

AMENDED IN SENATE JULY 12, 1999  
AMENDED IN SENATE JULY 8, 1999  
AMENDED IN ASSEMBLY MAY 28, 1999  
AMENDED IN ASSEMBLY MARCH 8, 1999  
AMENDED IN ASSEMBLY FEBRUARY 3, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 33**

---

---

**Introduced by Assembly Member Soto**  
**(Coauthors: Assembly Members Alquist, Calderon, Cardenas, Cedillo, Ducheny, Firebaugh, Florez, Havice, Honda, Longville, Reyes, Romero, Shelley, Strom-Martin, Thomson, Torlakson, Vincent, Washington, Wesson, and Wright)**

(Coauthor: Senator Baca)

December 7, 1998

---

---

An act to amend ~~Sections 51121 and 51122 of, and to add Section 51123 to the heading of Article 2 (commencing with Section 51120) of Chapter 2 of Part 28 of, to add Section 51123 to, and to repeal and add Sections 51121 and 51122 of,~~ the Education Code, relating to parental compacts, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 33, as amended, Soto. School-parent compacts: *Parent/Teacher Involvement Program.*

(1) Existing

*Existing* law requires the governing board of each school district to adopt a policy on parent involvement.

Existing law also establishes the Parental Involvement Grant Program, which is administered by the Superintendent of Public Instruction. The program requires any school district that maintains kindergarten or any of grades 1 to 12, inclusive, to apply on behalf of a school for funding under that program if the schoolsite council of the school submits an application, including a parent involvement plan, that meets certain requirements, upon certification that a significant percentage of the parents of the pupils at the applicant school have signed compact agreements regarding parental participation, as described. ~~The~~

~~This bill would require that a teacher have the opportunity to visit the homes of his or her pupils on weekends and evenings to meet with the parents or guardians, and require that schools be open to allow parents and guardians to meet with teachers on weekends and evenings, thereby imposing a state-mandated local program delete the provisions that establish the Parent/Involvement Grant Program, and instead establish the Parent/Teacher Involvement Program, pursuant to which the Superintendent of Public Instruction would allocate grants to schools in accordance with prescribed criteria, for the purpose of strengthening communication between schools and parents.~~ The bill would require that the grants awarded under the program be used for stipends to teachers and other purposes of the program. The bill would provide that nothing in the program be construed to supersede any valid restraining order, protective order, or order for custody or visitation issued by a court of competent jurisdiction.

*The bill would appropriate, without regard to fiscal year, \$20,000,000 from the General Fund to the Superintendent of Public Instruction for allocation for the purposes of the Parent/Teacher Improvement Program.*

*The 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.*



~~(2) 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions:~~

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

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

1 ~~SECTION 1. Section 51121 of the Education Code, as~~  
2 *SECTION 1. The heading of Article 2 (commencing*  
3 *with Section 51120) of Chapter 2 of Part 28 of the*  
4 *Education Code, as added by Chapter 78 of the Statutes*  
5 *of 1999, is amended to read.*

6  
7 ~~Article 2. Parental Involvement~~  
8 ~~Grant Program~~  
9

10 *SEC. 2. Section 51121 of the Education Code, as added*  
11 *by Chapter 78 of the Statutes of 1999, is repealed.*

12 ~~51121. (a) The Parental Involvement Grant~~  
13 ~~Program is hereby established, and shall be administered~~  
14 ~~by the Superintendent of Public Instruction. The~~  
15 ~~Superintendent of Public Instruction shall develop, and~~  
16 ~~the State Board of Education shall approve, guidelines for~~  
17 ~~implementing this article, including, but not limited to,~~  
18 ~~guidelines for reviewing and approving parental~~  
19 ~~involvement grants.~~

20 ~~(b) Any school district or charter school that maintains~~  
21 ~~a kindergarten or any of grades 1 to 12, inclusive, may~~  
22 ~~apply on behalf of a school for funding under this article~~  
23 ~~if the schoolsite council submits an application and a plan~~



1 that meets the requirements set forth in subdivision (c),  
2 and certifies that a significant percentage of the parents  
3 of the pupils at the applicant school have signed the  
4 compact agreements specified in subdivision (c) and are  
5 participating in the program outlined in the school plan.

