

AMENDED IN ASSEMBLY APRIL 22, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2512

Introduced by Assembly Member Bonilla
(Principal coauthor: Senator Jackson)

February 21, 2014

An act to ~~amend Section 52052 of, and to amend, repeal, and add Sections 52060 and 52066 of,~~ of the Education Code, relating to pupil rights.

LEGISLATIVE COUNSEL'S DIGEST

AB 2512, as amended, Bonilla. Pupil rights: gender equity: after school athletic programs.

~~(1) Existing law requires the Superintendent of Public Instruction, with the approval of the State Board of Education, to develop an Academic Performance Index (API) to measure the performance of schools and school districts, especially the academic performance of pupils. Existing law requires the API to include, among other things, a variety of indicators currently reported to the department, including, but not limited to, the results of a specified achievement test, attendance rates for pupils in elementary schools, middle schools, and secondary schools, and the graduation rates for pupils in secondary schools.~~

~~This bill would require the API to also include, as one of these indicators, compliance with specified federal gender equity requirements, including, but not limited to, the total number of pupils, by gender, participating in existing after school athletic programs.~~

~~(2) Existing~~

~~Existing law, on or before July 1, 2014, requires the governing board of each school district and each county board of education to adopt a~~

local control and accountability plan that includes, among other things, a description of the annual goals to be achieved for certain state priorities for all pupils and each identified subgroup of pupils, as specified. Existing law includes among the state priorities school climate, measured as specified. Existing law requires the governing board of each school district and each county board of education to update its local control and accountability on or before July 1 of each year.

This bill, commencing January 1, 2018, would authorize a school district or county board of education to include as a measure of school climate for these purposes compliance with specified federal gender equity requirements, including, but not limited to, the total number of pupils, by gender, participating in existing after school athletic programs.

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

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

1 ~~SECTION 1. Section 52052 of the Education Code is amended~~
2 ~~to read:~~
3 ~~52052. (a) (1) The Superintendent, with approval of the state~~
4 ~~board, shall develop an Academic Performance Index (API), to~~
5 ~~measure the performance of schools and school districts, especially~~
6 ~~the academic performance of pupils.~~
7 ~~(2) A school or school district shall demonstrate comparable~~
8 ~~improvement in academic achievement as measured by the API~~
9 ~~by all numerically significant pupil subgroups at the school or~~
10 ~~school district, including:~~
11 ~~(A) Ethnic subgroups.~~
12 ~~(B) Socioeconomically disadvantaged pupils.~~
13 ~~(C) English learners.~~
14 ~~(D) Pupils with disabilities.~~
15 ~~(E) Foster youth.~~
16 ~~(3) (A) For purposes of this section, a numerically significant~~
17 ~~pupil subgroup is one that consists of at least 30 pupils, each of~~
18 ~~whom has a valid test score.~~
19 ~~(B) Notwithstanding subparagraph (A), for a subgroup of pupils~~
20 ~~who are foster youth, a numerically significant pupil subgroup is~~
21 ~~one that consists of at least 15 pupils.~~
22 ~~(C) For a school or school district with an API score that is~~
23 ~~based on no fewer than 11 and no more than 99 pupils with valid~~

1 test scores, numerically significant pupil subgroups shall be defined
2 by the Superintendent, with approval by the state board.

3 ~~(4) (A) The API shall consist of a variety of indicators currently~~
4 ~~reported to the department, including, but not limited to, the results~~
5 ~~of the achievement test administered pursuant to Section 60640,~~
6 ~~attendance rates for pupils in elementary schools, middle schools,~~
7 ~~and secondary schools, the graduation rates for pupils in secondary~~
8 ~~schools, and compliance with the federal gender equity~~
9 ~~requirements under Title IX of the Education Amendments of 1972~~
10 ~~(20 U.S.C. Sec. 1681, et seq.), including, but not limited to, the~~
11 ~~total number of pupils, by gender, participating in existing after~~
12 ~~school athletic programs.~~

13 ~~(B) The Superintendent, with the approval of the state board,~~
14 ~~may also incorporate into the API the rates at which pupils~~
15 ~~successfully promote from one grade to the next in middle school~~
16 ~~and high school, and successfully matriculate from middle school~~
17 ~~to high school.~~

18 ~~(C) Graduation rates for pupils in secondary schools shall be~~
19 ~~calculated for the API as follows:~~

20 ~~(i) Four-year graduation rates shall be calculated by taking the~~
21 ~~number of pupils who graduated on time for the current school~~
22 ~~year, which is considered to be three school years after the pupils~~
23 ~~entered grade 9 for the first time, and dividing that number by the~~
24 ~~total calculated in clause (ii).~~

25 ~~(ii) The number of pupils entering grade 9 for the first time in~~
26 ~~the school year three school years before the current school year,~~
27 ~~plus the number of pupils who transferred into the class graduating~~
28 ~~at the end of the current school year between the school year that~~
29 ~~was three school years before the current school year and the date~~
30 ~~of graduation, less the number of pupils who transferred out of the~~
31 ~~school between the school year that was three school years before~~
32 ~~the current school year and the date of graduation who were~~
33 ~~members of the class that is graduating at the end of the current~~
34 ~~school year.~~

