

AMENDED IN SENATE AUGUST 7, 2006

AMENDED IN SENATE JUNE 22, 2006

AMENDED IN ASSEMBLY APRIL 7, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 756

Introduced by Assembly Member Goldberg
(Coauthor: Assembly Member Richman)

February 18, 2005

An act to add and repeal Article ~~4.15~~ (commencing with Section ~~52058.5~~) 4.5 (commencing with Section 52062) of Chapter 6.1 of Part 28 of the Education Code, relating to school finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 756, as amended, Goldberg. School finance: the Flexible Funding for Pupil Achievement Program.

Existing law, the Public Schools Accountability Act of 1999, establishes (1) the Public Schools Performance Accountability Program, consisting of programs for schools based on their performance on statewide accountability tests and measures of that achievement; (2) procedures for local educational agency intervention that are to be taken regarding local educational agencies that are not meeting the pupil achievement requirements of the federal No Child Left Behind Act of 2001; (3) the state No Child Left Behind Liaison Team to advise the Superintendent of Public Instruction and the State Board of Education on appropriate matters related to implementation of the federal No Child Left Behind Act; and (4) a Statewide System of School Support to provide support and technical assistance to school districts, county offices of education, and schools in need of

improvement, as specified. *Existing law requires a county superintendent of schools to calculate a revenue limit for each school district in the county. Existing law establishes categorical funding programs for which school districts may be eligible.*

This bill would establish the Flexible Funding for Pupil Achievement Program and would enable school districts that (1) are identified as program improvement local educational agencies under the No Child Left Behind Act of 2001 and have 50% or more of their pupils enrolled in schools ranked in any of deciles 1 to 3, inclusive, of the Academic Performance Index, (2) participate in the Local Improvement Program, or (3) both, to participate in the new program and be exempt from the program requirements and regulations for specified categorical programs. The bill would require a participating school district to provide a plan regarding the expenditure of the funds that would be received pursuant to the program and how the expenditure of the funds will be documented to the Superintendent of Public Instruction for his or her review and approval prior to receiving any funds pursuant to this program. The bill would limit the Superintendent to only approving school district plans that demonstrate the manner in which the resources would be allocated to the individual schools attended by the specific pupils for which the funding would be received pursuant to the specified categorical programs. The bill would require the Superintendent to request that private foundations fund and conduct independent evaluations of the planning, implementation, operation, and effectiveness of the program for participating schools. The bill would make the program operative only until July 1, 2012 require the Superintendent of Public Instruction to administer it. The bill would permit up to 5% of schools in the state to participate in the program at any one time and would require the Superintendent to strive to ensure a balance of elementary, middle, and high schools among participating schools, as specified, and that urban, suburban, and rural schools are represented among participating schools.

The bill would require the governing board of a school district, after confirming with the Superintendent that there is room in the program for the school to participate, to adopt, in consultation with the district superintendent and with the concurrence of the principal of the applicable school, a participation agreement containing specified provisions with each school that elects to participate. The bill would require the governing board of a school district to annually ensure

that its participating schools have a participation agreement in place, as specified. The bill would require that each participation agreement have a term of 5 years, except that each year, the governing board of a school district would be required to review and revise the per-pupil funding of the school, as specified. The bill would require the principal and certificated staff of a participating school to adopt annually an achievement plan for the school that addresses the organization of the school, staffing, curriculum, and classroom schedules, as specified.

The bill would require the district superintendent to notify the principal of a participating school if that school fails to comply with its participation agreement and would require the principal, once notified, to submit a plan to remedy the lack of compliance. The bill would permit the governing board of a school district to revoke the participation agreement of a school if that school fails to meet the goals established in its annual achievement plan for 3 consecutive years and would require the governing board to notify the Superintendent of any termination of the participation of a school that occurs.

The bill would require the Superintendent, no later than March 30, 2007, to adopt a distribution formula that would include specified elements for use by school districts with schools participating in the program to determine the allocation of school district revenue limit funding for the use of individual participating schools. The bill would permit a school district, at the request of the principal of a participating school, to expend the funds allocated to the account or accounts of that participating school for any purpose that is consistent with and furthers the goals of the achievement plan and the participation agreement of the school. The bill would permit a school district to retain up to 10% of the funds received by the district from state and local sources that are distributed to the accounts of participating schools of the district according to the distribution formula established by the Superintendent, as specified, for administrative and support services costs incurred by the district on behalf of its participating schools.

