STATE LEGISLATION COMMITTEE

Pat Mazzulli, Chairperson
Mark Murray, Vice Chairperson
Don Dawson, Board Liaison
Mildred Dodd, Recorder
Lori Easterling, Consultant
Toni Trigueiro, Consultant

MAJOR POLICY

A. None

OTHER ITEMS FOR IMMEDIATE ACTION

1. **INTERIM POSITIONS TAKEN SINCE MARCH 26, 2012**

Support **AB 1448** **Furutani** **(D-55)** **4/12/2012**
Home-to-school transportation: funding.

This bill would, commencing with the 2012-13 fiscal year and each fiscal year thereafter, prohibit the Legislature from reducing funding for home-to-school transportation below the amount established in the Budget Act of 2011.

This position has been approved by Eric Padgett, Chair of the Financing Public Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose **AB 1756** **Knight** **(R-36)** **4/9/2012**
Pupil instruction: social sciences: California history.

Limits the current requirements for instruction in social sciences to the general study of the role and contributions of specified groups of people to the economic, political, and social development of California and the United States of America.

This position has been approved by Daly Jordan-Koch, Chair of the Curriculum & Instruction Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Watch **AB 1767** **Norby** **(R-72)** **4/9/2012**
Pupils: English learners: reclassification.

Requires English Proficient redesignation in grades 3-11 with parent approval for a student who scores proficient or above on the English/Language Arts portion of the STAR test, intermediate or better on the CELDT (which also assesses speaking and listening), and has a GPA of at least 3.0

This position has been approved by Blanca Anderson, Chair of the Language Acquisition Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Support	**AB 1772**	**Buchanan**	**(D-15)** Kindergarten.	**4/30/2012**

Mandates participation in kindergarten prior to a child's attendance in the first grade.

This position has been approved by Ruthie Ferguson, Chair of the Early Childhood Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose	**AB 1866**	**Smyth**	**(R-38)** School employees: sex offenses: policy on parental notification.	**4/18/2012**

Requires school boards to adopt a policy to notify parents when a school employee is placed on administrative leave pending an investigation of a sex offense.

This position has been approved by Laura Finco, Chair of the Professional Rights & Responsibilities Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Watch	**AB 1919**	**Brownley**	**(D-41)** Pupils: achievement data: Academic Performance Index: charter schools	**5/3/2012**

Requires that a school district be provided a secondary Academic Performance Index (API) that includes the API scores of the charter schools for which the school district is the chartering authority, upon the request of the school district; and prohibits the use of a school district's secondary API score for any statewide accountability purpose.

This position has been approved by Cliff Kusaba, Chair of the Assessment and Testing Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose	**AB 2026**	**Fuentes**	**(D-39)** Income taxes: credits: film: extension.	**5/8/2012**

This bill, under the Personal Income Tax Law and the Corporation Tax Law, would extend the California Film Commission's requirement to allocate the tax credits for five additional years, until July 1, 2020. This bill would also extend the limit on the aggregate amount of credits that may be allocated through the 2019-20 fiscal year. This bill contains other related provisions.

This position has been approved by Eric Padgett, Chair of the Financing Public Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Approve **AB 2193** **Lara** **(D-50)** **4/9/2012**
Long-term English learners.

Requires the alignment of curriculum, instruction, and assessments to state standards to target pupils not meeting the federal academic targets, including English learners, long-term English learners, and those at risk of becoming long-term English learners.

This position has been approved by Blanca Anderson, Chair of the Language Acquisition Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Support **AB 2269** **Swanson** **(D-16)** **4/9/2012**
Pupil instruction: Labor History Month.

Designates the month of "May" to be Labor History Month and encourages public schools and school districts to commemorate that month with appropriate educational exercises to make pupils aware of the role and contributions of the labor movement in shaping California and the United States.

This position has been approved by Daly Jordan-Koch, Chair of the Curriculum & Instruction Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Support **AB 2362** **Conway** **(R-34)** **5/1/2012**
Education finance: necessary small high schools: average daily attendance.

This bill would allow 2 school districts (Baker Valley Unified School District and Butte Valley Unified School District) to continue receiving their Necessary Small School Funding for 7th and 8th graders, who are not in a K-8 school, for one more school year.

