California Department of Education

Executive Office

SBE-002 (REV. 11/2017)

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# **MEMORANDUM**

**DATE:** October 13, 2022

**TO:** MEMBERS, State Board of Education

**FROM:** TONY THURMOND, State Superintendent of Public Instruction

**SUBJECT:** State Legislative Update, Including, but not limited to, Information on the 2021–22 Legislative Session

## Summary of Key Issues

The California Department of Education (CDE) Government Affairs Division has identified bills that may affect policy related to the State Board of Education (SBE). Inclusion in this list does not constitute an SBE or State Superintendent of Public Instruction (SSPI) position for the legislation.

## Attachment(s)

Attachment 1: Legislative Update (3 pages)

# **Attachment 1: Legislative Update**

**These bills address relevant policy areas and/or impact the role of the State Board of Education (SBE). Inclusion in this list does not constitute an SBE or State Superintendent of Public Instruction (SSPI) position for the legislation.**

**The status of each bill is provided as of September 30, 2022.**

## Accountability and School Improvement

### **SB 997 (Pan) – Local control and accountability plans: parent advisory committee: student advisory committee**

This bill requires school districts serving middle or high school students and county offices of education (COEs) to either include two students on an existing parent advisory committee or establish a student advisory committee to develop and adopt the local control and accountability plan.

Signed by the Governor on September 30, 2022. Chapter 922, Statutes of 2022.

## Early Education

### **AB 22 (McCarty) - CALPADS Data Collection**

This bill requires CDE to collect pupil data relative to enrollment in California state preschool programs operated by local educational agencies (LEAs) to provide longitudinal data

Signed by the Governor on September 30, 2022. Chapter 901, Statutes of 2022.

### **AB 1973 (McCarty) – Elementary education: Full-Day Kindergarten**

This bill would have, beginning 2027-28, phased in the requirement that school districts and charter schools offering a kindergarten program offer at least one full-day kindergarten class at each schoolsite.

Vetoed by the Governor on September 25, 2022. For the Governor’s veto message, visit: <https://www.gov.ca.gov/wp-content/uploads/2022/09/AB-1973-VETO.pdf?emrc=c65a1c>.

### **SB 70 (Rubio) – Elementary education: Kindergarten**

This bill would have, beginning with the 2024–25 school year, require a child to have completed one year of kindergarten before being admitted to the first grade at a public elementary school.

Vetoed by the Governor on September 25, 2022. For the Governor’s veto message, visit: <https://www.gov.ca.gov/wp-content/uploads/2022/09/SB-70-VETO.pdf?emrc=bfc511>.

## English Learners

### **AB 1868 (Rivas) – School accountability: English language acquisition status: data**

This bill requires the CDE to annually report on its website specified data on English learners (ELs), including enrollment data by English language acquisition status and disability and specified student performance and outcome data by English language acquisition status.

Signed by the Governor on September 30, 2022. Chapter 907, Statutes of 2022.

## School Climate and School Safety

### **AB 452 (Friedman) – Pupil safety: parental notification: firearm safety laws**

This bill requires a school district, county office of education, and charter school to inform parents and guardians of pupils at the beginning of each semester or quarter of the regular school term of California’s child access prevention laws and laws relating to the safe storage of firearms.

Signed by the Governor on August 29, 2022. Chapter 99, Statutes of 2022.

### **AB 2598 (Weber) – Pupil rights: restorative justice practices**

This bill requires the CDE, by June 1, 2024, to consult with stakeholders to develop and post evidence-based best practices for restorative justice practice implementation on a school campus for use by LEAs to improve campus culture and climate.

Signed by the Governor on September 30, 2022. Chapter 914, Statutes of 2022.

### **SB 906 (Portantino) – School safety: mass casualty threats**

This bill requires LEAs to annually provide information to parents or guardians about California’s child access prevention laws and laws relating to the safe storage of firearms. The bill would also require school officials to report to law enforcement any threat or perceived threat of an incident of mass casualties; and would require law enforcement or the school police to conduct an investigation and threat assessment, including a review of the Department of Justice’s firearm registry and a search of the school and/or students’ property by law enforcement or school police.

Signed by the Governor on July 21, 2022. Chapter 144, Statutes of 2022.

## Special Education

### **SB 291 (Stern) – Advisory Commission on Special Education**

This bill increases the number of members on the Advisory Commission on Special Education to 19 and would require the commission to appoint 2 pupils with exceptional needs, 16 to 22 years of age, inclusive, to the commission for a term of one year.

Signed by the Governor on September 30, 2022. Chapter 917, Statutes of 2022.

### **SB 1016 (Portantino) – Special education: eligibility: fetal alcohol spectrum disorder**

This bill requires the SBE to include the “fetal alcohol spectrum” in the definition of “other health impairment” in regulations adopted by the SBE.

Signed by the Governor on September 28, 2022. Chapter 611, Statutes of 2022.

## Other Notable Bills

### **AB 1810 (Levine) – Pupil health: seizure disorders**

This bill, if a pupil diagnosed with seizures, a seizure disorder, or epilepsy has been prescribed an emergency anti-seizure medication by the pupil’s health care provider, authorizes the pupil’s LEA, to designate one or more volunteers at the pupil’s school to receive initial and annual refresher training regarding the emergency use of anti-seizure medication. The bill requires the SSPI to establish minimum standards of training for the administration of emergency anti-seizure medication.

Signed by the Governor on September 30, 2022. Chapter 906, Statutes of 2022.