

AMENDED IN ASSEMBLY MAY 13, 1998
AMENDED IN ASSEMBLY APRIL 30, 1998
AMENDED IN ASSEMBLY FEBRUARY 13, 1998
AMENDED IN SENATE APRIL 8, 1997

SENATE BILL

No. 1193

Introduced by Senator Peace

February 28, 1997

An act to amend Sections *44579.1 and 44579.5 and 44670.9* of, ~~to of, and to amend and~~ repeal and add Sections *44579.1, Sections 44670.6, 52022, and 52854* ~~52854~~, and *56242* of, the Education Code, relating to education finance, *and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1193, as amended, Peace. School finance: staff development.

Existing

(1) *Existing* law authorizes a school to include the provision of time during the regular school year to conduct staff development programs and receive full average daily attendance (ADA) reimbursement. Existing law generally authorizes school districts to offer up to 8 days of staff development during the school year.

Existing law, known as the Staff Development Buy-out Program, declares the intent of the Legislature to increase the number of schooldays in a school year by providing funding to school districts to conduct staff development ~~outside of the~~

~~school year on days other than instructional days.~~ The Staff Development Buy-out Program requires the Superintendent of Public Instruction to provide each eligible school district with a staff development allowance of \$220 per day ~~per certificated employee~~, to the extent funds are provided therefor in the Budget Act, for each certificated employee who participates in staff development that meets certain requirements, including being offered on days that are not counted as instructional days.

This bill would provide that county offices of education, as well as school districts, could receive ADA for staff development, and would gradually decrease the number of days for which either school agency could receive ADA. The bill would make these provisions inoperative on July 1, 2000, and would repeal them as of January 1, 2001.

~~This bill would instead provide each eligible school district a staff development allowance of \$270 per day for a maximum of 4 days annually per certificated employee, commencing on July 1, 1999, subject to funds being appropriated for that purpose, and would make conforming changes.~~

Existing

(2) *Existing* law requires a school district that does not offer 180 days of instruction to pupils to increase the number of instructional days offered. Under existing law, the Superintendent of Public Instruction is required to determine, with regard to schoolsites operating on multitrack, year-round calendars, the equivalent days of instruction provided to pupils.

This bill would delete the requirement that the Superintendent of Public Instruction make this determination.

(3) *Existing* law declares the intent of the Legislature to appropriate \$50,000,000 in the Budget Act of 1997 for the purposes of the Staff Development Buy-Out Program.

This bill would declare the intent of the Legislature to appropriate an unspecified amount in the Budget Act of 1998 to fund 3 days of staff development in the 1998–99 fiscal year and in subsequent Budget Acts to fund 5 days of staff development in the 1999–2000 fiscal year and every fiscal year thereafter.



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

Vote: ~~majority~~^{2/3}. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

1 SECTION 1. Section 44579.1 of the Education Code is
2 ~~amended to read:~~ *amended to read:*
3 44579.1. Each fiscal year, the Superintendent of
4 Public Instruction shall provide each eligible school
5 district *or county office of education* applying for a grant
6 pursuant to this article with a staff development
7 allowance of two hundred ~~twenty~~ *seventy* dollars ~~(\$220)~~
8 *(\$270)* per day for each certificated *instructional*
9 *employee and one hundred forty dollars (\$140) per day*
10 *for each classified instructional* employee of the school
11 district *or county office of education* who participates in
12 staff development in academic content and instructional
13 methods in the core curricular areas that is provided by
14 the school district *or county office of education*. To be
15 eligible for a grant pursuant to this article, the staff
16 development program ~~provided by the school district~~
17 shall meet all of the following requirements:
18 (a) Meet local educational priorities.
19 (b) Be consistent with regulations developed by the
20 Superintendent of Public Instruction pursuant to Section
21 44579.3.
22 (c) Be offered on days that are not counted as
23 instructional time or days for the purposes of Article 8
24 (commencing with Section 46200) of Chapter 2 of Part 26.
25 (d) Require that ~~for each noninstructional~~ *day of staff*
26 *development be at least as long as the day certificated or*
27 *classified instructional employees of the school district*
28 ~~conducts staff development programs pursuant to this~~
29 ~~article, the school district shall reduce by one day the~~
30 ~~number of days per year permitted for staff development~~
31 ~~programs pursuant to Sections 44670.6, 52022, 52854, and~~
32 ~~56242~~ *or county office of education would otherwise be*
33 *required to work. For purposes of this section, a single*



