

AMENDED IN SENATE AUGUST 31, 1998

AMENDED IN SENATE JULY 7, 1998

AMENDED IN ASSEMBLY APRIL 28, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2536**

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**Introduced by Assembly Member Poochigian**  
**(Principal coauthors: Assembly Member ~~Mazzoni~~ Members**  
***Mazzoni and Pacheco*)**  
**(Coauthor: Assembly Member Davis)**

February 20, 1998

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An act to add and repeal Chapter 3.8 (commencing with Section 8660) of Part 6 of the Education Code, relating to the California State Summer School for Mathematics and Science, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2536, as amended, Poochigian. California State Summer School for Mathematics and Science.

Under existing law, the governing board of a school district is authorized to provide pupil instruction through the operation of summer school programs. Existing law provides for a California State Summer School for the Arts governed by a 15-member board of trustees.

This bill would establish the California State Summer School for Mathematics and Science, as a multidisciplinary mathematics and science training program that would enable pupils who have demonstrated excellence in mathematics

and science to receive intensive training in these subjects. The program would be administered by a ~~15-member board of trustees, known as the Trustees of the California State Summer School for Mathematics and Science~~ *the State Board of Education*. The bill would ~~set forth the powers and duties of the board, and would~~ prescribe requirements for the operation of the program, including, but not *necessarily* limited to, the period of instruction, selection of faculty, site determination, costs, and tuition. The bill would require the State Department of Education to assist the board by providing specified services relating to school district notification and registration and fee waivers and to evaluate the program.

*The bill would appropriate \$1,000,000, in augmentation of a prescribed item of the Budget Act of 1998. Of this amount, \$400,000 would be for support of the State Board of Education for the administrative planning and startup costs of the California State Summer School for Mathematics and Science, and \$600,000 would be for the initial costs of operating the summer school program.*

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

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

1 SECTION 1. Chapter 3.8 (commencing with Section  
2 8660) is added to Part 6 of the Education Code, to read:

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4 CHAPTER 3.8. CALIFORNIA STATE SUMMER SCHOOL FOR  
5 MATHEMATICS AND SCIENCE

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7 8660. (a) The California State Summer School for  
8 Mathematics and Science is hereby created to establish a  
9 multidisciplinary mathematics and science training  
10 program to enable pupils with demonstrated academic  
11 excellence in mathematics and science to receive  
12 intensive training in these subjects.

13 (b) The California State Summer School for  
14 Mathematics and Science shall provide a training ground  
15 for pupils who wish to study advanced mathematics or



1 science or to pursue careers that require a high degree of  
2 mathematics or scientific training.

3 ~~8661. (a) The California State Summer School for~~  
4 ~~Mathematics and Science shall be governed by a *the State*~~  
5 ~~*Board of Education.* 15-member board of trustees, to be~~  
6 ~~known as the Trustees of the California State Summer~~  
7 ~~School for Mathematics and Science. The board shall be~~  
8 ~~composed of mathematicians, scientists, educators,~~  
9 ~~university professors and administrators, business~~  
10 ~~administrators, representatives of foundations,~~  
11 ~~corporations, and commercial industries, and other~~  
12 ~~distinguished citizens of the state.~~

13 ~~(b) The membership of the board of trustees shall be~~  
14 ~~appointed as follows:~~

15 ~~(1) The Governor shall appoint nine members.~~

16 ~~(2) The Speaker of the Assembly and the Senate~~  
17 ~~Committee on Rules shall each appoint two members.~~

18 ~~(3) The State Board of Education and the~~  
19 ~~Superintendent of Public Instruction shall each appoint~~  
20 ~~one member.~~

21 ~~(c) Each appointment pursuant to subdivision (b)~~  
22 ~~shall be for a term of three years, and each member shall~~  
23 ~~be eligible for reappointment.~~

24 ~~(d) The board of trustees annually shall select a~~  
25 ~~chairperson and vice chairperson, and shall hold at least~~  
26 ~~four meetings annually.~~

