

AMENDED IN SENATE APRIL 23, 2013

**SENATE BILL**

**No. 590**

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**Introduced by Senator De León**

February 22, 2013

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An act to add Article 9.5 (commencing with Section 45390) to Chapter 5 of Part 25 of Division 3 of Title 2 of the Education Code, relating to school personnel.

LEGISLATIVE COUNSEL'S DIGEST

SB 590, as amended, De León. School personnel: Classified School Employee Staff Development and Training Program.

Existing law authorizes the governing board of any school district to grant any classified employee a leave of absence not to exceed one year, as provided, for the purpose of permitting study by the employee or for the purpose of retraining the employee to meet changing conditions within the district. Existing law authorizes the governing board of a school district to grant reimbursement of the costs, including tuition fees, to a permanent classified employee who satisfactorily completes approved training to improve his or her job knowledge, ability, or skill.

This bill would establish the Classified School Employee Staff Development and Training Program. ~~Under the Classified School Employee Staff Development and Training Program, under which~~ local educational agencies, as defined, would be authorized to set aside funding for professional development and training *related to common core standards and school safety* for classified school employees, as defined, from funding available for professional development, as specified. *The bill would require a local educational agency to meet certain requirements as a condition of spending any of the funds, including, among others, developing a plan to accelerate pupils'*

*progress to academic proficiency. The bill would authorize the Superintendent of Public Instruction to restrict a local educational agency from spending the funds if the Superintendent determines that the local educational agency fails to meet the requirements.*

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. Article 9.5 (commencing with Section 45390) is  
2 added to Chapter 5 of Part 25 of Division 3 of Title 2 of the  
3 Education Code, to read:

4  
5 Article 9.5. Classified School Employee Staff Development  
6 and Training Program  
7

8 45390. This article shall be known, and may be cited, as the  
9 Classified School Employee Staff Development and Training  
10 Program.

11 45391. The Legislature finds and declares all of the following:

12 (a) Classified employees play a vital role in the education of  
13 our pupils and students in our public schools and community  
14 colleges. They do the essential work that keeps our campuses safe,  
15 clean, and well maintained so that our pupils and students can get  
16 to school, focus on learning, and succeed at their highest levels.

17 (b) Because classified employees are on the front lines working  
18 to ensure the safety and care of pupils and students on our  
19 campuses, they need professional development and training to  
20 update their skills and to learn the best practices for vital education  
21 programs, including campus safety, academic achievement and  
22 curriculum standards, special education, health care, child nutrition,  
23 pupil transportation, environmental safety, and parental  
24 involvement.

25 (c) Funding for classified employee training comes from state,  
26 federal, and local funds, including all of the following:

27 (1) Chapter 313 of the Statutes of 1998 created the Instructional  
28 Time and Staff Development Reform Program to provide funding  
29 for staff development for classified school employees, and specified  
30 that school districts would be provided one hundred forty dollars  
31 (\$140) per day for each participating classified school employee.

1 This program has been block granted into the professional  
2 development block grant as enacted by Chapter 871 of the Statutes  
3 of 2004.

4 (2) Under Section 1116(c)(7)(A)(iii) of Title I of the federal  
5 Elementary and Secondary Education Act of 1965 (20 U.S.C. Sec.  
6 6301 et seq.), a local educational agency that has been identified  
7 for school improvement must reserve and use 10 percent of its  
8 allocation under the act for professional development activities.

9 (3) Other state, federal, or local funding initiatives for  
10 professional development.

11 45392. It is the intent of the Legislature that a portion of the  
12 total funding for staff development from state, federal, or local  
13 funds be set aside for professional development training *related*  
14 *to common core standards and school safety* for classified school  
15 employees to update their skills and learn about best practices for  
16 any of the following:

17 (a) Pupil learning and achievement: training for  
18 paraprofessionals to assist teachers and administrators to improve  
19 the academic achievement of pupils, training to ensure the  
20 curriculum frameworks and instructional materials aligned to the  
21 state academic standards, training in the management and use of  
22 state and local pupil data to improve pupil learning, and training  
23 on the best practices in the appropriate interventions and assistance  
24 to at-risk pupils.