This position has been approved by Eric Padgett, Chair of the Financing Public Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose **AB 2495** **Grove** **(R-32)** **4/10/2012**
Public employees: fair share payments.

Authorizes any employee subject to a fair share fee (as discussed in Section 3546 of the Rodda Act) to instead instruct the state to deduct and pay sums equal to the fair share fee to a retirement savings plan of the employee’s choosing.

This position has been approved by Mary Strobridge, Chair of the Negotiations Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Approve **AB 2543** **Alejo** **(D-28)** **5/10/2012**
Public Safety Officers Procedural Bill of Rights Act: Brady lists.

Enacts the Public Safety Officers Procedural Bill of Rights Act; prohibits any punitive action against a public safety officer, or denial of promotion on grounds other than merit, without providing the public safety officer with an opportunity for administrative appeal.

This position has been approved by Laura Finco, Chair of the Professional Rights and Responsibilities Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Watch **AB 2546** **Donnelly** **(R-59)** **5/3/2012**
Pupil instruction: social sciences: instructional materials.

Requires instruction in the social sciences to include the development of democracy and the history of the United States Constitution; and requires specific historical documents be included in the history-social science framework.

This position has been approved by Daly Jordan-Koch, Chair of the Curriculum and Instruction Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Watch **SB 958** **Rubio** **(D-16)** **5/3/2012**
Schools: well-equipped classrooms; guidelines.

Requires the California Department of Education to develop and the State Board of Education to adopt for each grade and subject, guidelines for a well-equipped classroom aligned to the Common Core State Standards; requires the department to post the guidelines on its internet website.

This position has been approved by Daly Jordan-Koch, Chair of the Curriculum and Instruction Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose **SB 1142** **Walters** **(R-33)** **4/16/2012**
Public employee benefits: postemployment health care benefits.

SB 1142 (Walters) prohibits employers from providing retiree health benefits unless those benefits are fully funded.

This position has been approved by Maggie Ellis, Chair of the Retirement Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose **SB 1143** **Walters** **(R-33)** **4/16/2012**
Public employees' benefits: postemployment benefits.

SB 1143 (Walters) allows employers to modify retirement benefits after an individual has retired, which would apply to new employees only.

This position has been approved by Maggie Ellis, Chair of the Retirement Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose **SB 1167** **Calderon** **(D-30)** **5/8/2012**
Income taxes: credits: film: extension.

This bill, under the Personal Income Tax Law and the Corporation Tax Law, would extend the California Film Commission's requirement to allocate the tax credits for five additional years, until July 1, 2020. This bill would also extend the limit on the aggregate amount of credits that may be allocated through the 2019-20 fiscal year.

This position has been approved by Eric Padgett, Chair of the Financing Public Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Watch **SB 1200** **Hancock** **(D-9)** **5/29/2012**
Academic content standards: recommended additional standards or modifications: expert group.

Allows the State Superintendent of Public Instruction (SPI) to recommend and the State Board of Education (SBE) to approve, additional standards or modifications, or both, to the common core academic content standards adopted by the SBE; requires the SPI, in consultation with the SBE, to consult a group of experts in English Language Arts and Mathematics in developing these recommendations; requires the SPI to present the recommended additional standards or modifications to the SBE by July 30, 2013; requires the SBE to adopt, reject, or modify the recommendations presented by the SPI by September 30, 2013; requires the recommendations to meet specific criteria; and, requires the SBE and SPI to hold a minimum of two public hearings to adopt the revised standards.

This position has been approved by Daly Jordan-Koch, Chair of the Curriculum & Instruction Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Disapprove **SB 1336** **Yee** **(D-8)** **5/10/2012**
Improper governmental activities: investigations: confidentiality.

Requires auditors to release any findings resulting from an investigative audit and release the information (including the identity of the accused), without allowing the accused an opportunity for administrative appeal.

This position has been approved by Laura Finco, Chair of the Professional Rights and Responsibilities Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Oppose	**SB 1530**	**Padilla**	**(D-20)**	**4/4/2012**
			School employees: dismissal, suspension, and leave of absence procedures.	

