

Introduced by Senator Alarcon
(Principal coauthor: Assembly Member Correa)

February 15, 2000

An act to amend Sections 24216.5, 44386, 44395, 44396, 69532, 69535, 69535.1, 69612, 69612.5, 69613, 69613.1, 69613.5, 69613.6, 69614, 69615.4, and 69615.6 of, to amend, add, and renumber Section 44397 of, to add Chapter 3.44 (commencing with Section 44751 and Chapter 3.55 (commencing with Section 44765) to Part 25 of, to add Article 21 (commencing with Section 70000) to Chapter 2 of Part 42 of, and to repeal Sections 69540, 69613.3, and 69613.55 of, the Education Code, and to add Chapter 9.5 (commencing with Section 51460) to Part 3 of Division 31 of the Health and Safety Code, relating to teachers, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1505, as introduced, Alarcon. Teachers: recruitment and incentives.

(1) Existing law exempts a member of the State Teachers' Retirement System who is retired for service from certain limitations on the amount of compensation the member may earn for performing certain creditable activities without suffering a reduction in his or her retirement allowance if the member is employed to mitigate the effects of teacher shortages attributable to recent class size reduction legislation affecting kindergarten and grades 1 to 3, inclusive.

This bill would instead, commencing in the 2000-01 school year, exempt a member who retired for service effective



January 1, 2000, and is employed to provide direct classroom instruction to pupils in kindergarten or any of grades 1 to 12, inclusive, or to provide support to new teachers, individuals completing student teaching assignments or participating in the Preinternship Teaching Program, an alternative certification program, or the School Paraprofessional Teacher Training Program.

(2) Existing law provides incentive grant funding to school districts and county offices of education that operate or propose to operate an alternative certification program and limits the amount of a grant to \$1,500 per intern per year.

This bill would increase the maximum amount of a grant to \$2,500.

(3) Existing law establishes the National Board for Professional Teaching Standards Certification Incentive Program to provide one-time \$10,000 merit awards to teachers who are employed by school districts or charter schools, are assigned to teach in the public schools, and have attained certification from the National Board for Professional Teaching Standards.

This bill would provide an additional \$20,000 to the recipient if the teacher agrees to teaching for 4 years in a low-performing school and would define a low-performing school as one that is in the bottom half of all schools based on the Academic Performance Index. The bill would require the Commission on Teacher Credentialing to adopt rules and regulations for the enforcement of the agreement to teach for 4 years in a low-performing school and to recover funds owed to the state for failure to honor that agreement.

(4) Existing law requires the governing board of a school district to employ for positions requiring certification qualifications only persons who possess the qualifications for those positions. Existing law authorizes the waiver of provisions governing the preparation or licensing of educators for certain purposes, including to provide a credential candidate additional time to complete a credential requirement, to allow a school district or school to implement an education reform or restructuring plan, and when deemed appropriate by the commission. Existing law authorizes the Commission on Teacher Credentialing to issue or renew



emergency teaching or specialist permits if certain conditions are met and requires the holder of an emergency permit, among other things, to participate in ongoing training, coursework, or seminars designed to prepare the individual to become a fully credentialed teacher or other educator in the subject area in which he or she is assigned to teach or serve.

This bill would establish the Teaching as a Priority Program to be administered by the Commission on Teacher Credentialing. Under the program, a low-performing school in a participating school district would receive \$2,000 for each fully credentialed, appropriately assigned teacher who is hired and replaces an emergency permit teacher and a fully credentialed, appropriately assigned teacher who is hired by a participating school district to teach in a low-performing school would receive \$2,000. The bill would require a participating school district to attain a districtwide reduction in the percentage of emergency permit teachers employed, followed by further reductions in the percentage of emergency permit teachers employed in each of the remaining 3 years of program participation. A school district that fails to attain this reduction would have its revenue limit funding reduced on a one-time basis by \$4,000 for each emergency permit teacher that is in excess of the target.

(5) Existing law requires the establishment and operation of a resource center that collects and maintains information regarding programs that encourage or assist military personnel, upon retirement, to enter the teaching profession. Existing law establishes the California School Paraprofessional Teacher Training Program to recruit paraprofessionals to participate in a program designed to encourage them to enroll in teacher training programs and to provide instructional service as teachers in the public schools. Existing law establishes the Science, Mathematics, and Technology Teacher Pipeline Program to identify, support, and assist elementary, secondary, and postsecondary students to become teachers of science, mathematics, or technology. Existing law establishes the California Center on Teaching Careers to recruit individuals into the teaching profession.

This bill would establish the Teacher Recruitment Initiative Program, to be administered by the Sacramento County



Office of Education. The Sacramento County Office of Education would award, by January 1, 2001, up to 5 grants on a competitive basis to consortia to operate regional recruitment centers that would focus on recruiting teachers to low-performing schools, especially those with a teaching staff that has more than 20% emergency permit holders. The bill would require the Sacramento County Office of Education to provide statewide oversight and technical assistance for regional recruitment centers.

(6) Existing law establishes the Cal Grant Program as a state educational opportunity grant program under which Cal Grant T awards are made to students who have completed a baccalaureate degree and are admitted to a program of professional teacher preparation for tuition and student fees for a maximum of one academic year of full-time attendance at program of profession teacher preparation.

This bill would eliminate the Cal Grant T award.

(7) Existing law establishes an Assumption Program of Loans for Education under which an applicant enrolled in a participating institution of postsecondary education, or an applicant who agrees to participate in a teacher trainee or teacher internship program, and who further agrees to obtain a teaching credential in subject areas that are designated as current or projected shortage areas or to provide classroom instruction in schools that serve large populations of pupils from low-income families, serve rural areas, or have a high percentage of teachers holding emergency permits, is eligible to receive a conditional warrant for loan assumption, to be redeemed pursuant to a prescribed procedure upon becoming employed as a teacher. Existing law requires an applicant to enroll in at least 10 semester units or the equivalent. Existing law sets aside 40% of the warrants for applicants who agree to obtain teaching credentials in any subject area and to teach in schools that serve large populations of pupils from low-income families and 60% of the warrants for applicants who agree to obtain a teaching credential in a subject area that is currently or is projected to be a shortage area.

This bill would also make an applicant enrolled in a participating institution of postsecondary education or an



applicant who agrees to participate in a teacher trainee or teacher internship program, and who further agrees to teach in a low-performing school, as defined, eligible for a warrant. The bill would require an applicant to be enrolled on at least a half-time basis rather than 10 semester units and would eliminate the set asides. The bill would require the Student Aid Commission to reexamine its outreach and marketing strategies relative to the program.

(8) Existing law requires the annual distribution of 500 warrants under the Assumption Program of Loans for Education for the recruitment of out-of-state teachers.

This bill would instead authorize the distribution of warrants without reference to the number of warrants to be distributed.

(9) Existing law requires the annual distribution of a minimum of 2,000 of the warrants under the Assumption Program of Loans for Education Program to applicants who agree to obtain a teaching credential in mathematics or science and 50 warrants to project centers of the Science, Mathematics, and Technology Teacher Pipeline Program for participants in that program.

This bill would delete these provisions.

(10) Existing law requires the distribution for the 1999–2000 school year of a maximum 5,500 student loans for participants of the Assumption Program of Loans for Education Program. Notwithstanding this maximum, existing law requires the issuing of warrants in a quantity determined by the Legislature in the annual Budget Act for the assumption of student loans for applicants who agree to teach in rural schools and schools with a high percentage of teachers holding emergency permits.

This bill would increase the maximum number of student loans to 6,500 and would require the issuing of warrants in a quantity determined by the Governor and Legislature in the annual Budget Act for the assumption of student loans regardless of the eligibility category of the applicant, but would allow a set aside of 100 warrants for applicants who agree to teach in school districts serving rural areas.

(11) Existing law establishes the Cal Grant T Program described in paragraph (6) above and the Assumption



Program of Loans for Education described in paragraphs (7) to (11), inclusive, above.

This bill would establish the Governor’s Teaching Fellowship Program to be administered by the Chancellor’s Office of the California State University and under which \$20,000 nonrenewable graduate teaching fellowships would be awarded to graduate students who agree to teach at a low-performing school for 4 years. The fellowships would be used to defer tuition and living expenses for a teacher certification program at any accredited postsecondary institution in California. The bill would establish an intersegmental review committee to review all fellowship applications.

(12) Existing law establishes the Homebuyer Down Payment Assistance Program to provide assistance in the amount of the applicable school facility fee on affordable housing developments.

This bill would provide up to \$10,000 in down payment assistance to a person who is currently employed as a full-time teacher in a low-performing school and who holds the appropriate credential for the subject and grade level the teacher is assigned to teach. The down payment assistance would be a deferred payment, low-interest subordinate mortgage loan in second lien position with a term not longer than the term of the first mortgage. The loan would be forgiven if the teacher meets certain conditions, among which are remaining employed at a low-performing school and maintaining the residence for which the down payment assistance was granted as the teacher’s principal residence.