35 ~~(iii) Five-year graduation rates shall be calculated by taking the~~
36 ~~number of pupils who graduated on time for the current school~~
37 ~~year, which is considered to be four school years after the pupils~~
38 ~~entered grade 9 for the first time, and dividing that number by the~~
39 ~~total calculated in clause (iv).~~

1 ~~(iv) The number of pupils entering grade 9 for the first time in~~
2 ~~the school year four years before the current school year, plus the~~
3 ~~number of pupils who transferred into the class graduating at the~~
4 ~~end of the current school year between the school year that was~~
5 ~~four school years before the current school year and the date of~~
6 ~~graduation, less the number of pupils who transferred out of the~~
7 ~~school between the school year that was four years before the~~
8 ~~current school year and the date of graduation who were members~~
9 ~~of the class that is graduating at the end of the current school year.~~

10 ~~(v) Six-year graduation rates shall be calculated by taking the~~
11 ~~number of pupils who graduated on time for the current school~~
12 ~~year, which is considered to be five school years after the pupils~~
13 ~~entered grade 9 for the first time, and dividing that number by the~~
14 ~~total calculated in clause (vi).~~

15 ~~(vi) The number of pupils entering grade 9 for the first time in~~
16 ~~the school year five years before the current school year, plus the~~
17 ~~number of pupils who transferred into the class graduating at the~~
18 ~~end of the current school year between the school year that was~~
19 ~~five school years before the current school year and the date of~~
20 ~~graduation, less the number of pupils who transferred out of the~~
21 ~~school between the school year that was five years before the~~
22 ~~current school year and the date of graduation who were members~~
23 ~~of the class that is graduating at the end of the current school year.~~

24 ~~(D) The inclusion of five- and six-year graduation rates for~~
25 ~~pupils in secondary schools shall meet the following requirements:~~

26 ~~(i) Schools and school districts shall be granted one-half the~~
27 ~~credit in their API scores for graduating pupils in five years that~~
28 ~~they are granted for graduating pupils in four years.~~

29 ~~(ii) Schools and school districts shall be granted one-quarter the~~
30 ~~credit in their API scores for graduating pupils in six years that~~
31 ~~they are granted for graduating pupils in four years.~~

32 ~~(iii) Notwithstanding clauses (i) and (ii), schools and school~~
33 ~~districts shall be granted full credit in their API scores for~~
34 ~~graduating in five or six years a pupil with disabilities who~~
35 ~~graduates in accordance with his or her individualized education~~
36 ~~program.~~

37 ~~(E) The pupil data collected for the API that comes from the~~
38 ~~achievement test administered pursuant to Section 60640 and the~~
39 ~~high school exit examination administered pursuant to Section~~
40 ~~60851, when fully implemented, shall be disaggregated by special~~

1 education status, English learners, socioeconomic status, gender,
2 and ethnic group. Only the test scores of pupils who were counted
3 as part of the enrollment in the annual data collection of the
4 California Basic Educational Data System for the current fiscal
5 year and who were continuously enrolled during that year may be
6 included in the test result reports in the API score of the school.

7 (F) (i) Commencing with the baseline API calculation in 2016,
8 and for each year thereafter, results of the achievement test and
9 other tests specified in subdivision (b) shall constitute no more
10 than 60 percent of the value of the index for secondary schools.

11 (ii) In addition to the elements required by this paragraph, the
12 Superintendent, with approval of the state board, may incorporate
13 into the index for secondary schools valid, reliable, and stable
14 measures of pupil preparedness for postsecondary education and
15 career.

16 (G) Results of the achievement test and other tests specified in
17 subdivision (b) shall constitute at least 60 percent of the value of
18 the index for primary schools and middle schools.

19 (H) It is the intent of the Legislature that the state's system of
20 public school accountability be more closely aligned with both the
21 public's expectations for public education and the workforce needs
22 of the state's economy. It is therefore necessary that the
23 accountability system evolve beyond its narrow focus on pupil test
24 scores to encompass other valuable information about school
25 performance, including, but not limited to, pupil preparedness for
26 college and career, as well as the high school graduation rates
27 already required by law.

28 (I) The Superintendent shall annually determine the accuracy
29 of the graduation rate data. Notwithstanding any other law,
30 graduation rates for pupils in dropout recovery high schools shall
31 not be included in the API. For purposes of this subparagraph,
32 "dropout recovery high school" means a high school in which 50
33 percent or more of its pupils have been designated as dropouts
34 pursuant to the exit/withdrawal codes developed by the department
35 or left a school and were not otherwise enrolled in a school for a
36 period of at least 180 days.