27 ~~8662. (a) The board of trustees shall adopt rules and~~

28 ~~8662. (a) *The State Board of Education shall adopt*~~  
29 ~~*rules and regulations governing fees, applications, and*~~  
30 ~~*admission procedures for the California State Summer*~~  
31 ~~*School for Mathematics and Science, and any other*~~  
32 ~~*procedure or operation necessary to implement the*~~  
33 ~~*requirements of this chapter.*~~

34 ~~(b) The rules and regulations adopted pursuant to~~  
35 ~~subdivision (a) shall include, but ~~are not~~ *shall not*~~  
36 ~~*necessarily be* limited to, a provision that requires a pupil~~  
37 ~~*to meet the criteria set forth in subdivision (a) of Section*~~  
38 ~~*8660 requiring pupils to have demonstrated academic*~~  
39 ~~*excellence in mathematics and science and to meet one*~~



1 of the following criteria to be eligible for admission to the  
2 summer school:

3 (1) The pupil graduated, or will graduate, from the 8th  
4 grade at the end of the school year immediately  
5 preceding the summer school session for which he or she  
6 is applying.

7 (2) The pupil is currently enrolled in any of grades 9  
8 to 12, inclusive.

9 (3) The pupil graduated from high school during the  
10 school year immediately preceding the summer school  
11 session for which he or she is applying.

12 (c) A pupil's participation in the summer school shall  
13 not be credited toward the pupil's completion of the  
14 course of study prescribed for graduation from high  
15 school, unless the pupil's regular school of attendance  
16 tenders payment to the pupil, no later than the last day  
17 of the summer school session, for all application and other  
18 fees and expenses charged to the pupil by the summer  
19 school that would not be charged to a pupil enrolled in the  
20 public school system.

21 8663. (a) The Legislature finds and declares that the  
22 admission of out-of-state pupils to the California State  
23 Summer School for Mathematics and Science will  
24 enhance the national and international standing of the  
25 pupils who attend the summer school, and increase the  
26 revenues to the school from both tuition and  
27 contributions.

28 (b) Pursuant to the eligibility criteria set forth in  
29 subdivision (b) of Section 8662, pupils who are not  
30 California residents, including residents of other  
31 countries, may be admitted to the California State  
32 Summer School for Mathematics and Science, not to  
33 exceed in any year 20 pupils or 5 percent of the total pupil  
34 population of the summer school, whichever is less. No  
35 admission under this subdivision shall result in the denial  
36 of admission under this chapter to a California resident  
37 who is eligible for that admission and satisfies applicable  
38 qualifications for admission.

39 8664. The ~~board of trustees~~ *State Board of Education*  
40 shall perform the following duties:



1 (a) Provide for the operation and governance of the  
2 California State Summer School for Mathematics and  
3 Science.

4 (b) Appoint a person to fill the full-time, permanent,  
5 exempt position of Director of the California State  
6 Summer School for Mathematics and Science. The  
7 director shall employ two assistants, one for program  
8 operation and one for administration, and any other  
9 necessary staff.

10 (c) Develop a statewide application procedure. The  
11 procedure shall be implemented with the cooperation of  
12 the appropriate state and local agencies, including, but  
13 not limited to, school districts, the California State  
14 University, and the California Community Colleges. The  
15 University of California is urged to cooperate with the  
16 development of the application procedure. The cost of  
17 the application process shall be at least partially offset by  
18 charging each applicant a fee not to exceed twenty dollars  
19 (\$20). Applicants who are unable to pay the fee shall  
20 petition the State Department of Education for a waiver,  
21 which shall be granted or denied pursuant to the rules  
22 and regulations adopted pursuant to subdivision (b) of  
23 Section 8669.

24 (d) Maintain an advisory committee or committees to  
25 assist the board in administering the summer school.

26 (e) Develop the curriculum of the summer school.

27 (f) Establish a nonprofit foundation to develop and  
28 receive private support for the summer school.

29 (g) Establish a permanent endowment fund for the  
30 summer school.

