California Department of Education

Executive Office

SBE-002 (REV. 11/2017)

# **MEMORANDUM**

**DATE:** June 16, 2023

**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 2023–24 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 (12 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 June 9, 2022.**

## Accountability & Assessments

**AB 368 (Holden) – College and Career Access Pathways Partnership**

The bill would require the governing board of a community college district participating in a College and Career Access Pathways (CCAP) partnership to enroll high school pupils in any course that is part of a CCAP partnership offered at a community college campus, and would expressly authorize courses to be offered at the community college campus or the participating high school campus, in order to increase participation in dual enrollment programs among pupils who are underrepresented in higher education.

Location: Senate Appropriations Committee

**AB 370 (Addis) – Pupil instruction: State Seal of Biliteracy**

This bill would change the criteria a pupil needs to meet to demonstrate both proficiency in English and in one or more languages other than English to be awarded the State Seal of Biliteracy.

Location: Senate Appropriations Committee

**AB 535 (Irwin) – School accountability: Statewide School Library Lead**

This bill would require the SSPI to select an applicant county office of education to serve as a Statewide School Library Lead to work collaboratively with the California Collaborative for Educational Excellence and to establish library and literacy services that support the statewide system of support.

Location: Senate Rules Committee

**AB 598 (Wicks) – Sexual health education and human immunodeficiency virus prevention education: school climate and safety: California Healthy Kids Survey**

This bill would require LEAs to provide pupils in grades 7–12 with information about local resources related to sexual health upon the completion of applicable comprehensive sexual health education and would require the CDE to ensure the California Healthy Kids Survey includes questions about sexual and reproductive health care as a core survey module for pupils in grades 7, 9, and 11.

Location: Senate Rules Committee

**SB 293 (Grove) – Pupil assessments: California Assessment of Student Performance and Progress: statewide results**

This bill would require the California Department of Education (CDE) to make statewide summative California Assessment of Student Performance and Progress results publicly available by October 15 each year and would require the SBE’s calendar for delivering results to the department to be consistent with that deadline.

Location: Assembly Education Committee

**SB 609 (Caballero) – Local control and accountability plans: California School Dashboard**

This bill would eliminate the provision that requires the SSPI to post local control and accountability plans (LCAPs) and would instead require LEAs to post their current year LCAP on the California School Dashboard.

Location: Assembly Education Committee

**SB 739 (Alvarado-Gil) – School accountability: charter schools: terms of operation**

This bill would require all charter schools whose terms end on or between January 1, 2024, and June 30, 2027, to have their term extended by one additional year.

Location: Assembly Desk- First Reading

## Curriculum

**AB 10 (Lowenthal) – Pupils: body-shaming model policy and resources**

This bill would require the CDE to create and post an online model policy with resources regarding body shaming.

Location: Senate Education Committee

**AB 71 (Rodriguez) – Pupil instruction: bleeding control**

This bill would require the CDE to provide an online list of resources and instructional materials on bleeding control. Additionally, when the Health Framework for California Schools is next revised after January 1, 2024, the Instructional Quality Commission (IQC) would be required to consider including information on bleeding control.

Location: Senate Education Committee

**AB 285 (Rivas, Luz) – Pupil instruction: science requirements: climate change**

This bill would require the science area of study for grades 1–12 to include an emphasis on the causes and effects of climate change and methods to mitigate and adapt to climate change. Appropriate coursework would be required to be offered to pupils no later than the start of the 2024–25 school year.

Location: Senate Appropriations Committee

**AB 446 (Quirk-Silva) – Pupil instruction: handwriting**

This bill would require handwriting instruction for grades 1–6 to include instruction in cursive or joined italics in the appropriate grade levels.

Location: Senate Appropriations Committee

**AB 714 (McCarty) – Pupil instruction: Newcomer pupils: curriculum frameworks: coursework and graduation requirements: exemptions and alternatives**

This bill would require the CDE, in consultation with the State Department of Social Services, to develop and issue guidance regarding requirements, best practices, available state and federally funded programs for newcomer pupils, publicly report on an annual basis on the enrollment and performance of newcomer pupils, and maintain at least one position dedicated to supporting local educational agencies (LEAs), including charter schools, in serving newcomer pupils.

