

AMENDED IN ASSEMBLY APRIL 22, 2014

AMENDED IN ASSEMBLY MARCH 10, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1540

Introduced by Assembly Member Hagman
(Coauthors: Assembly Members Brown, *Linder*, Nestande, Olsen,
and *Quirk-Silva*, Waldron, and *Wilk*)
(Coauthors: Senators Fuller, *Knight*, Padilla, and Vidak)

January 23, 2014

An act to amend Section 48800 of, and to add Section 48804 to, the Education Code, relating to public schools.

LEGISLATIVE COUNSEL’S DIGEST

AB 1540, as amended, Hagman. Concurrent enrollment in secondary school and community college.

Existing law authorizes the governing board of a school district to allow pupils whom the district has determined would benefit from advanced scholastic or vocational work to attend community college as special part-time or full-time students, subject to parental permission.

This bill would authorize the governing board of a school district to authorize a pupil, at the recommendation of a community college dean of a computer science department or other appropriate community college career computer science administrator, and with parental consent, to attend a community college during any session or term and to undertake one or more courses of computer science offered at the community college.

Existing law makes the authority of a school principal to recommend a pupil for community college summer session contingent upon a

determination that the pupil meets various criteria and prohibits the principal from recommending more than 5% of the total number of pupils from any particular grade level who completed that grade immediately prior to the time of recommendation for summer session attendance, except as specified.

This bill would add specified computer science courses to the list of courses exempted from this 5% limitation.

This bill would also authorize the governing board of a community college district to enter into a formal partnership with a school district or school districts located within its immediate service area to allow secondary school pupils to undertake one or more courses of computer science at a community college if those pupils have exhausted all opportunities to enroll in an equivalent computer science course at the high school of attendance.

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 48800 of the Education Code is amended
2 to read:
3 48800. (a) The governing board of a school district may
4 determine which pupils would benefit from advanced scholastic
5 or vocational work. The intent of this section is to provide
6 educational enrichment opportunities for a limited number of
7 eligible pupils, rather than to reduce current course requirements
8 of elementary and secondary schools, and also to help ensure a
9 smoother transition from high school to college for pupils by
10 providing them with greater exposure to the collegiate atmosphere.
11 The governing board of a school district may authorize those
12 pupils, upon recommendation of the principal of the pupil's school
13 of attendance, and with parental consent, to attend a community
14 college during any session or term as special part-time or full-time
15 students and to undertake one or more courses of instruction offered
16 at the community college level.
17 (b) If the governing board of a school district denies a request
18 for a special part-time or full-time enrollment at a community
19 college for any session or term for a pupil who is identified as
20 highly gifted, the governing board of the school district shall issue
21 its written recommendation and the reasons for the denial within

1 60 days. The written recommendation and denial shall be issued
2 at the next regularly scheduled board meeting that falls at least 30
3 days after the request has been submitted.

4 (c) The governing board of a school district may authorize a
5 pupil, at the recommendation of a community college dean of a
6 computer science department or other appropriate community
7 college computer science administrator, and with parental consent,
8 to attend a community college during any session or term as a
9 special part-time or full-time student and to undertake one or more
10 courses of computer science offered at the community college.

11 (d) A pupil shall receive community college credit for
12 community college courses that he or she completes at the level
13 determined appropriate by the governing boards of the school
14 district and community college district.

15 (e) (1) The principal of a school may recommend a pupil for
16 community college summer session only if that pupil meets both
17 of the following criteria:

18 (A) Demonstrates adequate preparation in the discipline to be
19 studied.

20 (B) Exhausts all opportunities to enroll in an equivalent course,
21 if any, at his or her school of attendance.

22 (2) For any particular grade level, a principal shall not
23 recommend for community college summer session attendance
24 more than 5 percent of the total number of pupils who completed
25 that grade immediately before the time of recommendation.

26 (3) A high school pupil recommended by his or her principal
27 for enrollment in a course shall not be included in the 5-percent
28 limitation of pupils allowed to be recommended pursuant to
29 paragraph (2) if the course in which the pupil is enrolled meets
30 one of the criterion listed in subparagraphs (A) to (D), inclusive,
31 and the high school principal who recommends the pupil for
32 enrollment provides the Chancellor of the California Community
33 Colleges, upon the request of that office, with the data required
34 for purposes of paragraph (4).

35 (A) The course is a lower division, college-level course for
36 credit that is designated as part of the Intersegmental General
37 Education Transfer Curriculum or applies toward the general
38 education breadth requirements of the California State University.

39 (B) The course is a college-level, occupational course for credit
40 assigned a priority code of "A," "B," or "C," pursuant to the

1 Student Accountability Model, as defined by the Chancellor of the
2 California Community Colleges and reported in the management
3 information system, and the course is part of a sequence of
4 vocational or career technical education courses leading to a degree
5 or certificate in the subject area covered by the sequence.

