

AMENDED IN ASSEMBLY APRIL 28, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 2273

Introduced by Assembly Member Torlakson

February 18, 2010

An act to amend Sections 52050.5, 52051, and 52051.5 of, and to add Section 52051.6 to, the Education Code, relating to educational performance accountability.

LEGISLATIVE COUNSEL'S DIGEST

AB 2273, as amended, Torlakson. Education: performance accountability.

Existing law, the Public Schools Accountability Act of 1999, requires the Superintendent of Public Instruction, with approval of the State Board of Education, to develop specified indices to track the achievement of schools and their pupils. The act applies to public and charter schools. Existing law contains various legislative findings and declarations.

This bill would add the California Education Opportunity (CEO) Index to the Public Schools Accountability Act of 1999, which would require the Superintendent to develop the CEO Index to measure performance and offerings of both elementary and secondary schools in preparing students for graduation and to become responsible and contributing community members after graduation, as specified. The Superintendent would be required to establish an advisory committee, composed as specified, to advise the Superintendent and the state board on the CEO Index. Advisory committee members would serve a term not to exceed 2 years, without compensation. The advisory committee would be required to make specified recommendations to the

Superintendent and the state board by July 1, 2012. This bill would also make additional legislative findings and declarations.

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. Section 52050.5 of the Education Code is
2 amended to read:

3 52050.5. The Legislature finds and declares all of the following:

4 (a) The purpose of the California public school system is to
5 provide for the academic development of each pupil and prepare
6 each pupil, to the extent of his or her ability, to become a lifelong
7 learner, equipped to live and succeed within the economic and
8 societal complexities of the 21st century.

9 (b) It is in the interest of the people and the future of this state
10 to ensure that each child in California receives a high-quality
11 education consistent with all statewide content and performance
12 standards, as adopted by the State Board of Education, and with
13 a meaningful assessment system and reporting program
14 requirements.

15 (c) Recent assessments indicate that many pupils in California
16 are not now, generally, progressing at a satisfactory rate to achieve
17 a high-quality education, and recent studies indicate that schools
18 are not adequately funded to provide the full range of opportunities
19 necessary to support a pupil until graduation and prepare each
20 pupil for the skills necessary to live and succeed in the 21st century
21 economy and to be a productive member of their community.

22 (d) To remedy this, the state is in need of an immediate and
23 comprehensive accountability system to hold each of the state's
24 public schools accountable for the academic progress and
25 achievement of its pupils within the resources available to schools,
26 and the state is in need of a reliable reporting system to provide
27 pupils, parents, and the public with a transparent accounting of
28 what each community school provides to prepare pupils for life
29 after graduation.

30 (e) Any promising and effective accountability system and
31 reporting system must be based upon a constructive and
32 collaborative process that seeks to include stakeholders in the
33 accountability process.

1 (f) Any promising and effective accountability system and
2 reporting system requires the active involvement of parents and
3 guardians, pupils, educators, community leaders, school boards,
4 and schoolsite teams.

5 (g) The statewide school accountability system and reporting
6 system must encourage the active participation of parents and
7 guardians, pupils, educators, and the local community in improving
8 pupil achievement and preparing each pupil for life after
9 graduation.

10 (h) The statewide accountability system and reporting system
11 must be easily accessible and understandable to pupils, parents,
12 and the public.

13 (i) The statewide accountability system must include rewards
14 that recognize ~~high-achieving~~ *high-achieving* schools as well as
15 interventions and, ultimately, sanctions for schools that are
16 continuously low performing.

17 (j) The reporting system must provide a transparent account
18 that acknowledges schools that encourage pupils to graduate and
19 thrive, and provide opportunities for pupils to succeed in life after
20 graduation.

21 (k) It is also the intent of the Legislature that the comprehensive
22 and effective school accountability system primarily focus on
23 increasing academic achievement.

24 (l) To achieve better pupil performance, it is the intent of the
25 Legislature that any school accountability system do all of the
26 following:

27 (1) Encourage teacher preparation that allows teachers to
28 develop the ability to inspire pupils to become lifelong learners.

29 (2) Encourage teacher preparation and consistent ongoing
30 professional development that serves to develop competency in
31 content and pedagogy and that allows teachers to effectively
32 involve themselves in promoting school accountability.

33 (3) Encourage the involvement of the community and its
34 stakeholders in the accountability system.

35 (4) Encourage local community involvement in providing
36 support for education and identifying causes of pupil failure and
37 designing programs for remediation.

38 (5) Approach accountability with an attitude of collaboration,
39 encouragement, and correction.

(6) Utilize the state infrastructure to support schools, school districts, and county offices of education in their efforts to improve pupil achievement and progress.

(7) Encourage each local community to support and sustain high-quality educational programs and to build the capacity of educators and schools to succeed in educating every pupil.

(8) Encourage active involvement of parents and guardians in the development and implementation of school accountability systems.

(m) It is also the intent of the Legislature that the comprehensive and effective school reporting system focus on the broad range of factors that impact a pupil's ability to learn, thrive, graduate, pursue higher education or a successful career after graduation, and become a productive participant in his or her community.

(n) It is the further intent of the Legislature that this reporting system be a tool for public transparency in public schools, not a measurement for further federal and state sanctions against individual schools, school districts, teachers, or administrators.

(o) To better measure a school's ability to provide the education necessary to prepare each pupil to become a lifelong learner, equipped to live and succeed within the economic and societal complexities of the 21st century, it is the intent of the Legislature that any school reporting system demonstrate and measure all of the following in order to improve them:

(1) Student academic performance.