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

Vote: 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. (a) The Legislature finds and declares
2 as follows:

3 (1) California is facing a teacher shortage for the
4 foreseeable future. It is estimated that in the next 10 years



1 300,000 new teachers will be needed to fill vacancies
2 caused by teacher attrition and pupil growth. The state
3 has increased its capacity to train teachers since 1997
4 when class size reduction exacerbated existing shortages.
5 Yet, even with the number of teachers being trained on
6 the rise, the number of individuals who immediately
7 enter the classroom after being prepared is estimated to
8 be as low as 50 percent. Left untapped, this pool of trained
9 teachers who are not teaching represents a wasted
10 investment of state resources. In addition, retired
11 teachers are discouraged from reentering the profession
12 due to postretirement earnings limitations.

13 (2) Low-performing schools with a history of having
14 high teacher turnover and inexperienced staff need more
15 qualified teachers to substantially improve pupil
16 achievement. While no one approach will likely meet the
17 challenge of attracting and retaining individuals into
18 hard to staff schools, financial incentives ought to be an
19 important element in any effective strategy.

20 (3) Attracting qualified teachers to low-performing
21 schools necessitates that these schools make the hiring of
22 fully credentialed staff a high priority.

23 (4) Ultimately, school districts are responsible for
24 setting the standard for the quality of teachers that they
25 employ.

26 (b) It is the intent of the Legislature in enacting this
27 act to accomplish the following:

28 (1) Provide financial incentives to attract fully
29 credentialed teachers to teach in low-performing schools,
30 to reduce school districts' reliance on emergency permits
31 by rewarding schools that hire credentialed teachers in
32 appropriate assignments. The incentives are designed
33 both to recruit qualified teachers to hard to staff schools
34 and to provide low-performing schools with some
35 additional discretionary moneys.

36 (2) Dissuade school districts, even under the most
37 difficult circumstances, from hiring teachers who hold
38 emergency permits by holding a district accountable
39 through a system of incentives and penalties that obliges



1 school districts to consistently reduce the number of
2 emergency permit teachers it employs.

3 (3) Provide incentives and support for individuals who
4 pursue traditional and alternative routes to teacher
5 certification through a teaching fellowship, more
6 accessible college loan assumption, and enhanced
7 teaching internships.

8 SEC. 2. Section 24216.5 of the Education Code is
9 amended to read:

10 24216.5. (a) The compensation earned by a member
11 who retired for service under this part shall be exempt
12 from subdivisions (d), (f), and (g) of Section 24214, if all
13 of the following conditions are met:

14 (1) The member retired for service with an effective
15 date on or before ~~July 1, 1998~~ *January 1, 2000*.

16 (2) The member retired for service is employed by a
17 school district to provide ~~either one~~ *any* of the following:

18 (A) Direct classroom instruction to ~~students in~~
19 ~~classrooms that were created to meet the objectives of a~~
20 ~~program to reduce class sizes pursuant to Part 28~~
21 ~~(commencing with Section 51000)~~ *pupils enrolled in*
22 *kindergarten or any grades 1 to 12, inclusive.*

23 ~~(B) Is temporarily filling a position that was vacated~~
24 ~~due to a teacher transferring to a classroom within the~~
25 ~~same district that was created to meet the objectives of a~~
26 ~~program to reduce class sizes pursuant to Part 28~~
27 ~~(commencing with Section 51000).~~

28 *(B) Support and assessment for new teachers through*
29 *the Beginning Teacher Support and Assessment program*
30 *authorized by Section 44279.1.*

31 *(C) Support to individuals completing student*
32 *teaching assignments.*

33 *(D) Support to individuals participating in the*
34 *following programs:*

35 *(i) Pre-Internship Teaching Program authorized*
36 *pursuant to Article 5.6 (commencing with Section 44305)*
37 *of Chapter 2 of Part 25.*

38 *(ii) Alternative certification programs authorized*
39 *pursuant to Article 11 (commencing with Section 44380)*
40 *of Chapter 2 of Part 25.*



1 (iii) *School Paraprofessional Teacher Training*
2 *Program established pursuant to Article 12 (commencing*
3 *with Section 44390) of Chapter 2 of Part 25.*

4 (3) All members retired for service whose
5 employment with a school district meets the conditions
6 specified in this section shall be treated as a distinct class
7 of temporary employees within the existing bargaining
8 unit whose service shall not be included in computing the
9 service required as a prerequisite to attainment of or
10 eligibility for classification as a permanent employee of a
11 school district. The compensation for service performed
12 by this class of employees shall be established in
13 accordance with subdivision (b) of Section 24214 and
14 agreed to in the collective bargaining agreement
15 between the employing school district and the exclusive
16 representative for the existing bargaining unit within
17 which these temporary employees of the school district
18 are treated as a distinct class.

19 (4) The employing school district submits
20 documentation required by the system to substantiate
21 the eligibility of the temporary employment of a member
22 retired for service for the exemption under this
23 subdivision.

24 (b) A school district that employs a member retired
25 for service pursuant to this section shall maintain
26 accurate records of the retired member's compensation
27 earned and shall report that compensation monthly to the
28 system regardless of the method of payment or the source
29 of funds from which the compensation is paid.

30 (c) This section shall not apply to the compensation
31 earned for creditable service performed by a member
32 retired for service for ~~a county office of education or a~~
33 community college district.

34 (d) The amendments made to this section by an act
35 enacted in the ~~first~~ *second* year of the 1999–2000 Regular
36 Session shall apply to the ~~1999–2000~~ *2000–01* school year
37 and all subsequent school years.

38 (e) This section shall remain in effect only until July 1,
39 ~~2002~~ *2005*, and as of that date is repealed unless a later



1 enacted statute which is enacted before July 1, ~~2002~~ 2005,
2 deletes or extends that date.

3 SEC. 3. Section 44386 of the Education Code is
4 amended to read:

5 44386. From funds appropriated for the purposes of
6 this article, the Commission on Teacher Credentialing
7 shall award incentive grants to qualifying school districts
8 or county offices of education. Each school district or
9 county office of education that receives a grant shall
10 provide matching funds from any available source in an
11 amount equal to 50 percent of the cost of the alternative
12 certification program. Grants shall be awarded by the
13 commission for the remaining 50 percent of the cost of the
14 alternative certification program, but in no event shall
15 the grant amount awarded to any school district or county
16 office of education exceed ~~one two~~ thousand five hundred
17 dollars ~~(\$1,500)~~ (\$2,500) per intern per year, except that
18 the commission may require a lesser local contribution, or
19 provide a larger grant per intern per year, in hardship
20 cases.

21 SEC. 4. Section 44395 of the Education Code is
22 amended to read:

23 44395. (a) The National Board for Professional
24 Teaching Standards Certification Incentive Program is
25 hereby established to award grants to school districts for
26 the purpose of providing ~~merit~~ awards to teachers who
27 are employed by school districts or charter schools, are
28 assigned to teach in California public schools, and have
29 attained certification from the National Board for
30 Professional Teaching Standards. ~~The amount of the~~
31 ~~merit award~~ *The following awards shall be granted to the*
32 *extent that funds have been appropriated for this purpose*
33 *in the annual Budget Act:*

34 (1) *A teacher attaining National Board certification*
35 *shall be eligible for a one-time merit award of ten*
36 *thousand dollars (\$10,000) ~~per teacher and shall be of a~~*
37 *~~one-time nature on behalf of any one teacher, except as~~*
38 *specified in paragraph (2).*

39 (2) *In addition to the award specified in subdivision*
40 *(1), commencing July 1, 2000, any teacher that has*



1 *attained certification from the National Board for*
2 *Professional Teaching Standards is eligible to receive an*
3 *award of up to twenty thousand dollars (\$20,000) if he or*
4 *she agrees to teach at a low-performing school for at least*
5 *four years. Teaching service before July 1, 2000, may not*
6 *be counted towards satisfaction of this four-year*
7 *commitment. Awards granted pursuant to this*
8 *subdivision shall be disbursed in a single lump sum, as*
9 *described in subdivision (d) of Section 44396, upon*
10 *approval of a district-certified application pursuant to the*
11 *guidelines of subdivision (c) of Section 44396.*

12 (b) The State Department of Education shall
13 administer the ~~program~~ awards authorized by
14 subdivision (a), and shall develop, in consultation with
15 the Commission on Teacher Credentialing, certification
16 and ~~merit~~ award information, criteria, procedures, and
17 applications, all of which shall be submitted to the State
18 Board of Education for approval. Amendments requested
19 by the State Board of Education to that information,
20 criteria, procedures, and applications shall be made
21 before the dissemination of ~~information~~ the material and
22 the ~~award~~ granting of any ~~grants~~ award under this
23 article.