The bill would require the principal of each participating school to annually create, based on collaboration with certificated staff and consultation with the schoolsite council and parent council, if either or both are constituted at the school, and submit to the district superintendent a budget for the school. The bill would require the

school district administration, at the request of the school principal, to provide, using funds retained by the school district as specified, technical assistance and consultation for the principal and others involved in the development of a schoolsite budget. The bill would require that any moneys remaining in the accounts of a school at the end of a fiscal year remain in the accounts of that school for use in the budget of the following fiscal year and not revert to the school district. The bill would require any deficit remaining in the budget of a school at the end of a fiscal year remain the responsibility of the school for the following fiscal year. The bill would require the principal of a participating school to submit to the district superintendent a copy of the proposed school budget in accordance with the timeframes specified in the participation agreement of the school. The bill would require each school district to maintain the financial records for each school participating in the program as part of the centralized services provided to each school, including, but not limited to, issuing checks based on vouchers received from the principal of the school. The bill would require a school district pay the costs of maintaining those financial records from the 10% of moneys reserved to the school district for administrative and support services for participating schools, as specified.

The bill would require the principal of a participating school to annually submit to the district superintendent and the governing board of the school district a report specifying, at a minimum, the staffing plan for the school, the academic schedule for the school, and a description of the educational program of the school. The bill would require the principal of a participating school to collaborate with the district superintendent and the certificated staff of the school to implement the provisions of the program.

The bill would require each teacher at a participating school, in consultation with the parents or legal guardians of a pupil and the pupil, where age appropriate, to establish academic growth goals for the pupil at the beginning of each school year and to measure the progress of the pupil in achieving those goals throughout the year. The bill would require the principal of each participating school to ensure that the school operates in an environment that empowers parents and legal guardians to be involved in the education of their children and, at a minimum, to ensure that the procedures at the school require a teacher to communicate in person with the parents or

legal guardians of a pupil if that pupil is not meeting his or her academic achievement goals.

The bill would authorize the certificated staff and principal of a participating school, if they deem it necessary to achieve the goals of the achievement plan of the school and provisions of the participation agreement of the school, to (1) by unanimous consent, request that the parties to the bargaining unit agreement for the certificated staff of the school modify the agreement to permit the certificated staff to waive specified portions of the agreement as it relates to that school, as specified; and (2) by a majority vote, request that the governing board of the school district waive policies adopted by the governing board as they relate to that school, as specified.

The bill would require the Superintendent to request private foundations fund and conduct independent evaluations of the planning, implementation, operation, and effectiveness of this program. The bill would require, at a minimum, an initial report of best practices identified among participating schools be completed within the first 3 years of the operation of the program, and full evaluations be completed at intervals of 5 years.

The bill would make the program operative only until July 1, 2017.

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

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

- 1 SECTION 1. Article 4.5 (commencing with Section 52062) is
- 2 added to Chapter 6.1 of Part 28 of the Education Code, to read:
- 3
- 4 Article 4.5. Flexible Funding for Pupil Achievement Program
- 5
- 6 52062. (a) The Flexible Funding for Pupil Achievement
- 7 Program is hereby established and shall be administered by the
- 8 Superintendent.
- 9 (b) The Legislature finds and declares both of the following:
- 10 (1) The academic achievement of pupils in the public schools
- 11 is best supported when the personnel at each individual school
- 12 have control over the education that the pupils of the school
- 13 receive.
- 14 (2) Schools participating in the pilot program established by
- 15 this article, by having the flexibility to focus on the pupils

1 enrolled in the schools and the individual needs of those pupils,
2 can develop an educational program designed particularly for
3 the pupils in the individual schools that will best promote
4 academic achievement and support pupil growth.

5 (c) It is the intent of the Legislature in enacting this article to
6 provide participating schools with the freedom to organize the
7 most appropriate educational delivery structures to meet the
8 goals of the individual schools.