6 (C) The course is a college-level computer science course for
7 credit as determined by the Chancellor of the California
8 Community Colleges, and the course is part of a sequence of
9 computer science courses leading to a degree in the subject matter
10 covered by the sequence.

11 (D) The course is necessary to assist a pupil who has not passed
12 the California High School Exit Examination (CAHSEE), does
13 not offer college credit in English language arts or mathematics,
14 and the pupil meets both of the following requirements:

15 (i) The pupil is in his or her senior year of high school.

16 (ii) The pupil has completed all other graduation requirements
17 before the end of his or her senior year, or will complete all
18 remaining graduation requirements during a community college
19 summer session, which he or she is recommended to enroll in,
20 following his or her senior year of high school.

21 (4) On or before March 1 of each year, the Chancellor of the
22 California Community Colleges shall report to the Department of
23 Finance the number of pupils recommended pursuant to paragraph
24 (3) who enroll in community college summer session courses and
25 who receive a passing grade. The information in this report may
26 be submitted with the report required by subdivision (c) of Section
27 76002.

28 (5) The Board of Governors of the California Community
29 Colleges shall not include enrollment growth attributable to
30 paragraph (3) as part of its annual budget request for the California
31 Community Colleges.

32 (6) Notwithstanding Article 3 (commencing with Section 33050)
33 of Chapter 1 of Part 20 of Division 2 of Title 2, compliance with
34 this subdivision shall not be waived.

35 (f) Paragraphs (3), (4), and (5) of subdivision (e) shall become
36 inoperative on January 1, 2017.

37 SEC. 2. Section 48804 is added to the Education Code, to read:

38 48804. (a) (1) The governing board of a community college
39 district may enter into a formal partnership with a school district
40 or school districts located within its immediate service area to

1 provide secondary school pupils who have exhausted all
2 opportunities to enroll in an equivalent course at the high school
3 of attendance with the opportunity to benefit from one or more
4 computer science courses offered at a community college. A
5 secondary school pupil in a district subject to a formal partnership,
6 upon notification of the principal of the pupil's school of attendance
7 that the pupil has exhausted all opportunities to enroll in an
8 equivalent course at the high school of attendance, and with
9 parental consent if the pupil is under 18 years of age, may attend
10 a community college during any session or term as a special
11 part-time or full-time student.

12 (2) (A) The partnership agreement shall outline the terms of
13 the partnership and may include, but is not necessarily limited to,
14 the scope, nature, and schedule of courses offered, the academic
15 readiness of pupils that is necessary for them to benefit from the
16 courses offered, and the ability of pupils to benefit from those
17 courses. The partnership agreement may establish protocols for
18 information sharing and joint facilities use.

19 (B) A copy of the partnership agreement shall be filed with the
20 department and with the Office of the Chancellor of the California
21 Community Colleges before the start of a program authorized by
22 this section.

23 (3) A pupil shall receive community college ~~and high school~~
24 credit for community college courses that he or she completes at
25 the level determined to be appropriate by the governing ~~boards of~~
26 ~~the school district and board of~~ the community college district
27 pursuant to the partnership agreement as described in paragraph
28 (2).

29 (4) *A pupil shall receive high school credit for community*
30 *college courses that he or she completes at the level determined*
31 *to be appropriate by the governing board of the school district*
32 *pursuant to the partnership agreement described in paragraph (2)*
33 *provided the course is taught by a credentialed teacher and the*
34 *pupil is not assessed any fees prohibited by Section 49011.*

35 (b) (1) A community college district shall not receive a state
36 allowance or apportionment for an instructional activity for which
37 a school district has been, or shall be, paid an allowance or
38 apportionment.

39 (2) The attendance of a pupil at a community college as a special
40 part-time or full-time student pursuant to this section is authorized

1 attendance for which the community college shall be credited or
2 reimbursed pursuant to Section 48802 or 76002, provided that no
3 school district has received reimbursement for the same
4 instructional activity. Credit for courses completed shall be at the
5 level determined to be appropriate by the governing boards of the
6 school district and the community college district pursuant to the
7 partnership agreement as described in paragraph (2) of subdivision
8 (a).

9 (c) For purposes of this section, a special part-time student may
10 enroll in not more than 11 units per semester, or the equivalent
11 thereof, at the community college he or she attends.

12 (d) Community college districts and school districts that enter
13 into a partnership pursuant to this section shall be exempt from
14 concurrent enrollment provisions pursuant to subdivisions (a) and
15 (b) of, and paragraphs (1), (2), and (3) of subdivision (e) of, Section
16 48800, if the governing board of the community college district
17 determines that enrollment of secondary school pupils will not
18 significantly displace regularly admitted students.

19 (e) *If enrollment in a computer science course offered pursuant*
20 *to this section requires a laptop computer, or any other computing*
21 *device, a pupil shall not be denied enrollment solely on the basis*
22 *that he or she does not own such a device.*