24 (c) The State Department of Education shall
25 distribute *the materials described in subdivision (b) to*
26 *school districts* ~~information developed pursuant to~~
27 ~~subdivision (b) about the certification process~~
28 ~~established by the National Board for Professional~~
29 ~~Teaching Standards along with application materials and~~
30 ~~instructions for the merit award program.~~ Each school
31 district ~~shall make every effort~~ *is strongly encouraged* to
32 ensure that teachers employed by the district or by
33 charter schools affiliated with the district are informed
34 about the program and can acquire the necessary
35 application and information materials.

36 (d) School districts are encouraged to provide for
37 adequate release time and support for a teacher to
38 complete the certification process. As a condition to
39 providing that release time and support, a school district



1 may require that a teacher serve in a mentor teacher
2 capacity.

3 (e) For purposes of this article, ~~“school~~ *the following*
4 *definitions apply:*

5 (1) “School district” means school district, county
6 board of education, county superintendent of schools, a
7 state operated program, such as a special school, or an
8 education program providing instruction in kindergarten
9 or any of grades 1 to 12, inclusive, that is offered by a state
10 agency, including the California Youth Authority and the
11 State Department of Developmental Services.

12 (2) “*Low-performing school*” means a school in the
13 *bottom half of all schools based on the Academic*
14 *Performance Index rankings established pursuant to*
15 *subdivision (a) of Section 52056. This designation shall be*
16 *determined as of the date of the agreement by the*
17 *teacher in paragraph (2) of subdivision (a) of this section.*

18 SEC. 5. Section 44396 of the Education Code is
19 amended to read:

20 44396. (a) (1) To the extent that funds are available
21 for that purpose, a teacher who meets the criteria
22 approved by the State Board of Education pursuant to
23 subdivision (b) of Section 44395 is eligible ~~for a merit~~
24 ~~award~~ and may apply for ~~the~~ *an* award by following the
25 procedures and instructions developed pursuant to ~~that~~
26 ~~subdivision (b) of Section 44395.~~

27 (2) A teacher who attained certification from the
28 National Board for Professional Teaching Standards
29 before the effective date of the act adding this section and
30 who was employed by a school district or charter school
31 and assigned to teach in a California public school on the
32 date of certification may apply for ~~a merit~~ *an* award
33 *authorized pursuant to this article* if he or she meets all
34 the other requirements *for that award specified by* ~~of~~ this
35 article. *For awards pursuant to this subdivision, teaching*
36 *service before July 1, 2000, may not be counted toward*
37 *satisfaction of the teacher’s four-year agreement to teach*
38 *in a low-performing school.*

39 (b) Teachers shall submit their ~~application~~
40 *applications for an award authorized by this article* to the



1 school district employing them. Teachers employed by a
2 charter school shall submit their application through the
3 school district granting the school's charter.

4 (c) When a school district receives an application *for*
5 *an award authorized by this article*, it shall certify that the
6 applicant is employed by the district or a charter school
7 operating under a charter granted by the school district
8 and that the applicant has met all the criteria established
9 pursuant to subdivision (b) of Section 44395. The school
10 district shall then submit the application to the State
11 Department of Education for its review and approval.

12 (d) The State Department of Education shall approve
13 ~~an application~~ *applications* that ~~meets~~ *meet* the criteria
14 established pursuant to subdivision (b) of Section 44395.
15 To the extent funds are available, the State Department
16 of Education shall apportion funds to the *appropriate*
17 school ~~district~~ *districts* in the amount of ~~ten thousand~~
18 ~~dollars (\$10,000)~~ *the award authorized by Section 44395*
19 *for each approved application.* The school district shall
20 use funds apportioned to it pursuant to this subdivision to
21 ~~provide a one-time merit~~ *the amount of the* ~~award of ten~~
22 ~~thousand dollars (\$10,000)~~ *authorized by subdivision (a)*
23 *of Section 44395 to each teacher whose application is*
24 ~~approved by the State Department of Education.~~

25 SEC. 6. Section 44397 of the Education Code is
26 amended and renumbered to read:

27 ~~44397.~~

28 ~~44398.~~ Notwithstanding any provision of law except
29 Sections 44332.6, 44340, 44346.1, and 44830.1, a teacher
30 who is licensed to teach in a state other than California
31 and who is certified by the National Board for
32 Professional Teaching Standards shall be issued a clear
33 teaching credential authorizing the teacher to teach in
34 the subject area in which the teacher has received
35 national certification.

36 SEC. 7. Section 44397 is added to the Education Code,
37 to read:

38 44397. (a) The Commission on Teacher
39 Credentialing shall adopt any rules and regulations it
40 deems necessary for the enforcement of the agreement



1 made pursuant to this article and the recovery of any
 2 funds it determines are owed to the state. The rules and
 3 regulations adopted by the commission pursuant to this
 4 section shall also include a provision authorizing the
 5 commission to impose a civil penalty on a recipient of
 6 funds pursuant to this article, in an amount not to exceed
 7 five thousand dollars (\$5,000) per year for each year or
 8 portion thereof that the recipient of funds is determined
 9 by the commission to have failed to fulfill his or her
 10 commitment to teach in a low-performing school
 11 pursuant to Section 44395.

12 (b) Any moneys recovered pursuant to this section
 13 shall be deposited into the General Fund.

14 SEC. 8. Chapter 3.44 (commencing with Section
 15 44751) is added to Part 25 of the Education Code, to read:

16

17 CHAPTER 3.44. TEACHER RECRUITMENT INCENTIVE
 18 PROGRAM

19

20 44751. (a) The Teacher Recruitment Incentive
 21 Program is hereby created, to be administered by the
 22 Sacramento County Office of Education. The
 23 Superintendent of Public Instruction shall allocate funds
 24 appropriated for the purpose of this program to the
 25 Sacramento County Office of Education, which shall
 26 allocate those funds as specified in Section 44751.5.

27 (b) For purposes of this chapter, the following terms
 28 have the following meanings:

29 (1) "Low-performing school" means a school in the
 30 bottom half of the Academic Performance Index rankings
 31 established pursuant to subdivision (a) of Section 52052.

32 (2) "Regional teacher recruitment center" means an
 33 entity operated by a consortium that may include school
 34 districts, county offices of education, colleges,
 35 universities, or other public education entities in the
 36 region to be served.

37 44751.5. The Sacramento County Office of Education
 38 shall award, by January 1, 2001, five grants on a
 39 competitive basis to establish regional teacher
 40 recruitment centers. One region shall serve northern



1 California. Two regions shall serve Los Angeles. One
2 region shall serve the Central Valley. One region shall
3 include the Inland Empire. The Sacramento County
4 Office of Education may serve as the regional
5 recruitment center for northern California, but may
6 choose to award its grant to another northern California
7 grant applicant through the competitive process.

8 44752. Criteria for awarding the grants shall be
9 established by the Sacramento County Office of
10 Education, but shall include, at a minimum, all of the
11 following:

12 (a) A plan for collaboration among the consortium
13 members.

14 (b) A recruitment plan of highly effective recruitment
15 strategies.

16 (c) A focus on recruiting teachers to low-performing
17 schools, especially those with a teaching staff that has
18 more than 20 percent emergency permit teachers.

19 44752.5. (a) The amount of an award shall be based
20 on the number of teachers a regional teacher recruitment
21 center commits to recruit and shall be no more than
22 seven hundred dollars (\$700) per recruited teacher. The
23 Sacramento County Office of Education shall determine
24 the allocation of grants awards and whether funds should
25 be provided with a start-up grant and then a
26 reimbursement for teachers recruited, or some other
27 manner.

28 (b) If the number of teachers needed to be recruited
29 would result in allocation of funds in excess of available
30 funding, the regional teacher recruitment centers shall
31 be allocated funds based on a proration of the number of
32 teachers needed so as not to exceed available funding.

33 44753. The Sacramento County Office of Education
34 shall provide statewide oversight and technical assistance
35 for the regional teacher recruitment centers and perform
36 the following responsibilities:

37 (a) Provide advice to the CalTeach program within
38 the California State University system regarding the
39 regional media campaign for recruiting teachers.