9 52062.1. (a) Up to 5 percent of the public schools in the state
10 may participate in the program at any one time. The
11 Superintendent shall strive to ensure an appropriate balance of
12 participating elementary, middle, and high schools relative to the
13 number of those types of schools in the state as a whole, and that
14 urban, suburban, and rural schools are represented among the
15 participating schools.

16 (b) Prior to the governing board of a school district adopting
17 the agreement of a school to participate in the program pursuant
18 to subdivision (a) of Section 52062.2, the governing board shall
19 notify the Superintendent of the interest of the school
20 participating in the program. If the maximum number of schools
21 pursuant to subdivision (a) has not been reached, the
22 Superintendent shall notify the governing board that the school
23 may participate in the program and shall add the school to the
24 list of participating schools. If the maximum number of schools
25 pursuant to subdivision (a) has been reached, the Superintendent
26 shall notify the governing board that the school shall not
27 participate in the program for the school year for which
28 authorization was requested by the governing board.

29 52062.2. (a) The governing board of a school district, after
30 obtaining authorization for the school electing to participate in
31 the program to be included in the program pursuant to
32 subdivision (b) of Section 52062.1, shall adopt a participation
33 agreement with that school electing to participate in the
34 program. At a minimum, the agreement with each school shall
35 include all of the following:

36 (1) The goals and objectives of the school, as specified in the
37 achievement plan of the school. The governing board shall
38 ensure that the goals of the plan include targets for improvement
39 that will lead the school to achieve the overall academic goals
40 set by federal, state, and local statutes and policies.

1 (2) The minimum amount of per-pupil funding the school shall
2 be annually allocated based on the funding formula specified in
3 Section 52062.6.

4 (3) The timeframes in which the school shall file its annual
5 budget with the school district.

6 (4) The community involvement goals for the school to ensure
7 that the school maintains an atmosphere in which parents and
8 legal guardians are empowered to be involved with the education
9 of their children.

10 (5) The details regarding any provisions of relevant
11 bargaining unit agreements or policies adopted by the governing
12 board of the school district of which the principal and
13 certificated staff of the school intend to pursue a waiver pursuant
14 to Section 52062.7.

15 (b) The governing board of the school district shall adopt each
16 participation agreement in consultation with the district
17 superintendent and with the concurrence of the principal of the
18 participating school.

19 (c) The governing board of a school district annually shall
20 ensure that each school participating in the program has a
21 participation agreement in place as of May 1 of the year
22 preceding the school year in which the agreement is in effect.

23 (d) Each participation agreement shall have a term of five
24 years, except that the governing board of the school district
25 annually shall review and revise the per-pupil funding of the
26 school according to paragraph (2) of subdivision (a).

27 (e) Each participation agreement shall include annual
28 benchmarks to be used to analyze the progress of the school
29 toward achieving the goals specified in the agreement.

30 (f) The principal and certificated staff of the school, pursuant
31 to Section 52062.6, annually shall adopt an achievement plan for
32 the school to ensure that the school meets the goals and
33 objectives specified in its participation agreement.

34 52062.3. (a) If a school fails to comply with any of the
35 provisions of its participation agreement, the district
36 superintendent shall notify the principal of the school of the
37 nature of the lack of compliance. After receipt of the notice, the
38 principal shall submit to the district superintendent a plan to
39 remedy the lack of compliance.

1 (b) If a school fails to meet the goals established in its annual
2 achievement plan for three consecutive years, the governing
3 board of the school district may revoke the participation
4 agreement of that school. The governing board shall notify the
5 Superintendent of any termination of the participation of a school
6 in the program.

7 52062.4. (a) It is the intent of the Legislature that the
8 program promote the equitable distribution of educational
9 resources, strengthen the scope of decisionmaking, increase
10 flexibility in resource allocation at the school level, and provide
11 a systematic method of conforming resource allocation to the
12 unique needs and priorities of individual schools.