31 (h) Exercise any other powers necessary to carry out  
32 the purposes of this chapter.

33 8665. The State Department of Education shall assist  
34 the California State Summer School for Mathematics and  
35 Science by providing the following services:

36 (a) Developing and administering a process for the  
37 waiver of registration or program fees pursuant to this  
38 chapter.

39 (b) Distribution to all school districts in the state of  
40 notices and guidelines that describe the application



1 procedure, site of the summer school, cost of  
2 participation, criteria for admission, and other pertinent  
3 information regarding the summer school.

4 8666. The period of instruction for the California State  
5 Summer School for Mathematics and Science shall be not  
6 less than four weeks and no more than six weeks in length.  
7 This section shall not be construed to prohibit two sessions  
8 per year, as long as the summer school commences no  
9 earlier than one week following the end of the regular  
10 school year, and concludes no later than one week prior  
11 to the commencement of the next regular school year.

12 8667. (a) The faculty of the California State Summer  
13 School for Mathematics and Science shall be selected  
14 annually, subject to the final approval of the director of  
15 the school, by the ~~board of trustees~~ *State Board of*  
16 *Education*, upon consultation with a faculty selection  
17 panel convened by the board for that purpose. The  
18 faculty selection panel shall be composed of industry  
19 leaders and educators, selected to be broadly  
20 representative of the schools, industries, colleges, and  
21 universities located throughout the state. Members of the  
22 ~~board of trustees~~ *State Board of Education* may serve on  
23 the faculty selection panel, but shall comprise no more  
24 than one-third of any faculty selection panel.

25 (b) The faculty shall be comprised of professors of  
26 mathematics and science, and shall not be restricted to  
27 members of the current faculty of the host institution.  
28 Each faculty member shall be chosen for his or her  
29 excellence in mathematics, science, or teaching ability.  
30 Notwithstanding any other provision of law, the faculty  
31 shall not be subject to credentialing requirements or any  
32 other restrictions upon eligibility for employment  
33 generally applicable to public school instructors, except  
34 for the requirement of obtaining a certificate of clearance  
35 from the Commission on Teacher Credentialing pursuant  
36 to Sections 44332.5, 44339, 44340, and 44341.

37 (c) The members of the faculty shall be paid on a  
38 contractual basis and shall not be considered as state  
39 employees.



1 8668. (a) The site for the California State Summer  
2 School for Mathematics and Science shall be chosen for  
3 one year, or on a multiyear basis as determined by the  
4 ~~board of trustees~~ *State Board of Education* based on the  
5 cost effectiveness of the proposals submitted to the board  
6 through a competitive request for proposal procedure.  
7 The criteria for selection shall include, but not *necessarily*  
8 be limited to, all of the following:

9 (1) Space requirements of the summer school,  
10 including residential space and appropriate facilities for  
11 all disciplines offered by the summer school.

12 (2) Technical, administrative, and support services  
13 available to the summer school, submitted with an  
14 appropriate budget designating donated services and the  
15 costs to the summer school of having other services  
16 provided.

17 (3) Materials, supplies, and equipment available for  
18 the exclusive use of the summer school. Materials or  
19 equipment that may be used by the host institution  
20 during its regular sessions either shall be purchased by the  
21 host institution, which may charge the summer school a  
22 rental fee for the use of the materials or equipment, or  
23 purchased by the summer school, which shall charge the  
24 host institution a rental fee for the use of the materials or  
25 equipment during the institution's regular sessions.

26 (4) Operating funds and in-kind services.

27 (b) Private institutions, colleges, and universities,  
28 appropriate privately owned and operated facilities, and  
29 state facilities, including, but not limited to, facilities of  
30 the California State University and the University of  
31 California with the consent of the Board of Regents of the  
32 University of California, may be used as the site for the  
33 summer school. A regional consortium of campuses and  
34 adjacent cultural centers operated by nonprofit  
35 organizations may be considered as a single site in the  
36 selection process.

