

AMENDED IN SENATE JUNE 22, 1995
AMENDED IN ASSEMBLY JUNE 1, 1995
AMENDED IN ASSEMBLY MAY 11, 1995
AMENDED IN ASSEMBLY APRIL 18, 1995

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 1519

Introduced by Assembly Member Morrow

February 24, 1995

An act to add Chapter 17 (commencing with Section 11600) to Part 7.5 of, *and to add Section 62000.15 to*, the Education Code, relating to education technology, ~~and~~ making an appropriation therefor; *declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1519, as amended, Morrow. Education technology.

Existing law establishes various programs for the introduction of education technology into the classroom, including, among other programs, the Morgan-Farr-Quackenbush Education Technology Act of 1992, which has as its primary mission ensuring that the procurement and use of technology is clearly guided by the needs of pupils.

This bill would establish the ~~High-School~~ Education Technology Grant Program of 1996 (grant program) for the purposes of providing funding to *eligible* school districts *and*

county offices of education operating classrooms for any of grades 9 to 12, inclusive, for the wiring of classrooms, as specified, and the purchase of hardware necessary to utilize telecommunications and information services. The ~~High School~~ *Education* Technology Trust Fund would be created for the purposes of that grant program. Applicant school districts *and county offices of education* would be required to include certain information in their applications for technology implementation grants, including, among other information, an inventory of current wiring, hardware, and software *for technology* in the district.

This bill would require the State Allocation Board to administer the grant program and to develop a formula for the allocation of moneys *to school districts and county offices of education* from the trust fund for technology implementation grants that includes specified factors. School districts *and county offices of education* would be required to demonstrate certain things in order to be eligible for the grants.

This bill would also provide that school districts are eligible to receive grants for staff development pertaining to education technology, as specified *but would specify that no funding for those grants shall be used at a community schoolsite that is not owned by the county office of education.*

~~This bill would require the State Allocation Board to select not more than 3 school districts to receive grants for the purposes of establishing a pilot project to demonstrate ways to reduce the time necessary to complete state and federal reporting requirements and to produce data for effective administration of the school district San Diego County Superintendent of Schools to manage the implementation of a demonstration technology grant program from funds made available by the State Allocation Board, in accordance with a specified plan.~~

This bill would authorize the State Allocation Board to award grants to school districts ~~having~~ *and to county offices of education that operate community schools for pupils enrolled in grades 7 to 9, inclusive, and to school districts for pupils enrolled in kindergarten and grades 1 to 6, inclusive,* as specified, if there are moneys in the ~~High School~~ *Education*



Technology Trust Fund that are not needed to fund grants to school districts ~~having~~ for pupils enrolled in grades 9 to 12, inclusive.

This bill would authorize the Public Utilities Commission to allocate \$35,000,000 for the purposes of telecommunications infrastructure development in public schools, as described in a specified decision of the commission, thereby imposing a tax. The bill would require the commission to deposit not less than \$35,000,000 of that amount into the ~~High School Education~~ Technology Trust Fund. The bill would appropriate \$35,000,000 to the Office of Public School Construction that exists within the Department of General Services from the amount deposited in the ~~High School Education~~ Technology Trust Fund, for the purposes of the grant program, as specified, and would require those amounts to be allocated in a specified manner. ~~The bill would specify that it shall become operative only if a court finds the allocation by the Public Utilities Commission in its decision, as specified, to be valid.~~

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

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

1 SECTION 1. Chapter 17 (commencing with Section
2 11600) is added to Part 7.5 of the Education Code, to read:

3
4 CHAPTER 17. ~~HIGH SCHOOL~~ EDUCATION TECHNOLOGY
5 GRANT PROGRAM
6

7 11600. This act shall be known and may be cited as the
8 ~~High School~~ Education Technology Grant Program Act
9 of 1996.