13 (b) No later than March 30, 2007, the Superintendent shall
14 adopt a distribution formula for use by school districts with
15 schools participating in this program to determine the allocation
16 of school district funds to an account or accounts for the
17 exclusive use of the participating school. The distribution
18 formula developed by the Superintendent shall include all of the
19 following elements:

20 (1) A calculation of the share of total revenue limit funding for
21 a participating school, based on the grade levels served at that
22 school, so that each participating school is allocated to its
23 account an amount equal to the following calculations:

24 (A) The weighted total revenue limit per pupil enrolled that is
25 equal to the total revenue limit of the school district pursuant to
26 Section 42238 divided by the following sum:

27 (i) The number of pupils enrolled in kindergarten and grades
28 1 to 5, inclusive.

29 (ii) The number of pupils enrolled in grades 6 to 8, inclusive,
30 multiplied by a pupil weighting factor of 1.04.

31 (iii) The number of pupils enrolled in grades 9 to 12, inclusive,
32 multiplied by a pupil weighting factor of 1.20.

33 (B) The amount per pupil enrolled determined pursuant to
34 subparagraph (A) multiplied by the weighted number of pupils
35 enrolled in each corresponding grade span of the school as
36 specified in clauses (i) to (iii), inclusive, of subparagraph (A).

37 (2) The amount per eligible pupil received by the school
38 district for each of the following categorical programs multiplied
39 by the number of eligible pupils in the school:

1 (A) Pupil Retention Block Grant, as set forth in Article 2
2 (commencing with Section 41505) of Chapter 3.2 of Part 24.

3 (B) Targeted Instructional Improvement Block Grant, as set
4 forth in Article 6 (commencing with Section 41540) of Chapter
5 3.2 of Part 24.

6 (C) School and Library Improvement Block Grant, as set forth
7 in Article 7 (commencing with Section 41570) of Chapter 3.2 of
8 Part 24.

9 (D) Program to Reduce Class Size in Two Courses in Grade 9,
10 as set forth in Chapter 6.8 (commencing with Section 52080).

11 (E) Class Size Reduction Program for kindergarten and
12 grades 1 to 3, inclusive, as set forth in Chapter 6.10
13 (commencing with Section 52120).

14 (F) Economic Impact Aid, as set for in Article 2 (commencing
15 with Section 54020) of Chapter 1 of Part 29.

16 (3) The amount per certificated teacher received by the school
17 district for the Professional Development Block Grant, Article 5
18 (commencing with Section 41530) of Chapter 3.2 of Part 24,
19 multiplied by the number of certificated teachers at the
20 participating school.

21 (4) The amount per enrolled pupil in the instructional
22 materials fund of the school district multiplied by the number of
23 pupils enrolled at the participating school. After the first
24 allocation of funds to a participating school pursuant to this
25 paragraph, allocations in subsequent years shall be based only
26 on new funds received by the school district into its instructional
27 materials fund.

28 (c) Each fiscal year, the school district shall allocate to an
29 account or accounts established specifically for this purpose by
30 each participating school in the district the amount of funds
31 calculated according to the distribution formula established by
32 the Superintendent pursuant to this section for the respective
33 participating schools in the district.

34 (d) Notwithstanding any other provision of law, a school
35 district, at the request of the principal of a participating school,
36 may expend the funds allocated to the account or accounts of that
37 participating school for any purpose that is consistent with and
38 furthers the goals of the achievement plan and the participation
39 agreement of the school.

1 (e) The funds allocated to participating schools on behalf of
2 the programs specified in subdivision (b) shall supplement, and
3 not supplant, funding received by the school district for
4 programs that were used to support the school prior to its
5 participation in the program.

6 (f) A school district may retain up to 10 percent of the funds
7 received by the district from state and local sources that are
8 distributed to the accounts of participating schools of the district
9 according to the distribution formula established by the
10 Superintendent pursuant to this section for administrative and
11 support services costs incurred by the district on behalf of its
12 participating schools.

13 52062.5. (a) The principal of each participating school shall
14 annually create and submit to the district superintendent a
15 budget for the school. In developing the annual budget, the
16 principal shall collaborate with the certificated staff of the school
17 and shall consult with the schoolsite council and parent council,
18 if either or both are constituted at the school, in the development
19 of the budget. The principal shall comply with the budgeting and
20 accounting practices of the school district. At the request of the
21 school principal, the school district administration shall provide,
22 using funds retained by the school district as authorized by
23 subdivision (f) of Section 52062.4, technical assistance and
24 consultation for the principal and others involved in the
25 development of a schoolsite budget.

