

# What's New for 2019

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A compendium of new laws that impact K-12 education in California



# What's New For 2019

This report provides a comprehensive list of new legislation signed into law in 2018 that impacts K-12 education in California. Many of the bills in this report are items that CSBA has adopted a specific legislative position on and actively lobbied for or against. Also included are bills which CSBA closely monitored throughout the year to assess potential impact on public schools but did not adopt a formal position on.

**IMPORTANT NOTE:** Many of the bills in this report show “*No Official Position*,” indicating that CSBA did not adopt a formal legislative position on the bill. However, **each bill included in this report will have an impact on K-12 public education**, even if CSBA did not adopt a position or if CSBA board policies will not be impacted.

Each bill listing provides the following information:

- » The bill number, author, title and a brief summary
- » The bill's chapter number (Statutes of 2018)
- » When the bill takes effect (Most new statutes take effect on January 1, 2019, unless passed with an urgency clause or an alternative effective date is included)
- » Which CSBA Policy Pillar(s) the bill falls under ([www.csba.org/policyplatform](http://www.csba.org/policyplatform)):
  - › **Strengthen Local Governance**
  - › **Secure Fair Funding**
  - › **Improve Conditions of Children**
  - › **Ensure Achievement for All**
- » Which CSBA **sample board policies** are impacted, if applicable
  - › **Note:** As CSBA sample policies are updated based on newly-signed 2019 laws, it is possible that additional CSBA sample policies may be impacted by a particular bill, other than those listed in this report.
- » What sections of the Education Code and/or other relevant code sections are affected
- » CSBA's position on the bill (*see next page for details on positions*)

## “New Laws for California Schools” blog posts

Beginning in October, CSBA will post a weekly “**New Laws for California Schools**” series on its blog. Each entry will highlight a key bill from this report and offer further detail and insight on the policy impacts of the new law.

Visit [blog.csba.org](http://blog.csba.org) to view the **New Laws for California Schools** entries and other information from CSBA.



## Descriptions of CSBA legislative positions:

Position	Description	New Laws with this Position
<b>Sponsor</b>	CSBA drafts bill language, secures a legislator to author and strongly pursues passage	0
<b>Cosponsor</b>	Share sponsor role with other organizations	2
<b>Support</b>	Actively monitor, pursue and lobby in support	39
<b>Support &amp; Seek Amendments</b>	Support and seek appropriate amendments	0
<b>Support if Amended</b>	Support only if specific amendments made	2
<b>Approve</b>	Approve in concept or principle but do not actively lobby in support	7
<b>Neutral</b>	Existence of bill is noted, but no action taken	4
<b>Disapprove</b>	Disapprove in concept or principle but do not actively lobby in opposition	2
<b>Oppose Unless Amended</b>	Seek defeat unless specific amendments are made	0
<b>Oppose</b>	Actively monitor, pursue and lobby in opposition	0

## Additional information on new bills

If you are viewing this document online, the title of each bill is linked to a webpage with additional information, including amendments made to the language of the bill, analysis by policy and fiscal committees (where applicable) and a record of how individual members of the Legislature voted.

Additional details on 2017-18 legislation can be found at: [leginfo.legislature.ca.gov](http://leginfo.legislature.ca.gov)

For news and updates from the 2018 legislative year, visit: [www.csba.org/legislativenews](http://www.csba.org/legislativenews)

Please contact Governmental Relations with any questions:  
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## 2018 bills signed

*View details on each bill beginning on page 8.*

<b>AB 108 (Budget)</b>	Individualized county child care subsidy plans: Every Kid Counts Act
<b>AB 406 (McCarty-D)</b>	Charter schools: operation
<b>AB 605 (Mullin-D)</b>	Child day care facilities: infant to schoolage license
<b>AB 716 (O'Donnell-D)</b>	School plans for student achievement: schoolsite councils
<b>AB 1248 (Gloria-D)</b>	Wearing of adornments at school graduation ceremonies
<b>AB 1406 (Gloria-D)</b>	School facilities: leases of real property
<b>AB 1661 (Limón-D)</b>	Federal compliance with accountability requirements
<b>AB 1747 (Rodriguez-D)</b>	School safety plans
<b>AB 1766 (Maienschein-R)</b>	Swimming pools: public safety
<b>AB 1798 (Chu-D)</b>	Schoolbuses: passenger restraint systems
<b>AB 1840 (Budget)</b>	Education finance
<b>AB 1861 (Rodriguez-D)</b>	Instruction: human trafficking: social media and mobile device apps
<b>AB 1868 (Cunningham-R)</b>	Sexual health education: sexually suggestive or explicit materials
<b>AB 1871 (Bonta-D)</b>	Charter schools: free and reduced-price meals
<b>AB 1887 (Medina-D)</b>	Public education governance: service on boards and commissions
<b>AB 1912 (Rodriguez-D)</b>	Public employees' retirement: joint powers agreements: liability
<b>AB 1962 (Wood-D)</b>	LCFF: unduplicated pupils: foster youth: child of a tribal court
<b>AB 1974 (Gonzalez Fletcher-D)</b>	Pupils: collection of debt
<b>AB 1976 (Limón-D)</b>	Employment: lactation accommodation
<b>AB 2009 (Maienschein-R)</b>	Emergency action plans: automated external defibrillator
<b>AB 2015 (Reyes-D)</b>	Information about completion of applications for student financial aid
<b>AB 2022 (Chu-D)</b>	Pupil mental health services: school notification
<b>AB 2031 (O'Donnell-D)</b>	Public contracts: school facility projects: bidding requirements
<b>AB 2068 (Chu-D)</b>	Electricity: rates: public schools
<b>AB 2083 (Cooley-D)</b>	Foster youth: trauma-informed system of care

<b>AB 2098 (McCarty-D)</b>	Adult Education Block Grant Program: immigration integration
<b>AB 2109 (O'Donnell-D)</b>	Pupils who are terminally ill: honorary diplomas
<b>AB 2121 (Caballero-D)</b>	Coursework and graduation: migratory children and immigrant pupils
<b>AB 2123 (Cervantes-D)</b>	District-based elections
<b>AB 2128 (Kiley-R)</b>	School employees: dismissal or suspension: hearings: evidence
<b>AB 2160 (Thurmond-D)</b>	Classified employees: part-time playground positions
<b>AB 2234 (Jones-Sawyer-D)</b>	Dismissal or suspension proceedings: testimony of minor witnesses
<b>AB 2235 (Quirk-Silva-D)</b>	County community schools: funding
<b>AB 2239 (Garcia, Eduardo-D)</b>	World language courses: A–G course certification
<b>AB 2261 (Friedman-D)</b>	Merit system: classified service: community representatives
<b>AB 2271 (Quirk-Silva-D)</b>	School food authorities: federal equipment assistance grants
<b>AB 2285 (O'Donnell-D)</b>	Teacher credentialing: out-of-state prepared teachers: clear credential
<b>AB 2289 (Weber-D)</b>	Pupil rights: pregnant and parenting pupils
<b>AB 2291 (Chiu-D)</b>	School safety: bullying
<b>AB 2302 (Baker-R)</b>	Child abuse: sexual assault: mandated reporters: statute of limitations
<b>AB 2315 (Quirk-Silva-D)</b>	Mental and behavioral health services: telehealth guidelines
<b>AB 2319 (Nazarian-D)</b>	Foreign language education: world language
<b>AB 2370 (Holden-D)</b>	Lead exposure: child day care facilities: family day care homes
<b>AB 2423 (Holden-D)</b>	Physical therapists: direct access to services: plan of care approval
<b>AB 2449 (Arambula-D)</b>	Governing boards: elections
<b>AB 2453 (Garcia, Eduardo-D)</b>	Air pollution: schools
<b>AB 2458 (Weber-D)</b>	Qualified special taxes: exemption: information
<b>AB 2514 (Thurmond-D)</b>	Pupil instruction: dual language programs: grant program
<b>AB 2540 (Mullin-D)</b>	State facilities and public buildings: vote centers and polling places
<b>AB 2580 (Cunningham-R)</b>	Special education: due process: extension of hearings: good cause
<b>AB 2601 (Weber-D)</b>	Pupil instruction: sexual health education: charter schools

<b>AB 2622 (Dahle-R)</b>	After School Education and Safety Program
<b>AB 2626 (Mullin-D)</b>	Child care services
<b>AB 2639 (Berman-D)</b>	Pupil suicide prevention policies: reviews: updates
<b>AB 2644 (Reyes-D)</b>	Dolores Huerta Day
<b>AB 2657 (Weber-D)</b>	Pupil discipline: restraint and seclusion
<b>AB 2698 (Rubio-D)</b>	Child care and development: mental health consultation services
<b>AB 2735 (O'Donnell-D)</b>	English learners: participation in standard instructional program
<b>AB 2800 (Chu-D)</b>	High School Coaching Education and Training Program: heat illness
<b>AB 2816 (Muratsuchi-D)</b>	Pesticides: schoolsites: report
<b>AB 2826 (Friedman-D)</b>	Pupil enrollment: interdistrict attendance
<b>AB 2835 (Calderon-D)</b>	Elections: ballots
<b>AB 2878 (Chávez-R)</b>	LCAPs: annual goals: state priorities: family engagement
<b>AB 2944 (Jones-Sawyer-D)</b>	Schools Not Prisons Voluntary Tax Contribution Fund
<b>AB 2949 (Gloria-D)</b>	Pupil residency: pupils of military families
<b>AB 2954 (Bonta-D)</b>	Special taxes: uniformity requirement: unimproved property
<b>AB 2960 (Thurmond-D)</b>	Child care and development services: online portal
<b>AB 3018 (Low-D)</b>	State contracts: skilled and trained workforce
<b>AB 3022 (Gonzalez Fletcher-D)</b>	Retroactive high school diplomas: departed and deported pupils
<b>AB 3043 (Berman-D)</b>	Pupil nutrition: breakfast and lunch programs
<b>AB 3192 (O'Donnell-D)</b>	LEA Medi-Cal billing option: program guide
<b>AB 3205 (O'Donnell-D)</b>	School facilities: modernization projects: door locks
<b>AB 3223 (Grayson-D)</b>	Visually impaired pupils: braille: Unified English Braille
<b>SB 183 (Lara-D)</b>	Educational equity: immigration status
<b>SB 237 (Hertzberg-D)</b>	Electricity: direct transactions
<b>SB 720 (Allen-D)</b>	Environmental education: environmental principles and concepts
<b>SB 816 (Education)</b>	Elementary and secondary education: omnibus revisions

