree.

This bill would require those intensive field experiences to include student teaching. The bill would authorize a postsecondary educational institution to offer a 4-year or 5-year integrated program of professional preparation that allows a student to earn a baccalaureate degree and

a preliminary multiple or single subject teaching credential, or an education specialist instruction credential authorizing the holder to teach special education, including student teaching requirements, concurrently and within 4 or 5 years of study. The bill would, contingent upon appropriation of funds in the annual Budget Act or another statute, require the commission to develop and implement a program to award grants of up to \$250,000 each to postsecondary educational institutions for the development of transition plans to guide the creation of 4-year integrated programs of professional preparation, as provided.

The bill would instead require that an integrated program of professional preparation offered by the California State University be designed to concurrently lead to a preliminary multiple subject or single subject teaching credential, or an education specialist instruction credential authorizing the holder to teach special education, and a baccalaureate degree.

The bill would also, for the 2016–17 fiscal year, appropriate \$5,000,000 from the General Fund to the Commission on Teacher Credentialing for allocation to a local educational agency to establish the California Center on Teaching Careers, as specified, for the purpose of recruiting qualified and capable individuals into the teaching profession.

(12) The Wildman-Keeley-Solis Exemplary Teacher Training Act of 1997 establishes the California School Paraprofessional Teacher Training Program for the purpose of recruiting paraprofessionals to participate in a program designed to encourage them to enroll in teacher training programs and to provide instructional service as teachers in the public schools. The act requires, among other things, that the Commission on Teacher Credentialing, in consultation with certain other educational entities, select, pursuant to specified criteria, 24 or more school districts or county offices of education representing rural, urban, and suburban areas that apply to participate in the program. The act requires a school district or county office of education to require a person participating in the program to commit to fulfilling certain specified obligations relating to obtaining a teaching credential and employment as a teacher in the school district or county office of education. The act requires a school district or county office of education to require a program participant to obtain a certificate of clearance from the commission and provide verification of a specified level of academic achievement prior to participating in the program. The act expresses the intent of the Legislature that, in each fiscal year,

funding for the California School Paraprofessional Teacher Training Program be allocated to the commission for grants to school districts and county offices of education, limits grants to \$3,500 per program participant per year, and makes funding for the grants contingent upon an appropriation in the annual Budget Act.

This bill would substantially revise those provisions to instead establish the California Classified School Employee Teacher Credentialing Program for the purpose of recruiting classified school employees to participate in a program designed to encourage them to enroll in teacher training programs and to provide instructional service as teachers in the public schools and would expand the program to authorize charter schools to participate. Subject to an appropriation for these purposes, the bill would require the commission, among other things, to solicit applications for funding, adopt selection criteria, contract with an independent evaluator to conduct an evaluation of the program, and to make a specified report to the Legislature, as specified.

The bill would, for the 2016–17 fiscal year, appropriate \$20,000,000 from the General Fund to the Commission on Teacher Credentialing for the California Classified School Employee Teacher Credentialing Program to be available for the 2016–17, 2017–18, 2018–19, 2019–20, and 2020–21 fiscal years. The bill would require the commission to allocate grants, not exceed \$4,000 per participant per year, for up to 1,000 new participants per year.

(13) Existing law requires the Superintendent of Public Instruction, by no later than July 1, 2017, to provide the Legislature with an evaluation of kindergarten program implementation in the state, including part-day and full-day kindergarten programs. Existing law requires the evaluation to include, among other things, recommendations for best practices for providing full-day kindergarten programs.

This bill would require the evaluation to also include an estimate of the average costs, including fixed and marginal costs, associated with full-day and part-day kindergarten programs and options for incentivizing full-day kindergarten, including providing differentiated funding rates for full-day and part-day kindergarten.

(14) Existing law provides for the State Department of Education, in cooperation with school districts and county superintendents of schools, to provide information and limited financial assistance to encourage school breakfast program startup and expansion into all qualified schools, as specified. Existing law authorizes the department to award grants of up to \$15,000 per schoolwide on a competitive basis

to school districts, county superintendents of schools, or entities approved by the department for nonrecurring expenses incurred in initiating or expanding a school breakfast program, as prescribed.

This bill would authorize the use of grants awarded under these provisions to implement school breakfast programs that serve breakfast after the start of the schoolday. The bill would also appropriate \$2,000,000 from the General Fund to the Superintendent of Public Instruction for grants awarded pursuant to the provisions of existing law described above, to be available for the 2017–18 and 2018–19 fiscal years. The bill would specify that up to \$1,000,000 of these funds would be prioritized annually for school districts or county superintendents of schools to start or expand programs serving school breakfasts after the start of the schoolday in school districts where at least 60% of enrolled pupils are needy children, as defined.

(15) Existing law, on or before July 1, 2014, requires the governing board of each school district and each county board of education to adopt a local control and accountability plan. Existing law requires the governing board of each school district and each county board of education to update its local control and accountability plan before July 1 of each year. Existing law requires a local control and accountability plan to include, among other things, a description of the annual goals to be achieved for each state priority, as specified, for all pupils and certain subgroups of pupils, including, among others, pupils who are English learners or foster youth.

Existing law, the Charter Schools Act of 1992, requires a charter school petition to contain those same elements. Existing law requires, on or before July 1, 2015, and each year thereafter, a charter school to annually update the goals and annual actions to achieve those goals, as specified, including a requirement that the charter school consult with teachers, principals, administrators, other school personnel, parents, and pupils in developing the annual update. The act requires each chartering authority to, among other things, ensure that each charter school under its authority complies with all reports required of charter schools by law, including the annual update referenced above, and requires each charter school to annually prepare and submit specified reports to its chartering authority and the county superintendent of schools, including the update referenced above.

This bill would specifically reference those charter school petition and update requirements as a local control and accountability plan and an update to a local control and accountability plan, respectively,

The bill would also require a charter school's local control and accountability plan, in addition to the update, to be developed in consultation with teachers, principals, administrators, other school personnel, parents, and pupils. The bill would also require a charter school to prepare and submit the local control and accountability plan with its update and would require the chartering authority to ensure compliance with these actions. To the extent this would impose additional duties on local educational agency officials, the bill would impose a state-mandated local program.

This bill would also, for the 2016–17 fiscal year, appropriate \$20,000,000 from the General Fund to the State Department of Education to support charter school startup grants in an amount not to exceed \$575,000 per eligible applicant operating a classroom-based charter school and \$375,000 per eligible applicant operating a nonclassroom-based charter school, as specified.

(16) Existing law establishes the California Collaborative for Educational Excellence for purposes of advising and assisting school districts, county superintendents of schools, and charter schools in achieving the goals set forth in a local control and accountability plan.

This bill would require the collaborative, commencing with the 2016–17 fiscal year, to establish, using a specified amount of moneys appropriated by the bill, a statewide process to provide specified professional development training to school districts, county offices of education, and charter schools for the purpose of successfully utilizing the evaluation rubrics adopted by the state board.

The bill would require the collaborative to submit an implementation plan to the relevant policy and fiscal committees of the Legislature, the Director of Finance, and the Legislative Analyst's Office within 30 days of the state board's adoption of the evaluation rubrics, as specified. The bill also would require the collaborative, during the 2017–18 fiscal year, to conduct a survey of school districts, county offices of education, and charter schools on how they used the evaluation rubrics. The bill would authorize the collaborative to contract with one or more entities to develop, administer, monitor, and analyze the survey.

The bill would require the collaborative, during the 2016–17 and 2017–18 fiscal years, to implement a pilot program that will inform its long-term efforts to advise and assist school districts, county superintendents of schools, and charter schools in improving pupil outcomes. The bill would require the collaborative, after consulting with the Superintendent of Public Instruction, to assist school districts,

county offices of education, and charter schools in the pilot program, as provided, but participation in the pilot program by a local educational agency would be voluntary. The bill would require the governing board of the collaborative to submit to the relevant policy and fiscal committees of the Legislature, the Director of Finance, and the Legislative Analyst's Office an implementation plan for the pilot program on or before August 15, 2016, as specified, and a report about lessons learned from the pilot program and its implications for the ongoing work of the collaborative on or before November 1, 2018.

The bill would appropriate \$24,000,000 from the General Fund to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent to the Riverside County Office of Education to support the collaborative for purposes of these provisions.

(17) Existing law authorizes the Superintendent of Public Instruction to direct the California Collaborative for Educational Excellence to advise and assist a school district, county superintendent of schools, or charter school in specified circumstances.

This bill would instead authorize the collaborative, after consulting with the Superintendent, to accept a request or referral to advise or assist a school district, county superintendent of schools, or charter school in those circumstances.

(18) Existing law establishes a system of public elementary and secondary schools in this state and authorizes local educational agencies throughout the state to operate schools and provide instruction to pupils in kindergarten and grades 1 to 12, inclusive. Existing law requires the adopted course of study for grades 7 to 12, inclusive, to include specified areas of study, including, among others, mathematics.

This bill would establish the Mathematics Readiness Challenge program to be administered by the State Department of Education. The bill would require that the program adhere to the minimum criteria, standards, and requirements set forth in a specified federal statute.

The bill would provide that the department would make awards to eligible partnerships selected by a 3-person committee consisting of one representative each from the department, the California State University, and the California Mathematics Project to award grants of \$1,280,000 each to 5 eligible partnerships, as specified. The bill would specify the funding source for the grants and would require the grants to be used for professional development for teachers, paraprofessionals, and principals for these purposes and for the development and provision

of assistance necessary for the professional development of those individuals, consistent with federal law. The bill would also require the Trustees of the California State University, on or before November 30, 2018, to report to the Director of Finance and the Legislature any policy changes made based on evidence collected through the program.

(19) Existing law authorizes the governing board of a school district or a county office of education to offer independent study to meet the educational needs of pupils in accordance with prescribed criteria. Existing law requires a written agreement for each independent study pupil, not to exceed one school year, signed by prescribed individuals, and maintained on file, which is authorized to include maintaining it electronically.

This bill would authorize supplemental agreements, assignment records, work samples, and attendance records assessing time value of work or evidence that an instructional activity occurred to also be maintained as an electronic file, as specified.

(20) Existing law requires the Superintendent of Public Instruction, with the approval of the State Board of Education, to develop an Academic Performance Index (API), as specified, to measure the performance of schools and school districts. Existing law authorizes the Superintendent, with the approval of the state board, for the 2013–14 and 2014–15 school years only, to not provide an API score to a school or school district due to a determination by the Superintendent that a transition to new standards-based assessments would compromise comparability of results across schools or school districts.

This bill would extend that authorization to the 2015–16 school year as well.

(21) Existing law prohibits the state reimbursement of a nonpublic, nonsectarian agency for special education and related services, administration, or supervision provided by an individual who is or was an employee of a contracting local educational entity within the last 365 days, with specified exceptions.

This bill would repeal that prohibition.

(22) Existing law requires the Superintendent of Public Instruction, commencing with the 2004–05 fiscal year and each fiscal year thereafter, to make certain calculations for, and the State Department of Education to apportion certain amounts to, special education local plan areas, as provided, with respect to children and youth residing in foster family homes, foster family agencies, group homes, skilled nursing facilities, intermediate care facilities, and community care facilities.

This bill would, notwithstanding certain provisions, require the Superintendent to use the rate classification levels as they exist on December 31, 2016, and the capacity of each group home licensed by the State Department of Social Services located in each special education local plan area on December 31, 2016, for purposes of the 2016–17 fiscal year funding for group homes.

(23) Existing law establishes the California Career Technical Education Incentive Grant Program, under the administration of the State Department of Education, as a state education, economic, and workforce development initiative with the goal of providing pupils in kindergarten and grades 1 to 12, inclusive, with the knowledge and skills necessary to transition to employment and postsecondary education. Existing law appropriates funds for the grant program, including \$300,000,000 for the 2016–17 school year, and designates certain percentages of those appropriations to different applicant tiers based on their average daily attendance.

This bill would authorize the Superintendent of Public Instruction, in collaboration with the executive director of the State Board of Education, to adjust that allocation formula. The bill would also authorize the Superintendent to annually review grant recipients' expenditures on career technical education programs for purposes of determining if grant recipients have met the dollar-for-dollar match requirement of the program and to reduce the following year's grant allocation if the grant recipient failed to meet that requirement, as provided.

(24) Existing law, the Leroy Greene California Assessment of Academic Achievement Act, among other things, states the intent of the Legislature to provide a system of assessments of pupils that has the primary purposes of assisting teachers, administrators, and pupils and their parents; improving teaching and learning; and promoting high-quality teaching and learning using a variety of assessment approaches and item types.

This bill would state the intent of the Legislature for the State Department of Education to minimize the impact to teachers and administrators and state resources by ensuring, where feasible, that future California computer-based assessments utilize the assessment delivery system infrastructure and hosting platform outlined in the Smarter Balanced Technical Hosting Solution project, as approved by the Department of Technology for the statewide pupil assessment system.

(25) *This bill would state the intent of the Legislature to enact legislation that would govern the use of funds distributed from the Safe Neighborhoods and Schools Fund to the State Department of Education for purposes of supporting programs aimed at improving outcomes for public school pupils in kindergarten and grades 1 to 12, inclusive, by reducing truancy and supporting pupils who are at risk of dropping out of school or are victims of crime.*

(26) *This bill would appropriate \$945,589,000 from the General Fund for allocation to school districts and county superintendents of schools, and \$105,501,000 from the General Fund to the Chancellor of the California Community Colleges for allocation to community college districts, as specified. The bill would require the funds to first satisfy any outstanding claims pursuant to Section 6 of Article XIII B of the California Constitution for reimbursement of state-mandated local program costs for any fiscal year, but would authorize the governing boards of school districts and community college districts to expend these one-time funds for any purpose, as determined by a governing board.*

(27) *Existing law, the California Safe Drinking Water Act, governs drinking water quality and requires the State Water Resources Control Board to ensure that all public water systems are operated in compliance with the act. The act, among other things, requires the state board to adopt primary drinking water standards for contaminants in drinking water, as specified.*

Existing law requires a school district to provide access to free, fresh drinking water during meal times in school food service areas unless the governing board of a school district adopts a resolution stating that it is unable to comply with this requirement and demonstrates the reasons why it is unable to comply due to fiscal constraints or health and safety concerns.

This bill would require the State Water Resources Control Board to establish a grant program, in consultation with the State Department of Education, to award grants to local educational agencies for the purposes of improving access to, and the quality of, drinking water in public schools serving kindergarten or any of grades 1 to 12, inclusive, and preschools and child day care facilities located on public school property. The bill would require the state board to give priority to projects for schools within, or serving pupils from, small disadvantaged communities, as defined, and to projects that have a high effectiveness in increasing access to safe drinking water at schools. The bill would

require the state board to develop procedures and guidelines for the submission of grant applications and criteria for the evaluation of those applications, as specified.

Existing law requires the Department of General Services to approve certain contracts entered into by a state agency, including contracts for the construction, alteration, improvement, repair, or maintenance of property, or for the performance of work or services by the state agency for, or in cooperation with, any person or public body.

This bill would exempt from a contract entered into under the authority of the above-described grant program from that requirement.

This bill would appropriate \$9,500,000 from the General Fund to the State Water Resources Control Board for allocation for purposes of the above-described grant program.

(28) This bill would require an amount to be determined by the Director of Finance to be appropriated, on or before June 30, 2017, from the General Fund to the Superintendent of Public Instruction in the event that the amount by which specified revenues distributed to local educational agencies for special education programs are less than the estimated amount reflected in the Budget Act of 2016. The bill would also require the Director of Finance to reduce the General Fund appropriation for these programs by the amount that these revenues exceed the estimated amount. The bill would also require, on or before June 30, 2016, up to \$27,429,000 to be appropriated from the General Fund to the State Department of Education only to the extent that the amount by which property tax revenues distributed to local educational agencies for special education programs are less than the estimated amount reflected in the Budget Act of 2015.

(29) This bill would appropriate \$1,000,000 from the General Fund to the State Department of Education for transfer by the Controller to Section A of the State School Fund. The bill would require the Superintendent of Public Instruction to allocate these funds to the Los Angeles County Office of Education to contract with the Special Olympics Northern and Southern California for the purposes of expanding the Special Olympics Unified Strategy for Schools to additional schools throughout the state.

(30) This bill would appropriate \$18,000,000 from the General Fund to the State Department of Education for transfer by the Controller to Section A of the State School Fund for allocation by the Superintendent of Public Instruction. The bill would require the Superintendent to allocate the funds to local educational agencies as grants for dropout

and truancy prevention programs pursuant to legislation enacted in the 2015–16 Regular Session.

(31) This bill would appropriate \$20,000,000 from the General Fund to the Superintendent of Public Instruction for allocation to the Orange County Department of Education to allocate, in consultation with the Superintendent and the executive director of the State Board of Education, those funds to local educational agencies for the purpose of directly funding services or practices aligned to the Multitiered System of Support framework developed under the “Scale Up MTSS Statewide” project, as specified.

(32) This bill would appropriate \$6,636,000 from the General Fund to the Superintendent of Public Instruction for transfer by the Controller to Section A of the State School Fund for certain purposes, including \$5,808,000 for the Fiscal Crisis and Management Assistance Team for California School Information Services (CSIS), pursuant to the memorandum of understanding with the State Department of Education, in support of the California Longitudinal Pupil Achievement Data System (CALPADS) and \$828,000 for local educational agencies that did not participate in the former state reporting program administered by CSIS and for the support of data submission to CALPADS.

(33) This bill would appropriate \$3,500,000 from the General Fund to the State Department of Education for allocation by the Superintendent of Public Instruction to the K–12 High-Speed Network for operational activities authorized pursuant to Item 6100-182-0001 of the Budget Act of 2016.

(34) This bill would appropriate \$3,000,000 from the General Fund to the State Department of Education for transfer by the Controller to Section A of the State School Fund for the Superintendent of Public Instruction to allocate those funds to a county office of education, as determined by the State Department of Education, to initiate the procurement of a replacement system for the Standardized Account Code Structure system.

(35) The Classroom Instructional Improvement and Accountability Act requires the governing board of each school district maintaining an elementary or secondary school to develop and cause to be implemented for each school in the school district a school accountability report card that includes assessments of various school conditions. Existing law requires the State Department of Education to develop and recommend for adoption by the State Board of Education a standardized template intended to simplify the process for completing

the school accountability report card and make the school accountability report card more meaningful to the public. Existing law requires the department to annually post the completed and viewable template on the Internet, and requires the template to be designed to allow schools or districts to download the template from the Internet.

Existing law also requires the state board, on or before October 1, 2016, to adopt evaluation rubrics to, among other things, assist a school district, county office of education, or charter school in evaluating its strengths, weaknesses, and areas that require improvement.

This bill would, commencing with the 2016–17 fiscal year, annually appropriate \$500,000 through the 2018–19 fiscal year to the department for allocation by the Superintendent of Public Instruction for the support and development of the evaluation rubrics and the Web application system for the school accountability report card. The bill would require the department, in collaboration with, and subject to the approval of, the executive director of the state board, to contract with the San Joaquin County Office of Education for those purposes, as specified.

(36) Existing law establishes a public school financing system that requires state funding for county superintendents of schools, school districts, and charter schools to be calculated pursuant to a local control funding formula, as specified.

This bill would, for the 2016–17 fiscal year, appropriate \$2,941,980,000 from the General Fund to the Superintendent of Public Instruction for allocation pursuant to the local control funding formula. The bill also would require the Superintendent, commencing with the 2016–17 fiscal year, to add \$3,500,000 to the local control funding formula allocation for the San Francisco Unified School District, to be made available to contract with the Exploratorium in San Francisco for purposes of supporting professional development and leadership training for education professionals, expanding access to quality STEM learning opportunities, and supporting statewide implementation of the Next Generation Science Standards.

(37) Existing law establishes the California Career Technical Education Incentive Grant Program and, for the 2016–17 fiscal year, appropriates \$300,000,000 for that program. Existing law provides that the \$300,000,000 shall be applied to the minimum funding guarantee for the 2016–17 fiscal year.

This bill would instead provide that \$7,838,000 of that \$300,000,000 shall be applied to the minimum funding guarantee for the 2015–16 fiscal year.

(38) This bill would make conforming and clarifying changes, delete obsolete provisions, correct cross-references, and make other nonsubstantive changes.

(39) Funds appropriated by this bill would be applied toward the minimum funding requirements for school districts and community college districts imposed by Section 8 of Article XVI of the California Constitution.

(40)The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

(41) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.

This bill would express the intent of the Legislature to enact statutory changes relating to the Budget Act of 2016.

Vote: majority. Appropriation: ~~no~~-yes. Fiscal committee: ~~no~~ yes. State-mandated local program: ~~no~~-yes.

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

1 SECTION 1. Section 8263 of the Education Code is amended
2 to read:

3 8263. (a) (1) The Superintendent shall adopt rules and
4 regulations on eligibility, enrollment, and priority of services
5 needed to implement this chapter. In order to be eligible for federal
6 and state subsidized child development services, families shall
7 meet at least one requirement in each of the following areas:

8 (1)

9 (A) A family is ~~(A)~~(i) a current aid recipient, ~~(B)~~(ii) income
10 eligible, ~~(C)~~(iii) homeless, or ~~(D)~~(iv) one whose children are
11 recipients of protective services, or whose children have been
12 identified as being abused, neglected, or exploited, or at risk of
13 being abused, neglected, or exploited.

14 (2)

1 (B) A family needs the child care services ~~(A) (i)~~ because the
 2 child is identified by a legal, medical, or social services agency, a
 3 local educational agency liaison for homeless children and youths
 4 designated pursuant to Section 11432(g)(1)(J)(ii) of Title 42 of
 5 the United States Code, a Head Start program, or an emergency
 6 or transitional shelter as ~~(i)~~ (I) a recipient of protective services,
 7 ~~(ii)~~ (II) being neglected, abused, or exploited, or at risk of neglect,
 8 abuse, or exploitation, or ~~(iii)~~ (III) being homeless or ~~(B) (ii)~~
 9 because the parents are ~~(i)~~ (I) engaged in vocational training leading
 10 directly to a recognized trade, paraprofession, or profession, ~~(ii)~~
 11 (II) employed or seeking employment, ~~(iii)~~ (III) seeking permanent
 12 housing for family stability, or ~~(iv)~~ (IV) incapacitated.

13 (2) *If only one parent has signed an application for enrollment*
 14 *in child care services, as required by this chapter or regulations*
 15 *adopted to implement this chapter, and the information provided*
 16 *on the application indicates that there is a second parent who has*
 17 *not signed the application, the parent who has signed the*
 18 *application shall self-certify the presence or absence of the second*
 19 *parent under penalty of perjury. The parent who has signed the*
 20 *application shall not be required to submit additional information*
 21 *documenting the presence or absence of the second parent.*

22 (b) Except as provided in Article 15.5 (commencing with Section
 23 8350), priority for federal and state subsidized child development
 24 services is as follows:

25 (1) (A) First priority shall be given to neglected or abused
 26 children who are recipients of child protective services, or children
 27 who are at risk of being neglected or abused, upon written referral
 28 from a legal, medical, or social services agency. If an agency is
 29 unable to enroll a child in the first priority category, the agency
 30 shall refer the family to local resource and referral services to
 31 locate services for the child.