10 11601. The ~~High School Education~~ Technology Trust
11 Fund is hereby created in the State Treasury for the
12 purposes of this chapter. Moneys received from federal
13 sources, state sources, and private sources, for the
14 purposes of this chapter shall be deposited into the fund
15 and, upon appropriation by the Legislature, shall be



1 available to fund projects authorized by the State
2 Allocation Board.

3 11602. The State Allocation Board shall administer the
4 grant program and shall award technology
5 implementation grants, staff development technology
6 grants, and demonstration technology grants to school
7 districts having pupils enrolled in grades 9 to 12, inclusive,
8 *and to county offices of education that operate*
9 *community schools*, in accordance with this chapter. If
10 there are moneys in the ~~High School Education~~
11 Technology Trust Fund that are not needed to fund
12 grants to school districts ~~having for~~ pupils enrolled in
13 grades 9 to 12, inclusive, the State Allocation Board may
14 award grants to school districts ~~having for~~ pupils enrolled
15 in grades 7 to 9, inclusive, *and then to school districts for*
16 *pupils enrolled in kindergarten and grades 1 to 6,*
17 *inclusive*, on the same basis as it awards grants to school
18 districts having pupils enrolled in grades 9 to 12, inclusive.
19 The State Allocation Board shall adopt rules and
20 regulations as necessary for the administration and
21 implementation of this chapter.

22 11603. The State Allocation Board shall allocate
23 technology implementation grants to eligible school
24 districts *and county offices of education* for the following
25 purposes:

26 (a) The wiring of ~~a substantial number of~~ classrooms
27 ~~for any of grades 1 to 12, inclusive, including, but not~~
28 ~~limited to, the auditorium, library, and conference rooms~~
29 ~~of, school auditoriums, school libraries, and conference~~
30 *rooms at a schoolsite* in accordance with guidelines
31 established by the Office of Public School Construction.

32 (b) The purchase of hardware necessary to utilize
33 telecommunications and information services.

34 11604. (a) Each applicant school district *or county*
35 *office of education* shall include in the application for a
36 technology implementation grant a plan for the use of the
37 grant funds that includes all of the following:

38 (1) An inventory of current wiring, hardware, and
39 software *for technology* in the school district.



1 (2) A description of the intended uses of the
2 technology funding.

3 (3) A plan to designate at least one staff person per
4 schoolsite to manage the technology implementation
5 program and to provide release time for training for those
6 persons.

7 (4) A plan to permit elementary schools, *middle*
8 *schools*, and adult education programs to use the
9 telecommunications equipment available at secondary
10 level schoolsites, *until funding is provided for pupils*
11 *enrolled in elementary and middle schools*.

12 (5) A letter of intent stating the date upon which the
13 technology funding use plan will be implemented.

14 (b) School districts *or county offices of education* that
15 demonstrate the following in their grant applications are
16 eligible to receive technology implementation grants:

17 (1) The school district is eligible for funding based
18 upon the formula adopted pursuant to Section 11605 *or*
19 *11606*.

20 ~~(2) A substantial number of classrooms at secondary~~
21 ~~schoolsites, including the auditorium, library, and~~
22 ~~conference rooms have been wired in accordance with~~

23 (2) *The students generating funding pursuant to the*
24 *formula adopted pursuant to Section 11605 have access to*
25 *a computer lab or telecommunications and information*
26 *services at the schoolsite, that is provided in accordance*
27 *with guidelines developed by the Office of Public School*
28 *Construction.*

29 ~~(3) The existing secondary schoolsites have acquired~~
30 ~~hardware necessary to utilize telecommunications and~~
31 ~~information services.~~

32 11605. The State Allocation Board shall develop a
33 formula for the allocation of moneys *to school districts* for
34 technology implementation grants as described in
35 Section 11604, that includes the following factors:

36 (a) The number of classrooms at secondary schoolsites.
37 The number of classrooms at schoolsites operated on a
38 multitrack year-round calendar shall be adjusted to
39 accurately reflect the total number of classrooms
40 available to the pupils at that schoolsite.