<b>SB 822 (Wiener-D)</b>	Communications: broadband Internet access service
<b>SB 830 (Dodd-D)</b>	Pupil instruction: media literacy: resources
<b>SB 846 (Budget)</b>	Employment
<b>SB 895 (Nguyen-R)</b>	Model curricula: Vietnamese American refugee experience
<b>SB 917 (Jackson-D)</b>	Insurance policies
<b>SB 954 (Wieckowski-D)</b>	Mediation: confidentiality: disclosure
<b>SB 972 (Portantino-D)</b>	Identification cards: suicide prevention hotline telephone numbers
<b>SB 1004 (Wiener-D)</b>	Mental Health Services Act: prevention and early intervention
<b>SB 1018 (Allen-D)</b>	Elections: state and local reapportionment
<b>SB 1036 (Wilk-R)</b>	LEAs: minutes of meetings: inclusion of directory and personal info
<b>SB 1053 (Beall-D)</b>	Presentation of claims: childhood sexual abuse
<b>SB 1085 (Skinner-D)</b>	Public employees: leaves of absence: exclusive representative
<b>SB 1104 (Roth-D)</b>	Pupil safety: human trafficking prevention resources
<b>SB 1205 (Hill-D)</b>	Fire protection services: inspections: compliance reporting
<b>SB 1244 (Wieckowski-D)</b>	Public records: disclosure
<b>SB 1250 (Bradford-D)</b>	Voting: domicile
<b>SB 1300 (Jackson-D)</b>	Unlawful employment practices: discrimination and harassment
<b>SB 1343 (Mitchell-D)</b>	Employers: sexual harassment training: requirements
<b>SB 1321 (Monning-D)</b>	School finance: necessary small schools
<b>SB 1383 (Fuller-R)</b>	Teacher credentialing: Committee of Credentials: membership
<b>SB 1413 (Nielsen-R)</b>	Public employees' retirement: pension prefunding
<b>SB 1428 (McGuire-D)</b>	Minors: employment: work permits
<b>SJR 19 (Wilk-R)</b>	Special education funding

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**AB 108** (*Committee on Budget*) - Education: Child care: individualized county child care subsidy plans: the Every Kid Counts Act

Current law requires the Superintendent of Public Instruction to develop standards for the implementation of quality child care programs. Current law authorizes the Counties of Alameda, Contra Costa, Fresno, Marin, Monterey, San Benito, San Diego, Santa Clara, Santa Cruz, Solano, and Sonoma, as individual pilot projects, to develop an individualized county child care subsidy plan, as provided. Current law repeals each of these pilot programs on specified dates. This bill repeals, recasts, and revises the law relating to the above-specified counties' individualized subsidy plans and make related conforming changes, as provided. The bill extends the operative dates of the individualized pilot programs by 6 months.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 7

**Effective:** 3/13/18

*An act to amend Sections 8212, 8332, 8332.1, 8332.2, 8332.3, 8332.4, 8332.5, 8332.7, 8335.1, 8335.3, 8335.4, 8347.2, 8347.3, 8347.4, and 8499.5 of, to amend the heading of Article 15.1 (commencing with Section 8332) of Chapter 2 of Part 6 of Division 1 of Title 1 of, to add Sections 8332.25, 8332.8, and 8335.5 to, to repeal Section 8335.2 of, and to repeal Article 15.1.1 (commencing with Section 8333), Article 15.1.1 (commencing with Section 8334), Article 15.3 (commencing with Section 8340), Article 15.4.1 (commencing with Section 8348), and Article 15.4.2 (commencing with Section 8349) of Chapter 2 of Part 6 of Division 1 of Title 1 of, the Education Code, to amend Sections 99101, 99102, 99106, 99108, and 99109 of, and to repeal Section 99104 of, the Government Code, and to add Item 6980-102-0001 to, and to repeal Item 0954-101-0001 of, Section 2.00 of the Budget Act of 2017, relating to education, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

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**AB 406** (*McCarty-D*) - Charter schools: operation

The Charter Schools Act of 1992 provides for the establishment and operation of a charter school and authorizes a charter school to elect to operate as, or be operated by, a nonprofit public benefit corporation, as specified. This bill, on and after July 1, 2019, prohibits a petitioner that submits a charter petition for the establishment of a charter school or a charter school that submits a charter renewal or material revision application from operating as, or being operated by, as defined, a for-profit corporation, a for-profit educational management organization, or a for-profit charter management organization.

**CSBA Position:** Support

**Sample Policies Impacted:** 0420.4 Charter School Authorization; 0420.42 Charter School Renewal

**Policy Pillar:** Local Governance

**Chapter #:** 291

**Effective:** 1/1/19

*An act to amend, repeal, and add Section 47604 of the Education Code, relating to charter schools.*





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**AB 605 (Mullin-D) - Child day care facilities: infant to schoolage license**

Requires the State Department of Social Services, in consultation with stakeholders, to adopt regulations on or before January 1, 2021, to create a child care center license to serve infant, toddler, preschool, and schoolage children and requires, before January 1, 2024, all day care centers to be licensed as child care centers. The bill requires the regulations to include components for infant, toddler, preschool, and schoolage children, health and safety standards for children in care, and enhanced ability to transition children from one age group to the next.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5148 Child Care and Development; 5148.3 Preschool/Early Childhood Education

**Policy Pillar:** Conditions of Children

**Chapter #:** 574

**Effective:** 1/1/19

*An act to amend Sections 1596.76, 1596.955, and 1596.956 of, and to add Section 1596.951 to, the Health and Safety Code, relating to care facilities.*

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**AB 716 (O'Donnell-D) - Public elementary and secondary schools: consolidated applications for funding: school plans for student achievement: schoolsite councils**

Current law authorizes school districts that apply for state funding for any of numerous specified state categorical programs to submit to the State Department of Education, for approval by the State Board of Education, a single consolidated application for approval or continuance of their funding for those programs. This bill deletes the provision authorizing the single consolidated application for state categorical programs, and instead authorize local educational agencies, as defined to include school districts, county offices of education, and charter schools, to submit to the department for approval by the state board a single consolidated application for approval or continuance of certain federal categorical programs.

**CSBA Position:** Support

**Sample Policies Impacted:** 0420 School Plans/Site Councils

**Policy Pillar:** Achievement for All

**Chapter #:** 471

**Effective:** 1/1/19

*An act to amend Sections 33050, 64000, and 64001 of, to amend and renumber the heading of Part 37 (commencing with Section 64100) of, to add the heading of Part 37 (commencing with Section 64001) to, to add Part 38 (commencing with Section 65000) to, and to repeal Chapter 12 (commencing with Section 52850) of Part 28 of, Division 4 of Title 2 of, the Education Code, relating to public elementary and secondary schools.*

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**AB 1248 (Gloria-D) - Pupils: wearing of traditional tribal regalia or recognized objects of religious or cultural significance as an adornment at school graduation ceremonies**

Provides that a pupil may wear traditional tribal regalia or recognized objects of religious or cultural significance as an adornment, as defined, at school graduation ceremonies. The bill also declares that nothing in its provisions shall be construed to limit a local educational agency's discretion and authority to prohibit an item that is likely to cause a substantial disruption of, or material interference with, the ceremony.

**CSBA Position:** Support

**Sample Policies Impacted:** 5127 Graduation Ceremonies

**Policy Pillar:** Local Governance

**Chapter #:** 804

**Effective:** 1/1/19

*An act to add Section 35183.1 to the Education Code, relating to pupils.*



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### **AB 1406** (*Gloria-D*) - School facilities: leases of real property

Current law authorizes a school district to enter into leases and agreements relating to real property and buildings to be used by the school district pursuant to specified provisions of law, and provides that the term of any lease or agreement entered into pursuant to those provisions shall not exceed 40 years. This bill increases the maximum term of a lease or agreement entered into pursuant to these provisions to 99 years.