- 1 (b) Consult with the Commission on Teacher
2 Credentialing on delivering technical assistance in
3 credentials counseling through the regional teacher
4 recruitment centers.
- 5 (c) Develop, publish, and distribute a guide of all
6 available state-level incentives to attract and retain
7 teachers.
- 8 (d) Report teacher placement data to the appropriate
9 fiscal and policy committees of the Legislature, the Office
10 of the Secretary for Education, the Department of
11 Finance, the Legislative Analyst’s Office, and the
12 Commission on Teacher Credentialing.
- 13 44753.5. Regional teacher recruitment centers shall
14 perform the following duties:
 - 15 (a) Employ full-time recruiters to recruit teachers and
16 provide credential and career counseling to prospective
17 teachers.
 - 18 (b) Make available information on available
19 state-funded incentives to potential teachers.
 - 20 (c) Conduct college campus and community-based
21 information sessions on job opportunities in teaching.
 - 22 (d) Provide outreach to potential teachers using
23 electronic, print, radio, and other forms of advertising.
 - 24 (e) Screen and distribute applications of prospective
25 teachers to participating schools.
 - 26 (f) Schedule interviews between prospective teachers
27 and school administrators.
 - 28 (g) Refer candidates to teacher preparation and
29 alternative certification programs.
 - 30 (h) Coordinate with the County Office Fiscal Crisis
31 and Management Assistance Team established pursuant
32 to Section 42127.8 on the provision of technical assistance
33 to school districts in methods to streamline the hiring
34 process.
 - 35 (i) Report regional recruitment data to the
36 Sacramento County Office of Education as specified in
37 the grant award.
- 38 44754. School districts, county offices of education,
39 colleges, universities, and other public education entities
40 participating in the Teacher Recruitment Incentive



1 Program are encouraged to include in their submitted
2 plans a financial commitment to teacher recruitment.

3 SEC. 9. Chapter 3.55 (commencing with Section
4 44765) is added to Part 25 of the Education Code, to read:

5

6 CHAPTER 3.55. TEACHING AS A PRIORITY PROGRAM

7

8 44765. The Teaching As A Priority Program is hereby
9 established, and shall be administered by the Commission
10 on Teacher Credentialing. Beginning in the 2000–01 fiscal
11 year, school districts and county offices of education with
12 low-performing schools are eligible to participate, on a
13 voluntary basis, in the Teaching As A Priority Program.

14 44765.1. For purposes of this chapter, the following
15 terms have the following meanings:

16 (a) “Appropriately assigned teacher” means a
17 credentialed teacher assigned to teach only in the subject
18 area of his or her credential.

19 (b) “Credentialed teacher” means an individual
20 holding at a minimum a preliminary teaching credential.

21 (c) “Low-performing school” means a school in the
22 bottom half of the Academic Performance Index rankings
23 established pursuant to subdivision (a) of Section 52056.

24 44765.5. A school district or county office of education
25 with low-performing schools may apply to participate in
26 the Teaching as a Priority Program. Participation
27 includes schoolsite incentives for hiring credentialed,
28 appropriately assigned teachers and for reducing the
29 number of emergency permit teachers and also includes
30 required districtwide reductions in the percentage of
31 emergency permit teachers within specified timelines in
32 order to maintain incentive funding.

33 44765.7. (a) A low-performing school within a
34 participating school district shall receive incentives in the
35 following manner:

36 (1) A two thousand dollar (\$2,000) incentive shall be
37 provided to each fully credentialed, appropriately
38 assigned teacher who is hired by a participating school
39 district to teach in a low-performing school. This
40 incentive is to be used by the teacher for one-time



1 expenditures for his or her classroom. These funds shall
2 not be used for any form of teacher compensation.

3 (2) A two thousand dollar (\$2,000) incentive shall be
4 provided to the low-performing school for each fully
5 credentialed, appropriately assigned teacher who is hired
6 and replaces an emergency permit teacher. These funds
7 shall be expended at the discretion of the schoolsite for a
8 one-time purpose to increase the school's ability to attract
9 and retain teachers, but shall not be used for any form of
10 teacher compensation.

11 (b) A credentialed teacher employed in a school that
12 is not low performing at the time the act adding this
13 section is enacted is eligible for incentives if he or she
14 elects to transfer and become employed in a
15 low-performing school.

16 (c) A credentialed teacher is not eligible for the
17 incentives for changing employment between
18 low-performing schools.

19 (d) A emergency permit teacher employed to teach at
20 a low-performing school who earns a teaching credential
21 is eligible for incentives.

22 44766. (a) In the first two years of program
23 participation, a school district shall attain a cumulative
24 districtwide reduction in the percentage of emergency
25 permit teachers employed, followed by further
26 reductions in the percentage of emergency permit
27 teachers employed in each of the remaining three years
28 of program participation. A school district that is not able
29 to attain the reduction in emergency permit teachers in
30 the timeline designated shall have its revenue limit
31 funding reduced on a one-time basis by four thousand
32 dollars (\$4,000) per emergency permit teacher in excess
33 of the target, not to exceed the amount of incentive that
34 has been received for that period.

35 (b) The Commission on Teacher Credentialing shall
36 assess a school district's progress towards its target during
37 the first two-year period and each fiscal year thereafter.
38 If a participating school district fails to meet the target,
39 the commission shall report to the Controller the amount
40 of funds to be collected from the school district. The



1 Controller shall withhold from the school district's next
2 principal apportionment the amount reported by the
3 Commission on Teacher Credentialing.

4 SEC. 10. Section 69532 of the Education Code is
5 amended to read:

6 69532. Cal Grant Program awards shall be known as
7 "Cal Grant A awards," "Cal Grant B awards," *and* "Cal
8 Grant C awards," ~~and "Cal Grant T awards."~~ The
9 maximum award in each category shall be determined in
10 the annual Budget Act.

11 (a) Cal Grant A awards shall be used only for tuition
12 and student fees in an instructional program of no less
13 than two academic years. Commencing as soon as
14 feasible, but no later than the award cycle that provides
15 awards for the 1999–2000 academic year, the eligibility
16 criteria for first-time Cal Grant award recipients who are
17 community college students and transfer to a four-year
18 college or university shall be no more stringent than the
19 eligibility criteria for other first-time Cal Grant award
20 recipients attending a four-year college or university.

21 (b) Cal Grant B awards shall be used only for tuition,
22 student fees, and subsistence costs in an instructional
23 program of no less than one academic year. Subsistence
24 costs are living expenses, transportation, supplies, and
25 books. Commencing as soon as feasible, but no later than
26 the award cycle that provides awards for the 1999–2000
27 academic year, the eligibility criteria for first-time Cal
28 Grant award recipients who are community college
29 students and transfer to a four-year college or university
30 shall be no more stringent than the eligibility criteria for
31 other first-time Cal Grant award recipients attending a
32 four-year college or university.

33 (c) Cal Grant C awards shall be used only for
34 occupational or technical training in a course of no less
35 than four months. There shall be a minimum of 1,570 new
36 Cal Grant C awards each year.

37 ~~(d) Cal Grant T awards shall be used only for tuition
38 and student fees for a maximum of one academic year of
39 full-time attendance in a program of professional
40 preparation that has been approved by the Commission~~



1 ~~on Teacher Credentialing. There shall be a minimum of~~
2 ~~3,000 new Cal Grant T awards each year.~~

3 SEC. 11. Section 69535 of the Education Code is
4 amended to read:

5 69535. (a) Cal Grant Program awards shall be based
6 upon the financial need of the applicant. The level of
7 financial need of each applicant shall be determined by
8 the commission pursuant to Article 1.5 (commencing
9 with Section 69503).

10 (b) For the applicants so qualifying, academic criteria
11 or criteria related to past performances shall be utilized
12 as the criteria in determining eligibility for grants.

13 (c) All Cal Grant Program award recipients shall be
14 residents of California, as determined by the commission
15 pursuant to Part 41 (commencing with Section 68000),
16 and shall remain eligible only if they are in attendance
17 and making satisfactory progress through the
18 instructional programs, as determined by the
19 commission.

20 (d) Part-time students shall not be discriminated
21 against in the selection of Cal Grant Program award
22 recipients, and awards to part-time students shall be
23 roughly proportional to the time spent in the
24 instructional program, as determined by the commission.
25 First-time Cal Grant Program award recipients who are
26 part-time students shall be eligible for a full-time renewal
27 award.

28 (e) Cal Grant Program awards shall be awarded
29 without regard to race, religion, creed, sex, or age.

30 (f) No applicant shall receive more than one type of
31 Cal Grant Program award concurrently. Except as
32 provided in ~~subdivisions~~ *subdivision* (b) ~~and (e)~~ of
33 Section 69535.1, no applicant shall:

34 (1) Receive one or a combination of Cal Grant
35 Program awards in excess of a total of four years of
36 full-time attendance in an undergraduate program.

37 (2) Have obtained a baccalaureate degree prior to
38 receiving a Cal Grant Program award, ~~except as provided~~
39 ~~in Section 69540.~~



1 (g) Cal Grant Program awards, ~~except as provided in~~
2 ~~subdivision (e) of Section 69535.1~~, may only be used for
3 educational expenses of a program of study leading
4 directly to an undergraduate degree or certificate, or for
5 expenses of undergraduate coursework in a program of
6 study leading directly to a first professional degree, but
7 for which no baccalaureate degree is awarded.

8 (h) Commencing in 1999, the commission shall, for
9 students who accelerate college attendance, increase the
10 amount of award proportional to the period of additional
11 attendance resulting from attendance in classes that
12 fulfill requirements or electives for graduation during
13 summer terms, sessions, or quarters. In the aggregate, the
14 total amount a student may receive in a four-year period
15 may not be increased as a result of accelerating his or her
16 progress to a degree by attending summer terms, sessions,
17 or quarters.

