

AMENDED IN ASSEMBLY APRIL 20, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1153**

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**Introduced by Assembly Member Calderon**

February 27, 2015

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An act to amend ~~Section~~ *Sections 52064 and 52065* of the Education Code, relating to school accountability.

LEGISLATIVE COUNSEL'S DIGEST

AB 1153, as amended, Calderon. School accountability: local control and accountability plans: posting: evaluation ~~rubrics data~~. *rubrics*.

Existing law ~~required~~, *requires*, on or before July 1, 2014, the governing boards of school districts and county boards of education to adopt a local control and accountability plan using a state template adopted by the State Board of Education. Existing law requires the local control and accountability plan to include, among other things, a description of annual goals for all pupils and specified subgroups of pupils to be achieved for each state priority, as specified, and a description of the specific actions the school district or county superintendent of schools will take to achieve those goals. Existing law requires the state board, on or before October 1, 2015, to adopt evaluation rubrics ~~to~~, *for purposes of*, among other things, ~~assist~~ *assisting* a school district, county office of education, or charter school in evaluating its strengths, weaknesses, and areas that require improvement.

*This bill would require, on or before January 31, 2017, the state board to consider a revision to the template to include a section or appendix sufficient to monitor actual progress on certain outcomes.*

Existing law requires governing boards of school districts and county boards of education to annually adopt or revise local control and accountability plans that align with the annual budget and contain specified elements. Existing law requires ~~superintendents~~ *the superintendent* of a school ~~districts~~ *district* and a county ~~superintendents~~ *superintendent* of schools to post on the Internet Web site of *his or her* school ~~districts~~ *district* or county ~~offices~~ *office* of education, as ~~appropriate,~~ *applicable,* the local control and accountability ~~plans~~ *plan* approved by the governing board of the school district or the county board of education, as ~~appropriate,~~ *applicable,* and any updates or revisions to *the* local control and accountability ~~plans~~ *plan* approved by the ~~appropriate~~ *applicable* governing bodies. ~~Existing law also requires the Superintendent of Public Instruction to post links to all local control and accountability plans approved by the governing boards of school districts and county boards of education.~~

This bill would additionally require school ~~districts,~~ *districts and* county superintendents of ~~schools,~~ *schools* and the Superintendent ~~schools~~ to post *their respective populated* evaluation ~~rubric data~~ *rubric* on their respective Internet Web sites, *except* as specified. ~~The bill also would require the Superintendent to post the evaluation rubrics adopted by the state board to its Internet Web site.~~ By imposing additional duties on school district and county office of education officials, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

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

- 1     SECTION 1. Section 52064 of the Education Code is amended
- 2     to read:
- 3     52064. (a) On or before March 31, 2014, the state board shall
- 4     adopt templates for the following purposes:

1 (1) For use by school districts to meet the requirements of  
2 Sections 52060 to 52063, inclusive.

3 (2) For use by county superintendents of schools to meet the  
4 requirements of Sections 52066 to 52069, inclusive.

5 (3) For use by charter schools to meet the requirements of  
6 Section 47606.5.

7 (b) The templates developed by the state board shall allow a  
8 school district, county superintendent of schools, or charter school  
9 to complete a single local control and accountability plan to meet  
10 the requirements of this article and the requirements of the federal  
11 No Child Left Behind Act of 2001 related to local educational  
12 agency plans pursuant to Section 1112 of Subpart 1 of Part A of  
13 Title I of Public Law 107-110. The state board shall also take steps  
14 to minimize duplication of effort at the local level to the greatest  
15 extent possible. The template shall include guidance for school  
16 districts, county superintendents of schools, and charter schools  
17 to report both of the following:

18 (1) A listing and description of expenditures for the 2014–15  
19 fiscal year, and each fiscal year thereafter, implementing the  
20 specific actions included in the local control and accountability  
21 plan.

22 (2) A listing and description of expenditures for the 2014–15  
23 fiscal year, and each fiscal year thereafter, that will serve the pupils  
24 to whom one or more of the definitions in Section 42238.01 apply  
25 and pupils redesignated as fluent English proficient.

26 (c) If possible, the templates identified in paragraph (2) of  
27 subdivision (a) for use by county superintendents of schools shall  
28 allow a county superintendent of schools to develop a single local  
29 control and accountability plan that would also satisfy the  
30 requirements of Section 48926.