6 (e) The application submitted pursuant to subdivision  
7 (b) shall include the following elements:

8 (1) A plan for a program that facilitates significant  
9 involvement of parents in their children's education,  
10 including the terms of compact agreements formed  
11 between the teachers, pupils, and parents that require  
12 parental participation in the following areas, as  
13 articulated in the State Board of Education's policy on  
14 parent involvement adopted on September 9, 1994:

15 (A) At home emphasis of the importance of education  
16 and learning.

17 (B) Promoting communication about school programs  
18 and pupil progress.

19 (C) Involving parents in instructional and support  
20 roles at the school.

21 (D) Providing parents with strategies and techniques  
22 for assisting their children with learning activities.

23 (E) Preparing parents to actively participate in school  
24 decisionmaking.

25 (F) Providing parents with the skills to access  
26 community and support services that strengthen school  
27 programs.

28 (2) A plan for a coordinated effort between adult  
29 education, family literacy programs, and, where such a  
30 program is in operation, the Healthy Start program. The  
31 plan shall be consistent with existing parental  
32 involvement plans to the extent that schoolsites applying  
33 for a grant pursuant to this article are currently operating  
34 parental involvement programs pursuant to federal law.

35 (3) The plans described in paragraphs (1) and (2) shall  
36 include a component that facilitates contact between the  
37 teacher and parent to better meet pupil needs in  
38 achieving academic goals.

39 (4) To the extent necessary, the plans described in  
40 paragraphs (1) and (2) shall address a procedure for



1 ~~contact between teachers and parents that may take~~  
2 ~~place outside of regular school hours.~~

3 ~~(d) The plan developed by the schoolsite council shall~~  
4 ~~be reviewed and approved by the governing board of the~~  
5 ~~school district, or in the case of a charter school, the~~  
6 ~~governing board of the local educational agency that~~  
7 ~~granted the charter or was designated as the local~~  
8 ~~educational agency by the State Board of Education, and~~  
9 ~~shall be submitted to the State Department of Education~~  
10 ~~together with the application for funding pursuant to this~~  
11 ~~article.~~

12 *SEC. 3. Section 51121 is added to the Education Code,*  
13 *to read:*

14 *51121. (a) The Parent/Teacher Involvement*  
15 *Program is hereby established for the purpose of*  
16 *providing one-time grant awards to school in which a*  
17 *majority of teachers and parents agree to strengthen the*  
18 *communication between schools and parents as a means*  
19 *of improving pupil academic achievement.*

20 *(b) Any school district or charter school that maintains*  
21 *kindergarten or any of grades 1 to 12, inclusive, may*  
22 *operate a parent/teacher involvement program at any*  
23 *schoolsite that meets each of the requirements set forth*  
24 *in subdivision (c).*

25 *(c) The program shall include all of the following*  
26 *elements:*

27 *(1) At least 50 percent of the teachers employed at the*  
28 *schoolsite voluntarily agree to participate in either*  
29 *periodic visits to the homes of their pupils or in*  
30 *community meetings that are held at times, and locations,*  
31 *that are convenient to parents.*

32 *(2) At least 50 percent of the parents or guardians of*  
33 *pupils enrolled at the schoolsite have signed a*  
34 *parent/teacher/pupil compact that requires parental*  
35 *participation in periodic home visits or community*  
36 *meetings. The compact shall also encompass the*  
37 *elements of the parent involvement policy adopted by*  
38 *the State Board of Education on September 9, 1994.*

39 *(3) A teacher who participates in the program shall*  
40 *receive training in strategies for communicating*



1 effectively with parents and in conducting periodic home  
2 visits or community meetings. These strategies may  
3 include providing parents with guidance in how to  
4 reinforce educational objectives with their children at  
5 home.

6 (4) A teacher shall be compensated for their  
7 participation in home visits or community meetings at an  
8 hourly rate comparable to his or her regular base salary.