25 (b) Pupil and campus safety: training and staff development in  
26 the latest and best practices for pupil safety and campus safety.

27 (c) Education technology: the management strategies and best  
28 practices regarding the use of educational technology to improve  
29 pupil performance.

30 (d) School facility maintenance and operations: new research  
31 and best practices in the operations and maintenance of school  
32 facilities, including green technology and energy efficiency that  
33 help ~~reduces~~ *reduce* the use and the costs of energy at schoolsites.

34 (e) Special education: training and staff development on the  
35 best practices to meet the needs of special education pupils and to  
36 comply with any new state and federal mandates.

37 (f) School transportation and bus safety: training and staff  
38 development on the best practices and standards for pupil  
39 transportation.

1 (g) Parent involvement: training and staff development to  
 2 enhance the ability of a school to increase parent involvement at  
 3 schoolsites.

4 (h) Food service: training and staff development in new research  
 5 and findings for food preparation to provide nutritional meals and  
 6 food management.

7 (i) Health and nursing standards: training and staff development  
 8 on the latest and best practices for pupil health care needs.

9 (j) Environmental safety: training and staff development on  
 10 pesticides and other possibly toxic substances so they may safely  
 11 be used on campus.

12 45393. (a) The Classified School Employee Staff Development  
 13 and Training Program is hereby established. From funding  
 14 available for professional development, local educational agencies  
 15 may set aside funding for professional development and training  
 16 *related to common core standards and school safety* for classified  
 17 school employees.

18 (b) For purposes of this article, the following terms have the  
 19 following meanings:

20 (1) “Classified school employee” means a person employed on  
 21 a full-time or a part-time basis as a classified school employee at  
 22 a community college, a public school, a charter school, or a county  
 23 office of education.

24 (2) “Local educational agency” means a school district, a county  
 25 office of education, a charter school, or a community college  
 26 district.

27 45394. (a) *As a condition of spending any of the funds set*  
 28 *aside for professional development and training related to common*  
 29 *core standards and school safety for classified school employees*  
 30 *pursuant to Section 45393, a local educational agency shall meet*  
 31 *all of the following requirements:*

32 (1) *The local educational agency has a plan, developed in*  
 33 *conjunction with parents and teachers, to accelerate pupils’*  
 34 *progress to academic proficiency. The plan shall include both of*  
 35 *the following:*

36 (A) *Measurable metrics to improve pupil performance, close*  
 37 *the academic achievement gap, increase college entrance rates,*  
 38 *and increase career readiness.*

39 (B) *An explanation of the manner in which the objectives of the*  
 40 *professional development and training will be met.*

1     (2) *The governing body of the local educational agency, at a*  
2 *regularly scheduled public meeting, has approved the plan and*  
3 *developed corresponding policies in support of the plan.*

4     (3) *The annual evaluation of the performance of the*  
5 *superintendent of the local educational agency is linked to the*  
6 *pupil performance goals specified in paragraph (1).*

7     (4) *The local educational agency demonstrates a pattern of*  
8 *stability between management and the bargaining units.*

9     (5) *There is community support for the plan.*

10    (6) *The local educational agency has surveyed parents and legal*  
11 *guardians in the district to gauge support for participation in the*  
12 *program. At least one-half of the permanent teachers and one-half*  
13 *of the surveyed parents or legal guardians in the district support*  
14 *participation in the program, and that support is demonstrated in*  
15 *writing.*

16    (b) *At a minimum, the Superintendent shall consider the quality*  
17 *and rigor of the manner in which the local educational agency*  
18 *meets the requirements specified in subdivision (a).*

19    (c) *If the Superintendent determines that a local educational*  
20 *agency fails to meet the requirements specified in subdivision (a),*  
21 *the Superintendent may restrict the local educational agency from*  
22 *spending the funds set aside pursuant to Section 45393.*

23    (d) *Nothing in this section shall be construed as imposing new*  
24 *mandates on local educational agencies.*