32 (B) A family who is receiving child care on the basis of being
 33 a child at risk of abuse, neglect, or exploitation, as defined in
 34 subdivision (k) of Section 8208, is eligible to receive services
 35 pursuant to subparagraph (A) for up to three months, unless the
 36 family becomes eligible pursuant to subparagraph (C).

37 (C) A family may receive child care services for up to 12 months
 38 on the basis of a certification by the county child welfare agency
 39 that child care services continue to be necessary or, if the child is
 40 receiving child protective services during that period of time, and

1 the family requires child care and remains otherwise eligible. This
2 time limit does not apply if the family's child care referral is
3 recertified by the county child welfare agency.

4 (2) Second priority shall be given equally to eligible families,
5 regardless of the number of parents in the home, who are income
6 eligible. Within this priority, families with the lowest gross monthly
7 income in relation to family size, as determined by a schedule
8 adopted by the Superintendent, shall be admitted first. If two or
9 more families are in the same priority in relation to income, the
10 family that has a child with exceptional needs shall be admitted
11 first. If there is no family of the same priority with a child with
12 exceptional needs, the same priority family that has been on the
13 waiting list for the longest time shall be admitted first. For purposes
14 of determining order of admission, the grants of public assistance
15 recipients shall be counted as income.

16 (3) The Superintendent shall set criteria for, and may grant
17 specific waivers of, the priorities established in this subdivision
18 for agencies that wish to serve specific populations, including
19 children with exceptional needs or children of prisoners. These
20 new waivers shall not include proposals to avoid appropriate fee
21 schedules or admit ineligible families, but may include proposals
22 to accept members of special populations in other than strict income
23 order, as long as appropriate fees are paid.

24 (c) Notwithstanding any other law, in order to promote
25 continuity of services, a family enrolled in a state or federally
26 funded child care and development program whose services would
27 otherwise be terminated because the family no longer meets the
28 program income, eligibility, or need criteria may continue to
29 receive child development services in another state or federally
30 funded child care and development program if the contractor is
31 able to transfer the family's enrollment to another program for
32 which the family is eligible before the date of termination of
33 services or to exchange the family's existing enrollment with the
34 enrollment of a family in another program, provided that both
35 families satisfy the eligibility requirements for the program in
36 which they are being enrolled. The transfer of enrollment may be
37 to another program within the same administrative agency or to
38 another agency that administers state or federally funded child
39 care and development programs.

1 (d) In order to promote continuity of services, the Superintendent
2 may extend the 60-working-day period specified in subdivision
3 (a) of Section 18086.5 of Title 5 of the California Code of
4 Regulations for an additional 60 working days if he or she
5 determines that opportunities for employment have diminished to
6 the degree that one or both parents cannot reasonably be expected
7 to find employment within 60 working days and granting the
8 extension is in the public interest. The scope of extensions granted
9 pursuant to this subdivision shall be limited to the necessary
10 geographic areas and affected persons, which shall be described
11 in the Superintendent's order granting the extension. It is the intent
12 of the Legislature that extensions granted pursuant to this
13 subdivision improve services in areas with high unemployment
14 rates and areas with disproportionately high numbers of seasonal
15 agricultural jobs.

16 (e) A physical examination and evaluation, including
17 age-appropriate immunization, shall be required before, or within
18 six weeks of, enrollment. A standard, rule, or regulation shall not
19 require medical examination or immunization for admission to a
20 child care and development program of a child whose parent or
21 guardian files a letter with the governing board of the child care
22 and development program stating that the medical examination or
23 immunization is contrary to his or her religious beliefs, or provide
24 for the exclusion of a child from the program because of a parent
25 or guardian having filed the letter. However, if there is good cause
26 to believe that a child is suffering from a recognized contagious
27 or infectious disease, the child shall be temporarily excluded from
28 the program until the governing board of the child care and
29 development program is satisfied that the child is not suffering
30 from that contagious or infectious disease.

31 (f) Regulations formulated and promulgated pursuant to this
32 section shall include the recommendations of the State Department
33 of Health Care Services relative to health care screening and the
34 provision of health care services. The Superintendent shall seek
35 the advice and assistance of these health authorities in situations
36 where service under this chapter includes or requires care of
37 children who are ill or children with exceptional needs.

38 (g) The Superintendent shall establish guidelines for the
39 collection of employer-sponsored child care benefit payments from
40 a parent whose child receives subsidized child care and

1 development services. These guidelines shall provide for the
2 collection of the full amount of the benefit payment, but not to
3 exceed the actual cost of child care and development services
4 provided, notwithstanding the applicable fee based on the fee
5 schedule.

6 (h) The Superintendent shall establish guidelines according to
7 which the director or a duly authorized representative of the child
8 care and development program will certify children as eligible for
9 state reimbursement pursuant to this section.

10 (i) Public funds shall not be paid directly or indirectly to an
11 agency that does not pay at least the minimum wage to each of its
12 employees.

13 *SEC. 2. Section 8263.1 of the Education Code is amended to*
14 *read:*

15 8263.1. (a) For purposes of this chapter, “income eligible”
16 means that a family’s adjusted monthly income is at or below 70
17 percent of the state median income, adjusted for family size, and
18 adjusted annually.

19 (b) Notwithstanding any other law, for the 2011–12 fiscal year,
20 the income eligibility limits that were in effect for the 2007–08
21 fiscal year shall be reduced to 70 percent of the state median
22 income that was in use for the 2007–08 fiscal year, adjusted for
23 family size, effective July 1, 2011.

24 (c) Notwithstanding any other law, for the 2012–13, 2013–14,
25 2014–15, ~~2015–16~~, and ~~2015–16~~ 2016–17 fiscal years, the income
26 eligibility limits shall be 70 percent of the state median income
27 that was in use for the 2007–08 fiscal year, adjusted for family
28 size.

29 (d) The income of a recipient of federal supplemental security
30 income benefits pursuant to Title XVI of the federal Social Security
31 Act (42 U.S.C. Sec. 1381 et seq.) and state supplemental program
32 benefits pursuant to Title XVI of the federal Social Security Act
33 and Chapter 3 (commencing with Section 12000) of Part 3 of
34 Division 9 of the Welfare and Institutions Code shall not be
35 included as income for purposes of determining eligibility for child
36 care under this chapter.

37 *SEC. 3. Section 8265 of the Education Code is amended to*
38 *read:*

39 8265. (a) The Superintendent shall implement a plan that
40 establishes reasonable standards and assigned reimbursement rates,

1 which vary with the length of the program year and the hours of
2 service.

3 (1) Parent fees shall be used to pay reasonable and necessary
4 costs for providing additional services.

5 (2) When establishing standards and assigned reimbursement
6 rates, the Superintendent shall confer with applicant agencies.

7 (3) The reimbursement system, including standards and rates,
8 shall be submitted to the Joint Legislative Budget Committee.

9 (4) The Superintendent may establish any regulations he or she
10 deems advisable concerning conditions of service and hours of
11 enrollment for children in the programs.

12 (b) ~~The~~ *Until December 31, 2016, the* standard reimbursement
13 rate shall be nine thousand five hundred seventy-two dollars and
14 fifty cents (\$9,572.50) per unit of average daily enrollment for a
15 250-day-year year. *Commencing January 1, 2017, the standard*
16 *reimbursement rate shall be ten thousand five hundred twenty-nine*
17 *dollars and seventy-five cents (\$10,529.75) and, commencing with*
18 ~~the 2016-17~~ *2017-18* fiscal year, shall be increased by the
19 cost-of-living adjustment granted by the Legislature annually
20 pursuant to Section 42238.15. ~~The~~ *Until December 31, 2016, the*
21 full-day state preschool reimbursement rate shall be nine thousand
22 six hundred thirty-two dollars and fifty cents (\$9,632.50) per unit
23 of average daily enrollment for a 250-day-year year. *Commencing*
24 *January 1, 2017, the full-day state preschool reimbursement rate*
25 *shall be ten thousand five hundred ninety-five dollars and*
26 *seventy-five cents (\$10,595.75) and, commencing with the 2016-17*
27 *2017-18* fiscal year, shall be increased by the cost-of-living
28 adjustment granted by the Legislature annually pursuant to Section
29 42238.15. *It is the intent of the Legislature to further increase the*
30 *standard reimbursement rate through the 2018-19 fiscal year to*
31 *reflect increased costs to providers resulting from increases in the*
32 *state minimum wage.*

33 (c) The plan shall require agencies having an assigned
34 reimbursement rate above the current year standard reimbursement
35 rate to reduce costs on an incremental basis to achieve the standard
36 reimbursement rate.

37 (d) (1) The plan shall provide for adjusting reimbursement on
38 a case-by-case basis, in order to maintain service levels for agencies
39 currently at a rate less than the standard reimbursement rate.

1 Assigned reimbursement rates shall be increased only on the basis
2 of one or more of the following:

- 3 (A) Loss of program resources from other sources.
- 4 (B) Need of an agency to pay the same child care rates as those
5 prevailing in the local community.
- 6 (C) Increased costs directly attributable to new or different
7 regulations.
- 8 (D) Documented increased costs necessary to maintain the prior
9 year's level of service and ensure the continuation of threatened
10 programs.

11 (2) Child care agencies funded at the lowest rates shall be given
12 first priority for increases.

13 (e) The plan shall provide for expansion of child development
14 programs at no more than the standard reimbursement rate for that
15 fiscal year.

16 (f) The Superintendent may reduce the percentage of reduction
17 for a public agency that satisfies any of the following:

- 18 (1) Serves more than 400 children.
- 19 (2) Has in effect a collective bargaining agreement.
- 20 (3) Has other extenuating circumstances that apply, as
21 determined by the Superintendent.

22 *SEC. 4. Section 8357 of the Education Code is amended to*
23 *read:*

24 8357. (a) The cost of child care services provided under this
25 article shall be governed by regional market rates. Recipients of
26 child care services provided pursuant to this article shall be allowed
27 to choose the child care services of licensed child care providers
28 or child care providers who are, by law, not required to be licensed,
29 and the cost of that child care shall be reimbursed by counties or
30 agencies that contract with the department if the cost is within the
31 regional market rate. For purposes of this section, "regional market
32 rate" means care costing no more than 1.5 market standard
33 deviations above the mean cost of care for that region. ~~Until~~
34 ~~October 1, 2015, It is the regional market rate ceilings shall be~~
35 ~~established intent of the Legislature to reimburse child care~~
36 ~~providers at the greater of either the 85th percentile of the 2009~~
37 ~~most recent regional market rate survey for that region, reduced~~
38 ~~by 10.11 percent, or survey. It is also the 85th percentile intent of~~
39 ~~the 2005 Legislature to update the regional market rate survey for~~
40 ~~that region. Commencing October 1, 2015, ceilings with each new~~

1 regional market rate survey, based on available funding, and to
 2 further increase the regional market rate ceilings ~~shall be~~
 3 established at 104.5 percent of the greater of either of through the
 4 2018–19 fiscal year to reflect increased costs to providers resulting
 5 from increases in the following: state minimum wage.

6 (b) Until December 31, 2016, the regional market rate ceilings
 7 shall be established at 104.5 percent of the greater of either of the
 8 following:

9 (1) The 85th percentile of the 2009 regional market rate survey
 10 for that region, reduced by 10.11 percent.

11 (2) The 85th percentile of the 2005 regional market rate survey
 12 for that region.

13 (c) Commencing January 1, 2017, and until June 30, 2018, the
 14 regional market rate ceilings shall be established at the greater
 15 of either of the following:

16 (1) The 75th percentile of the 2014 regional market rate survey
 17 for that region.

18 (2) The regional market rate ceiling for that region as it existed
 19 on December 31, 2016.

20 (d) Commencing July 1, 2018, the regional market rate ceilings
 21 shall be established at the 75th percentile of the 2014 regional
 22 market rate survey for that region.

23 ~~(b)~~

24 (e) ~~Until October 1, 2015, the~~ December 31, 2016,
 25 reimbursement to license-exempt child care providers shall not
 26 exceed ~~60~~ 65 percent of the family child care home rate established
 27 pursuant to ~~subdivision (a), effective July 1, 2011.~~ subdivisions
 28 (a) and (b). Commencing ~~October~~ January 1, ~~2015,~~ 2017,
 29 reimbursement to license-exempt child care providers shall not
 30 exceed ~~65~~ 70 percent of the family child care home rate established
 31 pursuant to ~~subdivision (a).~~ subdivisions (c) and (d).

32 ~~(e)~~

33 (f) Reimbursement to child care providers shall not exceed the
 34 fee charged to private clients for the same service.

35 ~~(d)~~

36 (g) Reimbursement shall not be made for child care services
 37 when care is provided by parents, legal guardians, or members of
 38 the assistance unit.

39 ~~(e)~~

1 (h) A child care provider located on an Indian reservation or
2 rancheria and exempted from state licensing requirements shall
3 meet applicable tribal standards.

4 ~~(f)~~

5 (i) For purposes of this section, “reimbursement” means a direct
6 payment to the provider of child care services, including
7 license-exempt providers. If care is provided in the home of the
8 recipient, payment may be made to the parent as the employer,
9 and the parent shall be informed of his or her concomitant legal
10 and financial reporting requirements. To allow time for the
11 development of the administrative systems necessary to issue direct
12 payments to providers, for a period not to exceed six months from
13 the effective date of this article, a county or an alternative payment
14 agency contracting with the department may reimburse the cost
15 of child care services through a direct payment to a recipient of
16 aid rather than to the child care provider.

17 ~~(g)~~

18 (j) Counties and alternative payment programs shall not be
19 bound by the rate limits described in ~~subdivision~~ *subdivisions*(a)
20 *to (d), inclusive*, when there are, in the region, no more than two
21 child care providers of the type needed by the recipient of child
22 care services provided under this article.

23 ~~(h)~~

24 (k) (1) Notwithstanding any other law, reimbursements to child
25 care providers based upon a daily rate may only be authorized
26 under either of the following circumstances:

27 (A) A family has an unscheduled but documented need of six
28 hours or more per occurrence, such as the parent’s need to work
29 on a regularly scheduled day off, that exceeds the certified need
30 for child care.

31 (B) A family has a documented need of six hours or more per
32 day that exceeds no more than 14 days per month. In no event shall
33 reimbursements to a provider based on the daily rate over one
34 month’s time exceed the provider’s equivalent full-time monthly
35 rate or applicable monthly ceiling.

36 (2) This subdivision shall not limit providers from being
37 reimbursed for services using a weekly or monthly rate, pursuant
38 to subdivision (c) of Section 8222.

39 *SEC. 5. Section 8447 of the Education Code is amended to*
40 *read:*

1 8447. (a) The Legislature hereby finds and declares that greater
2 efficiencies may be achieved in the execution of state subsidized
3 child care and development program contracts with public and
4 private agencies by the timely approval of contract provisions by
5 the Department of Finance, the Department of General Services,
6 and the department and by authorizing the department to establish
7 a multiyear application, contract expenditure, and service review
8 as may be necessary to provide timely service while preserving
9 audit and oversight functions to protect the public welfare.

10 (b) (1) The Department of Finance and the Department of
11 General Services shall approve or disapprove annual contract
12 funding terms and conditions, including both family fee schedules
13 and regional market rate schedules that are required to be adhered
14 to by contract, and contract face sheets submitted by the department
15 not more than 30 working days from the date of submission, unless
16 unresolved conflicts remain between the Department of Finance,
17 the department, and the Department of General Services. The
18 department shall resolve conflicts within an additional 30 working
19 day time period. Contracts and funding terms and conditions shall
20 be issued to child care contractors no later than June 1. Applications
21 for new child care funding shall be issued not more than 45
22 working days after the effective date of authorized new allocations
23 of child care moneys.

24 (2) Notwithstanding paragraph (1), ~~until January 1, 2015, the~~
25 ~~State Department of Education~~ *department* shall implement the
26 regional market rate schedules based upon the county aggregates,
27 ~~as determined by the Regional Market survey conducted specified~~
28 ~~in 2005. Commencing January 1, 2015, Section 8357 and the~~
29 ~~department shall implement the regional market rate schedules~~
30 ~~based upon the 85th percentile of county aggregates, as determined~~
31 ~~by the Regional Market survey conducted in 2009. Commencing~~
32 ~~January 1, 2015, the regional market rate schedule developed~~
33 ~~pursuant to this paragraph shall be reduced by 10.11 percent. If a~~
34 ~~ceiling for a county is less than the ceiling provided for that county~~
35 ~~before January 1, 2015, the department shall use the ceiling from~~
36 ~~the Regional Market survey conducted in 2005. Commencing~~
37 ~~October 1, 2015, the regional market rate ceilings for all counties~~
38 ~~shall be increased by 4.5 percent.~~ *annual Budget Act.*

39 (3) It is the intent of the Legislature to fully fund the third stage
40 of child care for former CalWORKs recipients.

1 (c) With respect to subdivision (b), it is the intent of the
2 Legislature that the Department of Finance annually review
3 contract funding terms and conditions for the primary purpose of
4 ensuring consistency between child care contracts and the child
5 care budget. This review shall include evaluating any proposed
6 changes to contract language or other fiscal documents to which
7 the contractor is required to adhere, including those changes to
8 terms or conditions that authorize higher reimbursement rates,
9 modify related adjustment factors, modify administrative or other
10 service allowances, or diminish fee revenues otherwise available
11 for services, to determine if the change is necessary or has the
12 potential effect of reducing the number of full-time equivalent
13 children that may be served.

14 (d) Alternative payment child care systems, as set forth in Article
15 3 (commencing with Section 8220), shall be subject to the rates
16 established in the Regional Market Rate Survey of California Child
17 Care Providers for provider payments. The department shall
18 contract to conduct and complete a ~~Regional Market Rate Survey~~
19 *regional market rate survey* no more frequently than once every
20 two years, consistent with federal regulations, with a goal of
21 completion by March 1.

22 (e) By March 1 of each year, the Department of Finance shall
23 provide to the department the state median income amount for a
24 four-person household in California based on the best available
25 data. The department shall adjust its fee schedule for child care
26 providers to reflect this updated state median income; however,
27 no changes based on revisions to the state median income amount
28 shall be implemented midyear.

29 (f) Notwithstanding the June 1 date specified in subdivision (b),
30 changes to the regional market rate schedules and fee schedules
31 may be made at any other time to reflect the availability of accurate
32 data necessary for their completion, provided these documents
33 receive the approval of the Department of Finance. The Department
34 of Finance shall review the changes within 30 working days of
35 submission and the department shall resolve conflicts within an
36 additional 30 working day period. Contractors shall be given
37 adequate notice before the effective date of the approved schedules.
38 It is the intent of the Legislature that contracts for services not be
39 delayed by the timing of the availability of accurate data needed
40 to update these schedules.

1 *SEC. 6. Section 11800 of the Education Code is amended to*
2 *read:*

3 11800. (a) (1) The K–12 High-Speed Network (K–12 HSN)
4 is hereby established for the purpose of enriching pupil educational
5 experiences and improving pupil academic performance by
6 providing high-speed, high-bandwidth Internet connectivity to the
7 public school system, as defined by Section 6 of Article IX of the
8 California Constitution.

9 (2) The California Education Network is hereby established,
10 consisting of the California Research and Education Network
11 (CalREN) and the K–12 HSN.

12 (b) The Superintendent shall measure the success of the K–12
13 HSN and ensure that the benefits of the K–12 HSN are maximized
14 to the extent possible. The K–12 HSN shall provide critical services
15 and functions for public primary and secondary local educational
16 agencies, including, but not limited to, all of the following:

17 (1) Reliable and cost-effective Internet service.

18 (2) Reliable and secure interconnectivity among public school
19 entities offering kindergarten or any of grades 1 to 12, inclusive,
20 in California, connection to higher education institutions of
21 California, and connection to state and local agencies to facilitate
22 efficient interaction, including transmission of data.

23 (3) Videoconferencing and related distance learning capabilities.

24 (4) Statewide coordination of network uses to benefit teaching
25 and learning.

26 (c) The Superintendent shall use a competitive grant process to
27 select a local educational agency to serve as the Lead Education
28 Agency to administer the K–12 HSN on behalf of the
29 Superintendent.

30 (d) The Superintendent shall establish a K–12 HSN advisory
31 board to be composed of all of the following members:

32 (1) The Superintendent, or his or her designee.

33 (2) The county superintendent of schools of the Lead Education
34 Agency.

35 (3) A county superintendent of schools of a county with an
36 average daily attendance of more than 60,000 pupils, appointed
37 by the Superintendent. The member appointed pursuant to this
38 paragraph shall serve a renewable two-year term.

39 (4) Three school district superintendents, appointed by the
40 Superintendent. Members appointed pursuant to this paragraph

1 shall represent school districts that are diverse as to geography and
2 size, and that serve socioeconomically and culturally diverse pupil
3 populations. Members appointed pursuant to this paragraph shall
4 serve renewable two-year terms.

5 (5) Two county superintendents of schools appointed by the
6 majority of the votes of all of the county superintendents of schools.
7 Members appointed pursuant to this paragraph shall serve
8 renewable two-year terms.

9 (6) Three schoolsite representatives, who shall include not less
10 than two classroom teachers or instructional specialists. Members
11 appointed pursuant to this paragraph shall serve renewable two-year
12 terms.

13 (7) The president of the state board or his or her designee.

14 (e) The advisory board shall meet quarterly and shall recommend
15 policy direction and broad operational guidance to the
16 Superintendent and the Lead Education Agency. The advisory
17 board, in consultation with the Lead Education Agency, shall
18 develop recommendations for measuring the success of the
19 network, improving network oversight and monitoring,
20 strengthening accountability, and optimizing the use of the K–12
21 HSN and its ability to improve education. The advisory board shall
22 report its recommendations to the Legislature, the Governor, the
23 Department of Finance, the president of the state board or his or
24 her designee, and the Legislative Analyst’s Office by March 1,
25 2007. It is the intent of the Legislature that the report identify and
26 recommend specific annual performance measures that should be
27 established to assess the effectiveness of the network.

28 (f) The duties of the Lead Education Agency shall include all
29 of the following:

30 (1) Entering into appropriate contracts for the provision of
31 high-speed, high-bandwidth Internet connectivity, provided ~~such~~
32 *the* contracts secure the necessary terms and conditions to
33 adequately protect the interests of the state. Terms and conditions
34 shall include, but are not limited to, all of the following:

35 (A) Development of comprehensive service level agreements.

36 (B) Protection of any ownership rights of intellectual property
37 of the state that result due to participation of the state in the K–12
38 HSN.

39 (C) Appropriate protection of assets of the state acquired due
40 to its participation in the K–12 HSN.

1 (D) Assurance that appropriate fee structures are in place.

2 (E) Assurance that any interest earned on funds of the state for
3 this purpose are used solely to the benefit of the project.

4 (2) Development of an annual budget request for the K–12 HSN
5 for submission to the department and the Department of Finance
6 to be included in the annual Budget Act.

7 (3) Development, in consultation with the advisory board
8 established pursuant to subdivision (d), of specific goals and
9 objectives for the program with appropriate reporting of success
10 measures developed by the Superintendent pursuant to subdivision
11 (b).

12 (4) Ongoing fiscal oversight of the program, including
13 mechanisms to control statewide costs and exposure. To
14 accomplish this objective, the Lead Education Agency shall
15 contract for an annual independent audit of the program. The
16 independent auditor shall report the audit findings to the
17 Superintendent, the Legislature, and the Governor by December
18 15 of each year.