18 (i) The commission shall notify Cal Grant award
19 recipients of the availability of funding for the summer
20 term, session, or quarter through prominent notice in
21 financial aid award letters, materials, guides, electronic
22 information, and other means that may include, but not
23 be limited to, surveys, newspaper articles, or attachments
24 to communications from the commission and any other
25 published documents.

26 (j) The commission may provide by appropriate rules
27 and regulations for reports, accounting, and statements
28 from the award winner and college or university of
29 attendance pertaining to the use or application of the
30 award as the commission may deem proper.

31 (k) The commission may establish Cal Grant Program
32 awards in one hundred dollar (\$100) increments.

33 (l) A Cal Grant Program award may be utilized only
34 at the following institutions or programs:

35 (1) Any California private or independent
36 postsecondary educational institution or program that
37 participates in two of the three federal campus-based
38 student aid programs and whose students participate in
39 the Pell Grant program.



1 (2) Any nonprofit regionally accredited institution
2 headquartered and operating in California that certifies
3 to the commission that 10 percent of the institution's
4 operating budget, as demonstrated in an audited
5 financial statement, is expended for the purposes of
6 institutionally funded student financial aid in the form of
7 grants and that demonstrates to the commission that it
8 has the administrative capacity to administer the funds.

9 (3) Any California public postsecondary educational
10 institution or program.

11 SEC. 12. Section 69535.1 of the Education Code is
12 amended to read:

13 69535.1. (a) Cal Grant A awards and Cal Grant B
14 awards may be renewed for a total of four years of
15 full-time attendance in an undergraduate program
16 provided that financial need continues to exist.
17 Commencing with the 1989–90 academic year, the total
18 number of years of eligibility for grants pursuant to this
19 section shall be based on the student's educational level
20 in his or her course of study as designated by the
21 institution of attendance when the recipient initially
22 receives payment for a grant.

23 (b) For a student enrolled in an institutionally
24 prescribed five-year undergraduate program, Cal Grant
25 A awards and Cal Grant B awards may be renewed for a
26 total of five years of full-time attendance, provided that
27 financial need continues to exist.

28 ~~(c) Cal Grant Program award recipients who have~~
29 ~~completed a baccalaureate degree and who have been~~
30 ~~admitted to and are enrolled in a program of professional~~
31 ~~teacher preparation at an institution approved by the~~
32 ~~California Commission on Teacher Credentialing are~~
33 ~~eligible for renewal of a Cal Grant Program award for an~~
34 ~~additional year of full-time attendance, if financial need~~
35 ~~continues to exist.~~

36 ~~Payment for this additional year is limited to only those~~
37 ~~courses required for an initial teaching authorization.~~
38 ~~Awards under this section may not be used for other~~
39 ~~courses.~~



1 ~~This section applies to those students who complete a~~
2 ~~baccalaureate degree in or after 1989. A student's Cal~~
3 ~~Grant renewal eligibility shall not have lapsed more than~~
4 ~~15 months prior to the payment of an award for purposes~~
5 ~~of this section.~~

6 SEC. 13. Section 69540 of the Education Code is
7 repealed.

8 ~~69540. (a) Students who have completed a~~
9 ~~baccalaureate degree and who have been admitted to a~~
10 ~~program of professional teacher preparation at an~~
11 ~~institution approved by the California Commission on~~
12 ~~Teacher Credentialing are eligible to receive a Cal Grant~~
13 ~~T award for the equivalent of one year of full-time~~
14 ~~attendance. Payment for this additional year is limited to~~
15 ~~only those courses required for an initial teaching~~
16 ~~authorization. An award under this section may not be~~
17 ~~used for other courses.~~

18 ~~(b) The commission shall allocate Cal Grant T awards~~
19 ~~using academic criteria or criteria related to past~~
20 ~~performance similar to that used in awarding Cal Grant~~
21 ~~A awards.~~

22 SEC. 14. Section 69612 of the Education Code is
23 amended to read:

24 69612. (a) (1) The Legislature hereby recognizes
25 that there is a growing shortage of high-quality classroom
26 teachers, and that there is a need for qualified teachers
27 throughout California. *The Legislature finds one of the*
28 *most important elements in a pupil's success at learning*
29 *is the quality of the teacher.* The teacher shortage is most
30 serious in particular subject areas, partly due to the
31 shortage of students in these fields who enter the teaching
32 profession. The Legislature also recognizes that many
33 school districts have difficulty recruiting and retaining
34 high-quality teachers for *low-performing schools, for*
35 *pupils with special needs, for schools serving rural areas*
36 *or large populations of students pupils from low-income*
37 *and linguistic minority families, and schools with a high*
38 *percentage of teachers holding emergency permits.*

39 (2) The Legislature finds that the rising costs of higher
40 education, coupled with a shift in available financial aid



1 from scholarships and grants to loans, make loan
2 repayment options an important consideration in a
3 student's decision to pursue a postsecondary education.
4 The availability of financial aid and loan repayment
5 assistance are important considerations for many
6 students, especially economically disadvantaged
7 students, in making their educational decisions.

8 (b) It is the intent of the Legislature that the
9 Assumption Program of Loans for Education be designed
10 to encourage persons to enter into the teaching
11 profession in designated subject matter shortage areas
12 and in schools serving large populations of ~~students~~ *pupils*
13 from low-income families, schools serving rural areas,
14 schools with a high percentage of teachers holding
15 emergency permits, or schools with any or all of these
16 characteristics. It is further the intent of the Legislature
17 in enacting this article to do all of the following:

18 (1) Provide outstanding postsecondary students,
19 particularly economically disadvantaged students, with
20 the assurance of financial assistance to encourage them to
21 complete postsecondary education programs leading to
22 teaching credentials, and to seek employment as
23 teachers.

24 (2) Provide persons who agree to become teacher
25 trainees or teacher interns in a subject matter shortage
26 area with the assurance of financial assistance to
27 encourage them to complete the additional coursework
28 necessary to obtain a teaching credential.

29 (3) Identify subject matter areas or schools in which
30 there are shortages of fully credentialed teachers and
31 provide incentives for persons to obtain teaching
32 credentials and seek teaching positions in those areas.

33 (4) Identify schools serving rural areas, schools serving
34 large populations of students from low-income families,
35 or both, and schools with a high percentage of teachers
36 holding emergency permits, and provide incentives for
37 persons to obtain teaching credentials and seek teaching
38 positions in those schools.

39 (5) *Identify low-performing schools and provide*
40 *incentives for persons to obtain teaching credentials and*



1 *seek teaching positions in those schools. For the purpose*
2 *of this article, “low-performing school” means a school in*
3 *the bottom half of the Academic Performance Index*
4 *rankings established pursuant to subdivision (a) of*
5 *Section 52056 at the time that a teacher is hired.*

6 SEC. 15. Section 69612.5 of the Education Code is
7 amended to read:

8 ~~69612.5. It is the intent of the Legislature that,~~
9 ~~commencing with the 1985-86 school year~~ *Commencing*
10 *with the 2000-01 school year*, all persons eligible to
11 receive conditional warrants for loan assumptions
12 pursuant to this article shall be persons who need to
13 complete training or coursework in order to be fully
14 credentialed *and who agree to obtain a credential and*
15 *teach in a designated subject matter shortage area; or in*
16 ~~schools serving a large population of students from~~
17 ~~low-income families and within these categories;~~
18 ~~commencing with the 2000-01 school year, those persons~~
19 ~~who agree to teach in schools serving rural areas, or~~
20 ~~commencing with the 2000-01 school year, in schools with~~
21 ~~a high percentage of teachers holding emergency~~
22 ~~permits~~ *a school that, at the time that the teacher is hired,*
23 *meets any of the following criteria:*

24 (a) *Serves a large population of pupils from*
25 *low-income families.*

26 (b) *Has a high percentage of teachers holding*
27 *emergency permits.*

28 (c) *Is a low-performing school.*

29 SEC. 16. Section 69613 of the Education Code is
30 amended to read:

31 69613. (a) Any person enrolled in an institution of
32 postsecondary education participating in the loan
33 assumption program set forth in this article, or any person
34 who agrees to participate in a teacher trainee or teacher
35 internship program, may be eligible to receive a
36 conditional warrant for loan assumption, to be redeemed
37 pursuant to Section 69613.2 upon becoming employed as
38 a teacher. In order to be eligible to receive a loan
39 assumption warrant, an applicant shall satisfy all of the
40 conditions specified in either subdivision (b) or (c).



1 (b) (1) The applicant has completed at least 60
2 semester units, or the equivalent, and is enrolled in an
3 academic program leading to a baccalaureate degree at
4 a participating institution, or has been admitted to a
5 program of professional preparation that has been
6 approved by the Commission on Teacher Credentialing.