1 *staff development day may be conducted over several*
2 *calendar days.*

3 ~~(e) Require that each day of staff development be at~~
4 ~~least as long as the day certificated employees of the~~
5 ~~school district would otherwise be required to work.~~

6 ~~(f) Commencing on July 1, 1998, require that each day~~
7 ~~of staff development, that is held within the 180-day~~
8 ~~instructional period, be conducted only upon entering or~~
9 ~~exiting a regularly scheduled break, at the beginning of~~
10 ~~the new academic year, or the end of the academic year,~~
11 ~~or after completion of an instructional day. If the staff~~
12 ~~development day is conducted after completion of an~~
13 ~~instructional day, it may not be held on a minimum day~~
14 ~~specified in subdivision (c) of Section 48980.~~

15 ~~(f) A school district or county office of education shall~~
16 ~~receive the same staff development allowance whether~~
17 ~~an employee participating in the staff development~~
18 ~~program is a full-time employee or a part-time employee.~~

19 ~~(g) This section shall be operative in any fiscal year~~
20 ~~only to the extent that funds are provided for its purposes~~
21 ~~in the Budget Act. For the 1997-98 fiscal year only, the~~
22 ~~amount available for this purpose shall not exceed the~~
23 ~~amount appropriated in Item 6110-112-0001 of Section~~
24 ~~2.00 of Chapter 282 of the Statutes of 1997.~~

25 ~~44579.1. Each fiscal year, the Superintendent of~~
26 ~~Public Instruction shall provide each eligible school~~
27 ~~district applying for a grant pursuant to this article with~~
28 ~~a staff development allowance of two hundred twenty~~
29 ~~dollars (\$220) per day for each certificated employee of~~
30 ~~the school district who participates in staff development~~
31 ~~in academic content and instructional methods in the~~
32 ~~core curricular areas that is provided by the school~~
33 ~~district. To be eligible for a grant pursuant to this article,~~
34 ~~the staff development program provided by the school~~
35 ~~district shall meet all of the following requirements:~~

36 ~~(a) Meet local educational priorities.~~

37 ~~(b) Be consistent with regulations developed by the~~
38 ~~Superintendent of Public Instruction pursuant to Section~~
39 ~~44579.3.~~



1 ~~(c) Be offered on days that are not counted as~~
2 ~~instructional time or days for the purposes of Article 8~~
3 ~~(commencing with Section 46200) of Chapter 2 of Part 26.~~

4 ~~(d) Require that for each noninstructional day the~~
5 ~~school district conducts staff development programs~~
6 ~~pursuant to this article, the school district shall reduce by~~
7 ~~one day the number of days per year permitted for staff~~
8 ~~development programs pursuant to Sections 44670.6;~~
9 ~~52022, 52854, and 56242.~~

10 ~~(e) Require that each day of staff development be at~~
11 ~~least as long as the day certificated employees of the~~
12 ~~school district would otherwise be required to work.~~

13 ~~(f) Commencing on July 1, 1998, require that each day~~
14 ~~of staff development, that is held within the 180-day~~
15 ~~instructional period, be conducted only upon entering or~~
16 ~~exiting a regularly scheduled break, at the beginning of~~
17 ~~the new academic year, or end of the academic year.~~

18 ~~(g) This section shall be operative in any fiscal year~~
19 ~~only to the extent that funds are provided for its purposes~~
20 ~~in the Budget Act. For the 1997-98 fiscal year only, the~~
21 ~~amount available for this purpose shall not exceed the~~
22 ~~amount appropriated in Item 6110-112-0001 of Section~~
23 ~~2.00 of Chapter 282 of the Statutes of 1997.~~