19 (5) Ongoing technical oversight of the program, including
20 external evaluation and independent validation, where appropriate.
21 To accomplish this objective, the Lead Education Agency shall
22 contract for an independent evaluation to be completed and
23 provided to the Superintendent by March 1, 2009. The
24 Superintendent shall report the results of the evaluation, including
25 a response and recommendations to correct any adverse findings
26 from the evaluation, to the Governor and the Legislature by April
27 30, 2009.

28 (6) (A) ~~The Lead Education Agency shall~~
29 ~~administer~~*Administering* grant programs to promote the most
30 cost-effective manner for the completion of connectivity for all
31 public schools of the state and cost-effective applications that meet
32 instructional needs to the extent that funds are provided for these
33 purposes in the annual Budget Act.

34 (B) Before the appropriation of any state funds for the purposes
35 of this paragraph, the Lead Education Agency shall submit
36 information justifying the need for additional grant funds,
37 including, but not limited to, all of the following:

38 (i) The number of schools and school districts that are already
39 connected.

1 (ii) The means by which the costs associated with connectivity
2 were covered for schools and school districts that are already
3 connected.

4 (iii) Obstacles to connection for those schools and school
5 districts that are not yet connected.

6 (iv) Other local options and funding sources for purposes of
7 connectivity and applications.

8 (g) *The Superintendent shall apportion funds appropriated for*
9 *the program in a given fiscal year in compliance with both of the*
10 *following:*

11 (1) *Three-fourths of the total amount appropriated shall be*
12 *apportioned by August 31.*

13 (2) *Up to one-fourth of the total amount appropriated shall be*
14 *apportioned by January 31.*

15 *SEC. 7. Section 41203.1 of the Education Code is amended to*
16 *read:*

17 41203.1. (a) For the 1990–91 fiscal year and each fiscal year
18 thereafter, allocations calculated pursuant to Section 41203 shall
19 be distributed in accordance with calculations provided in this
20 section. Notwithstanding Section 41203, and for purposes of this
21 section, school districts, community college districts, and direct
22 elementary and secondary level instructional services provided by
23 the State of California shall be regarded as separate segments of
24 public education, and each of these three segments of public
25 education shall be entitled to receive respective shares of the
26 amount calculated pursuant to Section 41203 as though the
27 calculation made pursuant to subdivision (b) of Section 8 of Article
28 XVI of the California Constitution were to be applied separately
29 to each segment and the base year for purposes of this calculation
30 under paragraph (1) of subdivision (b) of Section 8 of Article XVI
31 of the California Constitution were based on the 1989–90 fiscal
32 year. Calculations made pursuant to this subdivision shall be made
33 so that each segment of public education is entitled to the greater
34 of the amounts calculated for that segment pursuant to paragraph
35 (1) or (2) of subdivision (b) of Section 8 of Article XVI of the
36 California Constitution.

37 (b) If the single calculation made pursuant to Section 41203
38 yields a guaranteed amount of funding that is less than the sum of
39 the amounts calculated pursuant to subdivision (a), the amount

1 calculated pursuant to Section 41203 shall be prorated for the three
2 segments of public education.

3 (c) Notwithstanding any other law, this section does not apply
4 to the 1992–93 to the ~~2015–16~~ 2016–17 fiscal years, inclusive.

5 *SEC. 8. Section 41207.42 is added to the Education Code, to*
6 *read:*

7 *41207.42. (a) (1) The sum of two hundred eighteen million*
8 *dollars (\$218,000,000) is hereby appropriated in the 2016–17*
9 *fiscal year from the General Fund for allocation to school districts*
10 *and community college districts for the purpose of offsetting the*
11 *2009–10 fiscal year outstanding balance of the minimum funding*
12 *obligation to school districts and community college districts*
13 *pursuant to Section 8 of Article XVI of the California Constitution.*

14 *(2) The amount appropriated pursuant to paragraph (1) shall*
15 *be allocated to school districts and community college districts,*
16 *as described in subdivision (a) of Section 41203.1, in accordance*
17 *with the following:*

18 *(A) One hundred ninety-four million one hundred seventy-three*
19 *thousand dollars (\$194,173,000) for transfer by the Controller to*
20 *Section A of the State School Fund for allocation by the*
21 *Superintendent pursuant to this section.*

22 *(B) Twenty-three million eight hundred twenty-seven thousand*
23 *dollars (\$23,827,000) for transfer by the Controller to Section B*
24 *of the State School Fund for allocation by the Chancellor of the*
25 *California Community Colleges to community colleges districts*
26 *for deferred maintenance, instructional materials, and other*
27 *activities, as specified in Provision 20 of Item 6870-101-0001 of*
28 *the Budget Act of 2016.*

29 *(3) The amount allocated to school districts pursuant to*
30 *subparagraph (A) of paragraph (2) shall be distributed on the*
31 *basis of an equal amount per unit of regular average daily*
32 *attendance, as those average daily attendance numbers are*
33 *reported at the time of the second principal apportionment for the*
34 *2015–16 fiscal year.*

35 *(4) The amount allocated to community college districts*
36 *pursuant to subparagraph (B) of paragraph (2) shall be distributed*
37 *on the basis of an equal amount per enrolled full-time equivalent*
38 *student, as those numbers of students are reported at the time of*
39 *the second principal apportionment for the 2015–16 fiscal year.*

1 (5) For purposes of this section, a school district includes a
2 county office of education and a charter school.

3 (b) For purposes of Section 8 of Article XVI of the California
4 Constitution, the amounts appropriated and allocated pursuant
5 to this section shall be applied to the outstanding balance of the
6 minimum funding obligation to school districts and community
7 college districts pursuant to Section 8 of Article XVI of the
8 California Constitution for the 2009–10 fiscal year and shall be
9 deemed to be appropriations made and allocated in that fiscal
10 year in which the deficiencies resulting in the outstanding balance
11 were incurred.

12 (c) Funding received by school districts pursuant to
13 subparagraph (A) of paragraph (2) of subdivision (a) shall first
14 be deemed to be paid in satisfaction of any outstanding claims
15 pursuant to Section 6 of Article XIII B of the California
16 Constitution, for reimbursement of state-mandated local program
17 costs for any fiscal year. Notwithstanding Section 12419.5 of the
18 Government Code and any amounts that are deemed pursuant to
19 this subdivision to be paid in satisfaction of outstanding claims
20 for reimbursement of state-mandated local program costs, the
21 Controller may audit any claim as allowed by law and may recover
22 any amount owed by school districts pursuant to an audit only by
23 reducing amounts owed for any other mandate claims. Under no
24 circumstances shall a school district be required to remit funding
25 back to the state to pay for disallowed costs identified by a
26 Controller audit of claimed reimbursable state-mandated local
27 program costs. The Controller shall not recover any amount owed
28 by a school district pursuant to an audit of claimed reimbursable
29 state-mandated local program costs by reducing any amount owed
30 a school district for any purpose other than amounts owed for any
31 other mandate claims. The Controller shall apply amounts received
32 by each school district against any balances of unpaid claims for
33 reimbursement of state-mandated local program costs and interest
34 in chronological order, beginning with the earliest claim. The
35 Controller shall report to each school district the amounts of any
36 claims and interest that are offset from funds provided pursuant
37 to this section and shall report a summary of the amounts offset
38 for each mandate for each fiscal year to the Department of Finance
39 and the fiscal committees of the Legislature.

1 (d) (1) *The governing board of a school district may expend*
2 *the one-time funds received pursuant to subparagraph (A) of*
3 *paragraph (2) of subdivision (a) for any purpose, as determined*
4 *by the governing board of the school district.*

5 (2) *It is the intent of the Legislature that school districts*
6 *prioritize the use of these one-time funds for deferred maintenance,*
7 *professional development for educators, induction for beginning*
8 *teachers with a focus on relevant mentoring, instructional*
9 *materials, technology infrastructure, and any other investments*
10 *necessary to support implementation of California’s academic*
11 *standards.*

12 SEC. 9. *Article 8 (commencing with Section 41580) is added*
13 *to Chapter 3.2 of Part 24 of Division 3 of Title 2 of the Education*
14 *Code, to read:*

15
16 *Article 8. College Readiness Block Grant*

17
18 41580. (a) *The sum of two hundred million dollars*
19 *(\$200,000,000) is hereby appropriated from the General Fund to*
20 *the Superintendent for transfer by the Controller to Section A of*
21 *the State School Fund for allocation by the Superintendent to*
22 *establish the College Readiness Block Grant in the manner and*
23 *for the purposes set forth in this section.*

24 (b) *The College Readiness Block Grant is hereby established*
25 *for the purposes of providing California’s high school pupils,*
26 *particularly unduplicated pupils as defined in Sections 42238.01*
27 *and 42238.02, additional supports to increase the number who*
28 *enroll at institutions of higher education and complete an*
29 *undergraduate degree within four years.*

30 (c) *The Superintendent shall allocate an equal amount per*
31 *unduplicated pupil enrolled in grades 9 through 12 during the*
32 *2015–16 fiscal year to school districts, county offices of education,*
33 *and charter schools. No school district, county office of education,*
34 *or charter school serving at least one unduplicated pupil in grades*
35 *9 through 12 during the 2015–16 fiscal year shall receive a total*
36 *allocation of less than seventy five thousand dollars (\$75,000). A*
37 *school district, county office of education, or charter school shall*
38 *be eligible for an allocation pursuant to this subdivision only for*
39 *unduplicated pupils, as defined in Sections 42238.01 and 42238.02,*
40 *attending a school that is currently accredited or in the process*

1 *of obtaining accreditation from the Accrediting Commission for*
2 *Schools, Western Association of Schools and Colleges. These funds*
3 *are available for expenditure or encumbrance through the 2018–19*
4 *fiscal year.*

5 *(d) Block grant funds apportioned to eligible local educational*
6 *agencies shall be used for activities that directly support pupil*
7 *access and successful matriculation to institutions of higher*
8 *education. Eligible activities may include, but are not limited to,*
9 *the following:*

10 *(1) Providing teachers, administrators, and counselors with*
11 *professional development opportunities to improve pupil A–G*
12 *course completion rates, pupil college-going rates, and college*
13 *readiness of pupils, including providing for the development of*
14 *honors and Advanced Placement courses.*

15 *(2) Beginning or increasing counseling services to pupils and*
16 *their families regarding college admission requirements and*
17 *financial aid programs.*

18 *(3) Developing or purchasing materials that support college*
19 *readiness, including materials that support high performance on*
20 *assessments required for admittance to a postsecondary*
21 *educational institution.*

22 *(4) Developing comprehensive advising plans to support pupil*
23 *completion of A–G course requirements.*

24 *(5) Implementing collaborative partnerships between high*
25 *schools and postsecondary educational institutions that support*
26 *pupil transition to postsecondary education, including, but not*
27 *limited to, strengthening existing partnerships with the University*
28 *of California and the California State University to establish early*
29 *academic outreach and college preparatory programs.*

30 *(6) Providing subsidies to unduplicated pupils, as defined in*
31 *Sections 42238.01 and 42238.02, to pay fees for taking advanced*
32 *placement exams.*

33 *(7) Expanding access to coursework or other opportunities to*
34 *satisfy A–G course requirements to all pupils, including, but not*
35 *necessarily limited to, pupils enrolled in schools identified by the*
36 *department as high schools with 75 percent or greater enrollment*
37 *of unduplicated pupils, pursuant to subdivision (g). These*
38 *opportunities may include, but shall not be limited to, new or*
39 *expanded partnerships with other secondary or postsecondary*
40 *educational institutions.*

1 (e) As a condition for receiving funds under this article, a school
2 district, county office of education, or charter school shall develop
3 a plan describing how the funds will increase or improve services
4 for unduplicated pupils to ensure college readiness. The plan shall
5 include information regarding how it aligns with the school
6 district's local control and accountability plan required pursuant
7 to Section 52060, the county superintendent of schools' local
8 control and accountability plan required pursuant to Section
9 52066, or the charter school's local control and accountability
10 plan required pursuant to Section 47605 or 47605.6 and Section
11 47606.5. The plan shall also include a description of the extent to
12 which all pupils within the school district, county office of
13 education, or charter school, particularly unduplicated pupils, as
14 defined in Sections 42238.01 and 42238.02, will have access to
15 A–G courses approved by the University of California. In order
16 to ensure community and stakeholder input, the plan shall be
17 discussed at a regularly scheduled meeting by the governing board
18 of the school district, county board of education, or governing
19 body of the charter school and adopted at a subsequent regularly
20 scheduled meeting.

21 (f) As a condition for receiving funds under this article, grant
22 recipients shall report to the Superintendent by January 1, 2017,
23 on how they will measure the impact of the funds received on their
24 unduplicated pupils' access and successful matriculation to
25 institutions of higher education, as identified within their plan.
26 The department shall compile the information reported pursuant
27 to this subdivision and submit a report to the appropriate policy
28 and fiscal committees of the Legislature on or before April 30,
29 2017, and shall update the state board on the contents of that
30 report at a regularly scheduled meeting of the state board.

31 (g) The Superintendent shall annually post on its Internet Web
32 site a list of each school with a percentage of unduplicated pupils
33 in grades 9 to 12, inclusive, of at least 75 percent of the school's
34 total enrollment in grades 9 to 12, inclusive.

35 (h) For purposes of making the computations required by
36 Section 8 of Article XVI of the California Constitution, the
37 appropriations made by subdivision (a) shall be deemed to be
38 "General Fund revenues appropriated for school districts," as
39 defined in subdivision (c) of Section 41202, for the 2015–16 fiscal
40 year, and included within the "total allocations to school districts

1 *and community college districts from General Fund proceeds of*
2 *taxes appropriated pursuant to Article XIII B,” as defined in*
3 *subdivision (e) of Section 41202, for the 2015–16 fiscal year.*

4 *SEC. 10. Section 42920.5 of the Education Code is amended*
5 *to read:*

6 42920.5. (a) Commencing with the 2015–16 fiscal year, and
7 each fiscal year thereafter, the Foster Youth Services Coordinating
8 Program, administered by the Superintendent, is hereby established
9 to provide supplemental funding to county offices of education,
10 or a consortium of county offices of education, to coordinate and
11 ensure that local educational agencies within its jurisdiction are
12 providing services to foster youth pupils pursuant to the plan
13 established in Section 42921, with the purpose of ensuring positive
14 educational outcomes.

15 (b) A foster youth services coordinating program shall meet
16 minimum standards established by the Superintendent to ensure
17 the provisions of Section 42921 are implemented, and shall be
18 required to meet those minimum standards annually as a condition
19 of continued funding.

20 (c) As a condition of receiving funds, a county office of
21 education, or a consortium of county offices of education, shall
22 work with the local educational agencies within the county or
23 consortium of counties, and shall coordinate services to ensure
24 that, for the 2015–16 and 2016–17 fiscal years, the level of direct
25 services provided to support foster youth pupils is not less than
26 what was provided in the 2014–15 fiscal year through the foster
27 youth services program established pursuant to Section 42921, as
28 it read on June 30, 2015. In meeting this requirement, services for
29 foster youth pupils may be provided through one or any
30 combination of state funding, including, but not limited to, the
31 local control funding formula, or federal, local, or other funding.

32 (d) For the 2015–16 fiscal year, the allocation amount for which
33 any county office of education or consortium of county offices of
34 education is eligible shall not be less than the amount allocated to
35 that county or consortium in the 2014–15 fiscal year, including
36 the allocation amounts of school districts identified in Section
37 42920, as it read on June 30, 2015. This subdivision applies only
38 if a county office of education or consortium of county offices of
39 education elects to apply for grant funding pursuant to Section
40 42921.

1 (e) On or before October 31, 2015, the Superintendent shall
2 develop an allocation formula to determine the allocation amounts
3 for which each county office of education or consortium of county
4 offices of education is eligible. The Superintendent, within 30 days
5 of the developing the allocation formula, shall submit the allocation
6 formula to the appropriate policy and fiscal committees of the
7 Legislature and the Department of Finance for review, and the
8 Department of Finance shall approve the allocation formula within
9 30 days of submission by the Superintendent. The allocation
10 formula may be revised annually upon submission to the
11 appropriate policy and fiscal committees of the Legislature and
12 approval by the Department of Finance within 30 days of
13 submission by the Superintendent. The Superintendent may include
14 additional criteria in the allocation formula, but shall apply, at a
15 minimum, the following criteria:

16 (1) The number of pupils in foster care in the county.

17 (2) The number of school districts in the county.

18 (f) *Notwithstanding subdivision (e), commencing with the*
19 *2016–17 fiscal year, the Superintendent shall provide a base grant*
20 *of seventy-five thousand dollars (\$75,000) to each participating*
21 *county office of education or consortium of county offices of*
22 *education that served at least one foster youth pupil in the prior*
23 *fiscal year.*

24 (g) *After providing base grants pursuant to subdivision (f), the*
25 *Superintendent shall allocate the remaining funding to*
26 *participating county offices of education or consortium of county*
27 *offices of education based on the following criteria:*

28 (1) *Seventy percent of the allocation shall be based on the*
29 *number of pupils in foster care in the county.*

30 (2) *Thirty percent of the allocation shall be based on the number*
31 *of school districts in the county.*

32 (h) *The allocation pursuant to subdivision (g) shall be applied*
33 *after consideration of subdivision (b) of Section 42926.*

34 (f)

35 (i) For purposes of this chapter, “local educational agency”
36 means a county office of education, school district, or charter
37 school.

38 *SEC. 11. Section 44259.1 of the Education Code is amended*
39 *to read:*

1 44259.1. (a) (1) An integrated program of professional
2 preparation shall enable candidates for teaching credentials to
3 engage in professional preparation, concurrently with subject matter
4 preparation, while completing baccalaureate degrees at regionally
5 accredited postsecondary *educational* institutions. An integrated
6 program shall provide opportunities for candidates to complete
7 intensive field ~~experiences~~ *experiences, including student teaching,*
8 in public elementary and secondary schools early in the
9 undergraduate sequence. The development and implementation of
10 an integrated program shall be based on intensive collaboration
11 among subject matter departments and education units within
12 postsecondary *educational* institutions and local public elementary
13 and secondary school districts.

14 (2) *A postsecondary educational institution may offer a four-year*
15 *or five-year integrated program of professional preparation that*
16 *allows a student to earn a baccalaureate degree and a preliminary*
17 *multiple or single subject teaching credential, or an education*
18 *specialist instruction credential authorizing the holder to teach*
19 *special education, including student teaching requirements,*
20 *concurrently and within four or five years of study.*

21 (2)

22 (3) The commission shall encourage postsecondary *educational*
23 institutions to offer integrated programs of professional preparation
24 that follow the guidelines developed pursuant to this section. In
25 approving integrated programs, the commission shall not
26 compromise or reduce its standards of subject matter preparation
27 pursuant to Article 6 (commencing with Section 44310) or its
28 standards of professional preparation pursuant to paragraph (3) of
29 subdivision (b) of Section 44259.

30 (4) *The commission shall, as part of its accreditation process,*
31 *collect information about integrated programs of professional*
32 *preparation, including which postsecondary educational*
33 *institutions offer integrated programs of professional preparation*
34 *and the number and type of credentials the programs produce.*

35 (b) (1) Commencing with the 2005–06 school year, an
36 integrated program offered by the California State University shall
37 be designed to concurrently lead to a preliminary multiple subject
38 or single subject teaching credential, *or an education specialist*
39 *instruction credential authorizing the holder to teach special*
40 *education,* and a baccalaureate degree. Recommendation for each

1 shall be contingent upon satisfactory completion of the
2 requirements for each.

3 (2) By July 1, 2004, the Chancellor of the California State
4 University, in consultation with California State University faculty
5 members, shall develop a framework defining appropriate balance
6 for an integrated program of general education, subject matter
7 preparation, and professional education courses, for both lower
8 division and upper division students, including an appropriate
9 range of units to be taken in professional education courses. In
10 developing the framework, the Chancellor of the California State
11 University and California State University faculty members shall
12 consult with the Academic Senate for the California Community
13 Colleges on matters related to the effective and efficient use of,
14 and appropriate role for, lower division coursework in an integrated
15 program.

16 (c) (1) By January 1, 2005, the Chancellor of the California
17 State University and the Chancellor of the California Community
18 Colleges shall collaboratively ensure that both of the following
19 occur:

20 (A) Lower division coursework completed by a community
21 college student transferring to a California State University
22 integrated program is articulated with the corresponding
23 coursework of the California State University.

24 (B) The articulated community college lower division
25 coursework is accepted as the equivalent to the coursework offered
26 to students who enter that integrated program as freshman students.

27 (2) Commencing with the 2005–06 school year, each campus
28 of the California State University shall invite the community
29 colleges in its region that send significant numbers of transfer
30 students to that campus to enter into articulation agreements. These
31 articulation agreements shall be based on a fully transferable
32 education curriculum that is developed pursuant to the framework
33 developed under paragraph (2) of subdivision (b). Approval of one
34 or more of the articulation agreements will enable the coursework
35 of a community college student to be accepted as the equivalent
36 to the coursework offered to students who enter that integrated
37 program as freshman students.

38 (d) A postbaccalaureate program of professional preparation
39 shall enable candidates for teaching credentials to commence and
40 complete professional preparation after they have completed

1 baccalaureate degrees at regionally accredited *postsecondary*
2 *educational* institutions. The development and implementation of
3 a postbaccalaureate program of professional preparation shall be
4 based on intensive collaboration among the postsecondary
5 *educational* institution and local public elementary and secondary
6 school districts.

7 (e) (1) *The commission shall develop and implement a program*
8 *to award grants of up to two hundred fifty thousand dollars*
9 *(\$250,000) each to postsecondary educational institutions for the*
10 *development of transition plans to guide the creation of four-year*
11 *integrated programs of professional preparation including student*
12 *teaching.*

13 (2) *A postsecondary educational institution awarded a grant*
14 *under this subdivision may use the transition plan to create a new*
15 *four-year integrated program of professional preparation or to*
16 *adapt an existing integrated program of professional preparation*
17 *to a four-year integrated program of professional preparation.*

18 (3) *A postsecondary educational institution awarded a grant*
19 *under this subdivision may use grant funds for any proper purpose*
20 *in support of planning for a four-year integrated program of*
21 *professional preparation, including, but not limited to, any of the*
22 *following:*

23 (A) *To provide faculty release time to redesign existing courses.*

24 (B) *To provide program coordinators to assist in collaboration*
25 *with subject-matter professors and pedagogy professors.*

26 (C) *To create summer courses for students in a four-year*
27 *integrated program of professional preparation.*

28 (D) *To recruit individuals for participation as students in*
29 *four-year integrated programs of professional preparation.*

30 (4) *In awarding grants pursuant to the program, the commission*
31 *shall grant priority to proposals for the establishment of four-year*
32 *integrated programs of professional preparation designed to do*
33 *both of the following:*

34 (A) *Produce teachers with either an education specialist*
35 *instruction credential authorizing the holder to teach special*
36 *education or a single subject teaching credential in the areas of*
37 *mathematics or science, or teaching in the area of bilingual*
38 *education.*

39 (B) *Partner with a California Community College to create a*
40 *four-year integrated program of professional preparation.*

1 (5) As a condition of the receipt of a grant, a postsecondary
 2 educational institution shall provide to the commission program
 3 and outcome data for at least three years after receiving the grant.
 4 The information shall include program design and features, the
 5 number of graduates, the number and type of credentials earned,
 6 the time taken to earn a degree and credential, and any other
 7 information the commission may require for the purpose of
 8 documenting the effect of the grant and identifying effective
 9 practices in program design and implementation.