9 (5) A certification that participating teachers will  
10 conduct home visits to at least 50 percent of the enrolled  
11 pupils at least once annually or that, in the case of high  
12 schools that participate in the program, will hold at least  
13 monthly community-based meetings at various sites  
14 located throughout the attendance area of the high  
15 school.

16 SEC. 4. Section 51122 of the Education Code, as added  
17 by Chapter 78 of the Statutes of 1999, is repealed.

18 ~~51122. In any fiscal year in which funds are~~  
19 ~~appropriated for making parental involvement grants~~  
20 ~~pursuant to this article, the Superintendent of Public~~  
21 ~~Instruction shall administer the application process and~~  
22 ~~shall award one-time grants, on a competitive basis, in the~~  
23 ~~amount of twenty-five thousand dollars (\$25,000).~~

24 SEC. 5. Section 51122 is added to the Education Code,  
25 to read:

26 51122. (a) The Superintendent of Public Instruction  
27 shall allocate funds to school districts and charter schools  
28 that have certified to the superintendent that they satisfy  
29 the conditions of subdivision (c) of Section 51121. A  
30 qualifying school with a pupil enrollment of fewer than  
31 1,000 pupils shall receive a grant of twenty-five thousand  
32 dollars (\$25,000). A qualifying school with a pupil  
33 enrollment of 1,000 or more pupils shall receive a grant  
34 of forty thousand dollars (\$40,000).

35 (b) The funds received pursuant to this article may be  
36 used to compensate teachers, to provide training to  
37 teachers, and to defray other costs associated with the  
38 implementation of the Parent/Teacher Involvement  
39 Program. A qualifying school shall be funded in the order



1 of receipt of an approval certification until all funds  
2 available for the program have been apportioned.

3 (c) The total amount of the grants allocated pursuant  
4 to this section shall not exceed the total amount  
5 appropriated for the purposes of this section.

6 SEC. 6. Section 51123 is added to the Education Code,  
7 to read:

8 51123. Nothing in this article shall be construed to  
9 supersede any valid restraining order, protective order,  
10 or order for custody or visitation issued by a court of  
11 competent jurisdiction.

12 SEC. 7. The sum of twenty million dollars  
13 (\$20,000,000) is hereby appropriated, without regard to  
14 fiscal year, from the General Fund to the Superintendent  
15 of Public Instruction for allocation for the purposes of the  
16 Parent/Teacher Involvement Program established by  
17 Article 2 (commencing with Section 51120) of Chapter 2  
18 of Part 28 of the Education Code.

19 ~~added by Chapter \_\_\_\_\_ of the Statutes of 1999 (Assembly~~  
20 ~~Bill 1115 of the 1999-2000 Regular Session), is amended to~~  
21 ~~read:~~

22 ~~51121. (a) The \_\_\_\_\_ Parental \_\_\_\_\_ Involvement \_\_\_\_\_ Grant~~  
23 ~~Program is hereby established, and shall be administered~~  
24 ~~by the Superintendent of Public Instruction. The~~  
25 ~~Superintendent of Public Instruction shall develop, and~~  
26 ~~the State Board of Education shall approve, guidelines for~~  
27 ~~implementing this article, including, but not limited to,~~  
28 ~~guidelines for reviewing and approving parental~~  
29 ~~involvement grants.~~

30 ~~(b) Any school district or charter school that maintains~~  
31 ~~kindergarten or any of grades 1 to 12, inclusive, may apply~~  
32 ~~on behalf of a school for funding under this article if the~~  
33 ~~schoolsite council submits an application and a plan that~~  
34 ~~meets the requirements set forth in subdivision (c), and~~  
35 ~~certifies that a significant percentage of the parents of the~~  
36 ~~pupils at the applicant school have signed the compact~~  
37 ~~agreements specified in subdivision (c) and are~~  
38 ~~participating in the program outlined in the school plan.~~

39 ~~(c) The application submitted pursuant to subdivision~~  
40 ~~(b) shall include the following elements:~~



