

AMENDED IN ASSEMBLY MARCH 27, 1995

CALIFORNIA LEGISLATURE—1995-96 REGULAR SESSION

ASSEMBLY BILL

No. 835

Introduced by Assembly Member Weggeland

February 22, 1995

An act to amend Sections 46140, 46141, 46144, and 46145 of the Education Code, relating to adult education.

LEGISLATIVE COUNSEL'S DIGEST

AB 835, as amended, Weggeland. Pupils: adult education.

(1) Existing law provides that no pupil in a high school shall be credited with more than one day of attendance in any calendar day. *Existing law also sets forth the number of minutes constituting a minimum day in certain schools or programs.*

Under existing law, pupils in grade 12 shall be enrolled in at least 5 courses each semester or the equivalent number of courses per quarter. Existing law exempts pupils enrolled in certain programs or courses from this requirement.

This bill would create a pilot project in the Riverside Unified School District until July 1, 1998, with respect to the pupils attending continuation high school who participate in vocational training classes offered through the district's adult education programs. The bill would specify that the aforementioned provision of law shall not be construed to prohibit ~~a school district~~ the Riverside Unified School District from including the attendance of a pupil in continuation high school, who is enrolled in classes for adults, for purposes of

calculating the school district's adult education revenue limit per unit of average daily attendance.

~~(2) Existing law sets forth the number of minutes constituting a minimum day in certain schools or programs.~~

This bill would provide that ~~the minimum day for~~ *continuation* pupils enrolled in a vocational training program operated by ~~a school district or county superintendent of schools~~ *the Riverside Unified School District* and funded from the adult education fund as authorized pursuant to a specified section shall be *required to attend continuation high school* at least 180 minutes ~~in duration during the schoolday, but shall not be required to attend school in excess of 180 minutes, as specified.~~ ~~The bill would make a related change.~~

~~(3) Existing law provides that pupils in grade 12 shall be enrolled in at least 5 courses each semester or the equivalent number of courses per quarter. Existing law exempts pupils enrolled in certain programs or courses from this requirement.~~

~~This bill would exempt from the specified course requirement pupils enrolled in vocational training programs operated by school districts or county superintendents of schools and funded from the adult education fund as authorized pursuant to a specified section.~~

~~(4) This bill would require the Superintendent of Public Instruction to implement its provisions as though it were in effect for the entire 1995-96 school year. The bill would require the Riverside Unified School District to contract for an independent evaluation of the pilot project analyzing the efficiency and effectiveness of the pilot project with a determination of the efficacy of extending the project statewide. The bill would require the school district to submit the study to the Legislature on or before January 1, 1998. The bill would specify that the costs of this study shall be funded by the Riverside Unified School District. By requiring the Riverside Unified School District to conduct this study, the bill would impose a state-mandated local program.~~

~~(2) The bill would provide that the pilot project shall be implemented as though it were in effect for the entire 1995-96 school year.~~



(3) *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 no reimbursement is required by this act for a specified reason.

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

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

1 ~~SECTION 1.—Section 46140 of the Education Code is~~
2 *SECTION 1. (a) This section creates a pilot project*
3 *to be conducted in the Riverside Unified School District*
4 *with respect to the pupils attending continuation high*
5 *school who participate in vocational training classes*
6 *offered through the district’s adult education programs.*
7 *This project shall terminate on July 1, 1998.*
8 *(b) Notwithstanding Section 46140 of the Education*
9 *Code, the Riverside Unified School District may include*
10 *the attendance of a pupil in a continuation high school*
11 *who is enrolled in classes for adults for purposes of*
12 *calculating the school district’s adult education revenue*
13 *limit per unit of average daily attendance.*
14 *(c) Continuation pupils enrolled in a vocational*
15 *training program operated by the Riverside Unified*
16 *School District and funded from the adult education fund*
17 *as authorized in paragraph (6) of subdivision (a) of*
18 *Section 41976 of the Education Code shall be required to*
19 *attend the continuation high school at least 180 minutes*
20 *during the schoolday, but shall not be required to attend*
21 *school in excess of the minimum schoolday specified in*
22 *Section 46170 of the Education Code.*
23 *(d) Notwithstanding subdivisions (a) to (c), inclusive,*
24 *adults shall continue to have priority for enrollment in all*
25 *adult education programs offered by the Riverside*
26 *Unified School District pursuant to subdivision (a) of*
27 *Section 52523 of the Education Code.*
28 *(e) The Riverside Unified School District shall*
29 *contract for an independent evaluation of the pilot*



1 project analyzing the efficiency and effectiveness of the
2 pilot project with a determination of the efficacy of
3 extending the project statewide. The district shall submit
4 the study to the Legislature on or before January 1, 1998.
5 The costs of this study shall be funded by the Riverside
6 Unified School District.