37 (J) To complement the API, the Superintendent, with the
38 approval of the state board, may develop and implement a program
39 of school quality review that features locally convened panels to
40 visit schools, observe teachers, interview pupils, and examine pupil

1 work, if an appropriation for this purpose is made in the annual
2 Budget Act.
3 ~~(K) The Superintendent shall annually provide to local~~
4 ~~educational agencies and the public a transparent and~~
5 ~~understandable explanation of the individual components of the~~
6 ~~API and their relative values within the API.~~
7 ~~(L) An additional element chosen by the Superintendent and~~
8 ~~the state board for inclusion in the API pursuant to this paragraph~~
9 ~~shall not be incorporated into the API until at least one full school~~
10 ~~year after the state board's decision to include the element into the~~
11 ~~API.~~
12 ~~(b) Pupil scores from the following tests, when available and~~
13 ~~when found to be valid and reliable for this purpose, shall be~~
14 ~~incorporated into the API:~~
15 ~~(1) The standards-based achievement tests provided for in~~
16 ~~Section 60642.5.~~
17 ~~(2) The high school exit examination.~~
18 ~~(c) Based on the API, the Superintendent shall develop, and the~~
19 ~~state board shall adopt, expected annual percentage growth targets~~
20 ~~for all schools based on their API baseline score from the previous~~
21 ~~year. Schools are expected to meet these growth targets through~~
22 ~~effective allocation of available resources. For schools below the~~
23 ~~statewide API performance target adopted by the state board~~
24 ~~pursuant to subdivision (d), the minimum annual percentage growth~~
25 ~~target shall be 5 percent of the difference between the actual API~~
26 ~~score of a school and the statewide API performance target, or one~~
27 ~~API point, whichever is greater. Schools at or above the statewide~~
28 ~~API performance target shall have, as their growth target,~~
29 ~~maintenance of their API score above the statewide API~~
30 ~~performance target. However, the state board may set differential~~
31 ~~growth targets based on grade level of instruction and may set~~
32 ~~higher growth targets for the lowest performing schools because~~
33 ~~they have the greatest room for improvement. To meet its growth~~
34 ~~target, a school shall demonstrate that the annual growth in its API~~
35 ~~is equal to or more than its schoolwide annual percentage growth~~
36 ~~target and that all numerically significant pupil subgroups, as~~
37 ~~defined in subdivision (a), are making comparable improvement.~~
38 ~~(d) Upon adoption of state performance standards by the state~~
39 ~~board, the Superintendent shall recommend, and the state board~~
40 ~~shall adopt, a statewide API performance target that includes~~

1 ~~consideration of performance standards and represents the~~
2 ~~proficiency level required to meet the state performance target.~~

3 ~~(e) (1) A school or school district with 11 to 99 pupils with~~
4 ~~valid test scores shall receive an API score with an asterisk that~~
5 ~~indicates less statistical certainty than API scores based on 100 or~~
6 ~~more test scores.~~

7 ~~(2) A school or school district annually shall receive an API~~
8 ~~score, unless the Superintendent determines that an API score~~
9 ~~would be an invalid measure of the performance of the school or~~
10 ~~school district for one or more of the following reasons:~~

11 ~~(A) Irregularities in testing procedures occurred.~~

12 ~~(B) The data used to calculate the API score of the school or~~
13 ~~school district are not representative of the pupil population at the~~
14 ~~school or school district.~~

15 ~~(C) Significant demographic changes in the pupil population~~
16 ~~render year-to-year comparisons of pupil performance invalid.~~

17 ~~(D) The department discovers or receives information indicating~~
18 ~~that the integrity of the API score has been compromised.~~

19 ~~(E) Insufficient pupil participation in the assessments included~~
20 ~~in the API.~~

21 ~~(F) A transition to new standards-based assessments~~
22 ~~compromises comparability of results across schools or school~~
23 ~~districts. The Superintendent may use the authority in this~~
24 ~~subparagraph in the 2013-14 and 2014-15 school years only, with~~
25 ~~approval of the state board.~~

26 ~~(3) If a school or school district has fewer than 100 pupils with~~
27 ~~valid test scores, the calculation of the API or adequate yearly~~
28 ~~progress pursuant to the federal No Child Left Behind Act of 2001~~
29 ~~(20 U.S.C. Sec. 6301 et seq.) and federal regulations may be~~
30 ~~calculated over more than one annual administration of the tests~~
31 ~~administered pursuant to Section 60640 and the high school exit~~
32 ~~examination administered pursuant to Section 60851, consistent~~
33 ~~with regulations adopted by the state board.~~

34 ~~(4) Any school or school district that does not receive an API~~
35 ~~calculated pursuant to subparagraph (F) of paragraph (2) shall not~~
36 ~~receive an API growth target pursuant to subdivision (c). Schools~~
37 ~~and school districts that do not have an API calculated pursuant~~
38 ~~to subparagraph (F) of paragraph (2) shall use one of the following:~~

39 ~~(A) The most recent API calculation.~~

40 ~~(B) An average of the three most recent annual API calculations.~~

1 ~~(C) Alternative measures that show increases in pupil academic~~
2 ~~achievement for all groups of pupils schoolwide and among~~
3 ~~significant subgroups.~~

4 ~~(f) Only schools with 100 or more test scores contributing to~~
5 ~~the API may be included in the API rankings.~~

6 ~~(g) The Superintendent, with the approval of the state board,~~
7 ~~shall develop an alternative accountability system for schools under~~
8 ~~the jurisdiction of a county board of education or a county~~
9 ~~superintendent of schools, community day schools, nonpublic,~~
10 ~~nonsectarian schools pursuant to Section 56366, and alternative~~
11 ~~schools serving high-risk pupils, including continuation high~~
12 ~~schools and opportunity schools. Schools in the alternative~~
13 ~~accountability system may receive an API score, but shall not be~~
14 ~~included in the API rankings.~~

15 ~~(h) For purposes of this section, county offices of education~~
16 ~~shall be considered school districts.~~

17 ~~SEC. 2.~~

18 *SECTION 1.* Section 52060 of the Education Code is amended
19 to read:

20 52060. (a) On or before July 1, 2014, the governing board of
21 each school district shall adopt a local control and accountability
22 plan using a template adopted by the state board.