31 (d) The state board shall adopt the template pursuant to the  
32 requirements of the Administrative Procedure Act (Chapter 3.5  
33 (commencing with Section 11340) of Part 1 of Division 3 of Title  
34 2 of the Government Code). The state board may adopt emergency  
35 regulations for purposes of implementing this section. The adoption  
36 of emergency regulations shall be deemed an emergency and  
37 necessary for the immediate preservation of the public peace,  
38 health, safety, or general welfare.

39 (e) Notwithstanding subdivision (d), the state board may adopt  
40 the template in accordance with the requirements of the

1 Bagley-Keene Open Meeting Act (Article 9 (commencing with  
 2 Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of  
 3 the Government Code). When adopting the template pursuant to  
 4 the requirements of the Bagley-Keene Open Meeting Act, the state  
 5 board shall present the template at a regular meeting and may only  
 6 take action to adopt the template at a subsequent regular meeting.  
 7 This subdivision shall become inoperative on January 31, 2018.

8 (f) Revisions to a template or evaluation rubric shall be approved  
 9 by the state board by January 31 before the fiscal year during which  
 10 the template or evaluation rubric is to be used by a school district,  
 11 county superintendent of schools, or charter school.

12 (g) *On or before January 31, 2017, the state board shall*  
 13 *consider a revision to the template to include a section or appendix*  
 14 *sufficient to monitor actual progress on outcomes adopted pursuant*  
 15 *to subdivision (c) of Section 52064.5.*

16 ~~(g)~~

17 (h) The adoption of a template or evaluation rubric by the state  
 18 board shall not create a requirement for a governing board of a  
 19 school district, a county board of education, or a governing body  
 20 of a charter school to submit a local control and accountability  
 21 plan to the state board, unless otherwise required by federal law.  
 22 The Superintendent shall not require a local control and  
 23 accountability plan to be submitted by a governing board of a  
 24 school district or the governing body of a charter school to the  
 25 state board. The state board may adopt a template or evaluation  
 26 rubric that would authorize a school district or a charter school to  
 27 submit to the state board only the sections of the local control and  
 28 accountability plan required by federal law.

29 **SECTION 1.**

30 *SEC. 2.* Section 52065 of the Education Code is amended to  
 31 read:

32 52065. (a) The superintendent of a school district shall post  
 33 on the Internet Web site of the school district any local control and  
 34 accountability plan approved by the governing board of the school  
 35 district, any updates or revisions to a local control and  
 36 accountability plan approved by the governing board of the school  
 37 district, and, *if available*, the school district's *populated* evaluation  
 38 rubric ~~data~~. *unless the state board revises the template for the local*  
 39 *control and accountability plan pursuant to subdivision (g) of*  
 40 *Section 52064.*

1 (b) A county superintendent of schools shall do all of the  
2 following:

3 (1) Post on the Internet Web site of the county office of  
4 education any local control and accountability plan approved by  
5 the county board of education, any updates or revisions to a local  
6 control and accountability plan approved by the county board of  
7 education, and, *if available*, the county office of education's  
8 *populated* evaluation rubric ~~data~~; *unless the state board revises*  
9 *the template for the local control and accountability plan pursuant*  
10 *to subdivision (g) of Section 52064.*

11 (2) Post all local control and accountability plans submitted by  
12 school ~~districts and the school district's evaluation rubric data,~~  
13 *districts*, or links to those ~~plans and data,~~ *plans*, on the Internet  
14 Web site of the county office of education.

15 (3) Transmit or otherwise make available to the Superintendent  
16 all local control and accountability plans submitted to the county  
17 superintendent of schools by school districts and the local control  
18 and accountability plan approved by the county board of education.

19 (c) The Superintendent shall post links to all local control and  
20 accountability plans approved by the governing boards of school  
21 districts and county boards of ~~education, the evaluation rubrics~~  
22 ~~adopted by the state board, and each school district's and county~~  
23 ~~office of education's evaluation rubric data~~ *education* on the  
24 Internet Web site of the department.

25 ~~SEC. 2.~~

26 *SEC. 3.* If the Commission on State Mandates determines that  
27 this act contains costs mandated by the state, reimbursement to  
28 local agencies and school districts for those costs shall be made  
29 pursuant to Part 7 (commencing with Section 17500) of Division  
30 4 of Title 2 of the Government Code.

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