Location:Senate Education Committee

**AB 787 (Gabriel) – Pupil instruction: digital citizenship and media literacy: survey**

This bill would require the SSPI in consultation with the SBE to survey teacher librarians, principals, and technology directors on their current work to integrate digital citizenship and media literacy education into their curriculum, and to convene an advisory committee to develop best practices and recommendations for instruction in digital citizenship and literacy.

Location: Senate Education Committee

**AB 873 (Berman) – Pupil instruction: media literacy: curriculum frameworks**

This bill would require the IQC to consider adding the Model Library Standards in the next English Language Arts/English Language Development curriculum framework revision including incorporating media literacy content at each grade level. Additionally, requires the IQC to consider media literacy content in the mathematics, science, and history-social sciences framework when they are next updated.

Location: Senate Education Committee

**AB 915 (Arambula) – Pupil health: drug education: opioid overdose certification and training program**

This bill would require public high schools to establish a pupil training program on how to identify and respond to opioid overdoses. Training would include in-person instruction from a trained instructor and informational videos.

Location: Senate Education Committee

**AB 1054 (Berman) – Pupil instruction: high schools: computer science education courses**

This bill would require LEA governing boards by January 1, 2025, to adopt plans to offer at least one computer science education course in the LEA beginning in the 2025–26 school year and at all high schools by 2027–28. The bill defines computer science courses as courses building computational knowledge with computational artifacts, aligned with the academic content standards adopted by the SBE.

Location: Senate Education Committee

**AB 1071 (Hoover) – Teen dating violence prevention education: online information and resources**

This bill would require the CDE to create online resources on abuse and teen dating violence prevention, information on hotlines and services for youth experiencing dating violence, and other materials for guardians and caretakers.

Location: Senate Appropriations Committee

**AB 1078 (Jackson) – Instructional materials: diversity**

This bill would require the CDE to issue guidance to help LEAs and school personnel to manage conversations about race and gender, and how to review instructional materials to ensure that they represent diverse perspectives and are culturally relevant. The bill would also revise existing law related to governing board adoption of instructional materials for use in schools to only include instructional materials that accurately portray the cultural and racial diversity of our society.

Location: Senate Education Committee

**AB 1354 (Fong, Mike) – Pupil instruction: Asian Americans and Pacific Islanders**

This bill would require the IQC to consider including the historical, social, economic, and political contributions of the Asian American and Pacific Islander community in its next revision of the history-social science curriculum framework.

*Supported by SSPI Thurmond*

Location: Senate Education Committee

**AB 1445 (Arambula) – The Neng Thao Drowning Prevention Safety Act**

This bill would allow specified organizations to provide instructional materials to public elementary schools regarding drowning prevention and allow a public elementary school to provide the materials to guardians of pupils in grades K–3.

Location: Senate Education Committee

**AB 1473 (Maienschein) – School curriculum: health framework: physical education framework: compression-only cardiopulmonary resuscitation: automated external defibrillators**

This bill would require the IQC to consider increasing content related to compression-only cardiopulmonary resuscitation and the use of an automated external defibrillator in the state's health curriculum framework and the physical education curriculum framework.

*Co-sponsored by SSPI Thurmond*

Location: Senate Education Committee

**SB 369 (Nguyen) – Pupil Instruction: model curricula: Vietnamese American refugee experience: Cambodia and the Cambodian American refugee experience**

This bill would modify the model curriculum regarding the Vietnamese American refugee experience to cover the period from the Vietnam War and Fall of Saigon in 1975 to the year 2000. The bill would also modify the model curriculum on the Cambodian Genocide to instead focus on Cambodian culture, history, heritage, and the Cambodian American refugee experience by September 1, 2024

Location: Assembly Education Committee

## Educator Preparation, Retention, and Support

**AB 377 (Muratsuchi) – Career technical education: California Career Technical Education Incentive Grant Program: Strong Workforce Program**

This bill would, beginning with the 2024–25 fiscal year, repeal the K–12 component of the Strong Workforce Program and increase the funding for the Career Technical Education Incentive Grant Program from $300 million to $450million. The bill also includes additional funding for the CDE to provide related technical assistance to LEAs on the implementation and evaluation of career technical education programs.