**CSBA Position:** Support

**Sample Policies Impacted:** 3311.2 Lease-Leaseback Contracts

**Policy Pillar:** Fair Funding

**Chapter #:** 204

**Effective:** 1/1/19

*An act to amend Sections 17403 and 17517 of the Education Code, relating to school facilities.*

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### **AB 1661** (*Limón-D*) - School accountability: federal compliance with accountability requirements

Updates cross-references to the federal Elementary and Secondary Education Act as amended by the federal Every Student Succeeds Act and make various conforming changes, including to provisions relating to foster youth and provisions relating to parent and family engagement programs. By imposing additional requirements on school districts and county offices of education in regards to written parent and family engagement programs, and to the extent other changes are in addition to what is required by federal law, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All, Local Governance

**Chapter #:** 669

**Effective:** 1/1/19

*An act to amend Sections 11500, 11501, 11502, 11503, 12030, 12032, 33318.5, 33370, 48853.5, 49558, 51749.5, 52063, and 52069 of the Education Code, relating to school accountability.*

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### **AB 1747** (*Rodriguez-D*) - School safety plans

Provides that it is the intent of the Legislature that all public schools, in kindergarten, and grades 1 to 12, inclusive, operated by school districts, including in cooperation with classified employees, develop a comprehensive school safety plan, and that all school staff be trained on this plan.

**CSBA Position:** Support

**Sample Policies Impacted:** 0450 Comprehensive Safety Plan

**Policy Pillar:** Conditions of Children

**Chapter #:** 806

**Effective:** 1/1/19

*An act to amend Sections 32280, 32281, 32282, 32288, 47605, and 47605.6 of the Education Code, relating to school safety.*



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**AB 1766** (*Maienschein-R*) - Swimming pools: public safety

Current law provides for the regulation of private swimming pools. Current law also provides for the regulation of public swimming pools by the State Department of Public Health. Current law requires the provision of lifeguard services at any public swimming pool that is of wholly artificial construction and for the use of which a direct fee, as defined, is imposed. A violation of those provisions is a crime. This bill requires those public swimming pools, as defined, that are required to provide lifeguard services and that charge a direct fee to additionally provide an Automated External Defibrillator (AED) during pool operations, as specified.

**CSBA Position:** Approve

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 270

**Effective:** 1/1/19

*An act to amend Section 116045 of, to amend the heading of Article 5 (commencing with Section 116025) of Chapter 5 of Part 10 of Division 104 of, and to add Section 116046 to, the Health and Safety Code, relating to swimming pools.*

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**AB 1798** (*Chu-D*) - Schoolbuses: passenger restraint systems

Requires that, on or before July 1, 2035, all schoolbuses in use in California be equipped with a passenger restraint system, as defined. Because a violation of the bill's requirements would be a crime, the bill imposes a state-mandated local program.

**CSBA Position:** Neutral

**Sample Policies Impacted:** 3543 Transportation Safety and Emergencies

**Policy Pillar:** Achievement for All, Local Governance

**Chapter #:** 206

**Effective:** 1/1/19

*An act to amend Section 27316 of the Vehicle Code, relating to schoolbuses.*

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**AB 1840** (*Committee on Budget*) - Education finance

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 0460 Local Control and Accountability Plan; 3543 Transportation Safety and Emergencies

**Policy Pillar:** Fair Funding

**Chapter #:** 426

**Effective:** 1/1/19

*An act to amend Sections 8265.5, 41320, 41320.1, 41321, 41325, 41326, 41327, 41327.1, 41327.2, 42127.6, 42127.9, 44416, 44418, 46392, 47606.5, 52060, 52061, 52064, 52065, 52066, 52067, 52074, 78222, and 84750.41 of, to add Sections 17463.5 and 66093.4 to, to add Chapter 6.5 (commencing with Section 42160) to Part 24 of Division 3 of Title 2 of, to repeal Section 60810 of, and to repeal and amend Section 313 of, the Education Code, to amend Sections 17581.6 and 17581.97 of the Government Code, to amend Section 28160 of the Vehicle Code, to amend Section 77 of Chapter 15 of the Statutes of 2017, and to amend Sections 131, 133, and 134 of Chapter 32 of the Statutes of 2018, relating to education finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.*



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**AB 1861** (Rodriguez-D) - Pupil instruction: human trafficking: use of social media and mobile device applications

The California Healthy Youth Act requires school districts to ensure that all pupils in grades 7 to 12, inclusive, receive comprehensive sexual health education and human immunodeficiency virus (HIV) prevention education, as specified. Under the act, this instruction includes, among other things, information about human trafficking, as specified. This bill requires the information about human trafficking to also include information on how social media and mobile device applications are used for human trafficking. By imposing additional duties on school districts, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 6142.1 Sexual Health and HIV/AIDS Prevention Instruction

**Policy Pillar:** Achievement for All

**Chapter #:** 807

**Effective:** 1/1/19

*An act to amend Section 51934 of the Education Code, relating to pupil instruction.*

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**AB 1868** (Cunningham-R) - Pupil instruction: sexual health education: sexually suggestive or sexually explicit materials

Explicitly authorizes a school district to provide optional instruction, as part of comprehensive sexual health education and HIV prevention education, regarding the potential risks and consequences of creating and sharing sexually suggestive or sexually explicit materials through cellular telephones, social networking Internet Web sites, computer networks, or other digital media.

**CSBA Position:** Approve

**Sample Policies Impacted:** 6142.1 Sexual Health and HIV/AIDS Prevention Instruction

**Policy Pillar:** Achievement for All

**Chapter #:** 428

**Effective:** 1/1/19

*An act to amend Section 51934 of the Education Code, relating to pupil instruction.*

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**AB 1871** (Bonta-D) - Charter schools: free and reduced-price meals

Commencing with 2019–20 school year, requires a charter school to provide each needy pupil, as defined, with one nutritionally adequate free or reduced-price meal during each schoolday, except as provided for a charter school that offers nonclassroom-based instruction. For a charter school that becomes operational on or after July 1, 2019, the bill requires the charter school to implement these requirements no later than July 1 of the school year after becoming operational, and to provide written notice, as specified, of the period of time that the charter school will not provide those meals.

**CSBA Position:** Support

**Sample Policies Impacted:** 0420.41 Charter School Oversight

**Policy Pillar:** Conditions of Children

**Chapter #:** 480

**Effective:** 1/1/19

*An act to add Section 47613.5 to the Education Code, relating to charter schools.*

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**AB 1887 (Medina-D) - Public education governance: service on boards and commissions**

Current law provides that a person is incapable of holding a civil office if, at the time of his or her election or appointment, he or she is not 18 years of age and a citizen of the state. This bill authorizes any pupil attending a California public secondary school who is under the age of 18 years to serve on any board or commission that includes members who are pupils or minors and is established under specified portions of the Education Code that relate to public elementary and secondary education and that includes members who are pupils or minors.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 182

**Effective:** 8/24/18

*An act to amend Section 66016.3 of, and to add Section 54 to, the Education Code, relating to public education governance, and declaring the urgency thereof, to take effect immediately.*

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**AB 1912 (Rodriguez-D) - Public employees' retirement: joint powers agreements: liability**

The Joint Exercise of Powers Act generally authorizes 2 or more public agencies, by agreement, to jointly exercise any common power. Under the act, if an agency is not one or more of the parties to the agreement but is a public entity, commission, or board constituted pursuant to the agreement, the debts, liabilities, and obligations of the agency are the debts, liabilities, and obligations of the parties to the agreement, unless the agreement specifies otherwise. This bill specifies that the parties to the joint powers agreement may not specify otherwise with respect to retirement liabilities of the agency if the agency contracts with a public retirement system, and eliminates an authorization for a party to a joint powers agreement to separately contract or assume responsibilities for specific debts, liabilities, or obligations of the agency.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 909

**Effective:** 1/1/19

*An act to amend Sections 6508.1 and 20575 of, to add Sections 6508.2 and 20574.1 to, and to repeal and add Section 20577.5 of, the Government Code, relating to public agencies, and making an appropriation therefor.*

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**AB 1962 (Wood-D) - Education finance: local control funding formula: unduplicated pupils: foster youth: dependent child of a tribal court**

Current law includes among unduplicated pupils, a pupil who is classified as an English learner, eligible for a free or reduced-price meal, or a foster youth, as defined, and requires county superintendents of schools, school districts, and charter schools to submit and report data relating to these pupils. This bill, no later than the 2020–21 fiscal year, includes in that definition of “foster youth” a dependent child of a court of an Indian tribe, consortium of tribes, or tribal organization who is the subject of a petition filed in the tribal court in accordance with the tribe’s law, provided the child would also meet one of the descriptions of specified existing law describing when a child may be adjudged a dependent child of the juvenile court.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 748

**Effective:** 1/1/19

*An act to amend Sections 42238.01 and 49085 of the Education Code, relating to education finance.*



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**AB 1974 (Gonzalez Fletcher-D) - Pupils: collection of debt**

Enacts the Public School Fair Debt Collection Act. The act provides that a pupil or former pupil, unless emancipated at the time the debt is incurred, can never owe or be billed for a debt owed to a public school or school district, county office of education, charter school, or state special school. The act prohibits those educational entities from taking negative actions against a pupil or former pupil because of a debt owed to the educational entity, including, among other things, denying or withholding grades or transcripts, or denying or withholding a diploma.