(2) Attendance rates for pupils.

(3) Graduation rates for pupils in schools containing grades 7–12, inclusive.

(4) Opportunities provided by the school to prepare pupils for college or a career after graduation.

(5) Opportunities provided by the school to prepare ~~pupils~~ *a pupil* for his or her civic responsibilities and participation in his or her community after graduation.

(6) Opportunities provided by the school to enhance a pupil's learning beyond the core academic curriculum and provide relevancy to the pupil's education, support the learning of 21st century workforce readiness skills and creativity, or contribute to a pupil's retention and matriculation, including, but not limited to, coursework or activities in leadership, the arts, physical education,

1 advanced academics, world language acquisition, and career
2 technical education.

3 (7) Opportunities provided by the school to improve student
4 fitness and health.

5 (p) To encourage better pupil outcomes after graduation, it is
6 the intent of the Legislature that any school reporting system do
7 all of the following:

8 (1) Encourage teacher preparation that allows teachers to
9 develop the ability to integrate relevancy and 21st century
10 workforce readiness skill building into curriculum and inspire
11 pupils to become lifelong learners.

12 (2) Encourage the involvement of pupils, parents, and the
13 community and its stakeholders, in the reporting system and in
14 identifying areas of improvement for opportunities offered at a
15 school.

16 (3) Utilize the state data infrastructure to support schools, school
17 districts, and county offices of education in their efforts to improve
18 pupil achievement and progress.

19 (4) Encourage each local community to support and sustain
20 high-quality educational programs and to build the capacity of
21 educators and schools to succeed in helping every pupil graduate
22 and succeed in life after graduation.

23 SEC. 2. Section 52051 of the Education Code is amended to
24 read:

25 52051. The Public School Performance Accountability Program
26 is hereby established and shall consist of the following four
27 component parts:

28 (a) The state Academic Performance Index, to be known as the
29 API.

30 (b) The California Education Opportunity Index, to be known
31 as the CEO Index.

32 (c) The Immediate Intervention/Underperforming Schools
33 Program.

34 (d) The Governor's High Achieving/Improving Schools
35 Program.

36 SEC. 3. Section 52051.5 of the Education Code is amended to
37 read:

38 52051.5. For purposes of this chapter, all references to schools
39 shall also include charter schools.

SEC. 4. Section 52051.6 is added to the Education Code, to read:

52051.6. (a) (1) The Superintendent shall develop a California Education Opportunity Index (CEO Index) to measure the performance and offerings of both elementary and secondary schools in preparing students for graduation and to become responsible and contributing community members after graduation.

(2) The CEO Index shall consist of a variety of indicators currently reported to the department, including, but not limited to, each of the following opportunity areas:

(A) Data that demonstrates student academic performance, including, but not limited to, results of the Academic Performance Index established pursuant to Section 52052.

(B) Attendance rates for pupils.

(C) Graduation rates for pupils in schools containing grades 7–12, inclusive.

(D) In secondary schools, data that demonstrate opportunities provided by the school to prepare pupils for a career after graduation, including, but not limited to, college preparatory coursework and activities, and career technical education coursework, activities, and work study.

(E) In middle and secondary schools, data that demonstrate opportunities provided by the school to prepare ~~pupils~~ *a pupil* for his or her civic responsibilities and participation in his or her community after graduation.

(F) Data on coursework or activities that enhance a pupil's learning beyond the core academic curriculum and provide relevancy to the pupil's education, support the learning of 21st century workforce readiness skills and creativity, or contribute to a pupil's retention and matriculation, including, but not limited to, coursework or activities in leadership, the arts, physical education, advanced academics, world language acquisition, and career technical education.

(G) Data that demonstrate student fitness and health.

~~(3) (A)~~

~~(b) (1)~~ The Superintendent shall establish a broadly representative and diverse advisory committee to advise the Superintendent and the state board on the creation and reporting of the CEO Index. ~~A~~

1 (A) A majority of the committee members shall be public
2 classroom teachers. ~~Members~~

3 (B) *The membership of the committee shall also include*
4 *members of the committee established to advise the Superintendent*
5 *and the state board on matters relative to the creation of the*
6 *Academic Performance Index pursuant to Section 52052.5.*

7 (C) Members of the advisory committee shall serve without
8 compensation for terms not to exceed two years.

9 ~~(B)~~

10 (2) By July 1, 2012, the advisory committee established pursuant
11 to this ~~section~~ *subdivision* shall make recommendations to the
12 Superintendent and state board on the most appropriate format for
13 an annual updating and reporting of this data in order to meet the
14 Legislature's intent for a statewide reporting system, as outlined
15 in Section 52050.5 and the appropriateness and feasibility of the
16 following:

17 ~~(i)~~

18 (A) Use of data currently collected or planned for collection by
19 the department, including, but not limited to, data collected for the
20 school accountability report cards, the California Longitudinal
21 Pupil Achievement Data System, and the California Basic
22 Education Data System for the purposes of measuring each of the
23 opportunity areas included in paragraph (2).

24 ~~(ii)~~

25 (B) The development of new data collection strategies to attain
26 data for opportunity areas included in paragraph (2) but not
27 currently collected by the department.

28 ~~(iii)~~

29 (C) A methodology for generating the scoring of education
30 opportunities on a schoolsite based on the indicators in paragraph
31 (2) and other indicators recommended by the committee.