10 (6) The requirements of this subdivision are contingent upon
 11 the appropriation of funds for the purposes of this subdivision in
 12 the annual Budget Act or another statute.

13 (7) The commission may use up to one hundred thousand dollars
 14 (\$100,000) to administer the grants pursuant to Department of
 15 Finance approval.

16 *SEC. 12. Section 44390 of the Education Code is repealed.*

17 ~~44390. The Legislature hereby finds and declares that over the
 18 next five years, as many as 50 percent of the classroom teachers
 19 in many urban school districts with large percentages of minority
 20 pupils will be eligible for retirement. The Legislature further finds
 21 and declares that in many school districts there are a number of
 22 classified employees, particularly minority group members, who
 23 are enrolled in, who have been enrolled in, or who would be
 24 interested in enrolling in, a teacher training program leading to a
 25 teaching credential if they were provided assistance in applying
 26 for admission and financial aid for that purpose.~~

27 ~~The Legislature also finds and declares that educational
 28 paraprofessionals who serve pupils in the public schools provide
 29 valuable instructional services to public school pupils. A program
 30 to enhance instructional competencies and to prepare school
 31 paraprofessionals to become teachers would result in improved
 32 services in terms of their role in the instructional program in the
 33 classroom.~~

34 *SEC. 13. Section 44391 of the Education Code is amended to
 35 read:*

36 ~~44391. This article shall be known known, and may be cited
 37 cited, as the Wildman-Keeley-Solis Exemplary California
 38 Classified School Employee Teacher Training Act of 1997.
 39 Credentialing Program.~~

1 SEC. 14. Section 44392 of the Education Code is amended to
2 read:

3 44392. For the purposes of this article, unless the context
4 clearly requires otherwise, the following terms shall have the
5 following meanings:

6 (a) “Applicant” means a school ~~district~~ *district, charter school,*
7 or county office of education applying for program funds under
8 the California *Classified School-Paraprofessional Employee*
9 ~~Teacher Training Program established pursuant to Section 44393.~~
10 *Credentialing Program.*

11 (b) “Institutions of higher education” means the California
12 Community Colleges, the California State University, the
13 University of California, and private *not-for-profit* institutions of
14 higher education that offer ~~an accredited~~ *a commission-approved*
15 ~~teacher training preparation~~ *program.*

16 (c) “Participant” means a *classified* school ~~paraprofessional~~
17 *employee* who elects to participate in the California *Classified*
18 ~~School-Paraprofessional Employee Teacher Training Credentialing~~
19 *Program.*

20 (d) “Program” means the California *Classified School*
21 ~~Paraprofessional Employee Teacher Training Program established~~
22 ~~pursuant to Section 44393.~~ *Credentialing Program.*

23 (e) ~~“School paraprofessional”~~ *“Classified school employee”*
24 ~~means the following job classifications: educational aide,~~
25 ~~instructional aide, special education aide, special education~~
26 ~~assistant, teacher associate, teacher assistant, teacher aide, pupil~~
27 ~~service aide, library aide, child development aide, child~~
28 ~~development assistant, and physical education aide.~~ *a*
29 *noncertificated school employee currently working in a public*
30 *school.*

31 (f) “Teacher training program” means an undergraduate or
32 graduate program of instruction conducted by a ~~campus of an~~
33 ~~institution of higher education~~ *teacher preparation program*
34 *approved by the commission* that includes a developmentally
35 sequenced career ladder to provide instruction, coursework, and
36 clearly defined tasks for each level of the ladder, and that is
37 designed to qualify students enrolled in the program for a teaching
38 credential authorizing instruction in kindergarten and grades 1 to
39 12, inclusive.

1 *SEC. 15. Section 44393 of the Education Code is amended to*
2 *read:*

3 44393. (a) ~~The California Classified School Paraprofessional~~
4 ~~Employee Teacher Training Credentialing Program~~ is hereby
5 established for the purpose of recruiting *classified school*
6 ~~paraprofessionals employees~~ to participate in a program designed
7 to encourage them to enroll in teacher training programs and to
8 provide instructional service as teachers in the public schools.

9 (b) ~~The commission, in consultation with Subject to an~~
10 ~~appropriation for these purposes in the Chancellor of annual~~
11 ~~Budget Act or another statute, the California Community Colleges,~~
12 ~~the Chancellor of the California State University, the President of~~
13 ~~the University of California, the chancellors of private institutions~~
14 ~~of higher education that offer accredited teacher training programs,~~
15 ~~and representatives of certificated and classified employee~~
16 ~~organizations, commission shall select 24 or more issue a request~~
17 ~~for proposals to all school districts or districts, charter schools,~~
18 ~~and county offices of education representing rural, urban, and~~
19 ~~suburban areas that apply to participate in the program. The~~
20 ~~commission shall ensure that, at a minimum, a total of 600 school~~
21 ~~paraprofessionals are recruited from among the 24 or more~~
22 ~~participating school districts or county offices of education. The~~
23 ~~state in order to solicit applications for funding. The criteria~~
24 ~~adopted by the commission for the selection of school districts~~
25 ~~districts, charter schools, or county offices of education to~~
26 ~~participate in the program shall include all of the following:~~

27 (1) The extent to which the applicant demonstrates the capacity
28 and willingness to accommodate the participation of *classified*
29 ~~school paraprofessionals employees~~ in teacher training programs
30 conducted at institutions of higher ~~education.~~ *education or a local*
31 *educational agency.*

32 (2) The extent to which the applicant's plan for the
33 implementation of its recruitment program involves the active
34 participation of one or more local campuses of the participating
35 institutions of higher education in the development of coursework
36 and teaching programs for participating *classified school*
37 ~~paraprofessionals employees.~~ Each selected applicant shall be
38 required to enter into a written articulation agreement with the
39 participating campuses of the institutions of higher education.

1 (3) The extent to which the applicant’s plan for recruitment
2 attempts to meet the demand for ~~bilingual-crosscultural teachers.~~
3 *teachers in shortage areas in transitional kindergarten,*
4 *kindergarten, and grades 1 to 12, inclusive.*

5 ~~(4) The extent to which the applicant’s plan for recruitment~~
6 ~~attempts to meet the demand for multiple subject credentialed~~
7 ~~teachers interested in teaching kindergarten or any of grades 1 to~~
8 ~~3, inclusive. For purposes of this paragraph, each paraprofessional~~
9 ~~selected to participate shall have completed at least two years of~~
10 ~~undergraduate college or university coursework and shall have~~
11 ~~demonstrated an interest in obtaining a multiple subject teaching~~
12 ~~credential for teaching kindergarten or any of grades 1 to 3,~~
13 ~~inclusive.~~

14 ~~(5) The extent to which the applicant’s plan for recruitment~~
15 ~~attempts to meet the demand for special education teachers.~~

16 ~~(6)~~

17 (4) The extent to which a developmentally sequenced series of
18 job descriptions leads from an entry-level *classified* school
19 ~~paraprofessional~~ *employee* position to an entry-level teaching
20 position in that school ~~district~~ *district, charter school,* or county
21 office of education.

22 ~~(7)~~

23 (5) The extent to which the applicant’s plan for recruitment
24 attempts to meet its own specific teacher needs.

25 ~~(8) The extent to which the applicant’s plan for implementation~~
26 ~~of its recruitment program involves participation in a district~~
27 ~~internship program pursuant to Article 7.5 (commencing with~~
28 ~~Section 44325) and Section 44830.3 or a university internship~~
29 ~~program pursuant to Article 3 (commencing with Section 44450)~~
30 ~~of Chapter 3.~~

31 (c) An applicant that is selected to participate pursuant to
32 subdivision (b) shall provide information *about the program to*
33 *all eligible classified school employees in the school district,*
34 *charter school, or county office of education* and assistance to each
35 *classified school* ~~paraprofessional~~ *employee* it recruits under the
36 program regarding admission to a teacher training program.

37 ~~(d) (1) The applicant shall recruit and organize groups, or~~
38 ~~“cohorts,” of participants, of no more than 30, and no less than 10,~~
39 ~~in each cohort. Cohorts shall be organized to consist of participants~~
40 ~~having approximately equal academic experience and~~

1 qualifications, as determined by the school district or county office
 2 of education. To the extent possible, the members of each cohort
 3 shall proceed through the same subject matter and credential
 4 programs. The members of each cohort shall enroll in the same
 5 college or university and shall be provided appropriate support
 6 and information throughout the course of their studies by the
 7 applicant.

8 (2)

9 (d) (1) An applicant shall require participants to satisfy ~~all both~~
 10 of the following requirements ~~prior to before~~ participating in the
 11 program:

12 (A) ~~For the purpose of obtaining current criminal history~~
 13 ~~information from the Department of Justice and the Federal Bureau~~
 14 ~~of Investigation, obtain *Pass* a certificate of clearance from the~~
 15 ~~commission pursuant to Sections 44339 to 44341, inclusive, and~~
 16 ~~related regulations adopted by the commission. *criminal*~~
 17 ~~*background check.*~~

18 (B) Provide verification of one of the following:

19 (i) Has earned an associate or higher level degree.

20 (ii) Has *successfully* completed at least two years of study at a
 21 postsecondary educational institution.

22 (iii) ~~Has received a passing score on a formal academic~~
 23 ~~assessment that demonstrates knowledge of, and the ability to~~
 24 ~~assist in the instruction of, reading, writing, and mathematics. The~~
 25 ~~formal academic assessment shall be based upon a job analysis~~
 26 ~~for validity purposes and shall be made readily available to~~
 27 ~~examinees.~~

28 (3)

29 (2) An applicant shall certify that it has received a commitment
 30 from each participant that he or she will accomplish all of the
 31 following:

32 (A) Graduate from an institution of higher education under the
 33 program with a bachelor's degree.

34 (B) Complete all of the requirements ~~for for, and obtain~~ *obtain*,
 35 a multiple subject, single subject, or education specialist teaching
 36 credential.

37 (C) Complete one school year of classroom instruction in the
 38 ~~district~~ *school district, charter school*, or county office of education
 39 for each year that he or she receives assistance for books, fees, and

1 tuition while attending an institution of higher education under the
2 program.

3 ~~(4) To the extent that a participant does not fulfill his or her~~
4 ~~obligations, as set forth in paragraph (3), the participant shall be~~
5 ~~required to repay the assistance. If a participant is laid off, the~~
6 ~~participant may not be required to repay the assistance until the~~
7 ~~participant is offered reemployment and has an opportunity to~~
8 ~~fulfill his or her obligations under this section.~~

9 ~~(5) Except as otherwise provided in paragraph (4), if a~~
10 ~~participant is unable to fulfill his or her obligations pursuant to~~
11 ~~paragraph (3) due to a serious illness, a pregnancy, or another~~
12 ~~natural cause, the time period for repayment of the assistance shall~~
13 ~~be extended by a maximum period of one year.~~

14 ~~(6) Except as otherwise provided in paragraph (4), if an~~
15 ~~interruption in employment caused by a natural disaster prevents~~
16 ~~a participant from completing one of the required years of service,~~
17 ~~the time period for repayment of the assistance shall be extended~~
18 ~~by a period equal to the period between the date the interruption~~
19 ~~of employment begins and the date employment resumes.~~

20 ~~(e) The commission shall contract with an independent evaluator~~
21 ~~with a proven record of experience in assessing career advancement~~
22 ~~programs or teacher training programs to conduct an evaluation~~
23 ~~to determine the success of the recruitment programs established~~
24 ~~pursuant to subdivision (b). *program.* The evaluation shall be~~
25 ~~conducted once every five years and shall incorporate data annually~~
26 ~~collected by the commission and reported to the Legislature.~~
27 ~~*completed on or before July 1, 2021.* The commission shall~~
28 ~~complete the evaluation with existing resources. By January 1 of~~
29 ~~each year in which an evaluation is conducted pursuant to this~~
30 ~~subdivision, commencing with January 1, 2009, the commission~~
31 ~~shall submit the completed evaluation to the Governor and the~~
32 ~~education policy and fiscal committees of the Assembly and Senate.~~
33 ~~The evaluation shall include, but is not limited to, all of the~~
34 ~~following:~~

35 ~~(1) The total cost per person participating in the program who~~
36 ~~successfully obtains a teaching credential, based upon all state,~~
37 ~~local, federal, and other sources of funding.~~

38 ~~(2) The economic status of persons participating in the program.~~

39 ~~(3) A description of financial and other resources made available~~
40 ~~to each recruitment program by participating school districts or~~

1 county offices of education, institutions of higher education, and
2 other participating organizations.

3 ~~(4) The extent to which pupil performance on standardized~~
4 ~~achievement tests has improved in classes taught by teachers who~~
5 ~~have successfully completed the program, in comparison to classes~~
6 ~~taught by other teachers who have equivalent teaching experience.~~

7 ~~(5) The extent to which pupil dropout rates and other measures~~
8 ~~of delinquency have improved in classes taught by teachers who~~
9 ~~have successfully completed the program.~~

10 ~~(6) The extent to which teachers who have successfully~~
11 ~~completed the program remain in the communities in which they~~
12 ~~reside and in which they teach.~~

13 ~~(7) The attrition rate of teachers who have successfully~~
14 ~~completed the program.~~

15 ~~(f) Each selected school district or county office of education~~
16 ~~shall report to the commission regarding the progress of each cohort~~
17 ~~of school paraprofessionals, and other information regarding its~~
18 ~~recruitment program as the commission may direct.~~

19 ~~(g)~~

20 ~~(f) No later than~~ *On or before* January 1 of each year, the
21 commission shall report to the Legislature regarding the status of
22 the program, including, but not limited to, the number of *classified*
23 ~~school paraprofessionals employees~~ recruited, the academic
24 progress of the *classified* ~~school paraprofessionals employees~~
25 recruited, the number of *classified* ~~school paraprofessionals~~
26 ~~employees~~ recruited who are subsequently employed as teachers
27 in the public schools, the degree to which the ~~program applicant~~
28 meets the demand for bilingual and special education teachers as
29 well as meeting teacher needs in shortage areas as determined by
30 ~~needs of the school district~~ *district, charter school*, or county office
31 of education, ~~and the degree to which ethnic and racial~~
32 ~~composition of the program or similar programs can meet that~~
33 ~~demand if properly funded and executed, and other effects upon~~
34 ~~the operation participants in the program. The report shall be~~
35 ~~made in conformance with Section 9795 of the public schools.~~
36 ~~Government Code.~~

37 ~~(h) (1) It is the intent of the Legislature that each fiscal year,~~
38 ~~funding for the California School Paraprofessional Teacher~~
39 ~~Training Program be allocated to the Commission on Teacher~~
40 ~~Credentialing for grants to applicants pursuant to this section. A~~

1 grant to an applicant shall not exceed three thousand five hundred
2 dollars (\$3,500) per participant per year. Funding for grants to
3 applicants pursuant to this subdivision shall be contingent upon
4 an appropriation in the annual Budget Act.

5 (2) ~~The commission shall report to the Department of Finance
6 by March 31 of each year the amount of funds collected by school
7 districts and county offices of education as repayment of assistance
8 pursuant to paragraph (4) of subdivision (d) and the amount of
9 funds that remain unspent from the funds appropriated to the
10 commission in the annual Budget Act for purposes of the program.~~

11 *SEC. 16. Section 46116 of the Education Code is amended to*
12 *read:*

13 46116. (a) No later than July 1, 2017, the Superintendent shall
14 provide the Legislature with an evaluation of kindergarten program
15 implementation in the state, including part-day and full-day
16 kindergarten programs. The evaluation shall include recommended
17 best practices for providing full-day kindergarten programs.

18 (b) *The evaluation shall include an estimate of the average*
19 *costs, including fixed and marginal costs, associated with full-day*
20 *and part-day kindergarten programs and options for incentivizing*
21 *full-day kindergarten, including providing differentiated funding*
22 *rates for full-day and part-day kindergarten.*

23 ~~(b)~~

24 (c) The evaluation shall include a sample of local educational
25 agencies' full-day and part-day kindergarten programs from across
26 the state. It is the intent of the Legislature that this sample be
27 representative of the diversity of the state, and shall include both
28 urban and rural and small and large local educational agencies
29 within school districts.

30 ~~(e)~~

31 (d) The report required pursuant to this section shall be
32 submitted in compliance with Section 9795 of the Government
33 Code.

34 ~~(d)~~

35 (e) This section shall not become operative until the Legislature
36 makes an appropriation for these purposes in the annual Budget
37 Act or in any other statute.

38 ~~(e)~~

39 (f) This section shall become inoperative on July 1, 2017, and,
40 as of January 1, 2018, is repealed, unless a later enacted statute,

1 that becomes operative on or before January 1, 2018, deletes or
 2 extends the dates on which it becomes inoperative and is repealed.

3 *SEC. 17. Section 47604.32 of the Education Code is amended*
 4 *to read:*

5 47604.32. (a) Each chartering authority, in addition to any
 6 other duties imposed by this part, shall do all of the following with
 7 respect to each charter school under its authority:

8 ~~(a)~~

9 (1) Identify at least one staff member as a contact person for
 10 the charter school.

11 ~~(b)~~

12 (2) Visit each charter school at least annually.

13 ~~(c)~~

14 (3) Ensure that each charter school under its authority complies
 15 with all reports required of charter schools by law, including the
 16 *local control and accountability plan* and annual update to the
 17 *local control and accountability plan* required pursuant to Section
 18 47606.5.

19 ~~(d)~~

20 (4) Monitor the fiscal condition of each charter school under its
 21 authority.

22 ~~(e)~~

23 (5) Provide timely notification to the department if any of the
 24 following circumstances occur or will occur with regard to a charter
 25 school for which it is the chartering authority:

26 ~~(1)~~

27 (A) A renewal of the charter is granted or denied.

28 ~~(2)~~

29 (B) The charter is revoked.

30 ~~(3)~~

31 (C) The charter school will cease operation for any reason.

32 ~~(f)~~

33 (b) The cost of performing the duties required by this section
 34 shall be funded with supervisory oversight fees collected pursuant
 35 to Section 47613.

36 *SEC. 18. Section 47604.33 of the Education Code is amended*
 37 *to read:*

38 47604.33. (a) Each charter school shall annually prepare and
 39 submit the following reports to its chartering authority and the
 40 county superintendent of schools, or only to the county

1 superintendent of schools if the county board of education is the
2 chartering authority:

3 (1) On or before July 1, a preliminary budget. For a charter
4 school in its first year of operation, the information submitted
5 pursuant to subdivision (g) of Section 47605 satisfies this
6 requirement.

7 (2) On or before July 1, *a local control and accountability plan*
8 *and an annual update to the local control and accountability plan*
9 required pursuant to Section 47606.5.

10 (3) On or before December 15, an interim financial report. This
11 report shall reflect changes through October 31.

12 (4) On or before March 15, a second interim financial report.
13 This report shall reflect changes through January 31.

14 (5) On or before September 15, a final unaudited report for the
15 full prior year.

16 (b) The chartering authority shall use any financial information
17 it obtains from the charter school, including, but not limited to,
18 the reports required by this section, to assess the fiscal condition
19 of the charter school pursuant to *paragraph (4) of subdivision (d)*
20 *(a) of Section 47604.32.*

21 (c) The cost of performing the duties required by this section
22 shall be funded with supervisory oversight fees collected pursuant
23 to Section 47613.

24 *SEC. 19. Section 47606.5 of the Education Code is amended*
25 *to read:*

26 47606.5. (a) On or before July 1, 2015, and each year
27 thereafter, a charter school shall update the goals and annual actions
28 to achieve those goals identified in the charter pursuant to
29 subparagraph (A) of paragraph (5) of subdivision (b) of Section
30 47605 or subparagraph (A) of paragraph (5) of subdivision (b) of
31 Section 47605.6. The *local control and accountability plan and*
32 *annual update to the local control and accountability plan* shall
33 be developed using the template adopted pursuant to Section 52064
34 and shall include all of the following:

35 (1) A review of the progress toward the goals included in the
36 charter, an assessment of the effectiveness of the specific actions
37 described in the charter toward achieving the goals, and a
38 description of changes to the specific actions the charter school
39 will make as a result of the review and assessment.

1 (2) A listing and description of the expenditures for the fiscal
2 year implementing the specific actions included in the charter as
3 a result of the reviews and assessment required by paragraph (1).

4 (b) The expenditures identified in subdivision (a) shall be
5 classified using the California School Accounting Manual pursuant
6 to Section 41010.

7 (c) For purposes of the review required by subdivision (a), a
8 governing body of a charter school may consider qualitative
9 information, including, but not limited to, findings that result from
10 school quality reviews conducted pursuant to subparagraph (J) or
11 paragraph (4) of subdivision (a) of Section 52052 or any other
12 reviews.

13 (d) To the extent practicable, data reported pursuant to this
14 section shall be reported in a manner consistent with how
15 information is reported on a school accountability report card.

16 (e) The charter school shall consult with teachers, principals,
17 administrators, other school personnel, parents, and pupils in
18 developing the *local control and accountability plan* and annual
19 ~~update~~: *update to the local control and accountability plan*.

20 *SEC. 20. Section 49550.3 of the Education Code is amended*
21 *to read:*

22 49550.3. (a) Because a hungry child cannot learn, the
23 Legislature intends, as a state nutrition and health policy, that the
24 School Breakfast Program be made available in all schools where
25 it is needed to provide adequate nutrition for children in attendance.

26 (b) The department, in cooperation with school districts and
27 county superintendents of schools, shall provide information and
28 limited financial assistance to encourage program startup and
29 expansion into all qualified schools, as follows:

30 (1) Provide information to school districts and county
31 superintendents of schools concerning the benefits and availability
32 of the School Breakfast Program.

33 (2) Each year, provide additional information and financial
34 assistance to schools in the state, in which 20 percent or more of
35 the school enrollment consists of children who have applied and
36 qualify for free and reduced-price meals.

37 (c) The department shall award grants of up to fifteen thousand
38 dollars (\$15,000) per schoolsite on a competitive basis to school
39 districts, county superintendents of schools, or entities approved
40 by the department, limited to an amount subject to budget

1 appropriations each fiscal year, for nonrecurring expenses incurred
2 in initiating or expanding a school breakfast program under this
3 section or a summer food service program pursuant to Article 10.7
4 (commencing with Section 49547).

5 (d) Grants awarded under this section shall be used for
6 nonrecurring costs of initiating or expanding a school breakfast
7 program or a summer food service program, including the
8 acquisition of equipment, training of staff in new capacities,
9 outreach efforts to publicize new or expanded school breakfast
10 programs or summer food service programs, minor alterations to
11 accommodate new equipment, computer point-of-service systems
12 for food service, and the purchase of vehicles for transporting food
13 to schools. Funds may not be used for salaries and benefits of staff,
14 food, computers, except computer point-of-service systems, or
15 capital outlay.