26 (b) Any moneys remaining in the accounts of a participating
27 school at the end of a fiscal year shall remain in the accounts of
28 that school for use in the budget of the following fiscal year and
29 shall not revert to the school district. Any deficit remaining in the
30 budget of a participating school at the end of a fiscal year shall
31 remain the responsibility of the school for the following fiscal
32 year.

33 (c) The principal of a participating school shall submit to the
34 district superintendent a copy of the proposed school budget in
35 accordance with the timeframes specified in the participation
36 agreement of the school.

37 (d) Each school district shall maintain the financial records
38 for each school participating in the program as part of the
39 centralized services provided to each school, including, but not
40 limited to, issuing checks based on vouchers received from the

1 principal of the school. The school district shall pay the costs of
2 maintaining the financial records from the 10 percent of moneys
3 reserved to the school district for administrative and support
4 services for participating schools pursuant to subdivision (f) of
5 Section 52062.4.

6 52062.6. (a) The principal and certificated staff of a
7 participating school annually shall adopt an achievement plan
8 that is designed to ensure that the school achieves the goals and
9 objectives specified in the participation agreement of the school.
10 The plan, at a minimum, shall address the organization of the
11 school, staffing, curriculum, and classroom schedules to be used
12 at the school, and shall do all of the following:

13 (1) Ensure that teachers at the school, at least annually,
14 analyze the academic performance of the pupils in the school to
15 assess the progress of pupils toward meeting academic goals.

16 (2) Specify the appropriate staffing plan for the school to
17 enable pupils to meet the academic performance goals of the
18 pupils and the school. The principal or designated instructional
19 team of the school shall be responsible for hiring certificated
20 staff for the school and determining which certificated staff
21 positions are necessary and most appropriate for the school. The
22 principal shall involve members of the certificated staff of the
23 school in developing the school staffing plan. The plan shall
24 include provisions for the professional development of teachers
25 and administrators of the school.

26 (3) Schedule the schoolday using periods or time blocks that
27 will work most effectively in achieving the academic performance
28 goals of the school. In addition, the principal shall ensure that
29 the instructional hours included in the academic year and in the
30 school day satisfy the requirements of law.

31 (4) Specify an educational program for the school that is most
32 likely to enable the pupils enrolled in the school to achieve the
33 academic performance goals of the pupils and the school.

34 (b) The principal of a participating school shall annually
35 submit to the district superintendent and the governing board of
36 the school district a report specifying, at a minimum, the staffing
37 plan for the school, the academic schedule for the school, and a
38 description of the educational program of the school.

1 (c) The principal of a participating school shall collaborate
2 with the district superintendent and the certificated staff of the
3 school to implement the provisions of this article.

4 52062.7. (a) Each teacher at a participating school, in
5 consultation with the parents or legal guardians of a pupil and
6 the pupil, where age appropriate, shall establish academic
7 growth goals for the pupil at the beginning of each school year
8 and shall measure the progress of the pupil in achieving those
9 goals throughout the year. In measuring the academic growth of
10 each pupil throughout the school year, the teacher shall use a
11 variety of assessment tools selected by the principal and
12 certificated staff of the school.

13 (b) The principal of each participating school shall ensure
14 that the school operates in an environment that empowers
15 parents and legal guardians to be involved in the education of
16 their children. At a minimum, the principal shall ensure that the
17 procedures at the school require a teacher to communicate in
18 person with the parents or legal guardians of a pupil if that pupil
19 is not meeting his or her academic achievement goals.

20 (c) (1) The certificated staff and principal of a participating
21 school, if they deem it necessary to achieve the goals of the
22 achievement plan of the school and provisions of the
23 participation agreement of the school, by unanimous consent,
24 may request that the parties to the bargaining unit agreement for
25 the certificated staff of the school modify the agreement to permit
26 the certificated staff to waive specified portions of the agreement
27 as it relates to that school. If the parties to the agreement modify
28 the contract to permit the requested limited waiver, then the
29 certificated staff and principal of the participating school by
30 unanimous consent, may waive the applicable provisions of the
31 agreement.