**CSBA Position:** Neutral

**Sample Policies Impacted:** 3260 Fees and Charges; 5125.2 Withholding Grades, Diploma or Transcripts

**Policy Pillar:** Fair Funding, Local Governance

**Chapter #:** 577

**Effective:** 1/1/19

*An act to add Section 49014 to the Education Code, relating to pupils.*

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**AB 1976 (Limón-D) - Employment: lactation accommodation**

Current law requires every employer to provide a reasonable amount of break time to accommodate an employee desiring to express breast milk for the employee's infant child and requires an employer to make reasonable efforts to provide the employee with the use of a room or other location, other than a toilet stall, in close proximity to the employee's work area for the employee to express milk in private. Current law makes a violation of these provisions subject to a civil penalty and makes the Labor Commissioner responsible for enforcement. This bill instead requires an employer to make reasonable efforts to provide an employee with use of a room or other location, other than a bathroom, for these purposes.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4033 Lactation Accommodation

**Policy Pillar:** Local Governance

**Chapter #:** 940

**Effective:** 1/1/19

*An act to amend Section 1031 of the Labor Code, relating to employment.*

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**AB 2009 (Maienschein-R) - Interscholastic athletic programs: school districts: written emergency action plans: automated external defibrillator**

If a school district or charter school elects to offer any interscholastic athletic program, requires the school district or charter school to (1) ensure that there is a written emergency action plan in place, and posted as specified, that describes the location and procedures to be followed in the event of sudden cardiac arrest or other medical emergencies related to the athletic program's activities or events, (2) acquire, commencing July 1, 2019 at least one AED for each school within the school district or the charter school to be available on campus, (3) encourage that the AED or AEDs are available for the purpose of rendering emergency care or treatment, as specified, (4) ensure that the AED or AEDs are available to athletic trainers and coaches and authorized persons at the athletic program's on campus activities or events, and 5) ensure that the AED or AEDs are maintained and regularly tested, as specified.

**CSBA Position:** Approve

**Sample Policies Impacted:** 6145.2 Athletic Competition

**Policy Pillar:** Conditions of Children

**Chapter #:** 646

**Effective:** 1/1/19

*An act to add Sections 35179.4 and 35179.6 to the Education Code, relating to interscholastic athletic programs.*



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**AB 2015 (Reyes-D) - Pupil instruction: information about completion of applications for student financial aid**

Requires, commencing with the 2020–21 school year, the governing board of a school district and the governing body of a charter school, as appropriate, to ensure that each of its pupils receives information on how to properly complete and submit the Free Application for Federal Student Aid (FAFSA) or the California Dream Act Application, as appropriate, at least once before the pupil enters grade 12. The bill provides that the manner in which information is provided pursuant to the bill would be at the discretion of the governing board of the school district or the governing body of the charter school, as appropriate.

**CSBA Position:** Support

**Sample Policies Impacted:** 6143 Courses of Study

**Policy Pillar:** Achievement for All

**Chapter #:** 533

**Effective:** 1/1/19

*An act to add Section 51225.8 to the Education Code, relating to pupil instruction.*

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**AB 2022 (Chu-D) - Pupil mental health services: school notification**

Requires a school of a school district or county office of education and a charter school to notify pupils and parents or guardians of pupils no less than twice during the school year how to initiate access to available pupil mental health services on campus or in the community, or both, as provided. By imposing an additional requirement on schools of school districts and county offices of education and charter schools, the bill imposes a state-mandated local program.

**CSBA Position:** Neutral

**Sample Policies Impacted:** 5145.6 Parental Notifications; 5141.6 School Health Services

**Policy Pillar:** Achievement for All

**Chapter #:** 484

**Effective:** 1/1/19

*An act to add Section 49428 to the Education Code, relating to pupil health.*

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**AB 2031 (O'Donnell-D) - Public contracts: school facility projects: bidding requirements**

Current law requires a prospective bidder for a construction contract for certain school facility projects to submit a prequalification questionnaire and financial statement, under oath, as part of the bidding process and requires each prospective bidder to submit a bid by completing and executing a standardized proposal form. Current law requires the Director of Industrial Relations to submit a report to the Legislature, by January 1, 2018, on whether violations of the Labor Code on school district projects have decreased during the years these provisions are applicable to contracts. Existing law makes all of the above-specified provisions inoperative on January 1, 2019, and repeals them on July 1, 2019. This bill extends the operation of the bill's provisions indefinitely and eliminates the reporting requirement.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair funding

**Chapter #:** 534

**Effective:** 1/1/19

*An act to amend Section 20111.6 of the Public Contract Code, relating to public contracts.*



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**AB 2068 (Chu-D) - Electricity: rates: public schools**

Requires the Public Utilities Commission to direct all electrical and gas corporations to evaluate, and report findings to the commission on, the feasibility and economic impacts of establishing a public school electric and gas rate that would reflect a discount from the current rate structure. This bill requires the commission to compile these reports and submit this compilation to the Legislature, by January 1, 2020. Because a violation of the commission's directions would be a crime, this bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 208

**Effective:** 1/1/19

*An act to add Section 749.5 to the Public Utilities Code, relating to electricity.*

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**AB 2083 (Cooley-D) - Foster youth: trauma-informed system of care**

States the intent of the Legislature in adopting the bill to build upon the current CCR implementation effort by, among other things, developing a coordinated, timely, and trauma-informed system-of-care approach for children and youth in foster care who have experienced severe trauma. The bill requires each county to develop and implement a memorandum of understanding, as specified, setting forth the roles and responsibilities of agencies and other entities that serve children and youth in foster care who have experienced severe trauma.

**CSBA Position:** Support if Amended

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 815

**Effective:** 1/1/19

*An act to add Section 16521.6 to the Welfare and Institutions Code, relating to foster youth.*

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**AB 2098 (McCarty-D) - Adult Education Block Grant Program: immigration integration**

Current law establishes the Statewide Director of Immigrant Integration in the Governor's Office of Planning and Research, appointed by the Governor, for the purpose of developing a comprehensive statewide report on programs and services that serve immigrants and programs and services currently managed by a state agency or department to support California immigrants. This bill requires the reports prepared by the chancellor and the Superintendent to be additionally provided to the director. The bill requires those reports to also include any recommendations related to delivery of immigrant integration for adults.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 751

**Effective:** 1/1/19

*An act to amend Sections 84917 and 84920 of the Education Code, relating to adult education.*





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**AB 2109 (O'Donnell-D) - Pupils: pupils with a temporary disability: individual instruction: pupils who are terminally ill: honorary diplomas**

Requires a pupil with a temporary disability to receive either individual instruction at home provided by the school district in which the pupil is deemed to reside, or individual instruction in a hospital or other residential health facility, excluding state hospitals, provided by the school district in which the hospital or other residential health facility is located. The bill authorizes a school district or charter school to continue to enroll a pupil with a temporary disability who is receiving individual instruction in a hospital or other residential health facility in order to facilitate the timely reentry of the pupil in his or her prior school after the hospitalization has ended, or in order to provide a partial week of instruction to the pupil, as provided.

**CSBA Position:** Support

**Sample Policies Impacted:** 6183 Home and Hospital Instruction; 6146.1 High School Graduation Requirements

**Policy Pillar:** Achievement for All

**Chapter #:** 167

**Effective:** 1/1/19

*An act to amend Sections 48206.3, 48207, 48208, 48240, and 51225.5 of, to add Sections 48207.3 and 48207.5 to, and to repeal Section 48206.5 of, the Education Code, relating to pupils.*

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**AB 2121 (Caballero-D) - Pupil instruction: coursework and graduation requirements: migratory children and newly arrived immigrant pupils**

Current law requires a school district to exempt a pupil in foster care, a pupil who is a homeless child or youth, a former juvenile court school pupil, or a pupil who is a child of a military family who transfers between schools any time after the completion of the pupil's 2nd year of high school from all coursework and other requirements adopted by the governing board of the school district that are in addition to certain statewide coursework requirements unless the school district makes a finding that the pupil is reasonably able to complete the school district's graduation requirements in time to graduate from high school by the end of the pupil's 4th year of high school. Current law requires the school district to take specified actions if it determines that the pupil is reasonably able to complete the school district's graduation requirements within the pupil's 5th year of high school. This bill extends these provisions to a pupil who is a migratory child, as defined and a pupil participating in an English language proficiency program for newly arrived immigrant pupils and who is in his or her 3rd or 4th year of high school.

**CSBA Position:** Support

**Sample Policies Impacted:** 6146.1 High School Graduation Requirements; 1312.3 Uniform Complaint Procedures; 6175 Migrant Education Program

**Policy Pillar:** Achievement for All

**Chapter #:** 581

**Effective:** 1/1/19

*An act to amend Sections 51225.1 and 51225.2 of the Education Code, relating to pupil instruction.*

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**AB 2123 (Cervantes-D) - District-based elections**

Permits a political subdivision and a prospective plaintiff to enter into a written agreement to extend the time period during which a prospective plaintiff is prohibited from commencing an action for up to an additional 90 days in order to provide additional time to conduct public outreach, encourage public participation, and receive public input. The bill requires the written agreement to include a requirement that the district boundaries be established no later than 6 months before the political subdivision's next regular election to select governing board members, except as specified.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 277

**Effective:** 1/1/19

*An act to amend Section 10010 of the Elections Code, relating to elections.*

---

**AB 2128 (Kiley-R) - School employees: dismissal or suspension: hearings: evidence**

Current law establishes procedures for the dismissal and suspension of school employees. Current law prohibits, for certain dismissal or suspension proceedings, testimony or evidence relating to matters that occurred more than 4 years before the date of the filing of the notice of the governing board of the school district to an employee of its intention to dismiss or suspend him or her. This bill also exempts from those provisions testimony, evidence, or a dismissal or suspension decision regarding allegations of behavior or communication of a sexual nature with a pupil that is beyond the scope or requirements of the educational program, for purposes of a disciplinary proceeding based on similar conduct, as specified, and testimony, evidence, or a dismissal or suspension decision regarding allegations of specified offenses involving lewd and lascivious acts and certain types of contact or communication with minors, for purposes of any disciplinary proceeding.

