

ASSEMBLY BILL

No. 523

Introduced by Assembly Member Kim

February 23, 2015

An act to amend Section 48354 of the Education Code, relating to school enrollment.

LEGISLATIVE COUNSEL'S DIGEST

AB 523, as introduced, Kim. Open Enrollment Act: option to transfer to another school.

Existing law, the Open Enrollment Act, authorizes the parent of a pupil enrolled in a low-achieving school, as defined, to submit an application for the pupil's transfer to another public school served by the school district of residence or another school district.

This bill would make nonsubstantive changes to these provisions.

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

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

- 1 SECTION 1. Section 48354 of the Education Code is amended
- 2 to read:
- 3 48354. (a) The parent of a pupil enrolled in a low-achieving
- 4 school may submit an application for the pupil to attend a school
- 5 in a school district of enrollment pursuant to this article.
- 6 (b) (1) Consistent with the requirements of Section
- 7 1116(b)(1)(E) of the federal Elementary and Secondary Education
- 8 Act of 2001 (20 U.S.C. Sec. 6301 et seq.), on or before the first
- 9 day of the school year, or, if later, on the date the notice of program

1 improvement, corrective action, or restructuring status is required
 2 to be provided under federal ~~law~~ *law*, the district of residence shall
 3 provide the parents and guardians of all pupils enrolled in a school
 4 determined in subdivision (a) of Section 48352 with notice of the
 5 option to transfer to another public school served by the school
 6 district of residence or another school district.

7 (2) An application requesting a transfer pursuant to this article
 8 shall be submitted by the parent of a pupil to the school district of
 9 enrollment ~~prior to~~ *before* January 1 of the school year preceding
 10 the school year for which the pupil is requesting to transfer. The
 11 school district of enrollment may waive the deadline specified in
 12 this paragraph.

13 (3) The application deadline specified in paragraph (2) does not
 14 apply to an application requesting a transfer if the parent, with
 15 whom the pupil resides, is enlisted in the military and was relocated
 16 by the military within 90 days ~~prior to~~ *before* submitting the
 17 application.

18 (4) The application may request enrollment of the pupil in a
 19 specific school or program within the school district of enrollment.

20 (5) A pupil may enroll in a school in the school district of
 21 enrollment in the school year immediately following the approval
 22 of his or her application.

23 (6) In order to provide priority enrollment opportunities for
 24 pupils residing in the school district, a school district of enrollment
 25 shall establish a period of time for resident pupil enrollment ~~prior~~
 26 ~~to~~ *before* accepting transfer applications pursuant to this article.