SB 1530 makes multiple significant changes to existing due process protections for education employees by creating new mandates for teacher dismissal. The bill eliminates timelines for notice as well as the current prohibition to give notice of intent to dismiss during the summer; includes existing statutory authority for local education agencies to place employees on unpaid leave. Finally, SB 1530 pares down the composition and function of the Commission on Professional Competence – a key statutory function that balances the power of the employer with the state's obligation to protect employees from abuse of process and unfair employer practices.

This position has been approved by Robert Ellis, Chair of the Teacher Evaluation & Academic Freedom Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

Support	**SB 1571**	**DeSaulnier**	**(D-7)**	**5/17/2012**
			Personal income taxes: voluntary contribution: School Supplies for Homeless Children Fund.	

The Personal Income Tax Law authorizes a taxpayer to contribute amounts in excess of his or her tax liability for the support of specified funds. This bill would additionally allow an individual to designate, on his or her tax return, that a specified amount in excess of his or her tax liability be transferred to the School Supplies for Homeless Children Fund, which would be created by this bill. The bill would require the Franchise Tax Board, when another voluntary contribution designation is removed, to revise the tax return forms to provide for the designation created by this bill. This bill contains other related provisions.

This position has been approved by Gilda Bloom, Chair of the Civil Rights in Education Committee, as well as by Pat Mazzulli, Chair of the State Legislation Committee.

2. COMMITTEE RECOMMENDATIONS

Recommendation(s) from the Financing Public Education Committee

Approve **AB 1186 (Skinner) D-14**
Directs the California Public Utilities Commission to designate a small portion of the Cap and Trade proceeds from investor-owned utilities to retrofit K-12 schools in order to reduce utility bills for schools in the investor-owned utility district.

Recommendation(s) from the Assessment & Testing Committee

Watch **SB 518 (Lowenthal) D-27**
Requires the Superintendent of Public Instruction (SPI) to establish a California Longitudinal Pupil Achievement Data System Advisory Committee (CALPADS) to advise and provide recommendations to the Governor, the SPI, the State Board of Education, and the Legislature on matters relating to CALPADS; requires the advisory committee to be comprised of 23 members, co-chaired by the president of the SBE and the SPI or their designees; and requires the advisory committee to report its recommendations by January 1, 2014.

Recommendation(s) from the Credentials & Professional Development Committee

Approve **AB 1451 (Hayashi) D-18**
Requires each high school sports coach who is taking or renewing first aid certification to complete additional training regarding catastrophic injuries.

Approve **AB 1853 (Bonilla) D-11**
Authorizes the Commission on Teacher Credentialing (CTC) to convene a workgroup consisting of specified members to develop program standards for the issuance of a recognition of study in transitional kindergarten for holders of a multiple subject teaching credential who will be teaching pupils enrolled in transitional kindergarten; authorizes the CTC to add a recognition of study in transitional kindergarten to the multiple subject teaching credential of a teacher who meets the established standards; authorizes the CTC to work with the Superintendent of Public Instruction to gather and post, on an appropriate internet web site, best practices from school districts and schools on curriculum development and professional development relating to implementing and sustaining transitional kindergarten programs; provides the holder of a multiple subject teaching credential who has received a recognition of study in transitional kindergarten is not authorized to teach English learners, except as specified; and that a recognition of study in transitional kindergarten is not considered a

type of authorization, cannot be used as a condition of employment, does not replace subject matter competence requirements, and cannot be used in making employment decisions relating to reductions in employee positions.

Recommendation(s) from the Language Acquisition Committee

Approve **SB 1108 (Padilla) D-20**
Requires the California Department of Education (DOE), by 2015, to review and analyze the criteria, policies, and practices that school districts use to reclassify English learners and recommend to the Legislature and the State Board of Education any guideline, regulation, or statutory change that the DOE determines are necessary to identify when English learners are prepared for the successful transition to classrooms and curricula that require English proficiency.

Recommendation(s) from the Professional Rights & Responsibilities Committee

Approve **AB 1844 (Campos) D-23**
Prohibits an employer from requiring an employee or prospective employee to provide username and password to their social media accounts, such as Facebook, Twitter, and MySpace.