16 (e) In making grant awards under this section in any fiscal year,
17 the department shall give a preference to school districts and county
18 superintendents of schools that do all of the following:

19 (1) Submit to the department a plan to start or expand school
20 breakfast programs or summer food service programs in the school
21 district or the county, including a description of the following:

22 (A) The manner in which the school district or county
23 superintendent of schools will provide technical assistance and
24 funding to schoolsites to expand those programs.

25 (B) Detailed information on the nonrecurring expenses needed
26 to initiate a program.

27 (C) Public or private resources that have been assembled to
28 carry out expansion of these programs during that year.

29 (2) Agree to operate the *school* breakfast program or the summer
30 food service program for a period of not less than three years.

31 (3) Assure that the expenditure of funds from state and local
32 resources for the maintenance of the *school* breakfast program or
33 the summer food service program shall not be diminished as a
34 result of grant awards received under this section.

35 (f) *A grant awarded under this section may be used to implement*
36 *a school breakfast program that serves breakfast after the start of*
37 *the schoolday.*

38 *SEC. 21. Article 2 (commencing with Section 51710) is added*
39 *to Chapter 5 of Part 28 of Division 4 of Title 2 of the Education*
40 *Code, to read:*

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Article 2. Mathematics Readiness Challenge

51710. (a) The Mathematics Readiness Challenge program is hereby established.

(b) It is the intent of the Legislature that the program support the implementation and evaluation of grade 12 experiences that are designed to prepare pupils for placement into college-level courses in mathematics.

(c) Funds appropriated in Item 6100-195-0890 of Section 2.00 of the Budget Act of 2016 shall be available for purposes of this article.

(d) (1) The program shall be administered by the department, and shall adhere to the minimum criteria, standards, and requirements that are applicable pursuant to Part A (commencing with Section 201) of Title II of the federal Elementary and Secondary Education Act (Public Law 107-110).

(2) The department shall make awards to eligible partnerships selected by a committee consisting of three representatives, with one from each of the following:

(A) The department.

(B) The California State University.

(C) The California Mathematics Project established pursuant to Article 1 (commencing with Section 99200) of Chapter 5 of Part 65 of Division 14 of Title 3.

(3) The committee shall consult with the president of the state board or his or her designee before selecting eligible partnerships pursuant to this article.

(e) A grant made pursuant to this article shall only be made to an eligible partnership that includes participation by each of the following entities:

(1) At least one division of a postsecondary educational institution that prepares teachers and principals.

(2) At least one school of arts and sciences of a postsecondary educational institution.

(3) At least one high-need local educational agency.

(f) The department shall award grants of one million two hundred eighty thousand dollars (\$1,280,000) each to five eligible partnerships selected by the committee.

1 (g) *It is the intent of the Legislature that all of the following*
2 *occur:*

3 (1) *These funds support different kinds of grade 12 experiences*
4 *to allow for the evaluation of the effectiveness of various*
5 *experiences.*

6 (2) *The grade 12 experiences focus on the needs of pupils who*
7 *have completed three years of college-preparatory mathematics*
8 *courses but are not expected to be deemed ready for college-level*
9 *mathematics courses upon matriculation to a postsecondary*
10 *educational institution.*

11 (3) *The grade 12 experiences be implemented by no later than*
12 *the 2017–18 school year.*

13 (h) *The committee shall select eligible partnerships such that*
14 *each eligible partnership that receives a grant would implement*
15 *a grade 12 experience sufficiently different from those that would*
16 *be implemented by other eligible partnerships that receive awards.*
17 *The committee shall give preference to partnerships that include*
18 *local educational agencies whose high school graduates have high*
19 *mathematics remediation rates based on California State*
20 *University freshmen enrollment data.*

21 (i) *Grants awarded pursuant to this article shall be used for*
22 *professional development for teachers, paraprofessionals, and*
23 *principals for purposes of this article and for the development and*
24 *provision of assistance necessary for the professional development*
25 *of those individuals, consistent with federal law.*

26 (j) *As a condition of receiving a grant award, eligible*
27 *partnerships shall commit to both of the following:*

28 (1) *Making any new course materials, including curriculum,*
29 *widely available or available as open educational resources.*

30 (2) *Sharing information about their policies and practices and*
31 *evidence regarding the effectiveness of those policies and practices*
32 *in preparing pupils for college-level courses in mathematics with*
33 *other entities within their regions and across the state.*

34 (k) *On or before November 30, 2018, the Trustees of the*
35 *California State University shall report to the Director of Finance*
36 *and the Legislature, in conformance with Section 9795 of the*
37 *Government Code, any policy changes made based on evidence*
38 *collected through the program.*

39 SEC. 22. *Section 51747 of the Education Code is amended to*
40 *read:*

1 51747. A school district or county office of education shall not
2 be eligible to receive apportionments for independent study by
3 pupils, regardless of age, unless it has adopted written policies,
4 and has implemented those policies, pursuant to rules and
5 regulations adopted by the Superintendent, that include, but are
6 not limited to, all of the following:

7 (a) The maximum length of time, by grade level and type of
8 program, that may elapse between the time an independent study
9 assignment is made and the date by which the pupil must complete
10 the assigned work.

11 (b) The number of missed assignments that will be allowed
12 before an evaluation is conducted to determine whether it is in the
13 best interests of the pupil to remain in independent study, or
14 whether he or she should return to the regular school program. A
15 written record of the findings of any evaluation made pursuant to
16 this subdivision shall be treated as a mandatory interim pupil
17 record. The record shall be maintained for a period of three years
18 from the date of the evaluation and, if the pupil transfers to another
19 California public school, the record shall be forwarded to that
20 school.

21 (c) A requirement that a current written agreement for each
22 independent study pupil shall be maintained on file, including, but
23 not limited to, all of the following:

24 (1) The manner, time, frequency, and place for submitting a
25 pupil's assignments and for reporting his or her progress.

26 (2) The objectives and methods of study for the pupil's work,
27 and the methods utilized to evaluate that work.

28 (3) The specific resources, including materials and personnel,
29 that will be made available to the pupil.

30 (4) A statement of the policies adopted pursuant to subdivisions
31 (a) and (b) regarding the maximum length of time allowed between
32 the assignment and the completion of a pupil's assigned work, and
33 the number of missed assignments allowed before an evaluation
34 of whether or not the pupil should be allowed to continue in
35 independent study.

36 (5) The duration of the independent study agreement, including
37 the beginning and ending dates for the pupil's participation in
38 independent study under the agreement. No independent study
39 agreement shall be valid for any period longer than one school
40 year.

1 (6) A statement of the number of course credits or, for the
2 elementary grades, other measures of academic accomplishment
3 appropriate to the agreement, to be earned by the pupil upon
4 completion.

5 (7) The inclusion of a statement in each independent study
6 agreement that independent study is an optional educational
7 alternative in which no pupil may be required to participate. In the
8 case of a pupil who is referred or assigned to any school, class, or
9 program pursuant to Section 48915 or 48917, the agreement also
10 shall include the statement that instruction may be provided to the
11 pupil through independent study only if the pupil is offered the
12 alternative of classroom instruction.

13 (8) (A) Each written agreement shall be signed, before the
14 commencement of independent study, by the pupil, the pupil's
15 parent, legal guardian, or caregiver, if the pupil is less than 18
16 years of age, the certificated employee who has been designated
17 as having responsibility for the general supervision of independent
18 study, and all persons who have direct responsibility for providing
19 assistance to the pupil. For purposes of this paragraph "caregiver"
20 means a person who has met the requirements of Part 1.5
21 (commencing with Section 6550) of *Division 11 of the Family*
22 *Code*.

23 (B) ~~A signed~~ *Signed* written ~~agreement~~ *agreements,*
24 *supplemental agreements, assignment records, work samples, and*
25 *attendance records assessing time value of work or evidence that*
26 *an instructional activity occurred* may be maintained ~~on file~~
27 *electronically as an electronic file.*

28 (C) *For purposes of this section, an electronic file includes a*
29 *computer or electronic stored image of an original document,*
30 *including, but not limited to, portable document format (PDF),*
31 *JPEG, or other digital image file type, that may be sent via fax*
32 *machine, email, or other electronic means.*

33 (D) *Either an original document or an electronic file of the*
34 *original document is allowable documentation for auditing*
35 *purposes.*

36 *SEC. 23. Section 52052 of the Education Code is amended to*
37 *read:*

38 52052. (a) (1) The Superintendent, with the approval of the
39 state board, shall develop an Academic Performance Index (API),

1 to measure the performance of schools and school districts,
2 especially the academic performance of pupils.

3 (2) A school or school district shall demonstrate comparable
4 improvement in academic achievement as measured by the API
5 by all numerically significant pupil subgroups at the school or
6 school district, including:

7 (A) Ethnic subgroups.

8 (B) Socioeconomically disadvantaged pupils.

9 (C) English learners.

10 (D) Pupils with disabilities.

11 (E) Foster youth.

12 (F) Homeless youth.

13 (3) (A) For purposes of this section, a numerically significant
14 pupil subgroup is one that consists of at least 30 pupils, each of
15 whom has a valid test score.

16 (B) Notwithstanding subparagraph (A), for a subgroup of pupils
17 who are foster youth or homeless youth, a numerically significant
18 pupil subgroup is one that consists of at least 15 pupils.

19 (C) For a school or school district with an API score that is
20 based on no fewer than 11 and no more than 99 pupils with valid
21 test scores, numerically significant pupil subgroups shall be defined
22 by the Superintendent, with approval by the state board.

23 (4) (A) The API shall consist of a variety of indicators currently
24 reported to the department, including, but not limited to, the results
25 of the achievement test administered pursuant to Section 60640,
26 attendance rates for pupils in elementary schools, middle schools,
27 and secondary schools, and the graduation rates for pupils in
28 secondary schools.

29 (B) The Superintendent, with the approval of the state board,
30 may also incorporate into the API the rates at which pupils
31 successfully promote from one grade to the next in middle school
32 and high school, and successfully matriculate from middle school
33 to high school.

34 (C) Graduation rates for pupils in secondary schools shall be
35 calculated for the API as follows:

36 (i) Four-year graduation rates shall be calculated by taking the
37 number of pupils who graduated on time for the current school
38 year, which is considered to be three school years after the pupils
39 entered grade 9 for the first time, and dividing that number by the
40 total calculated in clause (ii).

1 (ii) The number of pupils entering grade 9 for the first time in
2 the school year three school years before the current school year,
3 plus the number of pupils who transferred into the class graduating
4 at the end of the current school year between the school year that
5 was three school years before the current school year and the date
6 of graduation, less the number of pupils who transferred out of the
7 school between the school year that was three school years before
8 the current school year and the date of graduation who were
9 members of the class that is graduating at the end of the current
10 school year.

11 (iii) Five-year graduation rates shall be calculated by taking the
12 number of pupils who graduated on time for the current school
13 year, which is considered to be four school years after the pupils
14 entered grade 9 for the first time, and dividing that number by the
15 total calculated in clause (iv).

16 (iv) The number of pupils entering grade 9 for the first time in
17 the school year four years before the current school year, plus the
18 number of pupils who transferred into the class graduating at the
19 end of the current school year between the school year that was
20 four school years before the current school year and the date of
21 graduation, less the number of pupils who transferred out of the
22 school between the school year that was four years before the
23 current school year and the date of graduation who were members
24 of the class that is graduating at the end of the current school year.

25 (v) Six-year graduation rates shall be calculated by taking the
26 number of pupils who graduated on time for the current school
27 year, which is considered to be five school years after the pupils
28 entered grade 9 for the first time, and dividing that number by the
29 total calculated in clause (vi).

30 (vi) The number of pupils entering grade 9 for the first time in
31 the school year five years before the current school year, plus the
32 number of pupils who transferred into the class graduating at the
33 end of the current school year between the school year that was
34 five school years before the current school year and the date of
35 graduation, less the number of pupils who transferred out of the
36 school between the school year that was five years before the
37 current school year and the date of graduation who were members
38 of the class that is graduating at the end of the current school year.

39 (D) The inclusion of five- and six-year graduation rates for
40 pupils in secondary schools shall meet the following requirements:

1 (i) Schools and school districts shall be granted one-half the
2 credit in their API scores for graduating pupils in five years that
3 they are granted for graduating pupils in four years.

4 (ii) Schools and school districts shall be granted one-quarter the
5 credit in their API scores for graduating pupils in six years that
6 they are granted for graduating pupils in four years.

7 (iii) Notwithstanding clauses (i) and (ii), schools and school
8 districts shall be granted full credit in their API scores for
9 graduating in five or six years a pupil with disabilities who
10 graduates in accordance with his or her individualized education
11 program.

12 (E) The pupil data collected for the API that comes from the
13 achievement test administered pursuant to Section 60640 and the
14 high school exit examination administered pursuant to Section
15 60851, when fully implemented, shall be disaggregated by special
16 education status, English learners, socioeconomic status, gender,
17 and ethnic group. Only the test scores of pupils who were counted
18 as part of the enrollment in the annual data collection of the
19 California Basic Educational Data System for the current fiscal
20 year and who were continuously enrolled during that year may be
21 included in the test result reports in the API score of the school.

22 (F) (i) Commencing with the baseline API calculation in 2016,
23 and for each year thereafter, results of the achievement test and
24 other tests specified in subdivision (b) shall constitute no more
25 than 60 percent of the value of the index for secondary schools.

26 (ii) In addition to the elements required by this paragraph, the
27 Superintendent, with the approval of the state board, may
28 incorporate into the index for secondary schools valid, reliable,
29 and stable measures of pupil preparedness for postsecondary
30 education and career.

31 (G) Results of the achievement test and other tests specified in
32 subdivision (b) shall constitute at least 60 percent of the value of
33 the index for primary schools and middle schools.

34 (H) It is the intent of the Legislature that the state's system of
35 public school accountability be more closely aligned with both the
36 public's expectations for public education and the workforce needs
37 of the state's economy. It is therefore necessary that the
38 accountability system evolve beyond its narrow focus on pupil test
39 scores to encompass other valuable information about school
40 performance, including, but not limited to, pupil preparedness for

1 college and career, as well as the high school graduation rates
2 already required by law.

3 (I) The Superintendent shall annually determine the accuracy
4 of the graduation rate data. Notwithstanding any other law,
5 graduation rates for pupils in dropout recovery high schools shall
6 not be included in the API. For purposes of this subparagraph,
7 “dropout recovery high school” means a high school in which 50
8 percent or more of its pupils have been designated as dropouts
9 pursuant to the exit/withdrawal codes developed by the department
10 or left a school and were not otherwise enrolled in a school for a
11 period of at least 180 days.

12 (J) To complement the API, the Superintendent, with the
13 approval of the state board, may develop and implement a program
14 of school quality review that features locally convened panels to
15 visit schools, observe teachers, interview pupils, and examine pupil
16 work, if an appropriation for this purpose is made in the annual
17 Budget Act.

18 (K) The Superintendent shall annually provide to local
19 educational agencies and the public a transparent and
20 understandable explanation of the individual components of the
21 API and their relative values within the API.

22 (L) An additional element chosen by the Superintendent and
23 the state board for inclusion in the API pursuant to this paragraph
24 shall not be incorporated into the API until at least one full school
25 year after the state board’s decision to include the element into the
26 API.

27 (b) Pupil scores from the following tests, when available and
28 when found to be valid and reliable for this purpose, shall be
29 incorporated into the API:

30 (1) The standards-based achievement tests provided for in
31 Section 60642.5.

32 (2) The high school exit examination.

33 (c) Based on the API, the Superintendent shall develop, and the
34 state board shall adopt, expected annual percentage growth targets
35 for all schools based on their API baseline score from the previous
36 year. Schools are expected to meet these growth targets through
37 effective allocation of available resources. For schools below the
38 statewide API performance target adopted by the state board
39 pursuant to subdivision (d), the minimum annual percentage growth
40 target shall be 5 percent of the difference between the actual API

1 score of a school and the statewide API performance target, or one
2 API point, whichever is greater. Schools at or above the statewide
3 API performance target shall have, as their growth target,
4 maintenance of their API score above the statewide API
5 performance target. However, the state board may set differential
6 growth targets based on grade level of instruction and may set
7 higher growth targets for the lowest performing schools because
8 they have the greatest room for improvement. To meet its growth
9 target, a school shall demonstrate that the annual growth in its API
10 is equal to or more than its schoolwide annual percentage growth
11 target and that all numerically significant pupil subgroups, as
12 defined in subdivision (a), are making comparable improvement.

13 (d) Upon adoption of state performance standards by the state
14 board, the Superintendent shall recommend, and the state board
15 shall adopt, a statewide API performance target that includes
16 consideration of performance standards and represents the
17 proficiency level required to meet the state performance target.

18 (e) (1) A school or school district with 11 to 99 pupils with
19 valid test scores shall receive an API score with an asterisk that
20 indicates less statistical certainty than API scores based on 100 or
21 more test scores.

22 (2) A school or school district annually shall receive an API
23 score, unless the Superintendent determines that an API score
24 would be an invalid measure of the performance of the school or
25 school district for one or more of the following reasons:

26 (A) Irregularities in testing procedures occurred.

27 (B) The data used to calculate the API score of the school or
28 school district are not representative of the pupil population at the
29 school or school district.

30 (C) Significant demographic changes in the pupil population
31 render year-to-year comparisons of pupil performance invalid.

32 (D) The department discovers or receives information indicating
33 that the integrity of the API score has been compromised.

34 (E) Insufficient pupil participation in the assessments included
35 in the API.

36 (F) A transition to new standards-based assessments
37 compromises comparability of results across schools or school
38 districts. The Superintendent may use the authority in this
39 subparagraph in the ~~2013-14~~ 2013-14, 2014-15, and ~~2014-15~~
40 2015-16 school years only, with the approval of the state board.

1 (3) If a school or school district has fewer than 100 pupils with
2 valid test scores, the calculation of the API or adequate yearly
3 progress pursuant to the federal No Child Left Behind Act of 2001
4 (20 U.S.C. Sec. 6301 et seq.) and federal regulations may be
5 calculated over more than one annual administration of the tests
6 administered pursuant to Section 60640 and the high school exit
7 examination administered pursuant to Section 60851, consistent
8 with regulations adopted by the state board.

9 (4) Any school or school district that does not receive an API
10 calculated pursuant to subparagraph (F) of paragraph (2) shall not
11 receive an API growth target pursuant to subdivision (c). Schools
12 and school districts that do not have an API calculated pursuant
13 to subparagraph (F) of paragraph (2) shall use one of the following:

14 (A) The most recent API calculation.

15 (B) An average of the three most recent annual API calculations.

16 (C) Alternative measures that show increases in pupil academic
17 achievement for all groups of pupils schoolwide and among
18 significant subgroups.

19 (f) Only schools with 100 or more test scores contributing to
20 the API may be included in the API rankings.

21 (g) The Superintendent, with the approval of the state board,
22 shall develop an alternative accountability system for schools under
23 the jurisdiction of a county board of education or a county
24 superintendent of schools, community day schools, nonpublic,
25 nonsectarian schools pursuant to Section 56366, and alternative
26 schools serving high-risk pupils, including continuation high
27 schools and opportunity schools. Schools in the alternative
28 accountability system may receive an API score, but shall not be
29 included in the API rankings.

30 (h) For purposes of this section, county offices of education
31 shall be considered school districts.

32 (i) For purposes of this section, “homeless youth” has the same
33 meaning as in Section 11434a(2) of Title 42 of the United States
34 Code.

35 *SEC. 24. Section 52074 of the Education Code is amended to*
36 *read:*

37 52074. (a) The California Collaborative for Educational
38 Excellence is hereby established.

39 (b) The purpose of the California Collaborative for Educational
40 Excellence is to advise and assist school districts, county

1 superintendents of schools, and charter schools in achieving the
2 goals set forth in a local control and accountability plan adopted
3 pursuant to this article.

4 (c) The Superintendent shall, with the approval of the state
5 board, contract with a local educational agency, or consortium of
6 local educational agencies, to serve as the fiscal agent for the
7 California Collaborative for Educational Excellence. The
8 Superintendent shall apportion funds appropriated for the California
9 Collaborative for Educational Excellence to the fiscal agent.

10 (d) The California Collaborative for Educational Excellence
11 shall be governed by a board consisting of the following five
12 members:

- 13 (1) The Superintendent or his or her designee.
- 14 (2) The president of the state board or his or her designee.
- 15 (3) A county superintendent of schools appointed by the Senate
16 Committee on Rules.
- 17 (4) A teacher appointed by the Speaker of the Assembly.
- 18 (5) A superintendent of a school district appointed by the
19 Governor.

20 (e) At the direction of the governing board of the California
21 Collaborative for Educational Excellence, the fiscal agent shall
22 contract with individuals, local educational agencies, or
23 organizations with the expertise, experience, and a record of
24 success to carry out the purposes of this article. The areas of
25 expertise, experience, and record of success shall include, but are
26 not limited to, all of the following:

- 27 (1) State priorities as described in subdivision (d) of Section
28 52060.
- 29 (2) Improving the quality of teaching.
- 30 (3) Improving the quality of school district and schoolsite
31 leadership.
- 32 (4) Successfully addressing the needs of special pupil
33 populations, including, but not limited to, English learners, pupils
34 eligible to receive a free or reduced-price meal, pupils in foster
35 care, and individuals with exceptional needs.

36 (f) ~~The Superintendent may direct the California Collaborative~~
37 ~~for Educational Excellence~~ *may, after consulting with the*
38 *Superintendent, accept a request or referral* to advise and assist
39 a school district, county superintendent of schools, or charter school
40 in any of the following circumstances:

1 (1) If the governing board of a school district, county board of
2 education, or governing body or a charter school requests the advice
3 and assistance of the California Collaborative for Educational
4 Excellence.

5 (2) If the county superintendent of schools of the county in
6 which the school district or charter school is located determines,
7 following the provision of technical assistance pursuant to Section
8 52071 or 47607.3 as applicable, that the advice and assistance of
9 the California Collaborative for Educational Excellence is
10 necessary to help the school district or charter school accomplish
11 the goals described in the local control and accountability plan
12 adopted pursuant to this article.

13 (3) If the Superintendent determines that the advice and
14 assistance of the California Collaborative for Educational
15 Excellence is necessary to help the school district, county
16 superintendent of schools, or charter school accomplish the goals
17 set forth in the local control and accountability plan adopted
18 pursuant to this article.

19 *SEC. 25. Section 53070 of the Education Code is amended to*
20 *read:*

21 53070. (a) The California Career Technical Education
22 Incentive Grant Program is hereby established as a state education,
23 economic, and workforce development initiative with the goal of
24 providing pupils in kindergarten and grades 1 to 12, inclusive, with
25 the knowledge and skills necessary to transition to employment
26 and postsecondary education. The purpose of this program is to
27 encourage and maintain the delivery of career technical education
28 programs during implementation of the school district and charter
29 school local control funding formula pursuant to Section 42238.02.
30 There is hereby appropriated to the department from the General
31 Fund for the program established pursuant to this chapter the
32 following amounts:

33 (1) For the 2015–16 fiscal year, four hundred million dollars
34 (\$400,000,000).

35 (2) For the 2016–17 fiscal year, three hundred million dollars
36 (\$300,000,000).

37 (3) For the 2017–18 fiscal year, two hundred million dollars
38 (\$200,000,000).

