

Assembly Bill No. 2989

CHAPTER 586

An act to add Section 37254.1 to the Education Code, relating to pupil instruction.

[Approved by Governor September 28, 2006. Filed with
Secretary of State September 28, 2006.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2989, Karnette. Pupils: mandatory supplemental instruction.

Existing law requires the governing board of each school district maintaining any or all of grades 2 to 9, inclusive, to offer, and authorizes a charter school to offer, programs of direct, systematic, and intensive supplemental instruction to pupils enrolled in grades 2 to 9, inclusive, who have been recommended for retention or who have been retained, and authorizes a school district or charter school to require a pupil who has been retained to participate in supplemental instructional programs.

This bill would authorize the Long Beach Unified School District to require pupils, who are identified pursuant to a policy adopted by the governing board of the school district at a regularly scheduled board meeting, to participate in supplemental instruction programs, as specified.

The bill would also authorize any other school district to require pupils, who are identified pursuant to a policy adopted by the governing board of the school district at a regularly scheduled board meeting, to participate in those supplemental instructional programs.

The bill would require the school district to provide a mechanism for a parent or legal guardian to decline to enroll his or her child in a program.

The bill would specify that attendance in a program is not compulsory within the meaning of a specified provision of existing law.

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

SECTION 1. Section 37254.1 is added to the Education Code, to read:

37254.1. (a) Notwithstanding any other provision of law, the Long Beach Unified School District may require pupils, identified pursuant to a policy adopted by the governing board of the school district at a regularly scheduled board meeting, to participate in any one of the following programs:

- (1) Supplemental instruction as described in Section 37252.
- (2) Supplemental instruction as described in Section 37252.2.
- (3) Supplemental instruction as described in Section 37252.8.
- (4) Supplemental instruction as described in Section 37253.

(b) In addition to subdivision (a), any other school district may require pupils, identified pursuant to a policy adopted by the governing board of the school district at a regularly scheduled board meeting, to participate in any one of the programs set forth in subdivision (a).

(c) The school district shall provide a mechanism for a parent or legal guardian to decline to enroll his or her child in a program.

(d) Attendance in a program is not compulsory within the meaning of Section 48200.