23 (b) A local control and accountability plan adopted by a
24 governing board of a school district shall be effective for a period
25 of three years, and shall be updated on or before July 1 of each
26 year.

27 (c) A local control and accountability plan adopted by a
28 governing board of a school district shall include, for the school
29 district and each school within the school district, both of the
30 following:

31 (1) A description of the annual goals, for all pupils and each
32 subgroup of pupils identified pursuant to Section 52052, to be
33 achieved for each of the state priorities identified in subdivision
34 (d) and for any additional local priorities identified by the
35 governing board of the school district. For purposes of this article,
36 a subgroup of pupils identified pursuant to Section 52052 shall be
37 a numerically significant pupil subgroup as specified in paragraphs
38 (2) and (3) of subdivision (a) of Section 52052.

39 (2) A description of the specific actions the school district will
40 take during each year of the local control and accountability plan

1 to achieve the goals identified in paragraph (1), including the
2 enumeration of any specific actions necessary for that year to
3 correct any deficiencies in regard to the state priorities listed in
4 paragraph (1) of subdivision (d). The specific actions shall not
5 supersede the provisions of existing local collective bargaining
6 agreements within the jurisdiction of the school district.

7 (d) All of the following are state priorities:

8 (1) The degree to which the teachers of the school district are
9 appropriately assigned in accordance with Section 44258.9, and
10 fully credentialed in the subject areas, and, for the pupils they are
11 teaching, every pupil in the school district has sufficient access to
12 the standards-aligned instructional materials as determined pursuant
13 to Section 60119, and school facilities are maintained in good
14 repair as specified in subdivision (d) of Section 17002.

15 (2) Implementation of the academic content and performance
16 standards adopted by the state board, including how the programs
17 and services will enable English learners to access the common
18 core academic content standards adopted pursuant to Section
19 60605.8 and the English language development standards adopted
20 pursuant to Section 60811.3, as that section read on June 30, 2013,
21 for purposes of gaining academic content knowledge and English
22 language proficiency.

23 (3) Parental involvement, including efforts the school district
24 makes to seek parent input in making decisions for the school
25 district and each individual schoolsite, and including how the
26 school district will promote parental participation in programs for
27 unduplicated pupils and individuals with exceptional needs.

28 (4) Pupil achievement, as measured by all of the following, as
29 applicable:

30 (A) Statewide assessments administered pursuant to Article 4
31 (commencing with Section 60640) of Chapter 5 of Part 33 or any
32 subsequent assessment, as certified by the state board.

33 (B) The Academic Performance Index, as described in Section
34 52052.

35 (C) The percentage of pupils who have successfully completed
36 courses that satisfy the requirements for entrance to the University
37 of California and the California State University, or career technical
38 education sequences or programs of study that align with state
39 board-approved career technical educational standards and
40 frameworks, including, but not limited to, those described in

1 subdivision (a) of Section 52302, subdivision (a) of Section
2 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

3 (D) The percentage of English learner pupils who make progress
4 toward English proficiency as measured by the California English
5 Language Development Test or any subsequent assessment of
6 English proficiency, as certified by the state board.

7 (E) The English learner reclassification rate.

8 (F) The percentage of pupils who have passed an advanced
9 placement examination with a score of three or higher.

10 (G) The percentage of pupils who participate in, and demonstrate
11 college preparedness pursuant to, the Early Assessment Program,
12 as described in Chapter 6 (commencing with Section 99300) of
13 Part 65 of Division 14 of Title 3, or any subsequent assessment of
14 college preparedness.

15 (5) Pupil engagement, as measured by all of the following, as
16 applicable:

17 (A) School attendance rates.

18 (B) Chronic absenteeism rates.

19 (C) Middle school dropout rates, as described in paragraph (3)
20 of subdivision (a) of Section 52052.1.

21 (D) High school dropout rates.

22 (E) High school graduation rates.

23 (6) School climate, as measured by all of the following, as
24 applicable:

25 (A) Pupil suspension rates.

26 (B) Pupil expulsion rates.

27 (C) Other local measures, including surveys of pupils, parents,
28 and teachers on the sense of safety and school connectedness.

29 (7) The extent to which pupils have access to, and are enrolled
30 in, a broad course of study that includes all of the subject areas
31 described in Section 51210 and subdivisions (a) to (i), inclusive,
32 of Section 51220, as applicable, including the programs and
33 services developed and provided to unduplicated pupils and
34 individuals with exceptional needs, and the program and services
35 that are provided to benefit these pupils as a result of the funding
36 received pursuant to Section 42238.02, as implemented by Section
37 42238.03.

38 (8) Pupil outcomes, if available, in the subject areas described
39 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
40 51220, as applicable.