39 (b) Of the amounts appropriated in paragraphs (1) through (3),
40 inclusive, of subdivision (a), 4 percent is designated for applicants

1 with average daily attendance of less than or equal to 140, 8 percent
 2 is designated for applicants with average daily attendance of more
 3 than 140 and less than or equal to 550, and 88 percent is designated
 4 for applicants with average daily attendance of more than ~~550~~.
 5 *550, unless otherwise determined by the Superintendent in*
 6 *collaboration with the executive director of the state board.* For
 7 purposes of this section, average daily attendance shall be those
 8 figures that are reported at the time of the second principal
 9 apportionment for the previous fiscal year for pupils in grades 7
 10 to 12, inclusive. For any applicant consisting of more than one
 11 school district, county office of education, charter school, or
 12 regional occupational center or program operated by a joint powers
 13 authority, or of any combination of those entities, the sum of the
 14 average daily attendance for each of the constituent entities shall
 15 be used for purposes of this subdivision.

16 *SEC. 26. Section 53076 of the Education Code is amended to*
 17 *read:*

18 53076. For purposes of administering the program established
 19 by this chapter, the Superintendent may do any of the following:

20 (a) Determine, in collaboration with the executive director of
 21 the state board, specific funding amounts and the number of grants
 22 to be awarded.

23 (b) Distribute funding on a multiyear schedule, establish a
 24 process for monitoring the use of the funding, and, if necessary,
 25 cease distribution of funding and recover previously distributed
 26 funding in the case of a recipient's failure to comply with a grant
 27 prerequisite or minimum standard.

28 (c) *Annually review grant recipients' expenditures on career*
 29 *technical education programs for purposes of determining if the*
 30 *grant recipients have met the dollar-for-dollar match requirement*
 31 *specified in subdivision (a) of Section 53071. If after review, the*
 32 *Superintendent determines that a grant recipient failed to meet*
 33 *the matching funds requirement, the Superintendent shall reduce*
 34 *the following year's grant allocation in an amount equal to the*
 35 *unmet portion of the match requirement. The reduction shall not*
 36 *reduce the grant recipient's match requirement for the year in*
 37 *which the Superintendent reduces the allocation.*

38 (e)

39 (d) Require grant recipients to submit program reports.

40 (d)

1 (e) Set aside up to 1 percent of the total amount provided for
2 the program for one or both of the following purposes:

3 (1) To provide planning grants.

4 (2) To contract with a local educational agency for the provision
5 of technical assistance to applicants and grant recipients.

6 *SEC. 27. Section 56366.3 of the Education Code is repealed.*

7 ~~56366.3.— (a) No contract for special education and related
8 services provided by a nonpublic, nonsectarian agency shall be
9 reimbursed by the state pursuant to Article 4 (commencing with
10 Section 56836.20) of Chapter 7.2 and Section 56836.165 if the
11 contract covers special education and related services,
12 administration, or supervision by an individual who is or was an
13 employee of a contracting local educational agency within the last
14 365 days. Former contracting agency personnel may be employed
15 by a nonpublic, nonsectarian agency if the personnel were
16 involuntarily terminated or laid off as part of necessary staff
17 reductions from the local educational agency.~~

18 ~~(b) This section does not apply to any person who is able to
19 provide designated instruction and services during the extended
20 school year because he or she is otherwise employed for up to 10
21 months of the school year by the local educational agency.~~

22 *SEC. 28. Section 56836.165 of the Education Code is amended
23 to read:*

24 56836.165. (a) For the ~~2004-05~~ 2004-05 fiscal year and each
25 fiscal year thereafter, the Superintendent shall calculate for each
26 special education local plan area an amount based on (1) the
27 number of children and youth residing in foster family homes,
28 small family homes, and foster family agencies, (2) the licensed
29 capacity of group homes licensed by the State Department of Social
30 Services, and (3) the number of children and youth ages 3 to 21
31 years, inclusive, referred by the State Department of Developmental
32 Services who are residing in skilled nursing facilities or
33 intermediate care facilities licensed by the State Department of
34 Health Services and the number of children and youth, ages 3 to
35 21 years, inclusive, referred by the State Department of
36 Developmental Services who are residing in community care
37 facilities licensed by the State Department of Social Services.

38 (b) The department shall assign each facility described in
39 paragraphs (1), (2), and (3) of subdivision (a) a severity rating.
40 The severity ratings shall be on a scale from 1 to 14. Foster family

1 homes and small family homes shall be assigned a severity rating
2 of 1. Foster family agencies shall be assigned a severity rating of
3 2. Facilities described in paragraph (2) of subdivision (a) shall be
4 assigned the same severity rating as its State Department of Social
5 Services rate classification level. For facilities described in
6 paragraph (3) of subdivision (a), skilled nursing facilities shall be
7 assigned a severity rating of 14, intermediate care facilities shall
8 be assigned a severity rating of 11, and community care facilities
9 shall be assigned a severity rating of 8.

10 (c) (1) The department shall establish a “bed allowance” for
11 each severity level. For the ~~2004-05~~ 2004-05 fiscal year, the bed
12 allowance shall be calculated as described in paragraph (2). For
13 the ~~2005-06~~ 2005-06 fiscal year and each fiscal year thereafter,
14 the department shall increase the bed allowance by the inflation
15 adjustment computed pursuant to Section 42238.1. The department
16 shall not establish a bed allowance for any facility defined in
17 paragraphs (2) and (3) of subdivision (a) if it is not licensed by the
18 State Department of Social Services or the State Department of
19 Health Services.

20 (2) (A) The bed allowance for severity level 1 shall be five
21 hundred two dollars (\$502).

22 (B) The bed allowance for severity level 2 shall be six hundred
23 ten dollars (\$610).

24 (C) The bed allowance for severity level 3 shall be one thousand
25 four hundred thirty-four dollars (\$1,434).

26 (D) The bed allowance for severity level 4 shall be one thousand
27 six hundred forty-nine dollars (\$1,649).

28 (E) The bed allowance for severity level 5 shall be one thousand
29 eight hundred sixty-five dollars (\$1,865).

30 (F) The bed allowance for severity level 6 shall be two thousand
31 eighty dollars (\$2,080).

32 (G) The bed allowance for severity level 7 shall be two thousand
33 two hundred ninety-five dollars (\$2,295).

34 (H) The bed allowance for severity level 8 shall be two thousand
35 five hundred ten dollars (\$2,510).

36 (I) The bed allowance for severity level 9 shall be five thousand
37 four hundred fifty-one dollars (\$5,451).

38 (J) The bed allowance for severity level 10 shall be five thousand
39 eight hundred eighty-one dollars (\$5,881).

1 (K) The bed allowance for severity level 11 shall be nine
2 thousand four hundred sixty-seven dollars (\$9,467).

3 (L) The bed allowance for severity level 12 shall be thirteen
4 thousand four hundred eighty-three dollars (\$13,483).

5 (M) The bed allowance for severity level 13 shall be fourteen
6 thousand three hundred forty-three dollars (\$14,343).

7 (N) The bed allowance for severity level 14 shall be twenty
8 thousand eighty-one dollars (\$20,081).

9 (d) (1) For each fiscal year, the department shall calculate an
10 out-of-home care funding amount for each special education local
11 plan area as the sum of amounts computed pursuant to paragraphs
12 (2), (3), and (4). The State Department of Social Services and the
13 State Department of Developmental Services shall provide the
14 State Department of Education with the residential counts identified
15 in paragraphs (2), (3), and (4).

16 (2) The number of children and youth residing on April 1 in
17 foster family homes, small family homes, and foster family
18 agencies located in each special education local plan area times
19 the appropriate bed allowance.

20 (3) The capacity on April 1 of each group home licensed by the
21 State Department of Social Services located in each special
22 education local plan area times the appropriate bed allowance.

23 (4) The number on April 1 of children and youth (A) ages 3
24 through 21 referred by the State Department of Developmental
25 Services who are residing in skilled nursing facilities and
26 intermediate care facilities licensed by the State Department of
27 Health Services located in each special education local plan area
28 times the appropriate bed allowance, and (B) ages 3 to 21 years,
29 inclusive, referred by the State Department of Developmental
30 Services who are residing in community care facilities licensed
31 by the State Department of Social Services located in each special
32 education local plan area times the appropriate bed allowance.

33 (e) In determining the amount of the first principal
34 apportionment for a fiscal year pursuant to Section 41332, the
35 Superintendent shall continue to apportion funds from Section A
36 of the State School Fund to each special education local plan area
37 equal to the amount apportioned at the advance apportionment
38 pursuant to Section 41330 for that fiscal year.

39 (f) *Notwithstanding subdivision (b) and paragraph (3) of*
40 *subdivision (d), for purposes of the 2016–17 fiscal year funding*

1 for group homes, the Superintendent shall use the rate
2 classification levels as they exist on December 31, 2016, and the
3 capacity of each group home licensed by the State Department of
4 Social Services located in each special education local plan area
5 on December 31, 2016.

6 SEC. 29. Section 60602.6 is added to the Education Code, to
7 read:

8 60602.6. It is the intent of the Legislature that the department
9 minimize the impact to teachers and administrators and state
10 resources by ensuring, where feasible, that future California
11 computer-based assessments utilize the assessment delivery system
12 infrastructure and hosting platform outlined in the Smarter
13 Balanced Technical Hosting Solution, as approved by the
14 Department of Technology for the statewide pupil assessment
15 system. All computer-based statewide assessments, to the extent
16 possible and most cost-effective, shall be developed to operate on
17 the existing approved infrastructure, provide a single logical access
18 point, support a single secure browser for remote and local access,
19 and utilize uniform system development standards. The assessment
20 delivery system infrastructure shall be scalable in nature to allow
21 the department to incorporate additional computer-based statewide
22 assessments as funded.

23 SEC. 30. Section 17581.9 of the Government Code is amended
24 to read:

25 17581.9. (a) (1) ~~The~~ For the 2015–16 fiscal year, the sum
26 of three billion ninety-eight million four hundred fifty-five
27 thousand dollars (\$3,098,455,000) is hereby appropriated from the
28 General Fund to the Superintendent of Public Instruction for
29 allocation to school districts and county superintendents of schools
30 in the manner, and for the purposes, set forth in this section.

31 (2) The sum of six hundred four million forty-three thousand
32 dollars (\$604,043,000) is hereby appropriated from the General
33 Fund to the Chancellor of the California Community Colleges for
34 allocation to community college districts in the manner, and for
35 the purposes, set forth in this section.

36 (3) For purposes of this section, a school district includes a
37 county office of education and a charter school.

38 (b) (1) (A) The Superintendent of Public Instruction shall
39 allocate forty million dollars (\$40,000,000) of the funds

1 appropriated pursuant to paragraph (1) of subdivision (a) to county
2 superintendents of schools, as follows:

3 (i) Each county superintendent of schools shall be allocated the
4 greater of: ~~(i)~~ (I) thirty thousand dollars (\$30,000), multiplied by
5 the number of school districts for which the county superintendent
6 of schools has jurisdiction pursuant to Section 1253 of the
7 Education Code; or ~~(ii)~~ (II) eighty thousand dollars (\$80,000).

8 (ii) After the allocations pursuant to subparagraph (A), the
9 balance shall be allocated in an equal amount per unit of regular
10 average daily attendance, as those average daily attendance
11 numbers are reported at the time of the second principal
12 apportionment for the 2014–15 fiscal year.

13 (B) For purposes of allocating funding pursuant to this paragraph
14 only, “regular average daily attendance” means the aggregate
15 number of units of average daily attendance within the county
16 attributable to all school districts for which the county
17 superintendent of schools has jurisdiction pursuant to Section 1253
18 of the Education Code, charter schools within the county, and the
19 schools operated by the county superintendent of schools.

20 (2) It is the intent of the Legislature that county offices of
21 education will prioritize the use of funds allocated pursuant to
22 paragraph (1) for investments necessary to support new
23 responsibilities required under the evolving accountability structure
24 of the local control funding formula and develop greater capacity
25 and consistency within and between county offices of education.
26 A county office of education may encumber funds apportioned
27 pursuant to this section at any time during the 2015–16 or 2016–17
28 fiscal year.

29 (3) The Superintendent of *Public Instruction* shall allocate three
30 billion fifty-eight million four hundred fifty-five thousand dollars
31 (\$3,058,455,000) of the funds appropriated pursuant to paragraph
32 (1) of subdivision (a) to school districts on the basis of an equal
33 amount per unit of regular average daily attendance, as those
34 average daily attendance numbers are reported at the time of the
35 second principal apportionment for the 2014–15 fiscal year.

36 (c) The Chancellor of the California Community Colleges shall
37 allocate the funds appropriated pursuant to paragraph (2) of
38 subdivision (a) to community college districts on the basis of an
39 equal amount per enrolled full-time equivalent student, as those

1 numbers of students are reported at the time of the second principal
2 apportionment for the 2014–15 fiscal year.

3 (d) Allocations made pursuant to this section shall first satisfy
4 any outstanding claims pursuant to Section 6 of Article XIII B of
5 the California Constitution for reimbursement of state-mandated
6 local program costs for any fiscal year. Notwithstanding Section
7 12419.5 and any amounts that are paid in satisfaction of
8 outstanding claims for reimbursement of state-mandated local
9 program costs, the Controller may audit any claim as allowed by
10 law, and may recover any amount owed by school districts or
11 community college districts pursuant to an audit only by reducing
12 amounts owed by the state to school districts or community college
13 districts for any other mandate claims. Under no circumstances
14 shall a school district or community college district be required to
15 remit funding back to the state to pay for disallowed costs identified
16 by a Controller audit of claimed reimbursable state-mandated local
17 program costs. The Controller shall not recover any amount owed
18 by a school district or community college district pursuant to an
19 audit of claimed reimbursable state-mandated local program costs
20 by reducing any amount owed a school district or community
21 college district for any purpose other than amounts owed for any
22 other mandate claims. The Controller shall apply amounts received
23 by each school district or community college district against any
24 balances of unpaid claims for reimbursement of state-mandated
25 local program costs and interest in chronological order beginning
26 with the earliest claim. The Controller shall report to each school
27 district and community college district the amounts of any claims
28 and interest that are offset from funds provided pursuant to this
29 section, and shall report a summary of the amounts offset for each
30 mandate for each fiscal year to the Department of Finance and the
31 fiscal committees of the Legislature.

32 (e) (1) The governing board of a school district or community
33 college district may expend the one-time funds received pursuant
34 to this section for any purpose, as determined by the governing
35 board.

36 (2) It is the intent of the Legislature that school districts shall
37 prioritize the use of these one-time funds for professional
38 development, induction for beginning teachers with a focus on
39 relevant mentoring, instructional materials, technology
40 infrastructure, and any other investments necessary to support

1 implementation of the common core standards in English language
2 arts and mathematics, the implementation of English language
3 development standards, and the implementation of the Next
4 Generation Science standards.

5 (f) For purposes of making the computations required by Section
6 8 of Article XVI of the California Constitution, three hundred
7 nineteen million two hundred thirty-one thousand dollars
8 (\$319,231,000) of the appropriations made by subdivision (a) shall
9 be deemed to be “General Fund revenues appropriated for school
10 districts,” as defined in subdivision (c) of Section 41202 of the
11 Education Code, for the 2013–14 fiscal year, and included within
12 the “total allocations to school districts and community college
13 districts from General Fund proceeds of taxes appropriated pursuant
14 to Article XIII B,” as defined in subdivision (e) of Section 41202
15 of the Education Code, for the 2013–14 fiscal year.

16 (g) For purposes of making the computations required by Section
17 8 of Article XVI of the California Constitution, ninety-three million
18 five hundred twenty-nine thousand dollars (\$93,529,000) of the
19 appropriations made by subdivision (a) shall be deemed to be
20 “General Fund revenues appropriated for community college
21 districts,” as defined in subdivision (d) of Section 41202 of the
22 Education Code, for the 2013–14 fiscal year, and included within
23 the “total allocations to school districts and community college
24 districts from General Fund proceeds of taxes appropriated pursuant
25 to Article XIII B,” as defined in subdivision (e) of Section 41202
26 of the Education Code, for the 2013–14 fiscal year.

27 (h) For purposes of making the computations required by Section
28 8 of Article XVI of the California Constitution, two billion seven
29 hundred forty-eight million three hundred forty-nine thousand
30 dollars (\$2,748,349,000) of the appropriations made by subdivision
31 (a) shall be deemed to be “General Fund revenues appropriated
32 for school districts,” as defined in subdivision (c) of Section 41202
33 of the Education Code, for the 2014–15 fiscal year, and included
34 within the “total allocations to school districts and community
35 college districts from General Fund proceeds of taxes appropriated
36 pursuant to Article XIII B,” as defined in subdivision (e) of Section
37 41202 of the Education Code, for the 2014–15 fiscal year.

38 (i) For purposes of making the computations required by Section
39 8 of Article XVI of the California Constitution, three hundred
40 ninety-three million two hundred twenty thousand dollars

1 (\$393,220,000) of the appropriations made by subdivision (a) shall
2 be deemed to be “General Fund revenues appropriated for
3 community college districts,” as defined in subdivision (d) of
4 Section 41202 of the Education Code, for the 2014–15 fiscal year,
5 and included within the “total allocations to school districts and
6 community college districts from General Fund proceeds of taxes
7 appropriated pursuant to Article XIII B,” as defined in subdivision
8 (e) of Section 41202 of the Education Code, for the 2014–15 fiscal
9 year.

10 (j) For purposes of making the computations required by Section
11 8 of Article XVI of the California Constitution, one hundred
12 seventeen million two hundred ninety-four thousand dollars
13 (\$117,294,000) of the appropriations made by subdivision (a) shall
14 be deemed to be “General Fund revenues appropriated for
15 community college districts,” as defined in subdivision (d) of
16 Section 41202 of the Education Code, for the 2015–16 fiscal year,
17 and included within the “total allocations to school districts and
18 community college districts from General Fund proceeds of taxes
19 appropriated pursuant to Article XIII B,” as defined in subdivision
20 (e) of Section 41202 of the Education Code, for the 2015–16 fiscal
21 year.

22 (k) For purposes of making the computations required by Section
23 8 of Article XVI of the California Constitution, thirty million eight
24 hundred seventy-five thousand dollars (\$30,875,000) of the
25 appropriations made by subdivision (a) shall be deemed to be
26 “General Fund revenues appropriated for school districts,” as
27 defined in subdivision (c) of Section 41202 of the Education Code,
28 for the 2015–16 fiscal year, and included within the “total
29 allocations to school districts and community college districts from
30 General Fund proceeds of taxes appropriated pursuant to Article
31 XIII B,” as defined in subdivision (e) of Section 41202 of the
32 Education Code, for the 2015–16 fiscal year.

33 *SEC. 31. Section 17581.95 is added to the Government Code,*
34 *to read:*

35 *17581.95. (a) (1) For the 2016–17 fiscal year, the sum of nine*
36 *hundred forty-five million five hundred eighty-nine thousand*
37 *dollars (\$945,589,000) is hereby appropriated from the General*
38 *Fund to the State Department of Education for transfer by the*
39 *Controller to Section A of the State School Fund. The*
40 *Superintendent of Public Instruction shall allocate those funds to*

1 *school districts and county superintendents of schools in the*
2 *manner, and for the purposes, set forth in this section.*

3 *(2) The sum of one hundred five million five hundred one*
4 *thousand dollars (\$105,501,000) is hereby appropriated from the*
5 *General Fund to the Chancellor of the California Community*
6 *Colleges for allocation to community college districts in the*
7 *manner, and for the purposes, set forth in this section.*

8 *(3) For purposes of this section, a school district includes a*
9 *county office of education and a charter school.*

10 *(b) The Superintendent of Public Instruction shall allocate the*
11 *funds appropriated pursuant to paragraph (1) of subdivision (a)*
12 *to school districts on the basis of an equal amount per unit of*
13 *regular average daily attendance, as those average daily*
14 *attendance numbers are reported at the time of the second principal*
15 *apportionment for the 2015–16 fiscal year.*

16 *(c) The Chancellor of the California Community Colleges shall*
17 *allocate the funds appropriated pursuant to paragraph (2) of*
18 *subdivision (a) to community college districts on the basis of an*
19 *equal amount per enrolled full-time equivalent student, as those*
20 *numbers of students are reported at the time of the second principal*
21 *apportionment for the 2015–16 fiscal year.*

22 *(d) Allocations made pursuant to this section shall first satisfy*
23 *any outstanding claims pursuant to Section 6 of Article XIII B of*
24 *the California Constitution for reimbursement of state-mandated*
25 *local program costs for any fiscal year. Notwithstanding Section*
26 *12419.5 and any amounts that are paid in satisfaction of*
27 *outstanding claims for reimbursement of state-mandated local*
28 *program costs, the Controller may audit any claim as allowed by*
29 *law, and may recover any amount owed by school districts or*
30 *community college districts pursuant to an audit only by reducing*
31 *amounts owed by the state to school districts or community college*
32 *districts for any other mandate claims. Under no circumstances*
33 *shall a school district or community college district be required*
34 *to remit funding back to the state to pay for disallowed costs*
35 *identified by a Controller audit of claimed reimbursable*
36 *state-mandated local program costs. The Controller shall not*
37 *recover any amount owed by a school district or community college*
38 *district pursuant to an audit of claimed reimbursable*
39 *state-mandated local program costs by reducing any amount owed*
40 *a school district or community college district for any purpose*

1 *other than amounts owed for any other mandate claims. The*
2 *Controller shall apply amounts received by each school district*
3 *or community college district against any balances of unpaid*
4 *claims for reimbursement of state-mandated local program costs*
5 *and interest in chronological order beginning with the earliest*
6 *claim. The Controller shall report to each school district and*
7 *community college district the amounts of any claims and interest*
8 *that are offset from funds provided pursuant to this section and*
9 *shall report a summary of the amounts offset for each mandate for*
10 *each fiscal year to the Department of Finance and the fiscal*
11 *committees of each house of the Legislature.*

12 *(e) (1) The governing board of a school district or community*
13 *college district may expend the one-time funds received pursuant*
14 *to this section for any purpose, as determined by the governing*
15 *board of the school district or community college district.*

16 *(2) It is the intent of the Legislature that school districts shall*
17 *prioritize the use of these one-time funds for deferred maintenance,*
18 *professional development for educators, induction for beginning*
19 *teachers with a focus on relevant mentoring, instructional*
20 *materials, technology infrastructure, and any other investments*
21 *necessary to support implementation of the common core standards*
22 *in English language arts and mathematics, the implementation of*
23 *English language development standards, and the implementation*
24 *of the Next Generation Science standards.*

25 *(3) It is the intent of the Legislature that community college*
26 *districts shall prioritize the use of these one-time funds for*
27 *professional development, campus security infrastructure,*
28 *technology infrastructure, and developing open education*
29 *resources and zero-textbook-cost degrees.*

30 *(f) For purposes of making the computations required by Section*
31 *8 of Article XVI of the California Constitution, six hundred*
32 *thirty-five million seven hundred twenty-one thousand dollars*
33 *(\$635,721,000) of the appropriations made by paragraph (1) of*
34 *subdivision (a) shall be deemed to be “General Fund revenues*
35 *appropriated for school districts,” as defined in subdivision (c)*
36 *of Section 41202 of the Education Code, for the 2014–15 fiscal*
37 *year, and included within the “total allocations to school districts*
38 *and community college districts from General Fund proceeds of*
39 *taxes appropriated pursuant to Article XIII B,” as defined in*

