

AMENDED IN ASSEMBLY MAY 26, 2000

AMENDED IN ASSEMBLY APRIL 5, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1917

Introduced by Assembly Member Jackson

February 11, 2000

An act to add Sections 51202.1, 51210.5, and 51226.7 to the Education Code, relating to domestic violence prevention education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1917, as amended, Jackson. Domestic violence prevention instruction.

Existing law requires the State Department of Education, through its Healthy Kids Resource Center, to identify, and distribute information to public schools about programs or curricula on self-reliance and safety that are designed to teach pupils the skills and to help pupils develop the self-esteem necessary to recognize and prevent child endangerment, such as abduction, abuse, and neglect. Existing law also establishes requirements for the course of study in grades 1 to 12, inclusive.

This bill would require, *if funds are made available in the annual Budget Act*, commencing with the 2002–03 school year, the adopted course of study in health for grades 1 to 6, inclusive, and in personal and public safety and accident prevention for grades 7 to 12, inclusive, to include

age-appropriate instruction in domestic violence prevention, thus imposing a state-mandated local program. The bill would authorize any parent or guardian to request that his or her child not receive instruction in domestic violence prevention.

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.

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

1 SECTION 1. Section 51202.1 is added to the
2 Education Code, to read:

3 51202.1. (a) Commencing with the 2002–03 school
4 year, the adopted course of study in personal and public
5 safety and accident prevention, as set forth in Section
6 51202, for pupils in grades 7 to 12, inclusive, shall include
7 a recommended minimum of four hours annually of
8 age-appropriate instruction in domestic violence
9 prevention. The goal of the instruction shall be to provide
10 education and training to pupils regarding domestic
11 violence prevention instruction.

12 (b) The instruction provided pursuant to this section
13 may be conducted by individuals, agencies, or
14 coordinating councils with expertise in domestic
15 violence.

16 (c) The content of the instruction provided pursuant
17 to this section may include, but need not be limited to,
18 information designed to develop knowledge of all of the
19 following:



1 (1) The nature of violence, including a definition of
2 abuse or violence, the characteristics of abusers and
3 victims, and the dynamics of power and control.

4 (2) The legal rights of a person in an abusive
5 relationship.

6 (3) The effect of violence on both the victim of
7 domestic violence and the children who are living or have
8 lived in violent homes.

9 (4) Referral services, including local battered
10 women's programs, where a victim of domestic violence
11 can seek assistance.

12 (d) Any parent or guardian may request that his or her
13 child or ward not receive instruction in domestic violence
14 prevention.

15 SEC. 2. Section 51210.5 is added to the Education
16 Code, to read:

17 51210.5. (a) Commencing with the 2002–03 school
18 year, the adopted course of study for grades 1 to 6,
19 inclusive, in health, pursuant to subdivision (f) of Section
20 51210, shall include a minimum of two hours annually of
21 age-appropriate instruction in domestic violence
22 prevention. The goal of the instruction shall be to provide
23 education and training to pupils regarding domestic
24 violence prevention instruction.

25 (b) The instruction provided pursuant to this section
26 may be conducted by individuals, agencies, or
27 coordinating councils with expertise in domestic
28 violence.

29 (c) The content of the instruction provided pursuant
30 to this section may include, but need not be limited to,
31 information designed to develop knowledge of all of the
32 following:

33 (1) The nature of violence, including a definition of
34 abuse or violence, the characteristics of abusers and
35 victims, teen dating violence, and the dynamics of power
36 and control.

37 (2) The legal rights of a person in an abusive
38 relationship.

1 (3) The effect of violence on both the victim of
2 domestic violence and the children who are living or have
3 lived in violent homes.

4 (4) Referral services, including local battered
5 women’s programs, where a victim of domestic violence
6 can seek assistance.

7 (d) Any parent or guardian may request that his or her
8 child or ward not receive instruction in domestic violence
9 prevention.

10 SEC. 3. Section 51226.7 is added to the Education
11 Code, to read:

12 51226.7. Age-appropriate instruction in domestic
13 violence prevention shall be considered in the next cycle
14 in which the curriculum framework for health for grades
15 1 to 6, inclusive, and personal and public safety and
16 accident prevention for grades 7 to 12, inclusive, and their
17 accompanying instructional materials are adopted.

18 SEC. 4. *This act shall be implemented only during*
19 *those fiscal years for which funding is provided for the*
20 *purposes of this act in the annual Budget Act.*

21 SEC. 5. *The requirements of this act are contingent*
22 *upon funds being provided for in the annual Budget Act.*

23 Notwithstanding Section 17610 of the Government Code,
24 if the Commission on State Mandates determines that this
25 act contains costs mandated by the state, reimbursement
26 to local agencies and school districts for those costs shall
27 be made pursuant to Part 7 (commencing with Section
28 17500) of Division 4 of Title 2 of the Government Code.
29 If the statewide cost of the claim for reimbursement does
30 not exceed one million dollars (\$1,000,000),
31 reimbursement shall be made from the State Mandates
32 Claims Fund.