37 8669. (a) It is the intent of the Legislature that at  
38 least 50 percent, but not more than 75 percent, of the  
39 actual costs of the California State Summer School for  
40 Mathematics and Science for each fiscal year would be



1 financed by state funds beginning in the 1999–2000 fiscal  
2 year. The balance of the operating costs would be  
3 financed with fees and private support.

4 (b) Except as provided in subdivision (c), the ~~board of~~  
5 ~~trustees—State Board of Education~~ shall set a tuition fee  
6 within a range that corresponds to actual program costs,  
7 up to but not exceeding one thousand dollars (\$1,000) per  
8 session in the year 2000. The amount of this fee may be  
9 increased by the ~~board of trustees State Board of~~  
10 ~~Education~~ up to a 5 percent increase each year thereafter.  
11 The ~~board of trustees—State Board of Education~~ shall  
12 award full or partial scholarships on the basis of need and  
13 ability. Pupils who are unable to pay all or part of the fee  
14 may petition the ~~board of trustees—State Board of~~  
15 ~~Education~~ for a fee reduction or waiver. The State Board  
16 of Education, ~~in conjunction with the board of trustees,~~  
17 shall adopt rules and regulations regarding fee reduction  
18 and waivers, which shall ensure ~~all of the following—that~~  
19 ~~both of the following occur:~~

20 (1) That scholarship funds are available and no  
21 talented applicant shall be denied admission solely  
22 because of inability to pay all or part of the fee.

23 (2) That any public announcement regarding the  
24 summer school program include notification that full  
25 scholarships are available, and information regarding the  
26 procedure for applying for a scholarship award.

27 (c) For pupils who are not California residents, the  
28 ~~board of trustees State Board of Education~~ annually shall  
29 set a tuition fee that is not less than the total actual costs  
30 to the summer school of services per pupil. The total  
31 actual costs of services per pupil shall be computed each  
32 year for this purpose by dividing the amount of school  
33 expenditures for the prior fiscal year by the total pupil  
34 population for the prior year.

35 (d) The Foundation for the California State Summer  
36 School for Mathematics and Science established pursuant  
37 to subdivision (f) of Section 8664 may raise funds from the  
38 private sector that may be used by the summer school for  
39 general program operating costs, scholarships, program  
40 augmentation, public relations, recruitment activity, or



1 special projects. Private support may include, but not be  
2 limited to, direct grants to the summer school from  
3 private corporations or foundations, individual  
4 contributions, in-kind contributions, or fundraising  
5 benefits conducted by any entity.

6 8669.1. By January 1, 2003, the ~~State Department of~~  
7 ~~Education shall conduct an evaluation, based on criteria~~  
8 ~~developed by the department and approved by the State~~  
9 ~~Board of Education, California Research Bureau of the~~  
10 *California State Library shall conduct an evaluation on*  
11 *the effectiveness of the California State Summer School*  
12 *for Mathematics and Science.*

13 8669.2. This chapter shall remain in effect only until  
14 January 1, 2004, and as of that date is repealed, unless a  
15 later enacted statute, that is enacted before January 1,  
16 2004, deletes or extends that date.

17 *SEC. 2. (a) The sum of one million dollars*  
18 *(\$1,000,000) is hereby appropriated from the General*  
19 *Fund, in augmentation of schedule (e) of Item*  
20 *6110-001-0001 of Section 2.00 of Chapter 324 of the*  
21 *Statutes of 1998. Of this amount, four hundred thousand*  
22 *dollars (\$400,000) shall be for support of the State Board*  
23 *of Education for the administrative planning and startup*  
24 *costs of the California State Summer School for*  
25 *Mathematics and Science, and six hundred thousand*  
26 *dollars (\$600,000) shall be for the initial costs of operating*  
27 *the summer school program.*

28 *(b) Any funds appropriated by subdivision (a) that are*  
29 *unencumbered as of June 30, 1999, may be deposited in*  
30 *the endowment fund established pursuant to subdivision*  
31 *(g) of Section 8664 of the Education Code.*

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33 **CORRECTIONS**

34 **Heading — Line 1 to 14.**

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