**Location:** Senate Rules Committee

**AB 1127 (Reyes) – Bilingual Teacher Professional Development Program**

This bill would expand the Bilingual Teacher Professional Development Program, with the goal of increasing bilingual teachers in multiple languages to staff bilingual classrooms.

*Co-sponsored by SSPI Thurmond*

Location: Senate Education Committee

**SB 765 (Portantino) – Teachers: retired teachers: teacher preparation: student financial aid**

This bill would make a variety of changes to address the teacher shortage including streamlining the 180-day waiting period process and waiving the hours cap for retired teachers, allocating 1,000 Cal Grant awards to aspiring teachers and removing means requirement, and strengthening Teacher Residency Grant Program stipends to $40,000.

*Included in SSPI Thurmond’s bill package*

Location: Assembly Education Committee

## Equity and Inclusion

**AB 5 (Zbur) – The Safe and Supportive Schools Act**

This bill would establish the Safe and Supportive Schools Program to support the needs of lesbian, gay, bisexual, transgender, queer, questioning, and other (LGBTQ+) pupils by requiring LEAs to annually offer one hour of LGBTQ+ cultural competency training for educators and other certificated staff.

*Co-sponsored by SSPI Thurmond*

Location: Senate Education Committee

**SB 760 (Newman) – School facilities: all-gender restrooms**

This bill would require California public schools to offer at least one all-gender restroom available for pupil use.

*Included in SSPI Thurmond’s bill package*

Location: Assembly Desk- First Reading

## Health and Wellness

**AB 483 (Muratsuchi) – Local educational agency: Medi-Cal billing option**

This bill would require the State Department of Health Care Services (DHCS) to revise the Medicaid state plan to establish a revised audit process for claims made by schools under the Medi-Cal Local Educational Agency Billing Option Program to increase access to school-based health and mental health services by pupils.

*Co-sponsored by SSPI Thurmond*

Location: Senate Rules Committee

**SB 502 (Allen) – Medi-Cal: children: mobile optometric office**

This bill would require DHCS revise the Medicaid state plan to exercise the Health Services Initiative option made available under the federal Children’s Health Insurance Program (CHIP) provisions to cover vision services provided to low-income children statewide through a mobile optometric office.

*Supported by SSPI Thurmond*

Location: Assembly Health Committee

**SB 551 (Portantino) – Mental health boards**

This bill would establish requirements based on county size for local mental health board membership to include individuals employed by an LEA and members under 25.

*Co-sponsored by SSPI Thurmond*

Location: Assembly Health Committee

##  School Finance

**AB 247 (Muratsuchi) – Transitional Kindergarten Through Community College Public Education Facilities Bond Act of 2024**

This bill, the K–14 Public Education Facilities Bond Act of 2024, would place a $14 billion bond on a 2024 state ballot to construct and modernize education facilities.

*Supported by SSPI Thurmond*

Location: Senate Education Committee

**AB 938 (Muratsuchi) – Education finance: local control funding formula (LCFF): base grants: classified and certificated staff salaries**

This bill establishes higher LCFF funding target levels for the 2030–31 fiscal year with the purpose of increasing schoolsite employee salaries to close the wage gap by that year.

Location: Senate Rules Committee

**AB 1192 (McCarty) – Kindergarten: transitional kindergarten: admission: birth dates: classroom ratios: teacher aide requirements**

This bill would extend current requirements and authorizations regarding kindergarten age requirements to charter schools. Additionally, beginning in the 2025–26 school year, this bill would require LEAs to maintain an average of at least 1 adult for every 10 pupils in transitional kindergarten classrooms and require teacher aides assigned to TK classrooms be provided with 48 hours of professional development related to early childhood development over two years.

Location: Senate Rules Committee

**AB 1604 (Bonta) – Charter schools: school facilities: Charter School Facility Grant Program: conduit financing**

This bill would provide clarifications to the Charter School Facility Grant Program relating to charter school admissions, the sale or lease of educational facilities, requirements for related parties and conflicts of interest, and declaring nonprofit status.

Location: Senate Rules Committee

**SB 28 (Glazer) – Education finance: school facilities**: **Public Preschool, K–12, and College Health and Safety Bond Act of 2024**

This bill, the Public Preschool, K–12, and College Health and Safety Bond Act of 2024 would place a $15.5 billion state general obligation bond on a 2024 state ballot to construct and modernize school facilities including higher education.