**CSBA Position:** Support

**Sample Policies Impacted:** 4118 Dismissal/Suspension/Disciplinary Action

**Policy Pillar:** Local Governance

**Chapter #:** 816

**Effective:** 1/1/19

*An act to amend Section 44944 of the Education Code, relating to school employees.*

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**AB 2160 (Thurmond-D) - Classified employees: school and community college districts: part-time playground positions**

This bill deletes provisions exempting part-time playground positions from the classified service, thereby making those positions part of the classified service. The bill requires an employee employed by a school district or community college district in a part-time playground position as of the effective date of the laws placing part-time playground positions into the classified service to be deemed a permanent employee of the school district or community college district, without placement on an eligibility list or examination for purposes of placement on an eligibility list for a school district or community college district that has adopted the merit system. To the extent that the bill imposes additional duties on school districts and community college districts, the bill imposes a state-mandated local program.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4200 Classified Personnel

**Policy Pillar:** Fair Funding

**Chapter #:** 488

**Effective:** 1/1/19

*An act to amend Sections 45256, 88003, and 88076 of the Education Code, relating to classified employees.*

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**AB 2234 (Jones-Sawyer-D) - School districts: employees: dismissal or suspension administrative proceedings: testimony of minor witnesses: pupil contact information**

Current law establishes procedures to be followed in the event that a school proposes to dismiss or suspend a certificated employee. Current law also authorizes hearings and investigations of the conduct of classified personnel to be conducted by personnel commissions in school districts that have adopted a merit system. This bill enacts a comprehensive set of requirements for the presentation of testimony by minor witnesses at certain dismissal or suspension administrative proceedings relating to certificated employees and in hearings relating to classified employees conducted by school district governing boards in school districts that have not adopted a merit system or by personnel commissions in school districts that have adopted a merit system.

**CSBA Position:** Support

**Sample Policies Impacted:** 4118 Dismissal/Suspension/Disciplinary Action; 4218 Dismissal/Suspension/Disciplinary Action

**Policy Pillar:** Achievement for All

**Chapter #:** 996

**Effective:** 1/1/19

*An act to amend Sections 45113, 45312, and 49077 of, and to add Article 3.3 (commencing with Section 44990) to Chapter 4 of Part 25 of Division 3 of Title 2 of, the Education Code, relating to school districts.*

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**AB 2235 (Quirk-Silva-D) - County community schools: funding**

This bill requires the Superintendent of Public Instruction, commencing with the 2019–20 fiscal year, to transfer to the county, wherein a pupil is enrolled, the amount calculated for the school district of residence, as provided, for each unit of average daily attendance credited to the school district of residence. The bill authorizes the Superintendent to transfer an alternative amount for each unit of average daily attendance credited to the school district of residence if the school district of residence and the county superintendent of schools agree to the alternative amount and report it to the Superintendent under procedures and timeframes established by the Superintendent.

**CSBA Position:** Approve

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 99

**Effective:** 1/1/19

*An act to amend Section 2576 of the Education Code, relating to county community schools.*

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**AB 2239 (Garcia, Eduardo-D) - Pupil instruction: world language courses: A–G course certification**

Requires the State Department of Education to encourage the governing board of each school district, and the governing body of each charter school, whose schools offer world language courses that are specifically designed for native speakers that are not approved as “A–G” courses, to support their respective schools in submitting those courses to the University of California for certification and addition to the schools’ “A–G” course list.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 188

**Effective:** 1/1/19

*An act to add Section 51225.37 to the Education Code, relating to pupil instruction.*



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**AB 2261 (Friedman-D) - School employees: merit system: classified service: community representatives**

Current law requires a school district that adopts a merit system to appoint a personnel commission and requires the commission to classify all employees and positions within the jurisdiction of the governing board of the school district or of the commission, except for specified positions that are exempt from the classified service. Current law requires positions established for the employment of community representatives in advisory or consulting capacities for not more than 90 working days, or a total of 720 hours, in a fiscal year to be exempt from the classified service as provided. This bill instead requires positions established for the employment of community representatives in advisory or consulting capacities to be considered part of the classified service.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4200 Classified Personnel

**Policy Pillar:** Achievement for All

**Chapter #:** 297

**Effective:** 1/1/19

*An act to repeal and add Section 45258 of the Education Code, relating to school employees.*

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**AB 2271 (Quirk-Silva-D) - School food authorities: federal equipment assistance grants: matching state grants**

Requires, upon appropriation by the Legislature, and contingent upon allocations provided by the federal Consolidated Appropriations Act, the State Department of Education to provide a matching state grant of up to \$100,000 to a school food authority participating in the federal National School Lunch Program that applies for and is awarded a federal Equipment Assistance Grant for School Food Authorities from the department in its administration of the National School Lunch Program, as prescribed.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 711

**Effective:** 1/1/19

*An act to add Section 49571 to the Education Code, relating to school food authorities.*

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**AB 2285 (O'Donnell-D) - Teacher credentialing: out-of-state prepared teachers: clear credential**

Current law requires the Commission on Teacher Credentialing to issue a clear multiple subject, single subject, or education specialist teaching credential to an out-of-state applicant who satisfies specified requirements, including documenting, in a manner prescribed by the commission, that he or she has completed 150 clock hours of activities that contribute to his or her competence, performance, and effectiveness in the education profession, or that he or she has earned a master's degree or higher in a field related to the credential, or the equivalent semester units, from a regionally accredited institution of higher education. This bill eliminates that requirement as a condition for an out-of-state applicant to be issued a clear multiple subject, single subject, or education specialist teaching credential.

**CSBA Position:** Cosponsor

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 143

**Effective:** 1/1/19

*An act to amend Section 44274.2 of the Education Code, relating to teacher credentialing.*

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### **AB 2289 (Weber-D) - Pupil rights: pregnant and parenting pupils**

Federal and state regulations prohibit an educational institution from applying any rule concerning a pupil's actual or potential parental, family, or marital status that treats pupils differently on the basis of sex. This bill codifies those regulations and related regulations in state law, as they apply to local educational agencies, defined to include a school district, a county office of education, a school operated by a school district or a county office of education, a charter school, the California Schools for the Deaf, or the California School for the Blind.

**CSBA Position:** Support

**Sample Policies Impacted:** 5146 Married/Pregnant/Parenting Students; 5113 Absences and Excuses

**Policy Pillar:** Achievement for All

**Chapter #:** 942

**Effective:** 1/1/19

*An act to amend Sections 48205 and 48980 of, and to add Sections 221.51, 222.5, and 46015 to, the Education Code, relating to pupil rights.*

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### **AB 2291 (Chiu-D) - School safety: bullying**

Requires local educational agencies, as defined, to adopt, on or before December 31, 2019, procedures for preventing acts of bullying, including cyberbullying. By imposing additional duties on local educational agencies, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 5131.2 Bullying

**Policy Pillar:** Conditions of Children

**Chapter #:** 491

**Effective:** 1/1/19

*An act to amend Section 32283.5 of, and to add Section 234.4 to, the Education Code, relating to school safety.*

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### **AB 2302 (Baker-R) - Child abuse: sexual assault: mandated reporters: statute of limitations**

Under current law, mandated reporters are required to report whenever the mandated reporter, in his or her professional capacity or within the scope of his or her employment, has knowledge of or observes a child whom the mandated reporter knows or reasonably suspects has been the victim of child abuse or neglect. Failure by a mandated reporter to report an incident of known or reasonably suspected child abuse or neglect is a misdemeanor. This bill allows a case involving the failure to report an incident known or reasonably suspected by the mandated reporter to be sexual assault, as defined, to be filed at any time within 5 years from the date of occurrence of the offense.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All, Local Governance

**Chapter #:** 943

**Effective:** 1/1/19

*An act to amend Section 801.6 of the Penal Code, relating to mandated reporters.*



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**AB 2315** (*Quirk-Silva-D*) - Pupil health: mental and behavioral health services: telehealth technology: guidelines

Requires the State Department of Education, in consultation with the State Department of Health Care Services and appropriate stakeholders, to, on or before July 1, 2020, develop guidelines, as provided, for the use of telehealth technology in public schools, including charter schools, to provide mental health and behavioral health services to pupils on school campuses. The bill requires the State Department of Education to post the guidelines on its Internet Web site on or before July 1, 2020.