Recommendation(s) from the Civil Rights in Education Committee

Support **AB 401 (Ammiano) D-13**
Deletes a culturally insensitive section of education law linking sexual orientation to pedophilia.

Support **AB 2617 (Blumenfield) D-40**
Requires the Superintendent of Public Instruction to include in its annual report to the Legislature, recommendations for addressing the adequacy of funding for Dropout Recovery Programs.

Support **SB 1091 (Pavley) D-23**
Provides support personnel to aid youth who are victims of sex crimes testifying in criminal trials.

Recommendation(s) from the Negotiations Committee

Approve **AB 1800 (Ma) D-12**
Caps the out-of-pocket deductible amount for health plans in California in line with federal health care reform.

Approve **AB 1859 (Buchanan) D-15**
Requires that a charter school applying for federal bonding authority

for facilities construction or rehabilitation notify the superintendent and school board of the public school district where it is located.

Approve **AB 2155 (Hueso) D-79**
Requires school districts that choose to provide credit cards to its officers or employees to include in its annual report an itemized list of expenses charged to such cards; reduces cap on severance pay for school superintendents from an 18 month to a 12 month salary; and requires school board members to take an ethics training every two years.

Oppose **AJR 36 (Logue) R-3**
Requests the federal government to repeal the Patient Protection and Affordable Care Act, federal healthcare reform.

Approve **SB 1431 (De León) D-22**
Protects small employers (currently less than 50 FTE) who choose to self-insure as the Affordable Care Act is implemented by identifying the point at which a small business would cover claims costs before their stop loss coverage applies; prohibits stop loss carriers from excluding individuals within a small group to which it is offering its product based on a health related factor.

Approve **SB 1538 (Simitian) D-11**
Requires that a woman receive information about breast density on her federally required mammography report if she has dense breast tissue to identify cancer early when it is most treatable.

Recommendation(s) from the Retirement Committee

Oppose **AB 178 (Gorell) R-37**
Extends post-retirement earnings limitations to CalSTRS and provides exemptions to those limitations for trustees, administrator or fiscal advisors appointed by the Superintendent of Public Instruction or the Board of Governors of the Community Colleges or a county superintendent of schools to address academic or financially distressed school districts.

Watch **AB 1681 (Smyth) R-38**
Eliminates earned retirement benefits for educational employees convicted of a felony arising from their official duties.

Watch **AB 1819 (Ammiano) D-13**
Requires that charter schools offer their employees the option of participating in CalSTRS or CalPERS.

Watch **SB 1057 (Huff) R-29**
Eliminates retirement benefits for an education employee who is convicted of a felony within the scope of his or her duties.

Watch **SB 1208 (Leno) D-3**
Requires that publicly traded companies report the total compensation to their highest officials and provides sanctions if a company chooses not to do so.

Recommendation(s) from the Early Childhood Education Committee

Support **AB 1872 (Alejo) D-28**
Requires family day care facilities to adhere to nutritional standards for meals and snacks and would require the California Department of Education to notify prospective and current child day care providers about nutritional standards.

Recommendation(s) from the Curriculum & Instruction Committee

Approve **AB 2592 (Furutani) D-55**
Requires the Superintendent of Public Instruction and the State Board of Education to consider persons who teach career technical education for membership on the Instructional Quality Commission.

REFERRALS TO THE BOARD OF DIRECTORS

A. The Retirement Committee submitted Sponsored Legislation dealing with 403(b) vendors.

MATTERS PENDING

A. None

INFORMATIONAL ITEMS

A. The State Legislation Committee conducted elections with the following results: Chair, Mark Murray; Vice Chair, Jerry Eaton; and, Recording Secretary, Mildred Dodd.

B. Members of the State Legislation Committee commended departing Chair, Pat Mazzulli, and recent past chairs of the State Legislation Committee, for their efforts in developing and delivering a “user-friendly” state legislation process. During the past ten years the efficiencies and disciplines demonstrated by members of the STL Committee are a testament to change and improvements.

C. The State Legislation Committee extended “best wishes” to departing members James Summers and Pat Mazzulli.