32 (2) The certificated staff of a participating school and
33 principal, if they deem it necessary to achieve the goals of the
34 achievement plan of the school and provisions of the
35 participation agreement of the school, by a majority vote, may
36 request that the governing board of the school district waive
37 policies adopted by the governing board as they relate to that
38 school. If the governing board agrees in writing, then those
39 policies shall be deemed waived.

1 52062.8. *The Superintendent shall request private*
2 *foundations fund and conduct independent evaluations of the*
3 *planning, implementation, operation, and effectiveness of this*
4 *program. At a minimum, an initial report of best practices*
5 *identified among participating schools shall be completed within*
6 *the first three years of the operation of the program, and full*
7 *evaluations shall be completed at intervals of five years.*

8 52062.9. *This article shall become inoperative on July 1,*
9 *2017, and, as of January 1, 2018, is repealed, unless a later*
10 *enacted statute, that becomes operative on or before January 1,*
11 *2018, deletes or extends the dates on which it becomes*
12 *inoperative and is repealed.*

13 ~~SECTION 1. Article 4.15 (commencing with Section~~
14 ~~52058.5) is added to Chapter 6.1 of Part 28 of the Education~~
15 ~~Code, to read:~~

16
17 ~~Article 4.15. Flexible Funding for Pupil Achievement~~
18 ~~Program~~
19

20 ~~52058.5. The Flexible Funding for Pupil Achievement~~
21 ~~Program is hereby established and shall be administered by the~~
22 ~~Superintendent.~~

23 ~~52058.55. A school district that meets one or both of the~~
24 ~~following requirements may elect to participate in the program:~~

25 ~~(a) The school district has been identified as a program~~
26 ~~improvement local educational agency pursuant to subdivision~~
27 ~~(c) of Section 6316 of Title 20 of the United States Code and has~~
28 ~~50 percent or more of its pupils enrolled in schools ranked in any~~
29 ~~of deciles 1 to 3, inclusive, of the Academic Performance Index.~~

30 ~~(b) The school district is participating in the Local~~
31 ~~Improvement Program established pursuant to Chapter 10~~
32 ~~(commencing with Section 58950) of Part 31.~~

33 ~~52058.6. (a) A school district participating in the program is~~
34 ~~exempt from the program requirements and regulations for the~~
35 ~~following programs:~~

36 ~~(1) English Language Acquisition Program, as set forth in~~
37 ~~Chapter 4 (commencing with Section 400) of Part 1.~~

38 ~~(2) Home-to-school transportation programs, as set forth in~~
39 ~~Article 2 (commencing with Section 39820) of Chapter 1 of Part~~

1 ~~23.5 and Article 10 (commencing with Section 41850) of~~
2 ~~Chapter 5 of Part 24.~~
3 ~~(3) Year-Round School Grant Program, as set forth in Article~~
4 ~~3 (commencing with Section 42260) of Chapter 7 of Part 24.~~
5 ~~(4) Marian Bergeson Beginning Teacher Support and~~
6 ~~Assessment System, as set forth in Article 4.5 (commencing with~~
7 ~~Section 44279.1) of Chapter 2 of Part 25.~~
8 ~~(5) California Peer Assistance and Review Program for~~
9 ~~Teachers, as set forth in Article 4.5 (commencing with Section~~
10 ~~44500) of Chapter 3 of Part 25.~~
11 ~~(6) Teacher dismissal apportionment, as set forth in Section~~
12 ~~44944.~~
13 ~~(7) Program to Reduce Class Size in Two Courses in Grade 9,~~
14 ~~as set forth in Chapter 6.8 (commencing with Section 52080).~~
15 ~~(8) Class Size Reduction Program for kindergarten and grades~~
16 ~~1 to 3, inclusive, as set forth in Chapter 6.10 (commencing with~~
17 ~~Section 52120).~~
18 ~~(9) Bilingual Teacher Training Assistance Program, as set~~
19 ~~forth in Article 4 (commencing with Section 52180) of Chapter~~
20 ~~7.~~
21 ~~(10) Regional Occupational Centers and Programs, as set forth~~
22 ~~in Article 1 (commencing with Section 52300) of Chapter 9.~~
23 ~~(11) Agricultural Career Technical Education Incentive~~
24 ~~Program, as set forth in Article 7.5 (commencing with Section~~
25 ~~52460) of Chapter 9.~~
26 ~~(12) International Baccalaureate Diploma Program, as set forth~~
27 ~~in Chapter 12.5 (commencing with Section 52920).~~
28 ~~(13) Partnership Academies Program, as set forth in Article 5~~
29 ~~(commencing with Section 54690) of Chapter 9 of Part 29.~~
30 ~~(14) Supplemental grants, as set forth in Article 9~~
31 ~~(commencing with Section 54760) of Chapter 9 of Part 29.~~
32 ~~(15) Specialized secondary programs, as set forth in Chapter 6~~
33 ~~(commencing with Section 58800) of Part 31.~~
34 ~~(16) At-risk youth programs, as set forth in subdivision (a) of~~
35 ~~Section 41 of Chapter 299 of the Statutes of 1997.~~
36 ~~(17) Apprentice programs, as funded in Item 6110-103-0001~~
37 ~~of Section 2.00 of the Budget Act of 2004 (Ch. 208, Stats. 2004).~~
38 ~~(18) Intersegmental Programs, as funded in Item~~
39 ~~6110-197-0001 of Section 2.00 of the Budget Act of 2004 (Ch.~~
40 ~~208, Stats. 2004).~~