**CSBA Position:** Approve

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 759

**Effective:** 1/1/19

*An act to add Section 49429 to the Education Code, relating to pupil health.*

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**AB 2319** (*Nazarian-D*) - Foreign language education: world language

Current law refers to the study of a language other than English by pupils as the study of a foreign language. Current law refers to the term "foreign language" in various provisions of the Education Code. This bill deletes references in the Education Code to the term "foreign language" and instead substitutes the term "world language." The bill provides that the bill shall not be constructed to require local educational agencies to make modifications to their language programs. The bill also makes nonsubstantive changes.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 865

**Effective:** 1/1/19

*An act to amend Sections 30, 19325.1, 33126, 33195.4, 33533, 44256, 44257, 44610, 44611, 44615, 44616, 44856, 48223, 51212, 51220, 51225.3, 51243, 51244, 51245, 51460, 51461, 51865, 52167, 60119, 60603, 60605.3, and 66081 of, and to add Section 91 to, the Education Code, relating to foreign language education.*

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**AB 2370** (*Holden-D*) - Lead exposure: child day care facilities: family day care homes

The California Child Day Care Facilities Act requires that, as a condition of licensure and in addition to any other required training, at least one director or teacher at each day care center, and each family day care home licensee who provides care, have at least 15 hours of health and safety training, covering specified components. This bill requires, as a condition of licensure for licenses issued on or after July 1, 2020, the health and safety training to include instruction in the prevention of lead exposure as a part of the preventive health practices course or courses component.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5148 Child Care and Development

**Policy Pillar:** Conditions of Children

**Chapter #:** 676

**Effective:** 1/1/19

*An act to amend Sections 1596.866 and 1596.8661 of, and to add Sections 1596.7996 and 1597.16 to, the Health and Safety Code, relating to lead exposure.*



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**AB 2423 (Holden-D) - Physical therapists: direct access to services: plan of care approval**

The Physical Therapy Practice Act authorizes a patient to access physical therapy treatment directly from a licensed physical therapist if the treatment is within the scope of practice of physical therapists and prescribed conditions are met, including a treatment limit prohibiting the physical therapist from continuing treatment beyond 45 calendar days or 12 visits, whichever occurs first, without receiving specified doctor approval of the physical therapist's plan of care. The act exempts from that plan of care approval condition for continuing treatment the provision of certain wellness physical therapy services to a patient. This bill also exempts from that condition the provision of physical therapy services as part of an individualized family service plan or an individualized education plan pursuant to specified state statutes and the federal Individuals with Disabilities Education Act to an individual who does not have a medical diagnosis.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 761

**Effective:** 1/1/19

*An act to amend Section 2620.1 of the Business and Professions Code, relating to healing arts.*

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**AB 2449 (Arambula-D) - School districts, county offices of education, and community college districts: governing boards: elections**

Under current law relating to the election of members of governing boards of school districts and governing boards of community college districts, the terms of office of certain board members commences on the first Friday in December. Under existing law relating to the election of members of county boards of education, the terms of office of certain board members commences on the last Friday in November. Provides for the commencement of those terms of office on the 2nd Friday in December. To the extent the bill imposes additional duties on school districts, county offices of education, and community college districts, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 9110 Terms of Office; COE 9100 Organization

**Policy Pillar:** Local Governance

**Chapter #:** 146

**Effective:** 1/1/19

*An act to amend Sections 1007, 1009, 5017, and 72027 of the Education Code, relating to school and college elections.*

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**AB 2453 (Garcia, Eduardo-D) - Air pollution: schools**

The Leroy F. Greene School Facilities Act of 1998 requires the State Allocation Board to allocate to applicant school districts prescribed per-unhoused-pupil state funding for the construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition. This bill authorizes a grant for modernization under the act to be used to limit pupil exposure to harmful air pollutants by updating air filtration systems and specifies that this is declaratory of existing law.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 3514 Environmental Safety

**Policy Pillar:** Fair Funding

**Chapter #:** 714

**Effective:** 1/1/19

*An act to amend Section 17074.25 of the Education Code, and to add Section 44391.3 to the Health and Safety Code, relating to air pollution.*



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**AB 2458 (Weber-D) - Qualified special taxes: exemption: information**

Current law authorizes school districts to impose qualified special taxes, subject to specified constitutional and statutory provisions. Current law defines “qualified special taxes” for those purposes. Existing law authorizes a school district to enter into an agreement with the county to collect any special tax on behalf of the district. This bill, commencing on January 1, 2020, requires a school district that provides for an exemption from a qualified special tax as specified, and contracts or enters into an agreement with the county to collect the qualified special tax within the district, to annually provide specified information relating to that exemption to the county tax collector.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 7210 Facilities Financing

**Policy Pillar:** Fair Funding

**Chapter #:** 391

**Effective:** 1/1/19

*An act to amend, repeal, and add Section 50079 to the Government Code, and to amend, repeal, and add Section 2611.6 to the Revenue and Taxation Code, relating to taxation.*

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**AB 2514 (Thurmond-D) - Pupil instruction: dual language programs: grant program**

Establishes the Pathways to Success Grant Program with the goal of providing pupils in preschool, transitional kindergarten, kindergarten, and grades 1 to 12, inclusive, with dual language immersion programs, developmental bilingual programs for English learners, or early learning dual language learners programs, as those terms are defined. The bill requires the State Department of Education to administer the program and, commencing September 1, 2019, requires the department to award a minimum of 10 one-time grants of up to \$300,000 per grant, to school districts and consortia of school districts in partnership with other specified entities.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 763

**Effective:** 1/1/19

*An act to add Article 11 (commencing with Section 33440) to Chapter 3 of Part 20 of Division 2 of Title 2 of the Education Code, relating to pupil instruction.*

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**AB 2540 (Mullin-D) - State facilities and public buildings: vote centers and polling places**

The California Voter’s Choice Act, authorizes certain counties to conduct any election, after a specified date, as an all-mailed ballot election if certain conditions are satisfied, including conditions related to ballot dropoff locations, vote centers, and plans for the administration of all-mailed ballot elections. Current law requires, with certain exceptions, that state-owned buildings, parking lots, and other facilities be made available free of charge for use as polling places. This bill extends this requirement to vote centers.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 1330 Use of School Facilities

**Policy Pillar:** Local Governance

**Chapter #:** 343

**Effective:** 1/1/19

*An act to amend Sections 12283 and 12284 of the Elections Code, relating to elections.*





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**AB 2580** (*Cunningham-R*) - Special education: due process hearings: extension of hearings: good cause

Current law enumerates the requirements for state hearings regarding whether an individual with exceptional needs received a free appropriate public education, including the requirement that upon completion of the hearing, a written, reasoned decision be mailed to all parties to the hearing, as provided. Current law authorizes either party to the hearing to request that the hearing officer grant an extension and requires the extension to be granted upon a showing of good cause. This bill requires the hearing officer to apply a certain rule of court in making a determination of what constitutes good cause and authorizes a 2nd or subsequent extension to be granted for good cause or any other purpose at the discretion of the hearing officer.

**CSBA Position:** Support

**Sample Policies Impacted:** 6159.1 Procedural Safeguards and Complaints for Special Education

**Policy Pillar:** Conditions of Children

**Chapter #:** 874

**Effective:** 1/1/19

*An act to amend Section 56505 of the Education Code, relating to special education.*

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**AB 2601** (*Weber-D*) - Pupil instruction: sexual health education: charter schools

Requires, commencing with the 2019–20 school year, charter schools to ensure that all pupils in grades 7 to 12, inclusive, receive comprehensive sexual health education and HIV prevention education, as specified. By imposing additional requirements on charter schools, this bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 0420.41 Charter School Oversight

**Policy Pillar:** Achievement for All

**Chapter #:** 495

**Effective:** 1/1/19

*An act to amend Section 51931 of the Education Code, relating to pupil instruction.*

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**AB 2622** (*Dahle-R*) - After School Education and Safety Program

Current law prohibits an after school program established pursuant to the After School Education and Safety Program Act of 2002 located off school grounds from being approved unless safe transportation is provided to the pupils enrolled in the program. Current law authorizes additional funding to be provided for transportation, as specified, if a program is operated at a schoolsite located in an area that has a population density of less than 11 persons per square mile. This bill authorizes a program that operates at a schoolsite located in an area with the above-specified low population density to end operating hours not earlier than 5 p.m.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5148.2 Before/After School Programs

**Policy Pillar:** Conditions of Children

**Chapter #:** 265

**Effective:** 1/1/19

*An act to amend Section 8483.7 of, and to repeal and amend Section 8483 of, the Education Code, relating to after school programs.*



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**AB 2626 (Mullin-D) - Child care services**

The Child Care and Development Services Act requires the Superintendent of Public Instruction to adopt rules and regulations on eligibility, enrollment, and priority of services needed to implement the act. The act provides that a family, upon establishing initial eligibility or ongoing eligibility for services, shall receive those services for not less than 12 months. The act provides, as an exception to the above provision relating to receiving services for 12 months, that a family that establishes initial eligibility or ongoing eligibility on the basis of seeking employment shall receive services for not less than 6 months. This bill deletes the 6-month exception for families establishing initial eligibility or ongoing eligibility on the basis of seeking employment.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5148 Child Care and Development; 5148.3 Preschool/Early Childhood Education

**Policy Pillar:** Conditions of Children

**Chapter #:** 945

**Effective:** 1/1/19

*An act to amend, repeal, and add Sections 8208, 8236, 8263, 8263.1, and 8275.5 of, and to add Sections 8236.2 and 8272.1 to, the Education Code, relating to child care services.*

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**AB 2639 (Berman-D) - Pupil suicide prevention policies: reviews: updates**

Requires the governing board or body of a local educational agency that serves pupils in grades 7 to 12, inclusive, to review, at minimum every 5th year, its policy on pupil suicide prevention and, if necessary, update its policy. By imposing additional duties on local educational agencies, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 5141.52 Suicide Prevention

**Policy Pillar:** Achievement for All

**Chapter #:** 437

**Effective:** 1/1/19

*An act to amend Section 215 of the Education Code, relating to pupil health.*

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**AB 2644 (Reyes-D) - Dolores Huerta Day**

Requires the Governor to annually proclaim April 10 as Dolores Huerta Day, designate and set apart that date each year as having special significance, and encourages all public schools and educational institutions to observe that date by conducting exercises remembering the life of Dolores Huerta and recognizing her accomplishments and the contributions she made to the state.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 6115 Ceremonies and Observances

**Policy Pillar:** Achievement for All

**Chapter #:** 130

**Effective:** 1/1/19

*An act to add Section 37222.20 to the Education Code, and to add Section 6729 to the Government Code, relating to Dolores Huerta Day.*

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**AB 2657 (Weber-D) - Pupil discipline: restraint and seclusion**

Authorizes an educational provider, as defined, to use behavioral restraints, which includes physical and mechanical restraints, or seclusion, as defined, only to control behavior that poses a clear and present danger of serious physical harm to the pupil or others that cannot be immediately prevented by a response that is less restrictive, and if other specified conditions are met. The bill prohibits an educational provider from using a behavioral restraint or seclusion in certain circumstances, including, but not limited to, using seclusion or a behavioral restraint for the purpose of coercion, discipline, convenience, or retaliation, and prohibits the use of certain restraint and seclusion techniques.