24 ~~(h) This section shall become inoperative as of July 1,~~
25 ~~1999, and as of January 1, 2000, is repealed, unless a later~~
26 ~~enacted statute, that becomes effective on or before~~
27 ~~January 1, 2000, deletes or extends that date.~~

28 ~~SEC. 2. Section 44579.1 is added to the Education~~
29 ~~Code, to read:~~

30 ~~44579.1. (a) Each fiscal year, the Superintendent of~~
31 ~~Public Instruction shall provide each eligible school~~
32 ~~district applying for a grant pursuant to this article with~~
33 ~~a staff development allowance of two hundred seventy~~
34 ~~dollars (\$270) per day for up to four days for each~~
35 ~~certificated employee of the school district who~~
36 ~~participates in staff development in academic content~~
37 ~~and instructional methods in the core curricular areas;~~
38 ~~with an emphasis on subjects for which state standards~~
39 ~~have been adopted, that is provided by the school district;~~
40 ~~subject to funds being appropriated for that purpose. To~~



1 ~~be eligible for a grant pursuant to this article, the staff~~
2 ~~development program provided by the school district~~
3 ~~shall meet all of the following requirements:~~

4 ~~(1) Meet local educational priorities.~~

5 ~~(2) Be consistent with regulations developed by the~~
6 ~~Superintendent of Public Instruction pursuant to Section~~
7 ~~44579.3.~~

8 ~~(3) Be offered on days that are not counted as~~
9 ~~instructional time or days for the purposes of Article 8~~
10 ~~(commencing with Section 46200) of Chapter 2 of Part 26.~~

11 ~~(4) Require that, for each noninstructional day the~~
12 ~~school district conducts staff development programs~~
13 ~~pursuant to this article, the school district shall reduce by~~
14 ~~one day the number of days per year permitted for staff~~
15 ~~development programs pursuant to Sections 44670.6;~~
16 ~~52022, 52854, and 56242.~~

17 ~~(5) Require that each day of staff development be at~~
18 ~~least as long as the day certificated employees of the~~
19 ~~school district would otherwise be required to work. This~~
20 ~~paragraph shall not be construed to prohibit sessions~~
21 ~~lasting less than a day, as described in subdivision (b).~~

22 ~~(b) Staff development funded pursuant to this article~~
23 ~~may be provided in increments of less than a day, but any~~
24 ~~increment shall be at least one hour in duration and shall~~
25 ~~be provided outside of regular school hours.~~

26 ~~(c) Every school district conducting staff~~
27 ~~development pursuant to this article shall annually report~~
28 ~~to the State Department of Education the dates and hours~~
29 ~~of staff development.~~

30 ~~(d) This section shall be operative in any fiscal year~~
31 ~~only to the extent that funds are provided for its purposes~~
32 ~~in the Budget Act.~~

33 ~~(e) This section shall become operative on July 1, 1999.~~

34 ~~SEC. 3.—~~

35 ~~SEC. 2. Section 44579.5 of the Education Code is~~
36 ~~amended to read:~~

37 ~~44579.5. Each fiscal year, any school district or county~~
38 ~~office of education that did not offer 180 days of~~
39 ~~instruction to pupils, or in the case of schoolsites~~
40 ~~operating on multitrack, year-round calendars, any~~



1 schoolsite that did not offer the equivalent of 180 days of
2 instruction to pupils, in the fiscal year prior to the first
3 fiscal year in which grant funds were received by that
4 school district *or county office of education* pursuant to
5 this article shall increase the number of days of
6 instruction by one day for each noninstructional day on
7 which the school district conducts staff development
8 programs pursuant to this article until a total of 180 days
9 of instruction, or the equivalent, as appropriate, to pupils
10 are being offered by that school district. A school district
11 that increases the number of instructional days pursuant
12 to this article shall not decrease the number of
13 instructional days it offers in any subsequent fiscal years
14 in which it participates in this program.