1 (e) For purposes of the descriptions required by subdivision (c),
2 a governing board of a school district may consider qualitative
3 information, including, but not limited to, findings that result from
4 school quality reviews conducted pursuant to subparagraph (J) of
5 paragraph (4) of subdivision (a) of Section 52052 or any other
6 reviews.

7 (f) To the extent practicable, data reported in a local control and
8 accountability plan shall be reported in a manner consistent with
9 how information is reported on a school accountability report card.

10 (g) A governing board of a school district shall consult with
11 teachers, principals, administrators, other school personnel, local
12 bargaining units of the school district, parents, and pupils in
13 developing a local control and accountability plan.

14 (h) A school district may identify local priorities, goals in regard
15 to the local priorities, and the method for measuring the school
16 district's progress toward achieving those goals.

17 (i) This section shall remain in effect only until January 1, 2018,
18 and as of that date is repealed, unless a later enacted statute, that
19 is enacted before January 1, 2018, deletes or extends that date.

20 ~~SEC. 3.~~

21 *SEC. 2.* Section 52060 is added to the Education Code, to read:

22 52060. (a) On or before July 1, 2014, the governing board of
23 each school district shall adopt a local control and accountability
24 plan using a template adopted by the state board.

25 (b) A local control and accountability plan adopted by a
26 governing board of a school district shall be effective for a period
27 of three years, and shall be updated on or before July 1 of each
28 year.

29 (c) A local control and accountability plan adopted by a
30 governing board of a school district shall include, for the school
31 district and each school within the school district, both of the
32 following:

33 (1) A description of the annual goals, for all pupils and each
34 subgroup of pupils identified pursuant to Section 52052, to be
35 achieved for each of the state priorities identified in subdivision
36 (d) and for any additional local priorities identified by the
37 governing board of the school district. For purposes of this article,
38 a subgroup of pupils identified pursuant to Section 52052 shall be
39 a numerically significant pupil subgroup as specified in paragraphs
40 (2) and (3) of subdivision (a) of Section 52052.

1 (2) A description of the specific actions the school district will
2 take during each year of the local control and accountability plan
3 to achieve the goals identified in paragraph (1), including the
4 enumeration of any specific actions necessary for that year to
5 correct any deficiencies in regard to the state priorities listed in
6 paragraph (1) of subdivision (d). The specific actions shall not
7 supersede the provisions of existing local collective bargaining
8 agreements within the jurisdiction of the school district.

9 (d) All of the following are state priorities:

10 (1) The degree to which the teachers of the school district are
11 appropriately assigned in accordance with Section 44258.9, and
12 fully credentialed in the subject areas, and, for the pupils they are
13 teaching, every pupil in the school district has sufficient access to
14 the standards-aligned instructional materials as determined pursuant
15 to Section 60119, and school facilities are maintained in good
16 repair as specified in subdivision (d) of Section 17002.

17 (2) Implementation of the academic content and performance
18 standards adopted by the state board, including how the programs
19 and services will enable English learners to access the common
20 core academic content standards adopted pursuant to Section
21 60605.8 and the English language development standards adopted
22 pursuant to Section 60811.3, as that section read on June 30, 2013,
23 for purposes of gaining academic content knowledge and English
24 language proficiency.

25 (3) Parental involvement, including efforts the school district
26 makes to seek parent input in making decisions for the school
27 district and each individual schoolsite, and including how the
28 school district will promote parental participation in programs for
29 unduplicated pupils and individuals with exceptional needs.

30 (4) Pupil achievement, as measured by all of the following, as
31 applicable:

32 (A) Statewide assessments administered pursuant to Article 4
33 (commencing with Section 60640) of Chapter 5 of Part 33 or any
34 subsequent assessment, as certified by the state board.

35 (B) The Academic Performance Index, as described in Section
36 52052.

37 (C) The percentage of pupils who have successfully completed
38 courses that satisfy the requirements for entrance to the University
39 of California and the California State University, or career technical
40 education sequences or programs of study that align with state

1 board-approved career technical educational standards and
2 frameworks, including, but not limited to, those described in
3 subdivision (a) of Section 52302, subdivision (a) of Section
4 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

5 (D) The percentage of English learner pupils who make progress
6 toward English proficiency as measured by the California English
7 Language Development Test or any subsequent assessment of
8 English proficiency, as certified by the state board.

9 (E) The English learner reclassification rate.

10 (F) The percentage of pupils who have passed an advanced
11 placement examination with a score of three or higher.

12 (G) The percentage of pupils who participate in, and demonstrate
13 college preparedness pursuant to, the Early Assessment Program,
14 as described in Chapter 6 (commencing with Section 99300) of
15 Part 65 of Division 14 of Title 3, or any subsequent assessment of
16 college preparedness.

17 (5) Pupil engagement, as measured by all of the following, as
18 applicable:

19 (A) School attendance rates.

20 (B) Chronic absenteeism rates.

21 (C) Middle school dropout rates, as described in paragraph (3)
22 of subdivision (a) of Section 52052.1.

23 (D) High school dropout rates.

24 (E) High school graduation rates.

25 (6) School climate, as measured by all of the following, as
26 applicable:

27 (A) Pupil suspension rates.

28 (B) Pupil expulsion rates.