Location: Assembly Higher Education Committee

**SB 98 (Portantino) – Education finance: additional education funding.**

This bill would provide additional funding to LEAs, based on the difference between their enrollment and their average daily attendance that was used to calculate their LCFF entitlement. A portion of the funds would be allocated to addressing chronic absenteeism.

*Included in SSPI Thurmond’s bill package*

Location: Assembly Education Committee

##  Special Education

**AB 438 (Rubio) – Pupils with exceptional needs: individualized education programs: postsecondary goals and transition services**

This bill would require an individualized education program (IEP) to include measurable postsecondary goals and transition services beginning when an individual with exceptional needs is 14 years of age instead of 16 years of age as is currently required.

Location: Senate Rules Committee

**AB 1517 (Gallagher) – Special education: special education local plan areas: local plans**

This bill would require the superintendent of each school district, prior to adopting or updating an LCAP, to consult with its special education local plan area (SELPA) administrator or administrators to determine which specific actions are needed to support outcomes on the California School Dashboard when the school district is determined to be in need of differentiated assistance based on performance of pupils with disabilities.

Location: Senate Rules Committee

**SB 354 (Ochoa Bogh) – Special education: inclusive education: universal design for learning: inclusive practices**

This bill would require the Commission on Teacher Credentialing to revise its administrative services credential standards and performance expectations to include and strengthen preparation for inclusion, with a focus on universal design for learning.

Location: Assembly Education Committee

**SB 445 (Portantino) – Special education: individualized education programs: translation services**

This bill would require LEAs, upon a parent’s request, to translate the student’s IEP and other related documents in the native language of the parent within 30 calendar days of the IEP team meeting. This bill would also revise the definition of “parent” to specify that it also includes the educational rights holder and the conservator of a child.

Location: Assembly Education Committee

## Workgroups and Task Forces

**AB 715 (Dahle) – Rural Education Task Force**

This bill would create the Rural Education Task force to advise the SSPI on the needs and challenges of rural schools.

*Supported by SSPI Thurmond*

Location: Senate Rules Committee

**AB 1251 (L. Rivas) – Teacher credentialing: computer science instruction: workgroup**

This bill would require the California Commission on Teacher Credentialing to convene a workgroup on credentialing for instruction in computer science to determine which credentials should also authorize teaching computer science.

Location: Senate Education Committee

**AB 1273 (Bonta) – Classified employees: Classified Employee Staffing Ratio Workgroup**

This bill would require the CDE, in consultation with the Division of Occupational Safety and Health, the Department of Industrial Relations, the Labor Commissioner, and representatives of employee organizations, to convene the Classified Employee Staffing Ratio Workgroup to make recommendations regarding certain aspects relating to this employment classification.

Location: Senate Labor, Public Employment, and Retirement Committee

**SB 857 (Laird) – Advisory task force: LGBTQ+ pupil needs.**

This bill would require the SSPI to convene an advisory task force to identify the statewide needs of LGBTQ+ pupils and to assist in implementing supportive policies and initiatives to address LGBTQ+ pupil education.

Location: Assembly Education Committee

## Other Notable Bills

**AB 555 (Carillo, Juan) – California state preschool programs: reimbursement amounts: adjustment factors**

This bill would remove barriers to serving three-year-old children in California State Preschool Programs.

*Supported by SSPI Thurmond*

Location: Senate Rules Committee

**SB 88 (Skinner) – Pupil transportation: driver qualifications**

This bill extends the same health and safety requirements to contracted school transportation contractors that apply to district employees.

*Co-sponsored by SSPI Thurmond*

Location: Assembly Desk- First Reading

**SB 274 (Skinner) – Suspensions and expulsions: willful defiance**

This bill would extend the prohibition on suspensions and expulsions for willful defiance that currently apply to grades K–8 to grades K–12.

*Co-sponsored by SSPI Thurmond*

Location: Assembly Education Committee

**SB 348 (Skinner) – Pupil meals**

This bill would strengthen the Universal Meals Program and maximizes participation in the federal Summer Electronic Benefit Transfer for Children.

*Co-sponsored by SSPI Thurmond*

Location: Assembly Education Committee