15 ~~SEC. 4.—~~

16 *SEC. 3.* Section 44670.6 of the Education Code is
17 ~~amended to read:~~ *amended to read:*

18 44670.6. (a) ~~Schools~~ *A school or county office of*
19 *education* may include, as part of ~~their~~ *its* school
20 development plan, the provision of time during the
21 regular school year to conduct professional development
22 activities pursuant to a school development plan and shall
23 receive full average daily attendance reimbursement
24 under ~~the provisions of~~ Section 46300. The time shall not
25 exceed eight days ~~each~~ *during the 1997–98 school year,*
26 *five days during the 1998–99 school year, and two days*
27 *during the 1999–2000 school year.*

28 (b) ~~It is the intent of the Legislature that school~~
29 ~~districts revise salary schedules to allow for and give~~
30 ~~priority to salary increments related to continuing~~
31 ~~professional development on the basis of time spent in~~
32 ~~high quality professional development, including subject~~
33 ~~matter coursework, pursuant to school development~~
34 ~~plans created under this article, and school improvement~~
35 ~~plans created pursuant to Chapter 6 (commencing with~~
36 ~~Section 52000) of Part 28. The salary schedule revision~~
37 ~~should include incentives for instructional~~
38 ~~paraprofessionals to pursue education and training to~~
39 ~~improve instructional skills and to obtain teaching~~
40 ~~credentials.~~



1 ~~(c) (1) In the event a school district revises its salary~~
2 ~~schedules pursuant to this section, any activity engaged~~
3 ~~in by a teacher for professional development to enable~~
4 ~~the teacher to obtain a salary increment on a revised~~
5 ~~salary schedule shall satisfy both of the following~~
6 ~~conditions:~~

7 ~~(A) The activity shall be approved, in advance, by the~~
8 ~~district superintendent or site administrator.~~

9 ~~(B) The activity shall meet the requirements of~~
10 ~~subdivision (b) of Section 44277.~~

11 ~~(2) Any activity specified in paragraph (1) shall also~~
12 ~~satisfy one of the following:~~

13 ~~(A) The activity shall relate to the current teaching~~
14 ~~assignment of the teacher.~~

15 ~~(B) The activity shall be consistent with the school~~
16 ~~development plan created under this article or school~~
17 ~~improvement plan created pursuant to Chapter 6~~
18 ~~(commencing with Section 52000) of Part 28 for the~~
19 ~~school in which the teacher is currently employed.~~

20 ~~(d) It is the intent of the Legislature that school~~
21 ~~districts and county offices of education revise~~
22 ~~procedures related to professional growth activities~~
23 ~~required by Section 44277 to ensure that activities~~
24 ~~consistent with school and school district development~~
25 ~~plans created pursuant to this article, and school~~
26 ~~improvement plans created pursuant to Chapter 6~~
27 ~~(commencing with Section 52000) of Part 28 satisfy the~~
28 ~~requirements.~~

29 ~~(c) This section shall become inoperative on July 1,~~
30 ~~2000, and as of January 1, 2001, is repealed, unless a later~~
31 ~~enacted statute, that becomes operative on or before~~
32 ~~January 1, 2001, deletes or extends the dates on which it~~
33 ~~becomes inoperative and is repealed.~~

34 ~~44670.6. (a) Schools may include as part of their~~
35 ~~school development plan, the provision of time during~~
36 ~~the regular school year to conduct professional~~
37 ~~development activities pursuant to a school development~~
38 ~~plan and shall receive full average daily attendance~~
39 ~~reimbursement under Section 46300. The time shall not~~
40 ~~exceed eight days each year.~~



1 ~~(b) It is the intent of the Legislature that school~~
2 ~~districts revise salary schedules to allow for and give~~
3 ~~priority to salary increments related to continuing~~
4 ~~professional development on the basis of time spent in~~
5 ~~high quality professional development, including subject~~
6 ~~matter coursework, pursuant to school development~~
7 ~~plans created under this article, and school improvement~~
8 ~~plans created pursuant to Chapter 6 (commencing with~~
9 ~~Section 52000) of Part 28. The salary schedule revision~~
10 ~~should include incentives for instructional~~
11 ~~paraprofessionals to pursue education and training to~~
12 ~~improve instructional skills and to obtain teaching~~
13 ~~credentials.~~