1 (b) The minimum funding per schoolsite shall reflect
 2 the base cost of acquiring a satellite dish and switching
 3 electronics.

4 (e) ~~The information provided by the applicant school~~
 5 ~~district pursuant to Section 11604.~~

6 ~~11606.— not be less than thirty-five thousand dollars~~
 7 ~~(\$35,000).~~

8 *11606. The State Allocation Board shall develop a*
 9 *formula for the allocation of moneys to county offices of*
 10 *education for technology implementation grants as*
 11 *described in Section 11604, that include the following*
 12 *factors:*

13 (a) *The number of pupils served by the county*
 14 *community school.*

15 (b) *The minimum funding per community schoolsite*
 16 *shall not be less than fifteen thousand dollars (\$15,000).*

17 *11607. School districts are eligible to receive staff*
 18 *development technology grants for staff development to*
 19 *provide instruction in the use of data, video, and voice*
 20 *telecommunications networks for educational purposes.*
 21 *Grants shall be awarded by the State Allocation Board on*
 22 *a first come first served basis.*

23 ~~11607. The State Allocation Board shall select not~~
 24 ~~more than three school districts to receive demonstration~~
 25 ~~technology grants for the purpose of establishing a pilot~~
 26 ~~project to demonstrate ways to eliminate time needed to~~
 27 ~~complete state and federal reporting requirements and~~
 28 ~~to produce data required for effective district~~
 29 ~~administration through the use of technology.~~
 30 ~~Participants shall be selected on a competitive basis by~~
 31 ~~the State Allocation Board.~~

32 ~~SEC. 2.—~~

33 *11608. No funding provided pursuant to Section 11607*
 34 *shall be used at a community schoolsite that is not owned*
 35 *by the county office of education.*

36 *11609. The San Diego County Superintendent of*
 37 *Schools shall manage the implementation of a*
 38 *demonstration technology grant program from funds*
 39 *made available by the State Allocation Board pursuant to*



1 *this chapter, in accordance with a plan that includes the*
2 *following elements:*

3 (a) *A description of the process for identifying existing*
4 *technology tools and the development of new technology*
5 *applications that can be used by school districts to reduce*
6 *the amount of time needed to complete state and federal*
7 *reporting requirements, and to produce data required for*
8 *effective administration by school districts.*

9 (b) *A description of the method of selecting three*
10 *school districts to test, on a pilot program basis, the*
11 *technology applications that are identified pursuant to*
12 *subdivision (a). The selection method shall ensure that*
13 *the average daily attendance of at least one school district*
14 *in the prior fiscal year exceeded 100,000 students, and that*
15 *the average daily attendance of each of the other school*
16 *districts in the prior fiscal year was less than 25,000*
17 *students.*

18 (c) *A provision for project management and technical*
19 *assistance that would be provided by a California*
20 *corporation that meets all of the following conditions:*

21 (1) *A majority of the corporation's revenues are*
22 *derived from defense-related technology applications.*

23 (2) *The corporation has proven experience in the*
24 *application of defense-related technology for local*
25 *government purposes.*

26 (3) *The California corporation has been in business for*
27 *more than 10 years, and employs less than 1,000*
28 *employees.*

29 (d) *A description of the efforts that would be made to*
30 *ensure that the technology applications developed*
31 *pursuant to subdivision (a) are compatible with other*
32 *State Department of Education initiatives, and can be*
33 *applied to all school districts in the state.*

34 (e) *An expenditure plan which ensures that not more*
35 *than 5 percent of the demonstration technology grant*
36 *funds will be expended by the county superintendent of*
37 *schools for the oversight of the demonstration technology*
38 *grant program.*

39 (f) *A timeline that would ensure that a private*
40 *contractor would be selected within three months of the*



1 receipt of funds, and that the total project would be
2 completed within two years of the receipt of funds.

3 (g) An evaluation of the pilot projects that is designed
4 to determine the success of the technology applications
5 with respect to the following:

6 (1) Reducing time needed to complete required state
7 and federal reports.

