

AMENDED IN SENATE JULY 6, 2000
AMENDED IN ASSEMBLY APRIL 4, 2000
CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 2036

Introduced by Assembly Member Nakano
(Coauthors: Assembly Members Bock, Calderon, Ducheny,
Kuehl, Mazzoni, Shelley, Washington, and Zettel)
(Coauthor: Senator Solis)

February 18, 2000

An act to add ~~Chapter 6 (commencing with Section 45470)~~
~~to Article 4 (commencing with Section 44689.1) to Chapter 3.1~~
of Part 25 of the Education Code, relating to school
administrators, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2036, as amended, Nakano. School administrators:
evaluation of certificated employees.

Under existing law, a person may not be employed as
principal of a school of 6 or more certificated employees unless
he or she holds a valid school administration credential and a
teaching credential or a services credential with a
specialization in pupil personnel, health, clinical or
rehabilitative, or librarian services. Existing law requires the
governing board of each school district to establish and define
job responsibilities for certificated noninstructional
personnel, including, but not limited to, supervisory and
administrative personnel, whose responsibilities cannot be

evaluated appropriately under the provisions relating to the evaluation of certificated employees.

This bill would require the Superintendent of Public Instruction to administer these provisions and to adopt related regulations. The bill would require the superintendent to award grants in ~~an unspecified~~ *the amount of \$400* per administrator to any eligible applicant local educational agency. To the extent that the regulations would establish new requirements upon local educational agencies, this bill would impose a state-mandated local program.

The bill would appropriate \$1,000,000 from the General Fund to the State Department of Education for purposes of awarding grants to school districts, county offices of education, and charter schools to provide specified administrator training. 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.

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~~ *yes*. Fiscal committee: *yes*. State-mandated local program: *yes*.

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

1 SECTION 1. ~~Chapter 6 (commencing with Section~~
2 ~~45470) Article 4 (commencing with Section 44689.1) is~~
3 added to Chapter 3.1 of Part 25 of the Education Code, to
4 read:
5



1 ~~CHAPTER 6. EVALUATION OF CERTIFICATED EMPLOYEES~~

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3
4 *Article 4. Evaluation of Certificated Employees*

5
6 ~~45470.~~

7 *44689.1.* (a) The Legislature finds and declares all of
8 the following:

9 (1) Strong schoolsite administrators play a pivotal role
10 in the life of a school and are essential for successful
11 schools. The principal, as leader of the schoolsite
12 educational team, is the most effective agent for bringing
13 about educational improvement.

14 (2) An important component of effective leadership is
15 evaluation of employees.

16 (3) Training in effective evaluation strategies and
17 techniques that supports instructional improvement is
18 essential.

19 (b) It is the intent of the Legislature that
20 administrators assigned to evaluate certificated
21 employees possess certain demonstrated competencies in
22 assessment of employees.

23 ~~45471.~~

24 *44689.2.* (a) The Superintendent of Public
25 Instruction shall award a grant to any eligible applicant
26 school district, county office of education, or charter
27 school, for the purpose of providing necessary
28 administrator training pursuant to this ~~chapter~~ *article*.
29 The grant shall consist of an amount not to exceed
30 ~~_____ dollars (\$_____)~~ *four hundred dollars (\$400)*
31 per administrator scheduled to receive training as set
32 forth in this ~~chapter~~ *article*.

33 (b) The Superintendent of Public Instruction shall
34 administer this ~~—chapter~~ *article* and shall adopt
35 regulations governing the implementation of this ~~chapter~~
36 *article*.

37 (c) (1) The regulations shall ensure that
38 ~~administrator~~ *administrators* employed by participating
39 local educational agencies receive administrator training
40 consisting of all of the following:



1 (A) An understanding of effective instructional
2 methodologies that are age appropriate and appropriate
3 for the curriculum being taught.

4 (B) Techniques and strategies for successful
5 supervision, observation, diagnosis, and conferencing
6 with teachers that support instructional improvement.

7 (C) Documentation and writing techniques necessary
8 for effective written evaluations.

9 (D) A knowledge of evaluation, assessment, and
10 dismissal procedures pursuant to Article 11 (commencing
11 with Section 44660) of Chapter 3 and Article 3
12 (commencing with Section 44930) of Chapter 4.

13 (2) The regulations shall provide sufficient flexibility
14 to meet the needs of the state's diverse school districts.

15 (3) The regulations shall set forth the sources for
16 appropriate professional development, including, but not
17 limited to, the Governor's Principal Leadership Institute
18 pursuant to Chapter 12 (commencing with Section
19 92855) of Part 57, onsite training offered by practitioners
20 and consulting experts, and academies offered by
21 professional associations.

22 (d) This ~~chapter~~ *article* shall not be implemented
23 during any fiscal year for which funds have not been
24 appropriated for these purposes.

25 *SEC. 2. The sum of one million dollars (\$1,000,000) is*
26 *hereby appropriated from the General Fund to the State*
27 *Department of Education for purposes of awarding*
28 *grants to school districts, county offices of education, and*
29 *charter schools to provide administrator training*
30 *pursuant to Article 4 (commencing with Section 44689.1)*
31 *of Chapter 3.1 of Part 25 of the Education Code.*

32 *SEC. 3. 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.

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