14 ~~(c) (1) In the event a school district revises its salary~~
15 ~~schedules pursuant to this section, any activity engaged~~
16 ~~in by a teacher for professional development to enable~~
17 ~~the teacher to obtain a salary increment on a revised~~
18 ~~salary schedule shall satisfy both of the following~~
19 ~~conditions:~~

20 ~~(A) The activity shall be approved, in advance, by the~~
21 ~~district superintendent or site administrator.~~

22 ~~(B) The activity shall meet the requirements of~~
23 ~~subdivision (b) of Section 44277.~~

24 ~~(2) Any activity specified in paragraph (1) shall also~~
25 ~~satisfy one of the following:~~

26 ~~(A) The activity shall relate to the current teaching~~
27 ~~assignment of the teacher.~~

28 ~~(B) The activity shall be consistent with the school~~
29 ~~development plan created under this article or school~~
30 ~~improvement plan created pursuant to Chapter 6~~
31 ~~(commencing with Section 52000) of Part 28 for the~~
32 ~~school in which the teacher is currently employed.~~

33 ~~(d) It is the intent of the Legislature that school~~
34 ~~districts revise procedures related to professional growth~~
35 ~~activities required by Section 44277 to ensure that~~
36 ~~activities consistent with school and school district~~
37 ~~development plans created pursuant to this article, and~~
38 ~~school improvement plans created pursuant to Chapter~~
39 ~~6 (commencing with Section 52000) of Part 28 satisfy the~~
40 ~~requirements.~~



1 ~~(c) This section shall become inoperative on July 1,~~
2 ~~1999, and as of January 1, 2000, is repealed, unless a later~~
3 ~~enacted statute, that becomes effective on or before~~
4 ~~January 1, 2000, deletes or extends that date.~~

5 ~~SEC. 5. Section 44670.6 is added to the Education~~
6 ~~Code, to read:~~

7 ~~44670.6. (a) (1) A school may include, as part of its~~
8 ~~school development plan, the provision of time during~~
9 ~~the regular school year to conduct professional~~
10 ~~development activities pursuant to a school development~~
11 ~~plan and shall receive full average daily attendance~~
12 ~~reimbursement under Section 46300. The time shall not~~
13 ~~exceed four days each year.~~

14 ~~(2) To the maximum extent feasible, staff~~
15 ~~development may be conducted only on days preceding~~
16 ~~or following regularly scheduled breaks in the school year~~
17 ~~or preceding or following an academic year, and may not~~
18 ~~be conducted in the middle of a school week.~~

19 ~~(3) Every school district conducting staff~~
20 ~~development shall include a schedule of that activity in~~
21 ~~the calendar provided to parents and guardians of pupils~~
22 ~~at the beginning of the school year.~~

23 ~~(b) It is the intent of the Legislature that school~~
24 ~~districts revise salary schedules to allow for and give~~
25 ~~priority to salary increments related to continuing~~
26 ~~professional development on the basis of time spent in~~
27 ~~high quality professional development, including subject~~
28 ~~matter coursework, pursuant to school development~~
29 ~~plans created under this article, and school improvement~~
30 ~~plans created pursuant to Chapter 6 (commencing with~~
31 ~~Section 52000) of Part 28. The salary schedule revision~~
32 ~~should include incentives for instructional~~
33 ~~paraprofessionals to pursue education and training to~~
34 ~~improve instructional skills and to obtain teaching~~
35 ~~credentials.~~

36 ~~(c) (1) In the event a school district revises its salary~~
37 ~~schedules pursuant to this section, any activity engaged~~
38 ~~in by a teacher for professional development to enable~~
39 ~~the teacher to obtain a salary increment on a revised~~



1 salary schedule shall satisfy both of the following
2 conditions:

3 (A) The activity shall be approved, in advance, by the
4 district superintendent or site administrator.