8 (2) Producing related cost savings.

9 (3) Improving the availability of data for
10 decisionmaking by school districts.

11 The evaluation shall also analyze the ability of the
12 technology applications to produce student progress data
13 such as test scores and grade point averages that can be
14 evaluated based on grade level and by other factors.

15 SEC. 2. Section 62000.15 is added to the Education
16 Code, to read:

17 62000.15. The demonstration technology program set
18 forth in Chapter 17 (commencing with Section 11600) of
19 Part 7.5 shall sunset on June 30, 2001.

20 SEC. 3. On or after January 1, 1993, the Public Utilities
21 Commission is authorized to allocate thirty-five million
22 dollars (\$35,000,000) for the purpose of
23 telecommunications infrastructure development in
24 public schools as described in the Commission's Decision,
25 94-08-030, issued August 3, 1994, in the Matter of the
26 Investigation on the Commission's own Motion into the
27 Pacific Telesis Group's Spinoff Proposal (hereafter
28 "Commission's Decision"). The Public Utilities
29 Commission shall deposit not less than thirty-five million
30 dollars (\$35,000,000) from moneys that are held by the
31 Public Utilities Commission pursuant to the
32 Commission's Decision into the ~~High School Education~~
33 Technology Trust Fund created by Section 11601 of the
34 Education Code. From the amount deposited into the
35 ~~High School Education~~ Technology Trust Fund pursuant
36 to this section, the amount of thirty-five million dollars
37 (\$35,000,000) is hereby appropriated to the Office of
38 Public School Construction, without regard to fiscal year,
39 for allocation as follows.



1 (a) An amount equal to 2.5 percent of the amounts
2 transferred pursuant to this section shall be allocated for
3 the staff development technology grants described in
4 Section ~~11606~~ 11607.

5 (b) An amount equal to ~~2~~ 2.5 percent of the moneys
6 transferred pursuant to this section shall be allocated for
7 the purpose of the demonstration technology ~~grants~~
8 *grant program* described in Section ~~11607~~ 11609.

9 (c) An amount equal to ~~95.5~~ 88.75 percent of the
10 moneys transferred pursuant to this section shall be
11 allocated for the education technology implementation
12 grants described in Section 11605.

13 ~~SEC. 3.—~~

14 (d) *An amount equal to 5.5 percent of the money that*
15 *is transferred pursuant to this section shall be allocated for*
16 *the education technology implementation grants*
17 *described in Section 11609.*

18 (e) *An amount equal to 1.0 percent of the money that*
19 *is transferred pursuant to this section shall be allocated to*
20 *the Office of Public School Construction for the*
21 *administration of this chapter.*

22 SEC. 4. It is not the intent of the Legislature to
23 authorize the Public Utilities Commission in the future to
24 allocate any rate refunds or money derived from rate
25 refunds for program purposes rather than to reimburse
26 those funds to ratepayers.

27 ~~SEC. 4.— This act shall become operative only if a court~~
28 ~~finds the allocation by the Public Utilities Commission of~~
29 ~~the thirty five million dollars (\$35,000,000) for the~~
30 ~~purpose of telecommunications infrastructure~~
31 ~~development in public schools, as described in the~~
32 ~~Commission's Decision, 94-08-030, issued August 3, 1994,~~
33 ~~in the Matter of the Investigation on the Commission's~~
34 ~~own motion into the Pacific Telesis Group's Spinoff~~
35 ~~Proposal, to be valid.~~

36 SEC. 5. *This act is an urgency statute necessary for the*
37 *immediate preservation of the public peace, health, or*
38 *safety within the meaning of Article IV of the*
39 *Constitution and shall go into immediate effect. The facts*
40 *constituting the necessity are:*



1 *In order to make funds available at the earliest possible*
2 *time for purposes of urgently needed education*
3 *technology for public schools, it is necessary that this act*
4 *take effect immediately.*

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