7 SEC. 2. Section 1 of this act shall be implemented as
8 though it were in effect for the entire 1995-96 school year.

9 SEC. 3. No reimbursement is required by this act
10 pursuant to Section 6 of Article XIII B of the California
11 Constitution because the only costs that may be incurred
12 by a local agency or school district are the result of a
13 program for which legislative authority was requested by
14 that local agency or school district, within the meaning of
15 Section 17556 of the Government Code and Section 6 of
16 Article XIII B of the California Constitution.

17 Notwithstanding Section 17580 of the Government
18 Code, unless otherwise specified, the provisions of this act
19 shall become operative on the same date that the act
20 takes effect pursuant to the California Constitution.

21 amended to read:

22 ~~46140. (a) No pupil in a high school, other than a~~
23 ~~pupil enrolled in a regional occupational center or~~
24 ~~program, evening high school, continuation high school,~~
25 ~~or continuation education class, shall be credited with~~
26 ~~more than one day of attendance in any calendar day and~~
27 ~~nothing in this article shall be construed to the contrary.~~

28 ~~(b) This section shall not be construed to prohibit a~~
29 ~~school district from including the attendance of a pupil in~~
30 ~~high school, who is enrolled in classes for adults, for~~
31 ~~purposes of calculating the school district's adult~~
32 ~~education revenue limit per unit of average daily~~
33 ~~attendance.~~

34 ~~SEC. 2. Section 46141 of the Education Code is~~
35 ~~amended to read:~~

36 ~~46141. The minimum schoolday in any high school,~~
37 ~~except in an evening high school, a regional occupational~~
38 ~~center, an opportunity school and in opportunity classes,~~
39 ~~a continuation high school, in continuation education~~
40 ~~classes, in late afternoon or Saturday occupationally~~



1 ~~organized vocational training programs conducted under~~
2 ~~a federally approved plan for vocational education, for~~
3 ~~pupils enrolled in a work experience education program~~
4 ~~approved under the provisions of Article 7 (commencing~~
5 ~~with Section 51760) of Chapter 5 of Part 28 of this division~~
6 ~~or for pupils enrolled in a vocational training program~~
7 ~~operated by a school district or county superintendent of~~
8 ~~schools and funded from the adult education fund as~~
9 ~~authorized in paragraph (6) of subdivision (a) of Section~~
10 ~~41976, is 240 minutes.~~

11 ~~SEC. 3. Section 46144 of the Education Code is~~
12 ~~amended to read:~~

13 ~~46144. The minimum day in special day or Saturday~~
14 ~~vocational training programs, for pupils enrolled in a~~
15 ~~work experience education program approved under~~
16 ~~Article 7 (commencing with Section 51760) of Chapter 5~~
17 ~~of Part 28, or for pupils enrolled in a vocational training~~
18 ~~program operated by a school district or county~~
19 ~~superintendent of schools and funded from the adult~~
20 ~~education fund as authorized in paragraph (6) of~~
21 ~~subdivision (a) of Section 41976, except pupils enrolled in~~
22 ~~a continuation school or class pursuant to Section 48402,~~
23 ~~is four periods totaling at least 180 minutes in duration.~~

24 ~~SEC. 4. Section 46145 of the Education Code is~~
25 ~~amended to read:~~

26 ~~46145. Commencing with the first semester or~~
27 ~~quarter that begins after January 1, 1984, pupils in grade~~
28 ~~12 shall be enrolled in at least five courses each semester~~
29 ~~or the equivalent number of courses per quarter. If any~~
30 ~~pupil in grade 12 is required by medical prescription to~~
31 ~~attend school for less than five courses during the~~
32 ~~semester or the equivalent number of courses during the~~
33 ~~quarter, the average daily attendance allowed for that~~
34 ~~pupil's attendance shall bear the same proportion to one~~
35 ~~day of attendance as the number of courses in which the~~
36 ~~pupil is enrolled bears to five or the equivalent number~~
37 ~~for the quarter system.~~

38 ~~However, this requirement shall not apply to pupils~~
39 ~~enrolled in regional occupational programs, regional~~
40 ~~occupational centers, courses at accredited~~



1 ~~postsecondary educational institutions, independent~~
2 ~~study, vocational training programs operated by school~~
3 ~~districts or county superintendents of schools and funded~~
4 ~~from the adult education fund as authorized in paragraph~~
5 ~~(6) of subdivision (a) of Section 41976, special education~~
6 ~~programs where the pupil's individualized education~~
7 ~~program establishes a different number of courses,~~
8 ~~continuation education classes, work experience~~
9 ~~education programs approved under the provisions of~~
10 ~~Article 7 (commencing with Section 51760) of Chapter 5~~
11 ~~of Part 28, or any other course of study authorized by the~~
12 ~~governing board which is equivalent to the approved~~
13 ~~high school course of study.~~
14 ~~SEC. 5. The Superintendent of Public Instruction~~
15 ~~shall implement this act as though it were in effect for the~~
16 ~~entire 1995-96 school year.~~