7 (2) The applicant is currently enrolled ~~in~~, or has been
8 admitted to a program in which he or she will be enrolled
9 ~~in~~, *on at least a half-time basis, as determined by the*
10 *participating institution* ~~10 semester units, or the~~
11 ~~equivalent~~. The applicant shall agree to maintain *at least*
12 *half-time enrollment* ~~not less than 10 semester units per~~
13 ~~semester, or the equivalent~~, and to maintain satisfactory
14 academic progress.

15 (3) The applicant has been judged by his or her
16 postsecondary institution to have outstanding ability on
17 the basis of criteria that may include, but need not be
18 limited to, any of the following:

- 19 (A) Grade point average.
- 20 (B) Test scores.
- 21 (C) Faculty evaluations.
- 22 (D) Interviews.
- 23 (E) Other recommendations.

24 (4) In order to meet the costs associated with
25 obtaining a baccalaureate degree, or a California
26 teaching credential, the applicant has received, or is
27 approved to receive, a loan under one or more of the
28 following designated loan programs:

29 (A) The Federal Family Education Loan Program (20
30 U.S.C. Sec. 1071 et seq.).

31 (B) Any loan program approved by the Student Aid
32 Commission.

33 (5) The applicant has agreed to teach in a public school
34 in this state for at least four consecutive academic years
35 after obtaining a teaching credential.

36 (c) (1) The applicant holds a baccalaureate degree
37 and agrees to participate in a teacher trainee program or
38 teacher internship program, or is a person who will
39 continue to be employed full time in a field other than
40 teaching while completing the necessary coursework for



1 a teaching credential, or is a noncredentialed teaching
2 paraprofessional, as described in Section 44323, who will
3 continue to serve as a teaching paraprofessional while
4 completing the necessary coursework for a California
5 teaching credential.

6 (2) (A) The applicant is enrolled in, or has been
7 admitted to, a participating institution and agrees to
8 maintain satisfactory academic progress in an academic
9 program leading to a baccalaureate degree or in a
10 program of professional preparation that has been
11 approved by the Commission on Teacher Credentialing,
12 and the applicant satisfies the conditions specified in
13 paragraphs (3), (4), and (5) of subdivision (b).

14 (B) No applicant who has completed fewer than 60
15 units, or the equivalent, shall be eligible under this
16 subdivision to participate in the loan assumption program
17 set forth in this article.

18 (d) ~~Sixty percent of the~~ *The* warrants distributed each
19 year pursuant to subdivisions (b) and (c) at each
20 participating institution shall be awarded by that
21 institution to applicants who ~~agree to obtain a teaching~~
22 ~~credential in subject areas that are designated as current~~
23 ~~or projected shortage areas by the Superintendent of~~
24 ~~Public Instruction meet the criteria specified in Section~~
25 ~~69612.5 and agree to teach in any of the areas listed in that~~
26 ~~section.~~ The warrant shall remain valid even if the subject
27 area *under which an applicant became eligible for a*
28 *warrant* ceases to be a designated shortage field by the
29 time the applicant becomes a teacher.

30 (e) ~~The remaining 40 percent of the warrants~~
31 ~~distributed each year pursuant to subdivisions (b) and~~
32 ~~(c) at each participating institution shall be awarded to~~
33 ~~applicants who agree to obtain teaching credentials in~~
34 ~~any subject area and to provide classroom instruction in~~
35 ~~schools that serve large populations of students from~~
36 ~~low-income families, as designated by the superintendent~~
37 ~~for purposes of the Perkins Loan Program or otherwise.~~
38 ~~The warrant shall remain valid even if the school ceases~~
39 ~~to be so designated during the applicant's second, third,~~
40 ~~or fourth year of teaching.~~



1 ~~(f) (1) Within the percentages set forth in~~
2 ~~subdivisions (d) and (e), commencing with the 2000-01~~
3 ~~school year, and every year thereafter, a proportional~~
4 ~~number of warrants shall be issued to applicants who~~
5 ~~agree to provide classroom instruction in a school serving~~
6 ~~a rural area.~~

7 ~~(2) Notwithstanding the percentages set forth in~~
8 ~~subdivisions (d) and (e), commencing with the 2000-01~~
9 ~~school year, and every year thereafter, the number of~~
10 ~~warrants issued to applicants who agree to teach in~~
11 ~~schools with a high percentage of teachers holding~~
12 ~~emergency permits shall be determined and funded by~~
13 ~~the Legislature in the annual Budget Act.~~

14 ~~(g)~~

15 ~~(e) A person participating in the program pursuant to~~
16 ~~this section shall not receive more than one warrant.~~

17 ~~(h)~~

18 ~~(f) The Student Aid Commission shall adopt rules and~~
19 ~~regulations regarding the reallocation of warrants where~~
20 ~~a participating institution is unable to utilize its allocated~~
21 ~~warrants or is unable to distribute them proportionately~~
22 ~~to subdivisions (d) and (e) within a reasonable period of~~
23 ~~time.~~

24 SEC. 17. Section 69613.1 of the Education Code is
25 amended to read:

26 69613.1. The Superintendent of Public Instruction
27 shall furnish the Student Aid Commission with all of the
28 following:

29 (a) Commencing January 1, 1990, and every January 1
30 thereafter, a list of teaching fields that have the most
31 critical shortage of teachers. The superintendent shall
32 review this list annually and revise the list as he or she
33 deems necessary.

34 (b) A list of schools that serve a large population of
35 ~~students~~ *pupils* from low-income families, as designated
36 for purposes of the Perkins Loan Program, or according
37 to other standards the superintendent deems
38 appropriate.

39 ~~(c) (1) Commencing January 31, 2000, and every~~
40 ~~January 1, thereafter, a list of schools with a high~~



1 percentage of teachers holding emergency permits. The
2 list shall be established according to criteria determined
3 by the Superintendent of Public Instruction.

4 (2)

5 (d) Commencing January 31, 2000, and every January
6 1, thereafter, a list of schools serving rural areas. The list
7 shall be established according to standards deemed
8 appropriate by the Superintendent of Public Instruction.

9 (e) *Commencing January 31, 2000, and every January*
10 *1, thereafter, a list of low-performing schools.*

11 SEC. 18. Section 69613.3 of the Education Code is
12 repealed.

13 ~~69613.3. (a) Notwithstanding Section 69614, the~~
14 ~~commission may annually distribute 50 warrants to~~
15 ~~project centers of the Science, Mathematics, and~~
16 ~~Technology Teacher Pipeline Program specified in~~
17 ~~Chapter 3.7 (commencing with Section 8650) of Part 6 to~~
18 ~~be awarded to participants in that program who meet the~~
19 ~~eligibility criteria set forth in subdivisions (a), (b), and~~
20 ~~(c) of Section 69613.~~

21 ~~(b) This section shall remain in effect only until~~
22 ~~January 1, 2001, and as of that date is repealed, unless a~~
23 ~~later enacted statute, which is enacted before January 1,~~
24 ~~2001, deletes or extends that date.~~

25 SEC. 19. Section 69613.5 of the Education Code is
26 amended to read:

27 69613.5. (a) Notwithstanding Sections 69612.5 and
28 69614, for the purposes of the recruitment of teachers
29 from outside California, the commission shall annually
30 may distribute 500 warrants to school districts to be
31 awarded to out-of-state teachers who fulfill the terms of
32 Section 69613.4. A teacher who receives a warrant
33 pursuant to this subdivision shall hold a valid teaching
34 credential, in the subject area of the California teaching
35 position, from the state in which he or she resides.

36 (b) The commission shall adopt rules and regulations
37 regarding the allocation of warrants to school districts
38 pursuant to this section.

39 SEC. 20. Section 69613.55 of the Education Code is
40 repealed.



~~1 69613.55. Within the number of warrants distributed
2 pursuant to paragraph (d) of Section 69613, the
3 commission shall annually distribute a minimum of 2,000
4 awards to applicants who agree to obtain a teaching
5 credential in mathematics or science. The commission
6 shall adopt rules and regulations regarding the
7 reallocation of these warrants if a participating institution
8 is unable to utilize the warrants within a reasonable
9 period of time.~~

10 SEC. 21. Section 69613.6 of the Education Code is
11 amended to read:

12 69613.6. (a) Except as provided in subdivision (b), ~~in~~
13 ~~the event that~~ if a program participant fails to complete
14 a minimum of four consecutive school years of classroom
15 instruction as required by this article, under the terms of
16 the agreement pursuant to paragraph (5) of subdivision
17 ~~(a)~~ (b) of Section 69613, the participant shall assume full
18 liability for all student loan obligations remaining after
19 the commission's assumption of loan liability for the last
20 year of qualifying teaching service pursuant to Section
21 69613.

22 (b) Notwithstanding subdivision (a), ~~in the event that~~
23 if a program participant becomes unable to complete one
24 of the four consecutive years of teaching service due to
25 serious illness, pregnancy, or other natural causes, the
26 participant shall receive a deferral of the resumption of
27 full liability for the loan for a period not to exceed one
28 calendar year.