29 (C) If the governing board of the school district chooses to
30 include it, compliance with the federal gender equity requirements
31 under Title IX of the Education Amendments of 1972 (20 U.S.C.
32 Sec. 1681, et seq.), including, but not limited to, the total number
33 of pupils, by gender, participating in existing after school athletic
34 programs.

35 (D) Other local measures, including surveys of pupils, parents,
36 and teachers on the sense of safety and school connectedness.

37 (7) The extent to which pupils have access to, and are enrolled
38 in, a broad course of study that includes all of the subject areas
39 described in Section 51210 and subdivisions (a) to (i), inclusive,
40 of Section 51220, as applicable, including the programs and

1 services developed and provided to unduplicated pupils and
2 individuals with exceptional needs, and the program and services
3 that are provided to benefit these pupils as a result of the funding
4 received pursuant to Section 42238.02, as implemented by Section
5 42238.03.

6 (8) Pupil outcomes, if available, in the subject areas described
7 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
8 51220, as applicable.

9 (e) For purposes of the descriptions required by subdivision (c),
10 a governing board of a school district may consider qualitative
11 information, including, but not limited to, findings that result from
12 school quality reviews conducted pursuant to subparagraph (J) of
13 paragraph (4) of subdivision (a) of Section 52052 or any other
14 reviews.

15 (f) To the extent practicable, data reported in a local control and
16 accountability plan shall be reported in a manner consistent with
17 how information is reported on a school accountability report card.

18 (g) A governing board of a school district shall consult with
19 teachers, principals, administrators, other school personnel, local
20 bargaining units of the school district, parents, and pupils in
21 developing a local control and accountability plan.

22 (h) A school district may identify local priorities, goals in regard
23 to the local priorities, and the method for measuring the school
24 district’s progress toward achieving those goals.

25 (i) This section shall become operative on January 1, 2018.

26 ~~SEC. 4.~~

27 *SEC. 3.* Section 52066 of the Education Code is amended to
28 read:

29 52066. (a) On or before July 1, 2014, each county
30 superintendent of schools shall develop, and present to the county
31 board of education for adoption, a local control and accountability
32 plan using a template adopted by the state board.

33 (b) A local control and accountability plan adopted by a county
34 board of education shall be effective for a period of three years,
35 and shall be updated on or before July 1 of each year.

36 (c) A local control and accountability plan adopted by a county
37 board of education shall include, for each school or program
38 operated by the county superintendent of schools, both of the
39 following:

1 (1) A description of the annual goals, for all pupils and each
2 subgroup of pupils identified pursuant to Section 52052, to be
3 achieved for each of the state priorities identified in subdivision
4 (d), as applicable to the pupils served, and for any additional local
5 priorities identified by the county board of education.

6 (2) A description of the specific actions the county
7 superintendent of schools will take during each year of the local
8 control and accountability plan to achieve the goals identified in
9 paragraph (1), including the enumeration of any specific actions
10 necessary for that year to correct any deficiencies in regard to the
11 state priorities listed in paragraph (1) of subdivision (d). The
12 specific actions shall not supersede the provisions of existing local
13 collective bargaining agreements within the jurisdiction of the
14 county superintendent of schools.

15 (d) All of the following are state priorities:

16 (1) The degree to which the teachers in the schools or programs
17 operated by the county superintendent of schools are appropriately
18 assigned in accordance with Section 44258.9 and fully credentialed
19 in the subject areas, and, for the pupils they are teaching, every
20 pupil in the schools or programs operated by the county
21 superintendent of schools has sufficient access to the
22 standards-aligned instructional materials as determined pursuant
23 to Section 60119, and school facilities are maintained in good
24 repair as specified in subdivision (d) of Section 17002.

25 (2) Implementation of the academic content and performance
26 standards adopted by the state board, including how the programs
27 and services will enable English learners to access the common
28 core academic content standards adopted pursuant to Section
29 60605.8 and the English language development standards adopted
30 pursuant to Section 60811.3, as that section read on June 30, 2013,
31 for purposes of gaining academic content knowledge and English
32 language proficiency.

33 (3) Parental involvement, including efforts the county
34 superintendent of schools makes to seek parent input in making
35 decisions for each individual schoolsite and program operated by
36 a county superintendent of schools, and including how the county
37 superintendent of schools will promote parental participation in
38 programs for unduplicated pupils and individuals with exceptional
39 needs.

1 (4) Pupil achievement, as measured by all of the following, as
2 applicable:

3 (A) Statewide assessments administered pursuant to Article 4
4 (commencing with Section 60640) of Chapter 5 of Part 33 or any
5 subsequent assessment, as certified by the state board.

6 (B) The Academic Performance Index, as described in Section
7 52052.

8 (C) The percentage of pupils who have successfully completed
9 courses that satisfy the requirements for entrance to the University
10 of California and the California State University, or career technical
11 education sequences or programs of study that align with state
12 board-approved career technical education standards and
13 frameworks, including, but not limited to, those described in
14 subdivision (a) of Section 52302, subdivision (a) of Section
15 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

16 (D) The percentage of English learner pupils who make progress
17 toward English proficiency as measured by the California English
18 Language Development Test or any subsequent assessment of
19 English proficiency, as certified by the state board.