1 *subdivision (e) of Section 41202 of the Education Code, for the*
2 *2014–15 fiscal year.*

3 *(g) For purposes of making the computations required by*
4 *Section 8 of Article XVI of the California Constitution, twenty-nine*
5 *million four hundred fifty-one thousand dollars (\$29,451,000) of*
6 *the appropriations made by paragraph (2) of subdivision (a) shall*
7 *be deemed to be “General Fund revenues appropriated for*
8 *community college districts,” as defined in subdivision (d) of*
9 *Section 41202 of the Education Code, for the 2014–15 fiscal year,*
10 *and included within the “total allocations to school districts and*
11 *community college districts from General Fund proceeds of taxes*
12 *appropriated pursuant to Article XIII B,” as defined in subdivision*
13 *(e) of Section 41202 of the Education Code, for the 2014–15 fiscal*
14 *year.*

15 *(h) For purposes of making the computations required by*
16 *Section 8 of Article XVI of the California Constitution, three*
17 *hundred nine million eight hundred sixty-eight thousand dollars*
18 *(\$309,868,000) of the appropriations made by paragraph (1) of*
19 *subdivision (a) shall be deemed to be “General Fund revenues*
20 *appropriated for school districts,” as defined in subdivision (c)*
21 *of Section 41202 of the Education Code, for the 2015–16 fiscal*
22 *year, and included within the “total allocations to school districts*
23 *and community college districts from General Fund proceeds of*
24 *taxes appropriated pursuant to Article XIII B,” as defined in*
25 *subdivision (e) of Section 41202 of the Education Code, for the*
26 *2015–16 fiscal year.*

27 *(i) For purposes of making the computations required by Section*
28 *8 of Article XVI of the California Constitution, seventy-six million*
29 *fifty thousand dollars (\$76,050,000) of the appropriations made*
30 *by paragraph (2) of subdivision (a) shall be deemed to be “General*
31 *Fund revenues appropriated for community college districts,” as*
32 *defined in subdivision (d) of Section 41202 of the Education Code,*
33 *for the 2015–16 fiscal year, and included within the “total*
34 *allocations to school districts and community college districts*
35 *from General Fund proceeds of taxes appropriated pursuant to*
36 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
37 *the Education Code, for the 2015–16 fiscal year.*

38 *SEC. 32. Section 116276 is added to the Health and Safety*
39 *Code, to read:*

1 116276. (a) *The state board shall establish a program, in*
2 *consultation with the State Department of Education, to award*
3 *grants to local educational agencies for the purposes of improving*
4 *access to, and the quality of, drinking water in public schools*
5 *consistent with the Legislature’s intent that school facilities be*
6 *maintained in “good repair,” as defined in paragraph (1) of*
7 *subdivision (d) of Section 17002 of the Education Code. Eligible*
8 *entities shall be limited to local educational agencies serving*
9 *kindergarten or any of grades 1 to 12, inclusive, and preschools*
10 *and child day care facilities, as defined in Section 1596.750,*
11 *located on public school property. The program shall include, but*
12 *not be limited to, funding for at least one of the following:*

13 (1) *Installation of water bottle filling stations.*
14 (2) *Installation or replacement of drinking water fountains with*
15 *devices that are capable of removing contaminants that are present*
16 *in the facility’s water supply.*
17 (3) *Installation of point-of-entry or point-of-use treatment*
18 *devices for drinking fountains, and up to three years of*
19 *postinstallation replacement filters, and operation, maintenance,*
20 *and monitoring of the devices, including training on how to operate*
21 *and maintain the treatment devices and community outreach and*
22 *education about their use.*

23 (b) *The state board shall implement the program by taking*
24 *actions that include, but are not necessarily limited to, the*
25 *development of procedures and guidelines for the submission of*
26 *grant applications and criteria for the evaluation of those*
27 *applications.*

28 (c) (1) *In developing the procedure for awarding grants*
29 *pursuant to this section, the state board shall do all of the*
30 *following:*

31 (A) *Set requirements for grant recipients to adopt a program*
32 *for inspecting and maintaining any water treatment device funded*
33 *by the grant.*

34 (B) *Establish a maximum grant amount.*

35 (C) *Give priority to each of the following:*

36 (i) *Projects for schools within, or serving pupils from, a small*
37 *disadvantaged community, as defined in Section 13193.9 of the*
38 *Water Code.*

39 (ii) *Projects that have high effectiveness in increasing access*
40 *to safe drinking water at schools.*

1 (2) *In developing the procedure for awarding grants pursuant*
2 *to this section, the state board may require applicants to commit*
3 *additional resources to the project, except that the state board*
4 *shall not require matching funds for local educational agencies*
5 *servicing small disadvantaged communities or interfere with the*
6 *prioritization of grant funding to small disadvantaged communities.*

7 (d) (1) *Procedures and guidelines for the program developed*
8 *by the state board under this section are not be subject to Chapter*
9 *3.5 (commencing with Section 11340) of Part 1 of Division 3 of*
10 *Title 2 of the Government Code.*

11 (2) *Before finalizing the procedures and guidelines for the*
12 *distribution of grants pursuant to this section, the state board shall*
13 *hold at least one public meeting to receive and consider public*
14 *comment on the draft procedures and guidelines.*

15 (e) *The state board shall provide technical assistance to*
16 *applicants, including completing applications, overseeing*
17 *installations, and assisting with operation and maintenance.*

18 (f) *A contract entered into under the authority of this section is*
19 *not be subject to Section 10295 of the Public Contracts Code.*

20 *SEC. 33. It is the intent of the Legislature to enact legislation*
21 *that would govern the use of funds distributed from the Safe*
22 *Neighborhoods and Schools Fund, established pursuant to Section*
23 *7599 of the Government Code, to the State Department of*
24 *Education for purposes of supporting programs aimed at improving*
25 *outcomes for public school pupils in kindergarten and grades 1*
26 *to 12, inclusive, by reducing truancy and supporting pupils who*
27 *are at risk of dropping out of school or are victims of crime.*

28 *SEC. 34. (a) On or before June 30, 2017, an amount to be*
29 *determined by the Director of Finance shall be appropriated from*
30 *the General Fund to the Superintendent of Public Instruction in*
31 *augmentation of Schedule (1) of Item 6100-161-0001 of Section*
32 *2.00 of the Budget Act of 2016.*

33 (b) *The funds appropriated in subdivision (a) shall not exceed*
34 *the amount by which revenues distributed to local educational*
35 *agencies for special education programs pursuant to Sections*
36 *34177, 34179.5, 34179.6, and 34188 of the Health and Safety Code*
37 *are less than the estimated amount reflected in the Budget Act of*
38 *2016, as determined by the Director of Finance.*

39 (c) *On or before June 30, 2017, the Director of Finance shall*
40 *determine if the revenues distributed to local educational agencies*

1 for special education programs pursuant to Sections 34177,
2 34179.5, 34179.6, and 34188 of the Health and Safety Code exceed
3 the estimated amount reflected in the Budget Act of 2016 and shall
4 reduce Schedule (1) of Item 6100-161-0001 of Section 2.00 of the
5 Budget Act of 2016 by the amount of that excess.

6 (d) In making the determinations pursuant to subdivisions (b)
7 and (c), the Director of Finance shall consider any other local
8 property tax revenues collected in excess or in deficit of the
9 estimated amounts reflected in the Budget Act of 2016.

10 (e) The Director of Finance shall notify the Chairperson of the
11 Joint Legislative Budget Committee, or his or her designee, of his
12 or her intent to notify the Controller of the necessity to release
13 funds appropriated in subdivision (a) or to make the reduction
14 pursuant to subdivision (c), and the amount needed to address the
15 property tax shortfall determined pursuant to subdivision (b) or
16 the amount of the reduction made pursuant to subdivision (c). The
17 Controller shall make the funds available pursuant to subdivision
18 (a) not sooner than five days after this notification, and the State
19 Department of Education shall work with the Controller to allocate
20 these funds to local educational agencies as soon as practicable.

21 (f) For purposes of making the computations required by Section
22 8 of Article XVI of the California Constitution, the appropriations
23 made by subdivision (a) shall be deemed to be “General Fund
24 revenues appropriated for school districts,” as defined in
25 subdivision (c) of Section 41202 of the Education Code, for the
26 2016–17 fiscal year, and included within the “total allocations to
27 school districts and community college districts from General
28 Fund proceeds of taxes appropriated pursuant to Article XIII B,”
29 as defined in subdivision (e) of Section 41202 of the Education
30 Code, for the 2016–17 fiscal year.

31 SEC. 35. (a) On or before June 30, 2016, up to twenty-seven
32 million four hundred twenty-nine thousand dollars (\$27,429,000)
33 shall be appropriated from the General Fund to the State
34 Department of Education for transfer by the Controller to Section
35 A of the State School Fund in augmentation of Schedule (1) of Item
36 6100-161-0001 of Section 2.00 of the Budget Act of 2015 (Chapter
37 10 of the Statutes of 2015).

38 (b) The funds appropriated in subdivision (a) shall only be
39 available to the extent that property tax revenues distributed to
40 local educational agencies for special education programs

1 *pursuant to Section 2572 of the Education Code, reported as of*
2 *the second principal apportionment and certified pursuant to*
3 *Section 41339 of the Education Code, are less than the estimated*
4 *amount reflected in the Budget Act of 2015, as determined by the*
5 *Director of Finance.*

6 *(c) In making the determination pursuant to subdivision (b), the*
7 *Director of Finance shall consider any other local property tax*
8 *revenues collected in excess or in deficit of the estimated amounts*
9 *reflected in the Budget Act of 2015.*

10 *(d) The Director of Finance shall notify the Chairperson of the*
11 *Joint Legislative Budget Committee, or his or her designee, of his*
12 *or her intent to notify the Controller of the necessity to release*
13 *funds appropriated in subdivision (a), and the amount needed to*
14 *address the property tax shortfall determined pursuant to*
15 *subdivision (b). The Controller shall make the funds available*
16 *pursuant to subdivision (a) not sooner than five days after this*
17 *notification and the State Department of Education shall work*
18 *with the Controller to allocate these funds to local educational*
19 *agencies as soon as practicable pursuant to subdivision (e) of*
20 *Section 56836.08 of the Education Code.*

21 *(e) For purposes of making the computations required by Section*
22 *8 of Article XVI of the California Constitution, the appropriations*
23 *made by subdivision (a) shall be deemed to be “General Fund*
24 *revenues appropriated for school districts,” as defined in*
25 *subdivision (c) of Section 41202 of the Education Code, for the*
26 *2015–16 fiscal year, and included within the “total allocations to*
27 *school districts and community college districts from General*
28 *Fund proceeds of taxes appropriated pursuant to Article XIII B,”*
29 *as defined in subdivision (e) of Section 41202 of the Education*
30 *Code, for the 2015–16 fiscal year.*

31 *SEC. 36. (a) For the 2016–17 fiscal year, the sum of twenty*
32 *million dollars (\$20,000,000) is appropriated from the General*
33 *Fund to the Commission on Teacher Credentialing for the*
34 *California Classified School Employee Teacher Credentialing*
35 *Program, as set forth in Section 44393 of the Education Code, to*
36 *be available for the 2016–17, 2017–18, 2018–19, 2019–20, and*
37 *2020–21 fiscal years. The Commission on Teacher Credentialing*
38 *shall allocate grants for up to 1,000 new participants per year. A*
39 *grant to an applicant shall not exceed four thousand dollars*
40 *(\$4,000) per participant per year.*

1 (b) For purposes of making the computations required by
2 Section 8 of Article XVI of the California Constitution, the
3 appropriations made by subdivision (a) shall be deemed to be
4 “General Fund revenues appropriated for school districts,” as
5 defined in subdivision (c) of Section 41202 of the Education Code,
6 for the 2015–16 fiscal year, and included within the “total
7 allocations to school districts and community college districts
8 from General Fund proceeds of taxes appropriated pursuant to
9 Article XIII B,” as defined in subdivision (e) of Section 41202 of
10 the Education Code, for the 2015–16 fiscal year.

11 SEC. 37. (a) For the 2016–17 fiscal year, the sum of two
12 million dollars (\$2,000,000) is appropriated from the General
13 Fund to the State Department of Education for transfer by the
14 Controller to Section A of the State School Fund for the
15 Superintendent of Public Instruction to allocate for grants pursuant
16 to Section 49550.3 of the Education Code, to be available for the
17 2017–18 and 2018–19 fiscal years.

18 (b) Of the funds appropriated in this section, the State
19 Department of Education shall prioritize up to one million dollars
20 (\$1,000,000) annually for school districts or county
21 superintendents of schools to start or expand programs serving
22 school breakfasts after the start of the schoolday in a school district
23 where at least 60 percent of enrolled pupils are needy children,
24 as defined in Section 49552 of the Education Code.

25 (c) For purposes of making the computations required by Section
26 8 of Article XVI of the California Constitution, the appropriations
27 made by subdivision (a) shall be deemed to be “General Fund
28 revenues appropriated for school districts,” as defined in
29 subdivision (c) of Section 41202 of the Education Code, for the
30 2015–16 fiscal year, and included within the “total allocations to
31 school districts and community college districts from General
32 Fund proceeds of taxes appropriated pursuant to Article XIII B,”
33 as defined in subdivision (e) of Section 41202 of the Education
34 Code, for the 2015–16 fiscal year.

35 SEC. 38. (a) For the 2016–17 fiscal year, the sum of one
36 million dollars (\$1,000,000) is hereby appropriated from the
37 General Fund to the State Department of Education for transfer
38 by the Controller to Section A of the State School Fund. The
39 Superintendent of Public Instruction shall allocate these funds to
40 the Los Angeles County Office of Education to contract with the

1 *Special Olympics Northern and Southern California for the*
2 *purposes of expanding the Special Olympics Unified Strategy for*
3 *Schools to additional schools throughout the state.*

4 *(b) For purposes of making the computations required by*
5 *Section 8 of Article XVI of the California Constitution, the*
6 *appropriations made by subdivision (a) shall be deemed to be*
7 *“General Fund revenues appropriated for school districts,” as*
8 *defined in subdivision (c) of Section 41202 of the Education Code,*
9 *for the 2015–16 fiscal year, and included within the “total*
10 *allocations to school districts and community college districts*
11 *from General Fund proceeds of taxes appropriated pursuant to*
12 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
13 *the Education Code, for the 2015–16 fiscal year.*

14 *SEC. 39. (a) For the 2016–17 fiscal year, the sum of eighteen*
15 *million dollars (\$18,000,000) is hereby appropriated from the*
16 *General Fund to the State Department of Education for transfer*
17 *by the Controller to Section A of the State School Fund for*
18 *allocation by the Superintendent of Public Instruction. The*
19 *Superintendent of Public Instruction shall allocate these funds to*
20 *provide grants to local educational agencies for dropout and*
21 *truancy prevention programs pursuant to legislation enacted in*
22 *the 2015–16 Regular Session. These funds are available for*
23 *encumbrance through the 2018–19 fiscal year.*

24 *(b) For purposes of making the computations required by*
25 *Section 8 of Article XVI of the California Constitution, the*
26 *appropriations made by subdivision (a) shall be deemed to be*
27 *“General Fund revenues appropriated for school districts,” as*
28 *defined in subdivision (c) of Section 41202 of the Education Code,*
29 *for the 2015–16 fiscal year, and included within the “total*
30 *allocations to school districts and community college districts*
31 *from General Fund proceeds of taxes appropriated pursuant to*
32 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
33 *the Education Code, for the 2015–16 fiscal year.*

34 *SEC. 40. (a) (1) (A) For the 2016–17 fiscal year, the sum of*
35 *twenty million dollars (\$20,000,000) is hereby appropriated from*
36 *the General Fund to the State Department of Education for transfer*
37 *by the Controller to Section A of the State School Fund. The*
38 *Superintendent of Public Instruction shall allocate these funds to*
39 *support charter school startup grants in an amount not to exceed*
40 *five hundred seventy-five thousand dollars (\$575,000) per eligible*

1 applicant operating a classroom-based charter school and three
2 hundred seventy-five thousand dollars (\$375,000) per eligible
3 applicant operating a nonclassroom-based charter school.

4 (B) For purposes of this section, a “nonclassroom-based charter
5 school” has the same meaning as a charter school that provides
6 “nonclassroom-based instruction,” as described in subdivisions
7 (d) and (e) of Section 47612.5 of the Education Code.

8 (2) An eligible applicant shall be a charter school that is
9 governed by a not-for-profit public benefit corporation that is
10 authorized to operate in California and any of the following:

11 (A) A charter petitioner that has submitted a petition to a charter
12 authorizer.

13 (B) A charter school that has been authorized but is not yet
14 operating as a charter school.

15 (C) A charter school that has not yet completed its first full year
16 of operation as a charter school.

17 (3) No grant awards shall be provided to any charter school or
18 charter petitioner before authorization of its charter petition.

19 (4) Priority for grants shall be given to those applicants that
20 are both (A) authorized by a chartering authority in counties with
21 few or no active charter schools and (B) located in communities
22 with high populations of pupils eligible for free or reduced-price
23 meals pursuant to Section 42238.01 of the Education Code. The
24 Superintendent of Public Instruction shall use prior year free or
25 reduced-price meals data, as reported to the State Department of
26 Education, if current year data is unavailable at the time priority
27 for grants is determined.

28 (5) An eligible applicant may receive its first grant award one
29 year before commencing pupil instruction and may expend those
30 funds until June 30, 2019, so long as the funds are used only in
31 the applicant’s first or second year of operation.

32 (6) An eligible applicant shall not have previously received a
33 grant through the federal Public Charter Schools Grant Program.

34 (b) A grant may be awarded for one-time costs associated with
35 the startup of a new charter school, including, but not limited to,
36 all of the following:

37 (1) Supplies, furnishings, equipment, and instructional materials.

38 (2) Professional development, coaching, and support services
39 for teachers and charter school staff.

40 (3) Curriculum and policy development and acquisition.

1 (4) Facility and schoolsite preparation or modifications
2 necessary to implement the program in compliance with applicable
3 laws.

4 (c) The grant funds must supplement, not supplant, existing
5 services and shall not be used to supplant federal, state, local, or
6 nonfederal funds or to pay for existing levels of service funded
7 from any other source. The grant funds shall not be used for
8 fundraising, civil defense, legal claims against the state or federal
9 government, or contingencies. Allowable expenditures are to follow
10 the federal Charter Schools Program pursuant to requirements
11 governing federal grant funds pursuant to the Uniform
12 Administrative Requirements, Cost Principles, and Audit
13 Requirements for Federal Awards.

14 (d) The Superintendent of Public Instruction shall apportion
15 funding to approved applicants that meets all of the following
16 conditions:

17 (1) The charter school has been approved by a charter school
18 authorizer and has an approved charter petition.

19 (2) The charter school submits documentation of current
20 enrollment or reasonable estimates of anticipated enrollment of
21 at least 50 pupils for the first year of operation based on
22 information that has been confirmed by its charter authorizer
23 through the charter petition signature process or review of the
24 charter school's startup budget.

25 (3) The charter school submits a proposed budget of how the
26 charter school intends to expend grant funding, pursuant to the
27 requirements of this section.

28 (e) Grant funds shall be disbursed within 60 days to an approved
29 applicant based on evidence of anticipated or incurred costs
30 provided by the applicant.

31 (f) Funding apportioned pursuant to this section is subject to
32 the annual audits required by Section 41020 of the Education
33 Code.

34 (g) The Superintendent shall allocate funds pursuant to this
35 section only after the carryover funds, appropriated in Item
36 6110-112-0890 of Section 2.00 of the Budget Act of 2016 for the
37 federal Public Charter Schools Grant Program funding and any
38 additional federal grant funding, made available for expenditure
39 in the 2016–17 fiscal year, are fully encumbered.

1 (h) For purposes of making the computations required by
2 Section 8 of Article XVI of the California Constitution, the funds
3 appropriated pursuant to this section shall be deemed to be
4 “General Fund revenues appropriated for school districts,” as
5 defined in subdivision (c) of Section 41202 of the Education Code,
6 for the 2014–15 fiscal year, and included within the “total
7 allocations to school districts and community college districts
8 from General Fund proceeds of taxes appropriated pursuant to
9 Article XIII B,” as defined in subdivision (e) of Section 41202 of
10 the Education Code, for the 2014–15 fiscal year.

11 SEC. 41. (a) For the 2016–17 fiscal year, the sum of twenty
12 million dollars (\$20,000,000) is hereby appropriated from the
13 General Fund to the Superintendent of Public Instruction for
14 transfer by the Controller to Section A of the State School Fund.
15 The Superintendent of Public Instruction shall allocate those funds
16 to the Orange County Department of Education in the manner,
17 and for the purposes, set forth in this section.

18 (b) The Orange County Department of Education, in
19 consultation with the Superintendent of Public Instruction and the
20 executive director of the State Board of Education, shall allocate
21 the amount appropriated in subdivision (a) as grants to local
22 educational agencies for the purpose of directly funding services
23 or practices aligned to the Multi-Tiered System of Support
24 framework developed under the “Scale Up MTSS Statewide”
25 (SUMS) project. The Orange County Department of Education
26 may use up to one million dollars (\$1,000,000) to administer the
27 grants and provide support to the grantees pursuant to Department
28 of Finance approval of an expenditure plan and no sooner than
29 30 days after the notification in writing is provided to the Joint
30 Legislative Budget Committee.

31 (c) For purposes of making the computations required by Section
32 8 of Article XVI of the California Constitution, the appropriations
33 made by subdivision (a) shall be deemed to be “General Fund
34 revenues appropriated for school districts,” as defined in
35 subdivision (c) of Section 41202 of the Education Code, for the
36 2014–15 fiscal year, and included within the “total allocations to
37 school districts and community college districts from General
38 Fund proceeds of taxes appropriated pursuant to Article XIII B,”
39 as defined in subdivision (e) of Section 41202 of the Education
40 Code, for the 2014–15 fiscal year.