29 SEC. 22. Section 69614 of the Education Code is
30 amended to read:

31 69614. (a) The Student Aid Commission shall
32 distribute *program information and* student applications
33 to participate in the loan assumption program to *all*
34 postsecondary institutions eligible to participate in state
35 and federal financial aid programs and having a program
36 of professional preparation that has been approved by the
37 Commission on Teacher Credentialing. Each eligible
38 institution shall receive at least one application, and the
39 remainder shall be distributed to eligible institutions
40 proportionate to the number of teaching candidates from



1 each institution who were fully credentialed during the
2 previous year. *In addition, the Student Aid Commission*
3 *shall reexamine its outreach and marketing strategies to*
4 *inform both potential undergraduates and persons*
5 *employed outside of academia about the availability and*
6 *benefits of the loan assumption program. To this end, the*
7 *commission shall enlist the advice and support of the*
8 *California Center for Teaching Profession, the University*
9 *of California, the California State University, the*
10 *Association of Independent California Colleges and*
11 *Universities, and private employers and their associations*
12 *throughout the state.*

13 (b) Each participating institution shall sign an
14 institutional agreement with the commission, certifying
15 its intent to administer the loan assumption program
16 according to all applicable published rules, regulations,
17 and guidelines, and to make special efforts to notify
18 students regarding the availability of the program,
19 particularly economically disadvantaged students.

20 (c) To the extent feasible, each participating
21 institution shall coordinate the loan assumption program
22 with other existing programs designed to recruit or
23 encourage students to enter the teaching profession.
24 These programs may include, but need not be limited to,
25 student internships in school districts, courses that
26 provide early exploratory or field work experience in
27 elementary or secondary schools, and work-study
28 employment in elementary or secondary schools.

29 SEC. 23. Section 69615.4 of the Education Code is
30 amended to read:

31 69615.4. The commission shall report annually to the
32 Legislature regarding all of the following, on the basis of
33 sex, age, and ethnicity:

34 (a) The total number of warrants awarded.

35 (b) The number of warrants allocated each to juniors,
36 seniors, students enrolled in teacher training programs,
37 and persons who agree to enroll in teacher trainee
38 programs or teacher internship programs.



1 (c) The ~~proportion~~ *number* of warrants awarded to
 2 applicants who pursue a credential in a subject matter
 3 shortage area.

4 (d) The ~~proportion~~ *number* of warrants awarded to
 5 applicants who agree to teach in schools with a high ratio
 6 of ~~students~~ *pupils* from low-income families *and*
 7 *low-performing schools*.

8 (e) ~~(1)~~ The number of warrants awarded to
 9 applicants who agree to teach in schools serving rural
 10 areas.

11 ~~(2)~~
 12 (f) The number of warrants awarded to applicants
 13 who agree to teach in schools with a high percentage of
 14 teachers holding emergency permits.

15 ~~(f)~~
 16 (g) The number of warrants that are redeemed by the
 17 initial recipients.

18 SEC. 24. Section 69615.6 of the Education Code is
 19 amended to read:

20 69615.6. (a) Beginning no later than the 1986–87
 21 school year, and each school year thereafter up to and
 22 including the 1997–98 school year, the commission shall
 23 issue warrants for the assumption of up to 500 student
 24 loans for program participants eligible under this article.

25 (b) For the 1998–99 school year, the commission shall
 26 issue warrants for the assumption of up to 4,500 student
 27 loans for program participants eligible under this article.

28 (c) For the 1999–2000 school year the commission shall
 29 issue warrants for the assumption of up to 5,500 student
 30 loans for program participants eligible under this article.

31 (d) Commencing with the 2000–01 school year, and
 32 each school year thereafter, the following shall apply:

33 (1) The commission shall issue warrants for the
 34 assumption of up to ~~5,500~~ 6,500 student loans for program
 35 participants eligible under this article.

36 (2) ~~(A)~~ Notwithstanding the limitation of ~~5,500~~ 6,500
 37 warrants set forth in *paragraph (1) subdivision (e)*, the
 38 commission shall issue warrants in a quantity determined
 39 by the *Governor and the Legislature* in the annual
 40 Budget Act for the assumption of student loans ~~for~~



1 applicants who agree to teach in schools in rural areas.
 2 Priority for the issuance of the warrants shall be given to
 3 applicants who are recipients of federally subsidized
 4 loans or other need-based loans, as determined by the
 5 commission.

6 ~~(B) Notwithstanding the limitation of 5,500 warrants~~
 7 ~~set forth in subdivision (e), the commission shall issue~~
 8 ~~warrants in a quantity determined by the Legislature in~~
 9 ~~the annual Budget Act for the assumption of student loans~~
 10 ~~for applicants who agree to teach in schools with a high~~
 11 ~~percentage of teachers holding emergency permits.~~
 12 ~~Priority for the issuance of the warrants shall be given to~~
 13 ~~applicants who are recipients of federally subsidized~~
 14 ~~loans or other need-based loans, as determined by the~~
 15 ~~commission.~~

16 ~~(3) Up~~ *Notwithstanding Sections 69612.5 and 69614, up*
 17 *to 100 of the* ~~5,500~~ *6,500* warrants issued pursuant to this
 18 subdivision ~~shall~~ *may* be issued for the assumption of
 19 student loans for applicants who agree to teach in school
 20 districts serving rural areas.

21 ~~(e) The commission may recommend an annual limit~~
 22 ~~under subdivision (d) that is higher than 5,500 and submit~~
 23 ~~that recommendation to the Legislative Analyst for~~
 24 ~~review and comment. It is the intent of the Legislature~~
 25 ~~that the amount appropriated for purposes of this section~~
 26 ~~in the Budget Act reflect consideration of the information~~
 27 ~~provided by the commission and the Legislative Analyst~~
 28 ~~under this subdivision.~~

29 ~~(f)~~

30 ~~(e)~~ The issuance of warrants shall be subject to
 31 funding to be provided in the Budget Act for each fiscal
 32 year.

33 SEC. 25. Article 21 (commencing with Section 70000)
 34 is added to Chapter 2 of Part 42 of the Education Code,
 35 to read:

36

37 Article 21. Governor’s Teaching Fellowships

38

39 70000. (a) The Governor’s Teaching Fellowships
 40 Program is hereby established to be administered by the



1 Chancellor's Office of the California State University. The
2 chancellor's office shall collaborate with the University of
3 California, the California Community Colleges, the
4 Association of Independent California Colleges and
5 Universities, the State Department of Education, and the
6 Commission on Teacher Credentialing to ensure that
7 access to the fellowships is available to students in a
8 variety of teaching preparation programs.

9 (b) In January 2001, 250 nonrenewable graduate
10 teaching fellowships in the amount of twenty thousand
11 dollars (\$20,000) each shall be awarded, with funds
12 disbursed half in January 2001 and half in September 2001.

13 (c) Beginning in the 2001-02 fiscal year, 1,000
14 nonrenewable, graduate teaching fellowships in the
15 amount of twenty thousand dollars (\$20,000) each shall be
16 awarded annually.

17 (d) The fellowship award may be used to defer tuition
18 and living expenses for a teacher certification program at
19 any accredited postsecondary institution in California.

20 70001. (a) The Chancellor's Office of the California
21 State University shall have the following duties:

22 (1) Developing an application process that establishes
23 a merit-based fellowship program for graduate students
24 who agree to teach at a low-performing school for four
25 years.

26 (2) Establishing a broad and effective outreach effort
27 to promote the availability and the merits of the
28 fellowship program.

29 (3) Conducting the selection process for fellowship
30 applicants.

31 (4) Collaborating with the Commission on Teacher
32 Credentialing to develop and implement a system for
33 monitoring program participants through the
34 completion of their four-year teaching obligation.

35 (5) Determining the criteria for selecting teaching
36 fellowship candidates. The criteria shall include, at a
37 minimum, all of the following:

38 (A) Previous academic and employment record.

39 (B) A demonstrated commitment to serve in a
40 low-performing school.



1 (C) Faculty and employer evaluations.

2 (D) Interviews.

3 (E) Letters of recommendation.

4 (b) For the purposes of this article, a “low-performing
5 school” is a school in the bottom half of the Academic
6 Performance Index rankings established pursuant to
7 subdivision (a) of Section 52056. If a school meets this
8 criteria at the time a teacher is hired, continued
9 employment of the teacher at that school fulfills the
10 commitment made by the teacher, even if the school
11 improves its rank on the Academic Performance Index.

12 70002. An intersegmental review committee is
13 hereby established to review all applications for the
14 Governor’s Teaching Fellowships. The committee shall
15 recommend teaching fellowship candidates to the
16 Chancellor’s Office of the California State University. The
17 committee shall consist of 12 members, appointed by the
18 Governor to a term of four years, based on
19 recommendations as follows:

20 (a) The Chancellor of the California State University
21 shall recommend six members. Two shall be faculty
22 members. One shall be an administrator from higher
23 education. One shall be an administrator from a school
24 maintaining kindergarten or any of grades 1 to 12,
25 inclusive. Two shall be teachers from schools maintaining
26 kindergarten or any of grades 1 to 12, inclusive.