5 (B) The activity shall meet the requirements of
6 subdivision (b) of Section 44277.

7 (2) Any activity specified in paragraph (1) shall also
8 satisfy one of the following:

9 (A) The activity shall relate to the current teaching
10 assignment of the teacher.

11 (B) The activity shall be consistent with the school
12 development plan created under this article or school
13 improvement plan created pursuant to Chapter 6
14 (commencing with Section 52000) of Part 28 for the
15 school in which the teacher is currently employed.

16 (d) It is the intent of the Legislature that school
17 districts revise procedures related to professional growth
18 activities required by Section 44277 to ensure that
19 activities consistent with school and school district
20 development plans created pursuant to this article, and
21 school improvement plans created pursuant to Chapter
22 6 (commencing with Section 52000) of Part 28 satisfy the
23 requirements.

24 (e) This section shall become operative on July 1, 1999.

25 ~~SEC. 6.—~~

26 *SEC. 4.* Section 52022 of the Education Code is
27 ~~amended to read:~~ *amended to read:*

28 52022. (a) Notwithstanding Section 37202 and 41420,
29 ~~schools~~ *any school* may request, as part of ~~their~~ *its*
30 application to develop or implement a school
31 improvement plan, the provision of time during the
32 regular school year to advise students or conduct staff
33 development programs and receive full average daily
34 attendance reimbursement under the provisions of
35 Section 46300. ~~Such~~ *This* time shall not exceed eight days
36 each year for each participating staff member *during the*
37 *1997–98 school year, five days during the 1998–99 school*
38 *year, and two days during the 1999–2000 school year.*

39 (b) *This section shall become inoperative on July 1,*
40 *2000, and, as of January 1, 2001, is repealed, unless a later*



1 *enacted statute, that becomes operative on or before*
2 *January 1, 2001, deletes or extends the dates on which it*
3 *becomes inoperative and is repealed.*

4 ~~52022. (a) Notwithstanding Section 37202 and 41420,~~
5 ~~schools may request, as part of their application to~~
6 ~~develop or implement a school improvement plan, the~~
7 ~~provision of time during the regular school year to advise~~
8 ~~students or conduct staff development programs and~~
9 ~~receive full average daily attendance reimbursement~~
10 ~~under Section 46300. That time shall not exceed eight~~
11 ~~days each year for each participating staff member.~~

12 ~~(b) This section shall become inoperative on July 1,~~
13 ~~1999, and as of January 1, 2000, is repealed, unless a later~~
14 ~~enacted statute, that becomes effective on or before~~
15 ~~January 1, 2000, deletes or extends that date.~~

16 ~~SEC. 7. Section 52022 is added to the Education Code,~~
17 ~~to read:~~

18 ~~52022. (a) Notwithstanding Section 37202 and 41420,~~
19 ~~schools may request, as part of their application to~~
20 ~~develop or implement a school improvement plan, the~~
21 ~~provision of time during the regular school year to advise~~
22 ~~students or conduct staff development programs and~~
23 ~~receive full average daily attendance reimbursement~~
24 ~~under Section 46300. That time shall not exceed four days~~
25 ~~each year for each participating staff member.~~

26 ~~(b) This section shall become operative on July 1, 1999.~~

27 ~~SEC. 8.—~~

28 ~~SEC. 5. Section 52854 of the Education Code is~~
29 ~~amended to read: amended to read:~~

30 ~~52854. (a) A school-site *schoolsite* council may~~
31 ~~request, as part of its school plan, the provision of time~~
32 ~~during the regular school year to advise students or~~
33 ~~conduct staff development programs and receive full~~
34 ~~average daily attendance reimbursement under the~~
35 ~~provisions of Section 46300. That time shall not exceed~~
36 ~~eight days each year for each participating staff member~~
37 ~~during the 1997–98 school year, five days during the~~
38 ~~1998–99 school year, and two days during the 1999–2000~~
39 ~~school year.~~



1 (b) This section shall become inoperative on July 1,
2 2000, and, as of January 1, 2001, is repealed, unless a later
3 enacted statute, that becomes operative on or before
4 January 1, 2001, deletes or extends the dates on which it
5 becomes inoperative and is repealed.