20 (E) The English learner reclassification rate.

21 (F) The percentage of pupils who have passed an advanced
22 placement examination with a score of three or higher.

23 (G) The percentage of pupils who participate in, and demonstrate
24 college preparedness pursuant to, the Early Assessment Program,
25 as described in Chapter 6 (commencing with Section 99300) of
26 Part 65 of Division 14 of Title 3, or any subsequent assessment of
27 college preparedness.

28 (5) Pupil engagement, as measured by all of the following, as
29 applicable:

30 (A) School attendance rates.

31 (B) Chronic absenteeism rates.

32 (C) Middle school dropout rates, as described in paragraph (3)
33 of subdivision (a) of Section 52052.1.

34 (D) High school dropout rates.

35 (E) High school graduation rates.

36 (6) School climate, as measured by all of the following, as
37 applicable:

38 (A) Pupil suspension rates.

39 (B) Pupil expulsion rates.

1 (C) Other local measures, including surveys of pupils, parents,
2 and teachers on the sense of safety and school connectedness.

3 (7) The extent to which pupils have access to, and are enrolled
4 in, a broad course of study that includes all of the subject areas
5 described in Section 51210 and subdivisions (a) to (i), inclusive,
6 of Section 51220, as applicable, including the programs and
7 services developed and provided to unduplicated pupils and
8 individuals with exceptional needs, and the program and services
9 that are provided to benefit these pupils as a result of the funding
10 received pursuant to Section 42238.02, as implemented by Section
11 42238.03.

12 (8) Pupil outcomes, if available, in the subject areas described
13 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
14 51220, as applicable.

15 (9) How the county superintendent of schools will coordinate
16 instruction of expelled pupils pursuant to Section 48926.

17 (10) How the county superintendent of schools will coordinate
18 services for foster children, including, but not limited to, all of the
19 following:

20 (A) Working with the county child welfare agency to minimize
21 changes in school placement.

22 (B) Providing education-related information to the county child
23 welfare agency to assist the county child welfare agency in the
24 delivery of services to foster children, including, but not limited
25 to, educational status and progress information that is required to
26 be included in court reports.

27 (C) Responding to requests from the juvenile court for
28 information and working with the juvenile court to ensure the
29 delivery and coordination of necessary educational services.

30 (D) Establishing a mechanism for the efficient expeditious
31 transfer of health and education records and the health and
32 education passport.

33 (e) For purposes of the descriptions required by subdivision (c),
34 a county board of education may consider qualitative information,
35 including, but not limited to, findings that result from school quality
36 reviews conducted pursuant to subparagraph (J) of paragraph (4)
37 of subdivision (a) of Section 52052 or any other reviews.

38 (f) To the extent practicable, data reported in a local control and
39 accountability plan shall be reported in a manner consistent with
40 how information is reported on a school accountability report card.

1 (g) The county superintendent of schools shall consult with
2 teachers, principals, administrators, other school personnel, local
3 bargaining units of the county office of education, parents, and
4 pupils in developing a local control and accountability plan.

5 (h) A county board of education may identify local priorities,
6 goals in regard to the local priorities, and the method for measuring
7 the county office of education’s progress toward achieving those
8 goals.

9 (i) This section shall remain in effect only until January 1, 2018,
10 and as of that date is repealed, unless a later enacted statute, that
11 is enacted before January 1, 2018, deletes or extends that date.

12 ~~SEC. 5.~~

13 *SEC. 4.* Section 52066 is added to the Education Code, to read:
14 52066. (a) On or before July 1, 2014, each county
15 superintendent of schools shall develop, and present to the county
16 board of education for adoption, a local control and accountability
17 plan using a template adopted by the state board.

18 (b) A local control and accountability plan adopted by a county
19 board of education shall be effective for a period of three years,
20 and shall be updated on or before July 1 of each year.

21 (c) A local control and accountability plan adopted by a county
22 board of education shall include, for each school or program
23 operated by the county superintendent of schools, both of the
24 following:

25 (1) A description of the annual goals, for all pupils and each
26 subgroup of pupils identified pursuant to Section 52052, to be
27 achieved for each of the state priorities identified in subdivision
28 (d), as applicable to the pupils served, and for any additional local
29 priorities identified by the county board of education.

30 (2) A description of the specific actions the county
31 superintendent of schools will take during each year of the local
32 control and accountability plan to achieve the goals identified in
33 paragraph (1), including the enumeration of any specific actions
34 necessary for that year to correct any deficiencies in regard to the
35 state priorities listed in paragraph (1) of subdivision (d). The
36 specific actions shall not supersede the provisions of existing local
37 collective bargaining agreements within the jurisdiction of the
38 county superintendent of schools.

39 (d) All of the following are state priorities:

1 (1) The degree to which the teachers in the schools or programs
2 operated by the county superintendent of schools are appropriately
3 assigned in accordance with Section 44258.9 and fully credentialed
4 in the subject areas, and, for the pupils they are teaching, every
5 pupil in the schools or programs operated by the county
6 superintendent of schools has sufficient access to the
7 standards-aligned instructional materials as determined pursuant
8 to Section 60119, and school facilities are maintained in good
9 repair as specified in subdivision (d) of Section 17002.