27 (b) The President of the University of California shall
28 recommend three members. One shall be a faculty
29 member. One shall be an administrator from either
30 higher education or schools maintaining kindergarten or
31 any of grades 1 to 12, inclusive. One shall be an
32 elementary or secondary teacher.

33 (c) The Chair of the Association of Independent
34 California Colleges and Universities shall recommend
35 three members. One shall be a faculty member. One shall
36 be an administrator from either higher education or
37 schools maintaining kindergarten or any of grades 1 to 12,
38 inclusive. One shall be an elementary or secondary
39 teacher.



1 70003. (a) A fellowship recipient shall agree to teach
2 in a low-performing school for four years and shall have
3 four years, upon completion of his or her preparation
4 program, to meet that obligation. Except as provided in
5 subdivision (c), a fellowship recipient shall agree to repay
6 the state five thousand dollars (\$5,000) annually for each
7 year the recipient fails to complete either the teacher
8 preparation program or the required teaching service, up
9 to full repayment of twenty thousand dollars (\$20,000).

10 (b) Nonperformance of the commitment to teach in a
11 low-performing school for four years shall be certified by
12 the Commission on Teacher Credentialing to the
13 chancellor's office.

14 (c) Any exceptions to the requirement for repayment
15 shall be defined by the chancellor's office.

16 70004. The Trustees of the California State University
17 shall provide an annual report, for each higher education
18 institution, on the number of fellows receiving funding,
19 the number of fellows completing programs, and the
20 place of employment for each candidate.

21 70005. (a) The Chancellor's Office of the California
22 State University shall adopt any rules and regulations it
23 deems necessary for the administration of this section and
24 the recovery of funds it determines are owed to the state.
25 The rules and regulations adopted by the chancellor's
26 office pursuant to this section shall also include a
27 provision authorizing the chancellor's office to impose a
28 civil penalty on a recipient of funds under this program,
29 in an amount not to exceed five thousand dollars (\$5,000)
30 per year for each year that the recipient of funds is
31 determined by the Commission on Teacher
32 Credentialing to have failed to fulfill his or her obligation
33 to teach in a low-performing school.

34 (b) Any moneys derived from the assessment of
35 penalties pursuant to this section shall be deposited into
36 the General Fund.

37 SEC. 26. Chapter 9.5 (commencing with Section
38 51460) is added to Part 3 of Division 31 of the Health and
39 Safety Code, to read:

40



1 CHAPTER 9.5. NEIGHBORHOOD TEACHERS PROGRAM

2
3 51460. (a) It is the intent of the Legislature that an
4 affordable homebuyer housing down payment assistance
5 program be implemented to address the needs associated
6 with recruiting and retaining public school teachers in
7 the state.

8 (b) The Department of Housing and Community
9 Development shall contract with the California Housing
10 Finance Agency for the administration of the program
11 established by this chapter. The California Housing
12 Finance Agency shall administer these programs and
13 allocate funds in accordance with that agency's authority
14 as set forth in Part 3 (commencing with Section 50900) of
15 Division 31.

16 51461. For the purposes of this chapter, the following
17 terms have the following definitions:

18 (a) "Low-performing school" means a public school in
19 the bottom half of the Academic Performance Index
20 rankings established pursuant to subdivision (a) of
21 Section 52056 of the Education Code. This designation
22 shall be determined as of the date of the loan obtained
23 pursuant to this chapter.

24 (b) "Teacher" means a person who is currently
25 employed as a full-time teacher in a low-performing
26 school and who holds the appropriate credential for the
27 subject and grade level the teacher is assigned to teach.

28 (c) "Termination of employment" means the
29 borrower is no longer meeting, for whatever reason, each
30 of the elements of the definition of "teacher" at any time
31 during the first five years immediately following the date
32 of recordation of the subordinate mortgage loan deed of
33 trust. However, a termination of employment does not
34 occur if the borrower is still employed at the same school
35 as at the time of recordation of the subordinate mortgage
36 loan and the school is no longer a low-performing school
37 or if the borrower accepts a teaching position at another
38 public school and the teacher's departure from the
39 low-performing school was involuntary. The agency may
40 establish guidelines for consideration of hardship cases in

1 which it may waive this five-year continuous
2 employment requirement.

3 51462. (a) The agency shall administer a
4 Neighborhood Teachers Program in accordance with this
5 chapter for the purpose of providing down payment
6 assistance to teachers for the purchase of a residence
7 located in this state. The agency may originate and
8 service loans and establish, by board resolution,
9 guidelines for administration and implementation of this
10 program.

11 (b) Down payment assistance shall be in the form of
12 a deferred-payment, low-interest subordinate mortgage
13 loan in second lien position and with a term not longer
14 than the term of the first mortgage loan. Interest on this
15 subordinate mortgage loan shall accrue at a rate
16 determined by the agency. The maximum down
17 payment assistance to any borrower provided shall not
18 exceed ten thousand dollars (\$10,000).

19 (c) All allocations and repayments shall be used for the
20 purposes of this program, including administrative costs.

21 51463. (a) To qualify for a loan under this chapter,
22 the borrower and the residence being financed shall meet
23 the following criteria at the time the assistance is
24 provided:

25 (1) The borrower shall be a teacher as defined in
26 subdivision (b) of Section 51460.

27 (2) The residence financed shall be intended to be the
28 borrower's primary residence.

29 (3) The residence being financed shall be a
30 single-family residence, condominium, or manufactured
31 home located within the State of California.

32 (b) The borrower's obligation to repay the assistance
33 received pursuant to this chapter shall be evidenced by
34 a lien subordinate in priority to the borrower's first
35 mortgage lien.

36 51464. (a) To qualify for forgiveness for repayment
37 of the assistance provided under this chapter, a teacher
38 shall meet the following continued eligibility
39 requirements on a continuous basis for five years



1 following the date of recordation of the lien or deed of
2 trust evidencing this assistance:

3 (1) The borrower shall continuously occupy the
4 residence being purchased and financed under this
5 chapter as his or her principal residence.

6 (2) The borrower may not have a termination of
7 employment, as defined in subdivision (c) of Section
8 51460.

9 (b) If the borrower meets the continued eligibility
10 requirements of subdivision (a) for the full five-year
11 continued eligibility period, repayment of the assistance
12 shall be forgiven and considered a grant so long as the
13 borrower produces records sufficient to the agency's
14 satisfaction that the continued eligibility requirements of
15 occupancy and employment have been met during that
16 five-year period.

17 (c) Repayment of the principal and accrued interest
18 shall be due and payable at the earlier of the following
19 events:

20 (1) Transfer of title.

21 (2) Sale of the residence.

22 (3) Payoff of the first mortgage loan.

23 (d) The agency may agree to subordinate its lien if
24 there is a refinancing of the borrower's first mortgage lien
25 at any time during the first five year continued eligibility
26 period if the following conditions are met:

27 (1) The borrower has been occupying, and intends to
28 continuously occupy, the residence as his or her principal
29 residence.

30 (2) There has not been a termination of employment.

31 (3) The value of the refinanced first mortgage and the
32 ten thousand dollars (\$10,000) of assistance combined will
33 not exceed 100 percent of the appraised value of the
34 property.

35 The agency shall require immediate repayment of
36 amounts then owed if there is a refinancing of the first
37 mortgage and these conditions are not met or if there is
38 a refinancing that occurs after the five year continued
39 eligibility period.



1 (e) In the event of termination of employment by the
2 borrower or the borrower's failure to continuously
3 occupy the financed residence as his or her principal
4 residence during the first five years following recordation
5 of the subordinate mortgage loan deed of trust, the
6 borrower shall be obligated to repay to the agency, in
7 addition to other amounts due on the loan, the pro rata
8 amount of principal and accrued interest on the loan
9 which directly relates to the period of time within that
10 five-year period in which the borrower failed to satisfy
11 each of requirements set forth in subdivision (a).

12 (f) To qualify for any pro rata forgiveness of
13 repayment of the loan, the borrower shall produce
14 records to the agency's satisfaction that all of the
15 conditions specified in subdivision (a) have been met for
16 the period for which the pro rata forgiveness of the loan
17 is sought.

18 51465. The agency shall have all of the powers
19 conferred upon it by Part 3 (commencing with Section
20 50900) of Division 31 of the Health and Safety Code in
21 administering this chapter.

22 SEC. 27. This act is an urgency statute necessary for
23 the immediate preservation of the public peace, health,
24 or safety within the meaning of Article IV of the
25 Constitution and shall go into immediate effect. The facts
26 constituting the necessity are:

27 In order to implement the Budget Act of 2000 with
28 respect to the public schools and institutions of higher
29 education, it is necessary that this act take effect
30 immediately.

