

AMENDED IN ASSEMBLY JANUARY 12, 2000

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CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1390**

**Introduced by Assembly Member Havice**  
*(Principal coauthor: Assembly Member Washington)*

February 26, 1999

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An act to ~~amend Sections 32228 and 32228.1 of, and to add~~ Article 4.5 (commencing with Section 32246) to Chapter 2 of Part 19 of, the Education Code, relating to pupils, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 1390, as amended, Havice. Pupils: violence prevention.

Existing law establishes the School Safety and Violence Prevention Act, a statewide program administered by the Superintendent of Public Instruction, who, pursuant to the act, allocates funds to school districts that maintain any of grades 8 to 12, inclusive, that certify the funds will be used as required by the act. Funds allocated pursuant to this program are required to be expended for purposes that include, but are not limited to, providing conflict resolution personnel, providing on-campus communication devices, establishing staff training programs, and establishing cooperative arrangements with law enforcement agencies.

~~This bill would also make school districts that maintain grades 5 and 6 eligible for funds allocated pursuant to this program.~~

This bill would establish the Bullying Prevention Grant Program for Grades 5 and 6. Schools maintaining grades 5 and 6 would be authorized to apply to the State Department of Education for a maximum \$5,000 grant to implement a 2-year program. The bill would require the Superintendent of Public Instruction to develop criteria by which grant recipients will be selected. The bill would authorize grant funds to be expended to implement a locally designed program or to purchase existing bullying prevention materials and programs.

This bill would appropriate \$150,000 from the General Fund to the State Department of Education for purposes of implementing the Bullying Prevention Grant Program for Grades 5 and 6.

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

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

1 ~~SECTION 1. Section 32228 of the Education Code is~~  
2 ~~amended to read:~~

3 ~~32228. (a) It is the intent of the Legislature that~~  
4 ~~public schools serving pupils in grades 6 to 12, inclusive,~~  
5 ~~have access to supplemental resources to establish~~  
6 ~~programs and strategies that promote school safety and~~  
7 ~~emphasize violence prevention among children and~~  
8 ~~youth in the public schools.~~

9 ~~(b) It is further the intent of the Legislature that~~  
10 ~~schoolsites receiving funds pursuant to this article~~  
11 ~~accomplish all of the following goals:~~

12 ~~(1) Teach pupils techniques for resolving conflicts~~  
13 ~~without violence.~~

14 ~~(2) Train school staff and administrators to support~~  
15 ~~and promote conflict resolution and mediation~~  
16 ~~techniques for resolving conflicts between and among~~  
17 ~~pupils.~~

18 ~~(3) Reduce incidents of violence at the schoolsite.~~



1 ~~SEC. 2. Section 3228.1 of the Education Code is~~  
2 ~~amended to read:~~

3 ~~32228.1. (a) The Carl Washington School Safety and~~  
4 ~~Violence Prevention Act is hereby established. This~~  
5 ~~statewide program shall be administered by the~~  
6 ~~Superintendent of Public Instruction, who shall provide~~  
7 ~~funds to school districts serving pupils in any of grades 6~~  
8 ~~to 12, inclusive, for the purpose of promoting school safety~~  
9 ~~and reducing schoolsite violence. As a condition of~~  
10 ~~receiving funds pursuant to this article, an eligible school~~  
11 ~~district shall certify, on forms and in a manner required~~  
12 ~~by the Superintendent of Public Instruction, that the~~  
13 ~~funds will be used as described in this section.~~

14 ~~(b) From funds appropriated in the annual Budget~~  
15 ~~Act or any other measure, funds shall be allocated to~~  
16 ~~school districts on the basis of enrollment of pupils in~~  
17 ~~grades 6 to 12, inclusive, for any one or more of the~~  
18 ~~following purposes:~~

19 ~~(1) Providing schools with personnel, including, but~~  
20 ~~not limited to, licensed or certificated school counselors,~~  
21 ~~school social workers, school nurses, and school~~  
22 ~~psychologists, who are trained in conflict resolution. Any~~  
23 ~~law enforcement personnel hired pursuant to this article~~  
24 ~~shall be trained and sworn peace officers.~~

25 ~~(2) Providing effective and accessible on-campus~~  
26 ~~communication devices and other school safety~~  
27 ~~infrastructure needs.~~

28 ~~(3) Establishing an in-service training program for~~  
29 ~~school staff to learn to identify at risk pupils, to~~  
30 ~~communicate effectively with those pupils, and to refer~~  
31 ~~those pupils to appropriate counseling.~~

32 ~~(4) Establishing cooperative arrangements with local~~  
33 ~~law enforcement agencies for appropriate~~  
34 ~~school-community relationships.~~

35 ~~(5) For any other purpose that the school or school~~  
36 ~~district determines that would materially contribute to~~  
37 ~~meeting the goals and objectives of current law in~~  
38 ~~providing for safe schools and preventing violence among~~  
39 ~~pupils.~~

40 ~~SEC. 3.—~~



1 SECTION 1. Article 4.5 (commencing with Section  
2 32246) is added to Chapter 2 of Part 19 of the Education  
3 Code, to read:

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5 Article 4.5. Bullying Prevention Grant Program for  
6 Grades 5 and 6

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8 32246. There is hereby established the Bullying  
9 Prevention Grant Program for Grades 5 and 6.

10 32247. Subject to an appropriation being made for this  
11 purpose, a school district that has jurisdiction over schools  
12 maintaining grades 5 and 6 may apply to the State  
13 Department of Education for a grant to implement a  
14 two-year bullying prevention program. The  
15 Superintendent of Public Instruction shall develop  
16 criteria by which grant recipients will be selected.

17 32248. *The State Department of Education shall*  
18 *establish and maintain guidelines for bullying prevention*  
19 *programs.*

20 32249. The maximum amount of a grant shall be five  
21 thousand dollars (\$5,000) for a two-year program. Grant  
22 funds may be expended to implement a locally designed  
23 program or to purchase existing bullying prevention  
24 materials and programs.

25 ~~SEC. 4.—~~

26 SEC. 2. The sum of one hundred fifty thousand dollars  
27 (\$150,000) is hereby appropriated from the General Fund  
28 to the State Department of Education for purposes of  
29 implementing the Bullying Prevention Grant Program  
30 for Grades 5 and 6 pursuant to Article 4.5 (commencing  
31 with Section 32246) of Chapter 2 of Part 19 of the  
32 Education Code.