6 ~~52854. (a) A schoolsite council may request, as part of
7 its school plan, the provision of time during the regular
8 school year to advise students or conduct staff
9 development programs and receive full average daily
10 attendance reimbursement under Section 46300. That
11 time shall not exceed eight days each year for each
12 participating staff member.~~

13 ~~(b) This section shall become inoperative on July 1,
14 1999, and as of January 1, 2000, is repealed, unless a later
15 enacted statute, that becomes effective on or before
16 January 1, 2000, deletes or extends that date.~~

17 ~~SEC. 9. Section 52854 is added to the Education Code,
18 to read:~~

19 ~~52854. (a) A schoolsite council may request, as part of
20 its school plan, the provision of time during the regular
21 school year to advise students or conduct staff
22 development programs and receive full average daily
23 attendance reimbursement under Section 46300. That
24 time shall not exceed four days each year for each
25 participating staff member.~~

26 ~~(b) This section shall become operative on July 1, 1999.~~

27 ~~SEC. 6. Section 56242 of the Education Code is
28 amended to read:~~

29 56242. (a) A district, special education local plan
30 area, or county office shall receive its full average daily
31 attendance apportionment during the regular school
32 year to conduct staff development programs pursuant to
33 this article. Except as provided in subdivision (b), the
34 time shall not exceed two days each year for each
35 participating staff member. However, no district, special
36 education local plan area, or county office shall receive
37 average daily attendance reimbursement under this
38 section if it is reimbursed pursuant to Chapter 1147 of the
39 Statutes of 1972, Chapter 3.1 (commencing with Section



1 44670) of Part 25, or Chapter 6 (commencing with
2 Section 52000) of Part 28.

3 (b) Whenever a school operates a school-based
4 coordinated program pursuant to Chapter 12
5 (commencing with Section 52800) of Part 28 and that
6 program includes special education programs and
7 services, staff members teaching in special classes and
8 centers may receive the same number of staff
9 development days as other staff members are receiving
10 at that schoolsite.

11 (c) *This section shall become inoperative on July 1,*
12 *2000, and, as of January 1, 2001, is repealed, unless a later*
13 *enacted statute, that becomes operative on or before*
14 *January 1, 2001, deletes or extends the dates on which it*
15 *becomes inoperative and is repealed.*

16 *SEC. 7. (a) It is the intent of the Legislature to*
17 *appropriate in the Budget Act of 1998, a sufficient amount*
18 *from the General Fund to the Superintendent of Public*
19 *Instruction for the 1998–99 fiscal year for the purposes of*
20 *funding three days of staff development for all school*
21 *agencies, including school districts and county offices of*
22 *education, for kindergarten and grades 1 to 12, inclusive,*
23 *pursuant to Article 7.5 (commencing with Section 44579)*
24 *of Chapter 3 of Part 25 of the Education Code.*

25 (b) *It is also the intent of the Legislature to*
26 *appropriate in each subsequent Budget Act, a sufficient*
27 *amount per fiscal year from the General Fund to the*
28 *Superintendent of Public Instruction for the purposes of*
29 *funding five days of staff development in the 1999–2000*
30 *fiscal year and every fiscal year thereafter for all school*
31 *agencies, including school districts and county offices of*
32 *education, for kindergarten and grades 1 to 12, inclusive,*
33 *pursuant to Article 7.5 (commencing with Section 44579)*
34 *of Chapter 3 of Part 25 of the Education Code.*

35 *SEC. 8. This act is an urgency statute necessary for the*
36 *immediate preservation of the public peace, health, or*
37 *safety within the meaning of Article IV of the*
38 *Constitution and shall go into immediate effect. The facts*
39 *constituting the necessity are:*



1 *In order to implement the Staff Development Buy-out*
2 *Program at the earliest opportunity, it is necessary that*
3 *this act take effect immediately.*

O