1 ~~(1) A plan for a program that facilitates significant~~  
2 ~~involvement of parents in their children's education,~~  
3 ~~including the terms of compact agreements formed~~  
4 ~~between the teachers, pupils, and parents that require~~  
5 ~~parental participation in the following areas, as~~  
6 ~~articulated in the State Board of Education's policy on~~  
7 ~~parent involvement adopted on September 9, 1994:~~

8 ~~(A) At home emphasis of the importance of education~~  
9 ~~and learning.~~

10 ~~(B) Promoting communication about school programs~~  
11 ~~and pupil progress.~~

12 ~~(C) Involving parents in instructional and support~~  
13 ~~roles at the school.~~

14 ~~(D) Providing parents with strategies and techniques~~  
15 ~~for assisting their children with learning activities.~~

16 ~~(E) Preparing parents to actively participate in school~~  
17 ~~decisionmaking.~~

18 ~~(F) Providing parents with the skills to access~~  
19 ~~community and support services that strengthen school~~  
20 ~~programs.~~

21 ~~(2) A plan for a coordinated effort between adult~~  
22 ~~education, family literacy programs, and, where such a~~  
23 ~~program is in operation, the Healthy Start program. The~~  
24 ~~plan shall be consistent with existing parental~~  
25 ~~involvement plans to the extent that schoolsites applying~~  
26 ~~for a grant pursuant to this article are currently operating~~  
27 ~~parental involvement programs pursuant to federal law.~~

28 ~~(3) The plans described in paragraphs (1) and (2) shall~~  
29 ~~include a component that facilitates contact between the~~  
30 ~~teacher and parent to better meet pupil needs in~~  
31 ~~achieving academic goals.~~

32 ~~(4) To the extent necessary, the plans described in~~  
33 ~~paragraphs (1) and (2) shall address a procedure for~~  
34 ~~contact between teachers and parents that may take~~  
35 ~~place outside of regular school hours.~~

36 ~~(d) The plan developed by the schoolsite council shall~~  
37 ~~be reviewed and approved by the governing board of the~~  
38 ~~school district, or in the case of a charter school, the~~  
39 ~~governing board of the local educational agency that~~  
40 ~~granted the charter or was designated as the local~~



1 educational agency by the State Board of Education, and  
2 shall be submitted to the State Department of Education  
3 together with the application for funding pursuant to this  
4 article.

5 (e) A teacher shall have the opportunity to visit the  
6 homes of his or her pupils on weekends and evenings to  
7 meet with the parents or guardians of those pupils. A  
8 school shall be open on weekends and evenings to allow  
9 working parents and guardians the opportunity to meet  
10 with the teachers of their children as a means of  
11 becoming more involved with their education.

12 SEC. 2. Section 51122 of the Education Code, as added  
13 by Chapter \_\_\_\_\_ of the Statutes of 1999 (Assembly Bill  
14 1115 of the 1999-2000 Regular Session), is amended to  
15 read:

16 51122. (a) In any fiscal year in which funds are  
17 appropriated for making parental involvement grants  
18 pursuant to this article, the Superintendent of Public  
19 Instruction shall administer the application process and  
20 shall award one-time grants, on a competitive basis, in the  
21 amount of twenty-five thousand dollars (\$25,000) per  
22 school.

23 (b) The grants awarded under this article shall be used  
24 for stipends for teachers and for other purposes of this  
25 article.

26 SEC. 3. Section 51123 is added to the Education Code,  
27 to read:

28 51123. Nothing in this article shall be construed to  
29 supersede any valid restraining order, protective order,  
30 or order for custody or visitation issued by a court of  
31 competent jurisdiction.

32 SEC. 4. Notwithstanding Section 17610 of the  
33 Government Code, if the Commission on State Mandates  
34 determines that this act contains costs mandated by the  
35 state, reimbursement to local agencies and school  
36 districts for those costs shall be made pursuant to Part 7  
37 (commencing with Section 17500) of Division 4 of Title  
38 2 of the Government Code. If the statewide cost of the  
39 claim for reimbursement does not exceed one million



1 ~~dollars (\$1,000,000), reimbursement shall be made from~~  
2 ~~the State Mandates Claims Fund.~~

O