1 ~~(19) Civic education program, as funded in Item~~
2 ~~6110-208-0001 of Section 2.00 of Budget Act of 2004 (Ch. 208,~~
3 ~~Stats. 2004).~~

4 ~~(20) School safety programs, as funded in Item~~
5 ~~6110-228-0001 of Section 2.00 of Budget Act of 2004 (Ch. 208,~~
6 ~~Stats. 2004).~~

7 ~~(b) This section does not amend, abrogate, or render~~
8 ~~unenforceable the provisions of any collective bargaining~~
9 ~~agreement governing the operation or administration of the~~
10 ~~programs specified in paragraphs (4) and (5) of subdivision (a).~~

11 ~~(c) Notwithstanding any other provision of law, commencing~~
12 ~~with the 2007-08 fiscal year, and each fiscal year thereafter, the~~
13 ~~Superintendent shall apportion categorical block grant funds to~~
14 ~~school districts participating in the program as follows:~~

15 ~~(1) In order to determine the amount of funds to be allocated~~
16 ~~to each participating school district, the Superintendent shall do~~
17 ~~all of the following:~~

18 ~~(A) Determine the amount of funds allocated to each school~~
19 ~~district in the 2006-07 fiscal year for the programs specified in~~
20 ~~subdivision (a).~~

21 ~~(B) Adjust that amount by the increase in average daily~~
22 ~~attendance defined in Section 42238.5.~~

23 ~~(C) Adjust the resulting amount by the inflation increase~~
24 ~~provided in the annual Budget Act.~~

25 ~~(2) The amount calculated pursuant to paragraph (1) shall be~~
26 ~~allocated to each school district as a block grant and shall be~~
27 ~~available for support of educational activities, in the following~~
28 ~~priority order:~~

29 ~~(A) Active court orders.~~

30 ~~(B) Any other educational activity.~~

31 ~~52058.65. A participating school district shall provide a plan~~
32 ~~regarding the expenditure of the funds received pursuant to the~~
33 ~~program and how the expenditure will be documented to the~~
34 ~~Superintendent for his or her review and approval prior to~~
35 ~~receiving any funds pursuant to this program. The Superintendent~~
36 ~~shall only approve the plan if it demonstrates how the resources~~
37 ~~shall be allocated to the individual schools attended by the~~
38 ~~specific pupils for which the funding was received pursuant to~~
39 ~~the categorical programs specified in Section 52058.6.~~

1 ~~52058.7. The Superintendent shall request private~~
2 ~~foundations to fund and conduct independent evaluations of the~~
3 ~~planning, implementation, operation, and effectiveness of this~~
4 ~~program.~~

5 ~~52058.75. This article shall become inoperative on July 1,~~
6 ~~2012, and, as of January 1, 2013, is repealed, unless a later~~
7 ~~enacted statute, that becomes operative on or before January 1,~~
8 ~~2013, deletes or extends the dates upon which it becomes~~
9 ~~inoperative and is repealed.~~