10 (2) Implementation of the academic content and performance
11 standards adopted by the state board, including how the programs
12 and services will enable English learners to access the common
13 core academic content standards adopted pursuant to Section
14 60605.8 and the English language development standards adopted
15 pursuant to Section 60811.3, as that section read on June 30, 2013,
16 for purposes of gaining academic content knowledge and English
17 language proficiency.

18 (3) Parental involvement, including efforts the county
19 superintendent of schools makes to seek parent input in making
20 decisions for each individual schoolsite and program operated by
21 a county superintendent of schools, and including how the county
22 superintendent of schools will promote parental participation in
23 programs for unduplicated pupils and individuals with exceptional
24 needs.

25 (4) Pupil achievement, as measured by all of the following, as
26 applicable:

27 (A) Statewide assessments administered pursuant to Article 4
28 (commencing with Section 60640) of Chapter 5 of Part 33 or any
29 subsequent assessment, as certified by the state board.

30 (B) The Academic Performance Index, as described in Section
31 52052.

32 (C) The percentage of pupils who have successfully completed
33 courses that satisfy the requirements for entrance to the University
34 of California and the California State University, or career technical
35 education sequences or programs of study that align with state
36 board-approved career technical education standards and
37 frameworks, including, but not limited to, those described in
38 subdivision (a) of Section 52302, subdivision (a) of Section
39 52372.5, or paragraph (2) of subdivision (e) of Section 54692.

1 (D) The percentage of English learner pupils who make progress
2 toward English proficiency as measured by the California English
3 Language Development Test or any subsequent assessment of
4 English proficiency, as certified by the state board.

5 (E) The English learner reclassification rate.

6 (F) The percentage of pupils who have passed an advanced
7 placement examination with a score of three or higher.

8 (G) The percentage of pupils who participate in, and demonstrate
9 college preparedness pursuant to, the Early Assessment Program,
10 as described in Chapter 6 (commencing with Section 99300) of
11 Part 65 of Division 14 of Title 3, or any subsequent assessment of
12 college preparedness.

13 (5) Pupil engagement, as measured by all of the following, as
14 applicable:

15 (A) School attendance rates.

16 (B) Chronic absenteeism rates.

17 (C) Middle school dropout rates, as described in paragraph (3)
18 of subdivision (a) of Section 52052.1.

19 (D) High school dropout rates.

20 (E) High school graduation rates.

21 (6) School climate, as measured by all of the following, as
22 applicable:

23 (A) Pupil suspension rates.

24 (B) Pupil expulsion rates.

25 (C) If the county board of education chooses to include it,
26 compliance with the federal gender equity requirements under
27 Title IX of the Education Amendments of 1972 (20 U.S.C. Sec.
28 1681, et seq.), including, but not limited to, the total number of
29 pupils, by gender, participating in existing after school athletic
30 programs.

31 (D) Other local measures, including surveys of pupils, parents,
32 and teachers on the sense of safety and school connectedness.

33 (7) The extent to which pupils have access to, and are enrolled
34 in, a broad course of study that includes all of the subject areas
35 described in Section 51210 and subdivisions (a) to (i), inclusive,
36 of Section 51220, as applicable, including the programs and
37 services developed and provided to unduplicated pupils and
38 individuals with exceptional needs, and the program and services
39 that are provided to benefit these pupils as a result of the funding

1 received pursuant to Section 42238.02, as implemented by Section
2 42238.03.

3 (8) Pupil outcomes, if available, in the subject areas described
4 in Section 51210 and subdivisions (a) to (i), inclusive, of Section
5 51220, as applicable.

6 (9) How the county superintendent of schools will coordinate
7 instruction of expelled pupils pursuant to Section 48926.

8 (10) How the county superintendent of schools will coordinate
9 services for foster children, including, but not limited to, all of the
10 following:

11 (A) Working with the county child welfare agency to minimize
12 changes in school placement.

13 (B) Providing education-related information to the county child
14 welfare agency to assist the county child welfare agency in the
15 delivery of services to foster children, including, but not limited
16 to, educational status and progress information that is required to
17 be included in court reports.

18 (C) Responding to requests from the juvenile court for
19 information and working with the juvenile court to ensure the
20 delivery and coordination of necessary educational services.

21 (D) Establishing a mechanism for the efficient expeditious
22 transfer of health and education records and the health and
23 education passport.

24 (e) For purposes of the descriptions required by subdivision (c),
25 a county board of education may consider qualitative information,
26 including, but not limited to, findings that result from school quality
27 reviews conducted pursuant to subparagraph (J) of paragraph (4)
28 of subdivision (a) of Section 52052 or any other reviews.

29 (f) To the extent practicable, data reported in a local control and
30 accountability plan shall be reported in a manner consistent with
31 how information is reported on a school accountability report card.

32 (g) The county superintendent of schools shall consult with
33 teachers, principals, administrators, other school personnel, local
34 bargaining units of the county office of education, parents, and
35 pupils in developing a local control and accountability plan.

36 (h) A county board of education may identify local priorities,
37 goals in regard to the local priorities, and the method for measuring
38 the county office of education's progress toward achieving those
39 goals.

- 1 (i) This section shall become operative on January 1, 2018.

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