**CSBA Position:** Approve

**Sample Policies Impacted:** 5144 Discipline; 0420.41 Charter School Oversight

**Policy Pillar:** Conditions of Children

**Chapter #:** 998

**Effective:** 1/1/19

*An act to add Article 5.2 (commencing with Section 49005) to Chapter 6 of Part 27 of Division 4 of Title 2 of the Education Code, relating to pupil discipline.*

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**AB 2698 (Rubio-D) - California state preschool programs: general child care and development programs: mental health consultation services: adjustment factors**

Current law, under the Child Care and Development Services Act, provides for an adjustment factor to be applied to units of average daily enrollment if a provider agency serves children who meet specified criteria. This bill requires the application of an adjustment factor of 1.05 for children who are served in a California state preschool program, infants and toddlers who are 0 to 36 months of age and are served in general child care and development programs, or children who are 0 to 5 years of age and are served in a family child care home education network setting funded by a general child care and development program, where early childhood mental health consultation services, as defined, are provided, pursuant to specified requirements.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 946

**Effective:** 1/1/19

*An act to amend Section 8265.5 of, and to add Section 8265.2 to, the Education Code, relating to child care.*

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**AB 2735 (O'Donnell-D) - English learners: participation in standard instructional program**

Commencing with the 2019–20 school year, prohibits a middle school or high school pupil, as defined, who is classified as an English learner, except as specified, from being denied participation in a school's standard instructional program, as defined, by being denied enrollment in specified courses, including, among others, courses required for graduation and college admission. By imposing additional duties on local educational agencies, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 6174 Education for English Learners

**Policy Pillar:** Achievement for All

**Chapter #:** 304

**Effective:** 1/1/19

*An act to add Section 60811.8 to the Education Code, relating to English learners.*



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**AB 2800 (Chu-D) - High school athletics: California High School Coaching Education and Training Program: heat illness**

Current law states the intent of the Legislature to establish a California High School Coaching Education and Training Program, administered by school districts, that emphasizes specified components, including, among other things, training, which is described as certification in cardiopulmonary resuscitation and first aid, including, but not limited to, a basic understanding of the signs and symptoms of concussions and the appropriate response to concussions. Current law authorizes concussion training to be fulfilled through entities offering free, online, or other types of training courses. This bill also includes a basic understanding of the signs and symptoms of heat illness, as defined, and the appropriate response to heat illness within that description of training.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 6145.2 Athletic Competition

**Policy Pillar:** Achievement for All

**Chapter #:** 21

**Effective:** 1/1/19

*An act to amend Section 35179.1 of the Education Code, relating to high school athletics.*

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**AB 2816 (Muratsuchi-D) - Pesticides: schoolsites: report**

Current law requires the Department of Pesticide Regulation to establish an integrated pest management training program in order to facilitate the adoption of a model integrated pest management program and least-hazardous pest control practices by schoolsites and requires certain persons who, in the course of their work, intend to apply a pesticide at a schoolsite to annually complete a training course provided by that department. This bill requires the department to submit a report to the Legislature on or before January 1, 2021, that evaluates the implementation, and the effect of the implementation, of the Healthy Schools Act of 2000 and that provides recommendations on improving the implementation and efficacy of the Healthy Schools Act of 2000.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 720

**Effective:** 1/1/19

*An act to add and repeal Section 17614.5 of the Education Code, relating to pesticides.*

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**AB 2826 (Friedman-D) - Pupil enrollment: interdistrict attendance**

Requires each school district of residence and school district of proposed enrollment to post on its Internet Web site the procedures and timelines regarding a request for an interdistrict transfer permit, including, among other things, the date upon which the school district will begin accepting and processing interdistrict transfer requests for the subsequent school year and the reasons for which the school district may approve or deny a request.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5117 Interdistrict Attendance

**Policy Pillar:** Fair Funding

**Chapter #:** 550

**Effective:** 1/1/19

*An act to amend Sections 46600, 46601, 46602, and 46603 of, and to add Sections 46600.1 and 46600.2 to, the Education Code, relating to pupil enrollment.*



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**AB 2835 (Calderon-D) - Elections: ballots**

Current law defines a “ballot” for election law purposes to include an electronic touchscreen upon which appears the names of candidates and ballot titles of measures to be voted on by touching the designated area of the screen for systems that do not contain a paper ballot. This bill expands the electronic touchscreen systems that qualify as ballots by eliminating the requirement that the systems not contain paper ballots if the votes are tabulated manually or by optical scanning equipment. This bill contains other related provisions and other current laws.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 57

**Effective:** 1/1/19

*An act to amend Sections 301, 305.5, 13107, 13119, 13207, 13208, 13213, and 13241 of the Elections Code, relating to elections.*

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**AB 2878 (Chávez-R) - Local control and accountability plans: annual goals: state priorities: family engagement**

Current law requires the governing board of each school district and each county board of education to adopt a local control and accountability plan using a template adopted by the State Board of Education. Current law requires the local control and accountability plan to include a description of the annual goals to be achieved for each of certain state priorities, which include implementation of the academic content and performance standards adopted by the state board, as specified, and the specific actions that will be taken to achieve the annual goals. This bill adds to the enumerated state priorities family engagement, as specified.

**CSBA Position:** Disapprove

**Sample Policies Impacted:** 0460 Local Control and Accountability Plan

**Policy Pillar:** Achievement for All

**Chapter #:** 826

**Effective:** 1/1/19

*An act to amend Sections 52060 and 52066 of the Education Code, relating to school accountability.*

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**AB 2944 (Jones-Sawyer-D) - Personal income taxes: voluntary contributions: Schools Not Prisons Voluntary Tax Contribution Fund**

Allows an individual to designate on his or her tax return that a specified amount in excess of his or her personal income tax liability be transferred to the Schools Not Prisons California Voluntary Tax Contribution Fund, which is created by this bill. The bill conforms with those aforementioned administrative requirements by continuously appropriating those funds to the Franchise Tax Board, the Controller, and the State Department of Education for administrative costs and to the State Department of Education for the distribution of grants to nonprofit public charities in California to fund academic and career readiness programs that seek to break the school-to-prison pipeline, as specified.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 441

**Effective:** 1/1/19

*An act to add and repeal Article 25 (commencing with Section 18910) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.*



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**AB 2949 (Gloria-D) - Pupil residency: pupils of military families**

Requires local educational agencies, as defined, to allow a pupil who is a child of a military family to continue attending his or her school of origin, as defined, or a school within the school district of origin, as provided, regardless of any change of residence of the military family or the end of military service of the pupil's parent, as specified. By requiring local educational agencies to allow pupils of military families who no longer satisfy the residency requirement to attend their schools of origin, the bill imposes a state-mandated local program.

**CSBA Position:** Support

**Sample Policies Impacted:** 6173.2 Education of Children of Military Families

**Policy Pillar:** Achievement for All

**Chapter #:** 327

**Effective:** 1/1/19

*An act to add Section 48204.6 to the Education Code, relating to pupil residency.*

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**AB 2954 (Bonta-D) - School districts: special taxes: uniformity requirement: unimproved property**

Current law authorizes school districts to impose qualified special taxes, subject to specified constitutional and statutory provisions. Current law defines "qualified special taxes" as taxes that apply uniformly to all taxpayers or all real property within a school district and may include taxes that provide for an exemption from those taxes for specified persons. This bill provides an exception to the requirement that the qualified taxes apply uniformly by authorizing unimproved property to be taxed at a lower rate than improved property.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 7210 Facilities Financing

**Policy Pillar:** Fair Funding

**Chapter #:** 305

**Effective:** 1/1/19

*An act to amend Section 50079 of the Government Code, relating to taxation.*

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**AB 2960 (Thurmond-D) - Child care and development services: online portal**

Current law designates the State Department of Education as the single state agency responsible for the promotion, development, and provision of care of children in the absence of their parents during the workday or while engaged in other activities that require assistance of a third party. Current law requires the Superintendent of Public Instruction to administer general child care and development programs. This bill requires the Superintendent, subject to the availability of public or private funding for these purposes, on or before June 30, 2022, to develop and post on the department's Internet Web site, for use by the general public, an online portal for the state's comprehensive child care and development services, as provided.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 829

**Effective:** 1/1/19

*An act to add Article 1.1 (commencing with Section 8209.6) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care and development services.*



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### **AB 3018** (*Low-D*) - State contracts: skilled and trained workforce

Current law authorizes a public entity to require a bidder, contractor, or other entity to use a skilled and trained workforce to complete a contract or project, and requires that the commitment to use a skilled and trained workforce be made in an enforceable agreement that meets specified requirements. Current law requires a contractor, bidder, or other entity to provide to the public entity or other awarding body, on a monthly basis while the project or contract is being performed, a report demonstrating compliance with skilled and trained workforce requirements. This bill, for work performed on or after January 1, 2018, clarifies that the same set of specified occupations continues to be subject to the current requirement that only 30% of skilled journeypersons employed to perform work on those contracts or projects be graduates of an apprenticeship program.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 882

**Effective:** 1/1/19

*An act to amend Sections 2601 and 2602 of, and to add Section 2603 to, the Public Contract Code, relating to public contracts.*

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### **AB 3022** (*Gonzalez Fletcher-D*) - Retroactive grant of high school diplomas: departed and deported pupils

Authorizes the retroactive grant of a high school diploma to a person who has departed California against his or her will, as defined, and, at the time of his or her departure, was enrolled in grade 12 of a high school operated by a school district, by or under the jurisdiction of a county office of education, or by a charter school, who did not receive a high school diploma because his or her education was interrupted due to his or her departure, and who was in good academic standing at the time of his or her departure, as specified.