1 *SEC. 42. (a) For the 2016–17 fiscal year, the sum of six million*
2 *six hundred thirty-six thousand dollars (\$6,636,000) is hereby*
3 *appropriated from the General Fund to the State Department of*
4 *Education for transfer by the Controller to Section A of the State*
5 *School Fund for the Superintendent of Public Instruction to*
6 *allocate for the purposes set forth in subdivisions (b) and (c).*

7 *(b) Of the funds appropriated pursuant to subdivision (a), five*
8 *million eight hundred eight thousand dollars (\$5,808,000) shall*
9 *be provided to the Fiscal Crisis and Management Assistance Team*
10 *for California School Information Services (CSIS), pursuant to*
11 *the memorandum of understanding with the State Department of*
12 *Education, in support of the California Longitudinal Pupil*
13 *Achievement Data System (CALPADS).*

14 *(c) Of the funds appropriated pursuant to subdivision (a), eight*
15 *hundred twenty-eight thousand dollars (\$828,000) shall be*
16 *provided to local educational agencies that did not participate in*
17 *the former state reporting program administered by CSIS and for*
18 *the support of data submission to CALPADS.*

19 *(d) (1) As a condition of receipt of funds appropriated in*
20 *subdivision (b), CSIS shall submit an expenditure plan with*
21 *workload justification to the Department of Finance and the*
22 *Legislative Analyst’s Office by November 1, 2016.*

23 *(2) The expenditure plan shall include at least all of the*
24 *following:*

25 *(A) Positions filled and intended to be filled.*

26 *(B) Salaries and benefits.*

27 *(C) External contracts.*

28 *(D) Other operating expenses.*

29 *(E) Equipment needs.*

30 *(3) The workload information shall include at least all of the*
31 *following:*

32 *(A) Activities performed by CSIS and by the State Department*
33 *of Education to implement CALPADS.*

34 *(B) Workload associated with maintenance of CALPADS.*

35 *(C) Assistance provided to local educational agencies in*
36 *transmission of data to CALPADS.*

37 *(4) The expenditure plan and workload data shall provide*
38 *information for the prior fiscal year, current fiscal year, and budget*
39 *fiscal year.*

1 (e) For purposes of making the computations required by Section
2 8 of Article XVI of the California Constitution, the appropriations
3 made by subdivision (a) shall be deemed to be “General Fund
4 revenues appropriated for school districts,” as defined in
5 subdivision (c) of Section 41202 of the Education Code, for the
6 2014–15 fiscal year, and included within the “total allocations to
7 school districts and community college districts from General
8 Fund proceeds of taxes appropriated pursuant to Article XIII B,”
9 as defined in subdivision (e) of Section 41202 of the Education
10 Code, for the 2014–15 fiscal year.

11 SEC. 43. (a) For the 2016–17 fiscal year, the sum of three
12 million five hundred thousand dollars (\$3,500,000) is hereby
13 appropriated from the General Fund to the State Department of
14 Education for transfer by the Controller to Section A of the State
15 School Fund. The Superintendent of Public Instruction shall
16 allocate those funds to the K–12 High-Speed Network for
17 operational activities authorized pursuant to Item 6100-182-0001
18 of the Budget Act of 2016.

19 (b) For purposes of making the computations required by
20 Section 8 of Article XVI of the California Constitution, the
21 appropriations made by subdivision (a) shall be deemed to be
22 “General Fund revenues appropriated for school districts,” as
23 defined in subdivision (c) of Section 41202 of the Education Code,
24 for the 2014–15 fiscal year, and included within the “total
25 allocations to school districts and community college districts
26 from General Fund proceeds of taxes appropriated pursuant to
27 Article XIII B,” as defined in subdivision (e) of Section 41202 of
28 the Education Code, for the 2014–15 fiscal year.

29 SEC. 44. (a) For the 2016–17 fiscal year, the sum of three
30 million dollars (\$3,000,000) is hereby appropriated from the
31 General Fund to the State Department of Education for transfer
32 by the Controller to Section A of the State School Fund for the
33 Superintendent of Public Instruction to allocate for the purposes
34 set forth in subdivision (b).

35 (b) The Superintendent shall allocate the funds appropriated
36 pursuant to subdivision (a) to a county office of education, as
37 determined by the State Department of Education, to initiate the
38 procurement of a replacement system for the Standardized Account
39 Code Structure system.

1 (c) *The funding provided pursuant to subdivision (a) shall only*
2 *be available upon approval of the Department of Finance, and not*
3 *sooner than 30 days after notification of the Joint Legislative*
4 *Budget Committee.*

5 (d) *For purposes of making the computations required by*
6 *Section 8 of Article XVI of the California Constitution, the*
7 *appropriations made by subdivision (a) shall be deemed to be*
8 *“General Fund revenues appropriated for school districts,” as*
9 *defined in subdivision (c) of Section 41202 of the Education Code,*
10 *for the 2014–15 fiscal year, and included within the “total*
11 *allocations to school districts and community college districts*
12 *from General Fund proceeds of taxes appropriated pursuant to*
13 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
14 *the Education Code, for the 2014–15 fiscal year.*

15 SEC. 45. (a) *For the 2016–17 fiscal year, the sum of five*
16 *million dollars (\$5,000,000) is hereby appropriated from the*
17 *General Fund to the Commission on Teacher Credentialing for*
18 *allocation to a local educational agency to establish the California*
19 *Center on Teaching Careers in the manner, and for the purposes,*
20 *set forth in this section.*

21 (b) *The California Center on Teaching Careers is hereby*
22 *established for the purpose of recruiting qualified and capable*
23 *individuals into the teaching profession. From funds appropriated*
24 *for that purpose, the Commission on Teacher Credentialing shall*
25 *provide a multiyear award to a local educational agency through*
26 *a competitive grant process to establish and administer the center.*
27 *The priorities, goals, and general objectives of the duties of the*
28 *California Center on Teaching Careers shall be developed in*
29 *consultation with representatives of the Superintendent of Public*
30 *Instruction, the University of California, the California State*
31 *University, the Chancellor’s Office of the California Community*
32 *Colleges, and independent institutions of higher education, as*
33 *defined in subdivision (b) of Section 66010 of the Education Code.*

34 (c) *The activities of the California Center on Teaching Careers*
35 *shall be implemented with the active involvement of local*
36 *educational agencies whenever appropriate.*

37 (d) (1) *The California Center on Teaching Careers shall*
38 *prioritize its efforts to recruit both of the following:*

39 (A) *Teachers possessing, or candidates interested in possessing,*
40 *education specialist credentials, single subject teaching credentials*

1 *in the areas of science or mathematics, or teaching in the area of*
2 *bilingual education.*

3 *(B) Candidates into schools in which over 85 percent of the*
4 *student body is eligible for free or reduced-price meals.*

5 *(2) Upon determination that the areas described in paragraph*
6 *(1) no longer have shortages, the Commission on Teacher*
7 *Credentialing, in consultation with the State Department of*
8 *Education, may identify other shortage areas to prioritize.*

9 *(e) The duties of the California Center on Teaching Careers*
10 *include, but are not limited to, all of the following:*

11 *(1) Developing and distributing statewide public service*
12 *announcements relating to teacher recruitment.*

13 *(2) Developing, modifying, and distributing effective recruitment*
14 *publications.*

15 *(3) Providing information to prospective teachers regarding*
16 *requirements for obtaining a teaching credential.*

17 *(4) Providing specific information to prospective teachers*
18 *regarding admission to and enrollment into conventional and*
19 *alternative teacher preparation programs, including identification*
20 *of public and private postsecondary educational institutions that*
21 *provide an integrated four-year preparation program.*

22 *(5) Providing specific information to prospective teachers*
23 *regarding financial aid and loan assistance programs.*

24 *(6) Creating or expanding a referral database for qualified*
25 *teachers seeking employment in the public schools.*

26 *(7) Developing and conducting outreach activities to high school*
27 *pupils as well as to college students.*

28 *(8) Developing and conducting outreach activities to teachers*
29 *to fill existing teacher shortage areas.*

30 *(f) The California Center on Teaching Careers, in conducting*
31 *its duties, shall coordinate and work collaboratively with the*
32 *Education Job Opportunities Information Network, existing teacher*
33 *recruitment centers, school districts, county offices of education,*
34 *and other teachers' clubs and organizations.*

35 *(g) The California Center on Teaching Careers shall*
36 *periodically reassess its recruitment activities aimed at individuals*
37 *from different populations or target audiences for effectiveness*
38 *and efficiencies in light of the state's teacher workforce, changing*
39 *market conditions, changes to state and federal law, and any other*
40 *evolving circumstances.*

1 (h) The California Center on Teaching Careers shall
2 periodically review all products and communication tools for
3 accuracy, quality, ease of use, and effectiveness.

4 (i) On or before January 1, 2020, the Commission on Teacher
5 Credentialing shall conduct an evaluation of, and report to the
6 Department of Finance, relevant policy and fiscal committees of
7 the Legislature, and the Legislative Analyst’s Office on, the
8 outcomes of the California Center on Teaching Careers, including,
9 but not limited to, all of the following:

10 (1) Expenditures for the California Center on Teaching Careers
11 by type of activity and type of shortage area.

12 (2) A description of the statewide recruitment publications and
13 public service announcements engaged in, the audience of
14 Californians targeted, the motivations for these efforts, and the
15 outcomes of these recruitment strategies.

16 (3) Survey data from a random, representative sample of new
17 teachers to assess all of the following:

18 (A) What motivated the individual to enter or return to the
19 teaching profession.

20 (B) Which recruitment activities had the greatest impact on
21 their decision to enter or return to the workforce, if any.

22 (C) Whether the teacher was contacted by other entities, other
23 than the California Center on Teaching Careers, seeking to recruit
24 teachers.

25 (D) Whether, prior to being contacted by the California Center
26 on Teaching Careers, the teacher had any of the following:

27 (i) A teaching credential, and whether this teaching credential
28 was obtained within California or in another state.

29 (ii) Prior experience working as a teacher, and whether this
30 experience occurred within California or in another state.

31 (j) The California Center on Teaching Careers shall supply any
32 information required to complete the report, described in
33 subdivision (i), to the Commission on Teacher Credentialing upon
34 its request.

35 (k) For the purposes of making the computations required by
36 Section 8 of Article XVI of the California Constitution, the
37 appropriations made by subdivision (a) shall be deemed to be
38 “General Fund revenues appropriated for school districts,” as
39 defined in subdivision (c) of Section 41202 of the Education Code,
40 for the 2014–15 fiscal year, and included within the “total

1 allocations to school districts and community college districts
2 from General Fund proceeds of taxes appropriated pursuant to
3 Article XIII B,” as defined in subdivision (e) of Section 41202 of
4 the Education Code, for the 2014–15 fiscal year.

5 SEC. 46. (a) (1) Commencing with the 2016–17 fiscal year,
6 the California Collaborative for Educational Excellence shall use
7 no less than twenty million dollars (\$20,000,000) of the total
8 allocated in this section to establish a statewide process to provide
9 professional development training to school districts, county offices
10 of education, and charter schools for the purpose of successfully
11 utilizing the evaluation rubrics adopted by the state board pursuant
12 to Section 52064.5 of the Education Code and the Local Control
13 and Accountability Plan and Annual Update templates adopted
14 by the State Board of Education pursuant to Section 52064 of the
15 Education Code for use by a school district, county superintendent
16 of schools, or charter school.

17 (2) School districts, county offices of education, and charter
18 schools that participate in professional development training are
19 encouraged to include in the training all stakeholders that are
20 involved in the development of a local control and accountability
21 plan, including, but not limited to, teachers, principals,
22 administrators, other school personnel, local bargaining units of
23 the school district or county office of education, parents, pupils,
24 and members of the community, as required pursuant to subdivision
25 (e) of Section 47606.5 of, subdivision (g) of Section 52060 of,
26 Section 52062 of, subdivision (g) of Section 52066 of, and Section
27 52068 of, the Education Code.

28 (b) The professional development training shall include, but
29 shall not be limited to, all of the following:

30 (1) Information on how the evaluation rubrics are used for the
31 development and implementation of the local control and
32 accountability plans required pursuant to Sections 52060 and
33 52066 of, and the requirements of subparagraph (A) of paragraph
34 (5) of subdivision (b) of Section 47605 and subparagraph (A) of
35 paragraph (5) of subdivision (b) of Section 47605.6 of, the
36 Education Code.

37 (2) Information on how the evaluation rubrics will be used to
38 improve pupil outcomes, with emphasis on closing the achievement
39 gap for unduplicated pupils, as defined in Section 42238.02 of,

1 *and the pupil subgroups identified in Section 52052 of, the*
2 *Education Code.*

3 *(3) The role of statewide and local data in using the evaluation*
4 *rubrics to inform the development of local control and*
5 *accountability plans and to communicate with stakeholders.*

6 *(4) Information on how the evaluation rubrics will be used, in*
7 *conjunction with local control and accountability plans, to*
8 *establish a system of continuous improvement, as identified in*
9 *subdivision (c) of Section 52064.5 of the Education Code.*

10 *(c) The California Collaborative for Educational Excellence*
11 *shall ensure that the professional development training is provided*
12 *in each region of the state and is available to all school districts,*
13 *county offices of education, and charter schools. The California*
14 *Collaborative for Educational Excellence may contract with one*
15 *or more entities to provide the professional development training.*

16 *(d) (1) The governing board of the California Collaborative*
17 *for Educational Excellence shall submit an implementation plan*
18 *to the relevant policy and fiscal committees of the Legislature, the*
19 *Director of Finance, and the Legislative Analyst's Office within*
20 *30 days of the State Board of Education's adoption of the*
21 *evaluation rubrics. The plan shall include relevant expenditure*
22 *and provider information, and a timeline to commence training*
23 *by no later than October 15, 2016.*

24 *(2) The implementation plan shall also include information on*
25 *how the California Collaborative for Educational Excellence will*
26 *determine the appropriate sequence of which local educational*
27 *agencies will receive the professional development training.*

28 *(e) (1) During the 2017–18 fiscal year, the California*
29 *Collaborative for Educational Excellence shall conduct a survey*
30 *of school districts, county offices of education, and charter schools*
31 *on how they used the evaluation rubrics to develop and implement*
32 *their most recent local control and accountability plan, or met the*
33 *requirements of subparagraph (A) of paragraph (5) of subdivision*
34 *(b) of Section 47605 of, or subparagraph (A) of paragraph (5) of*
35 *subdivision (b) of Section 47605.6 of, the Education Code, as*
36 *applicable.*

37 *(2) The California Collaborative for Educational Excellence*
38 *may contract with one or more entities to develop, administer,*
39 *monitor, and analyze the survey.*

1 (f) (1) During the 2016–17 and 2017–18 fiscal years, the
2 California Collaborative for Educational Excellence shall
3 implement a pilot program that will inform its long-term efforts
4 to advise and assist school districts, county superintendents of
5 schools, and charter schools in improving pupil outcomes pursuant
6 to Section 52074 of the Education Code.

7 (2) It is the intent of the Legislature that this pilot program be
8 used to advise the governing board of the California Collaborative
9 for Educational Excellence in its efforts to provide research-based,
10 quality advice and assistance to local educational agencies.
11 Nothing in this section prohibits the California Collaborative for
12 Educational Excellence from continuing to meet the requirements
13 of Section 52074 of the Education Code in the 2016–17 fiscal year
14 or in future fiscal years.

15 (g) On or before August 15, 2016, the governing board of the
16 California Collaborative for Educational Excellence shall submit
17 a plan for implementing the pilot program to the relevant policy
18 and fiscal committees of the Legislature, the Director of Finance,
19 and the Legislative Analyst’s Office. At a minimum, the plan shall
20 describe all of the following:

21 (1) The goals of the pilot program, including, but not limited
22 to, improving pupil outcomes related to the state priorities
23 identified in Sections 52060 and 52066 of the Education Code.

24 (2) The major implementation activities of the pilot program
25 and the means for assessing whether the goals are met.

26 (3) An implementation timeline and a program budget, with
27 anticipated expenditures and funding sources.

28 (h) (1) The California Collaborative for Educational
29 Excellence, after consulting with the Superintendent of Public
30 Instruction, shall assist school districts, county offices of education,
31 and charter schools in the pilot program.

32 (2) To the extent possible, the pilot program shall include school
33 districts, county offices of education, and charter schools from
34 urban, suburban, and rural areas representing all regions of the
35 state, as well as those with enrollment of unduplicated pupils, as
36 defined in Section 42238.02 of the Education Code, and the pupil
37 subgroups identified in Section 52052 of the Education Code.

38 (3) Participation by a local educational agency in the pilot
39 program is voluntary and, notwithstanding Sections 52071 and
40 52071.5 of the Education Code, participating local educational

1 agencies shall not pay for any assistance provided pursuant to the
2 pilot program.

3 (i) On or before November 1, 2018, the governing board of the
4 California Collaborative for Educational Excellence shall report
5 to the relevant policy and fiscal committees of the Legislature, the
6 Director of Finance, and the Legislative Analyst’s Office about
7 lessons learned from the pilot program and its implications for
8 the ongoing work of the California Collaborative for Educational
9 Excellence.

10 (j) The sum of twenty-four million dollars (\$24,000,000) is
11 hereby appropriated from the General Fund to the State
12 Department of Education for transfer by the Controller to Section
13 A of the State School Fund for allocation by the Superintendent
14 of Public Instruction to the Riverside County Office of Education
15 to support the California Collaborative for Educational Excellence
16 for purposes of this section. These funds are available for
17 encumbrance through the 2018–19 fiscal year.

18 (k) For purposes of making the computations required by Section
19 8 of Article XVI of the California Constitution, the appropriation
20 made by this section shall be deemed to be “General Fund
21 revenues appropriated for school districts,” as defined in
22 subdivision (c) of Section 41202 of the Education Code, for the
23 2015–16 fiscal year, and included within the “total allocations to
24 school districts and community college districts from General
25 Fund proceeds of taxes appropriated pursuant to Article XIII B,”
26 as defined in subdivision (e) of Section 41202 of the Education
27 Code, for the 2015–16 fiscal year.

28 SEC. 47. (a) Commencing with the 2016–17 fiscal year, the
29 sum of five hundred thousand dollars (\$500,000) is hereby annually
30 appropriated through the 2018–19 fiscal year to the State
31 Department of Education for transfer by the Controller to Section
32 A of the State School Fund for purposes of this section. The
33 Superintendent of Public Instruction shall allocate these funds for
34 the support and development of the evaluation rubrics adopted
35 pursuant to Section 52064.5 of the Education Code and the Web
36 application system for the school accountability report card.

37 (b) For the purposes specified in subdivision (a), the State
38 Department of Education, in collaboration with, and subject to
39 the approval of, the executive director of the State Board of

1 *Education, shall enter into a contract with the San Joaquin County*
2 *Office of Education to do both of the following:*

3 *(1) Host, maintain, and support the development of the local*
4 *control funding formula evaluation rubrics Web-based system.*

5 *(2) Maintain and support the Web application system for the*
6 *school accountability report card.*

7 *(c) When performing the activities specified in paragraphs (1)*
8 *and (2) of subdivision (b), the San Joaquin County Office of*
9 *Education shall ensure alignment of the school accountability*
10 *report card and the evaluation rubrics with California's*
11 *accountability system, accommodate state and local data*
12 *availability, and reflect consistency with implementation of the*
13 *local control funding formula.*

14 *(d) For purposes of making the computations required by*
15 *Section 8 of Article XVI of the California Constitution, the*
16 *appropriations made in subdivision (a) shall be deemed to be*
17 *"General Fund revenues appropriated for school districts," as*
18 *defined in subdivision (c) of Section 41202 of the Education Code,*
19 *and included within the "total allocations to school districts and*
20 *community college districts from General Fund proceeds of taxes*
21 *appropriated pursuant to Article XIII B," as defined in subdivision*
22 *(e) of Section 41202 of the Education Code.*

23 *SEC. 48. Commencing with the 2016–17 fiscal year, the*
24 *Superintendent of Public Instruction shall add three million five*
25 *hundred thousand dollars (\$3,500,000) to the amount to be*
26 *apportioned pursuant to Sections 42238.02 and 42238.03 of the*
27 *Education Code to the San Francisco Unified School District.*
28 *These funds shall be made available to contract with the*
29 *Exploratorium in San Francisco for purposes of supporting*
30 *professional development and leadership training for education*
31 *professionals, expanding access to quality STEM learning*
32 *opportunities, and supporting statewide implementation of the*
33 *Next Generation Science Standards.*

34 *SEC. 49. (a) The sum of nine million five hundred thousand*
35 *dollars (\$9,500,000) is hereby appropriated from the General*
36 *Fund to the State Water Resources Control Board. The State Water*
37 *Resources Control Board shall allocate these funds for grants*
38 *pursuant to Section 116276 of the Health and Safety Code.*

39 *(b) For purposes of making the computations required by*
40 *Section 8 of Article XVI of the California Constitution, the funds*

1 *appropriated pursuant to subdivision (a) shall be deemed to be*
2 *“General Fund revenues appropriated for school districts,” as*
3 *defined in subdivision (c) of Section 41202 of the Education Code,*
4 *for the 2014–15 fiscal year, and included within the “total*
5 *allocations to school districts and community college districts*
6 *from General Fund proceeds of taxes appropriated pursuant to*
7 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
8 *the Education Code, for the 2014–15 fiscal year.*

9 *SEC. 50. (a) For the 2016–17 fiscal year, the sum of two billion*
10 *nine hundred forty-one million nine hundred eighty thousand*
11 *dollars (\$2,941,980,000) is hereby appropriated from the General*
12 *Fund to the State Department of Education for transfer by the*
13 *Controller to Section A of the State School Fund. The*
14 *Superintendent of Public Instruction shall allocate these funds*
15 *pursuant to the calculation in subdivision (b) of Section 42238.03*
16 *of the Education Code.*

17 *(b) For purposes of making the computations required by*
18 *Section 8 of Article XVI of the California Constitution, the*
19 *appropriations made by subdivision (a) shall be deemed to be*
20 *“General Fund revenues appropriated for school districts,” as*
21 *defined in subdivision (c) of Section 41202 of the Education Code,*
22 *for the 2016–17 fiscal year, and included within the “total*
23 *allocations to school districts and community college districts*
24 *from General Fund proceeds of taxes appropriated pursuant to*
25 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
26 *the Education Code, for the 2016–17 fiscal year.*

27 *SEC. 51. Notwithstanding Section 52 of Chapter 13 of the*
28 *Statutes of 2015, for purposes of making the computations required*
29 *by Section 8 of Article XVI of the California Constitution, seven*
30 *million eight hundred thirty-eight thousand dollars (\$7,838,000)*
31 *of the appropriation made by paragraph (2) of subdivision (a) of*
32 *Section 53070 of the Education Code shall be deemed to be*
33 *“General Fund revenues appropriated for school districts,” as*
34 *defined in subdivision (c) of Section 41202 of the Education Code,*
35 *for the 2015–16 fiscal year, and included within the “total*
36 *allocations to school districts and community college districts*
37 *from General Fund proceeds of taxes appropriated pursuant to*
38 *Article XIII B,” as defined in subdivision (e) of Section 41202 of*
39 *the Education Code, for the 2015–16 fiscal year.*

1 *SEC. 52. No reimbursement is required by this act pursuant*
2 *to Section 6 of Article XIII B of the California Constitution for*
3 *certain costs that may be incurred by a local agency or school*
4 *district because, in that regard, this act creates a new crime or*
5 *infraction, eliminates a crime or infraction, or changes the penalty*
6 *for a crime or infraction, within the meaning of Section 17556 of*
7 *the Government Code, or changes the definition of a crime within*
8 *the meaning of Section 6 of Article XIII B of the California*
9 *Constitution.*

10 *However, if the Commission on State Mandates determines that*
11 *this act contains other costs mandated by the state, reimbursement*
12 *to local agencies and school districts for those costs shall be made*
13 *pursuant to Part 7 (commencing with Section 17500) of Division*
14 *4 of Title 2 of the Government Code.*

15 *SEC. 53. This act is a bill providing for appropriations related*
16 *to the Budget Bill within the meaning of subdivision (e) of Section*
17 *12 of Article IV of the California Constitution, has been identified*
18 *as related to the budget in the Budget Bill, and shall take effect*
19 *immediately.*

20 ~~SECTION 1. It is the intent of the Legislature to enact statutory~~
21 ~~changes, relating to the Budget Act of 2016.~~