**CSBA Position:** Support

**Sample Policies Impacted:** 6146.1 High School Graduation Requirements

**Policy Pillar:** Achievement for All

**Chapter #:** 722

**Effective:** 1/1/19

*An act to amend Section 51430 of the Education Code, relating to high school diplomas.*

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### **AB 3043** (*Berman-D*) - Pupil nutrition: breakfast and lunch programs

Authorizes a school district, county office of education, private nonprofit school, charter school, or residential child care institution, as defined, that participates in the federal School Breakfast Program, commencing with the 2019–20 school year, after submitting certain documentation to the State Department of Education for approval, to provide universal breakfast, to the maximum extent practicable. The bill defines “universal breakfast” to mean a nutritionally adequate breakfast that complies with, and qualifies for reimbursement under, the federal School Breakfast Program and that is provided to every pupil at no charge.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 3551 Food Service Operations/Cafeteria Fund

**Policy Pillar:** Conditions of Children

**Chapter #:** 593

**Effective:** 1/1/19

*An act to amend Sections 38100, 38101, 49531, 49531.1, 49550.3, and 49590 of, and to add Section 49550.5 to, the Education Code, relating to pupil nutrition.*



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**AB 3192 (O'Donnell-D) - LEA Medi-Cal billing option: program guide**

Requires the Department of Health Care Services, in consultation with the LEA Ad Hoc Workgroup, to issue and regularly maintain a program guide for the LEA Medi-Cal Billing Option program, as specified. The bill requires the department to distribute the program guide to all participating LEAs, charter schools, and community colleges by January 1, 2020. The bill requires the department to provide specific written notice prior to adopting a revision to the program guide and further requires the department to conduct an audit of a Medi-Cal billing option claim consistent with, among other things, the program guide, any revisions that are in effect at the time the service was provided, and specified principles and regulations.

**CSBA Position:** Cosponsor

**Sample Policies Impacted:** 5141.6 School Health Services

**Policy Pillar:** Achievement for All, Conditions of Children

**Chapter #:** 658

**Effective:** 1/1/19

*An act to amend Section 14115.8 of the Welfare and Institutions Code, relating to Medi-Cal.*

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**AB 3205 (O'Donnell-D) - School facilities: modernization projects: door locks**

Requires the governing board of a school district, if the governing board of the school district applies for state funding pursuant to the Greene Act for a school modernization project for a school facility constructed before January 1, 2012, to include, as part of the modernization project, locks that allow doors to classrooms and any room with an occupancy of 5 or more persons to be locked from the inside of the room, except as provided. The bill provides that these provisions apply only to those projects seeking funding on or after January 1, 2019, and that were submitted to the Division of the State Architect for approval on or after January 1, 2019.

**CSBA Position:** Support if Amended

**Sample Policies Impacted:** 3515 Campus Security

**Policy Pillar:** Fair Funding

**Chapter #:** 401

**Effective:** 1/1/19

*An act to add Section 17583 to the Education Code, relating to school facilities.*

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**AB 3223 (Grayson-D) - Special education: visually impaired pupils: braille: Unified English Braille**

Current law requires local educational agencies to provide opportunities for braille instruction for pupils who, due to a prognosis of visual deterioration, may be expected to have a need for braille as a reading medium. Current law defines braille for these purposes as the system of reading and writing through touch commonly known as "Standard English Braille, American Edition." This bill instead defines braille as the system of reading and writing through touch commonly known as Unified English Braille.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 85

**Effective:** 1/1/19

*An act to amend Section 56350 of the Education Code, relating to special education.*





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### **SB 183** (*Lara-D*) - Educational equity: immigration status

Existing law, the Equity in Higher Education Act, states the policy of the State of California to afford all persons, regardless of their disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or any other specified characteristic, equal rights and opportunities in postsecondary educational institutions of the state, and states that the purpose of related existing law is to prohibit acts that are contrary to that policy and to provide remedies therefor. This bill expressly references immigration status in the specified characteristics for purposes of those provisions. The bill specifies that nothing in the Equity in Higher Education Act shall be construed to require a postsecondary educational institution to offer admission or student financial aid to a nonimmigrant alien, as specified, except as provided, and that nothing in the act shall be construed to change a student's eligibility for state financial aid.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 779

**Effective:** 1/1/19

*An act to amend Sections 66251, 66260.6, and 66270 of, and to add Section 66270.3 to, the Education Code, relating to educational equity.*

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### **SB 237** (*Hertzberg-D*) - Electricity: direct transactions

The Public Utilities Act requires the Public Utilities Commission to authorize and facilitate direct transactions between electricity suppliers and retail end-use customers, but suspends direct transactions except as expressly authorized. Current law expressly requires the commission to authorize direct transactions for nonresidential end-use customers, subject to an annual maximum allowable total kilowatt-hour limit established, as specified, for each electrical corporation, to be achieved following a now completed 3-to 5-year phase-in period. This bill requires the commission, on or before June 1, 2019, to issue an order specifying, among other things, an increase in the annual maximum allowable total kilowatt-hour limit by 4,000 gigawatt-hours and apportion that increase among the service territories of the electrical corporations.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 600

**Effective:** 1/1/19

*An act to amend Section 365.1 of the Public Utilities Code, relating to electricity.*

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### **SB 720** (*Allen-D*) - Environmental education: environmental principles and concepts

Expresses the findings and declarations of the Legislature that the state's environmental principles and concepts have been approved by specified authorities and have been embedded in specified curriculum frameworks adopted by the State Board of Education. The bill also expresses the intent of the Legislature that the Superintendent of Public Instruction use the resources at his or her disposal to provide leadership to further specified goals of environmental literacy.

**CSBA Position:** Support

**Sample Policies Impacted:** 6142.5 Environmental Education

**Policy Pillar:** Achievement for All, Local Governance

**Chapter #:** 374

**Effective:** 1/1/19

*An act to add Section 51227.3 to the Education Code, and to amend Section 71301 of the Public Resources Code, relating to environmental education.*



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**SB 816** (*Committee on Education*) - Elementary and secondary education: omnibus revisions

Current law establishes the 21st Century High School After School Safety and Enrichment for Teens program as a grant program, under the administration of the State Department of Education, for high school after school programs. Existing law authorizes not more than 15% of each annual grant amount awarded pursuant to these provisions to be used by a grantee for administrative costs. Current law requires all state funding awarded pursuant to these provisions that remains after subtracting administrative costs and other specified costs to be allocated to the high school after school program site for direct services to pupils. This bill authorizes the cost of a high school after school program site supervisor to be included as direct services, provided that at least 85% of the site supervisor's time is spent at the program site.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 5113 Absences and Excuses; others

**Policy Pillar:** Achievement for All

**Chapter #:** 507

**Effective:** 1/1/19

*An act to amend Sections 8426, 8482.1, 8483.75, 8483.76, 33000.5, 35000, 48205, 48260.5, 48263, 49063, 49431, 49431.2, 56305, 60119, and 60210 of the Education Code, relating to elementary and secondary education.*

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**SB 822** (*Wiener-D*) - Communications: broadband Internet access service

Enacts the California Internet Consumer Protection and Net Neutrality Act of 2018. This act prohibits fixed and mobile Internet service providers, as defined, that provide broadband Internet access service, as defined, from engaging in specified actions concerning the treatment of Internet traffic. The act prohibits, among other things, blocking lawful content, applications, services, or nonharmful devices, impairing or degrading lawful Internet traffic on the basis of Internet content, application, or service, or use of a nonharmful device, and specified practices relating to zero-rating, as defined.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 976

**Effective:** 1/1/19

*An act to add Title 15 (commencing with Section 3100) to Part 4 of Division 3 of the Civil Code, relating to communications.*

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**SB 830** (*Dodd-D*) - Pupil instruction: media literacy: resources

Current law requires the adopted course of study for grades 1 to 6, inclusive, and for grades 7 to 12, inclusive, to offer courses in specified areas of study, including social sciences. This bill requires, on or before July 1, 2019, the State Department of Education to make available to school districts on its Internet Web site a list of resources and instructional materials on media literacy, as defined, including media literacy professional development programs for teachers.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 448

**Effective:** 1/1/19

*An act to add Section 51206.4 to the Education Code, relating to pupil instruction.*



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## **SB 846** (*Committee on Budget*) – Employment

The Ralph C. Dills Act defines “fair share fee” as the fee deducted by the state employer from the salary or wages of a state employee in an appropriate unit who does not become a member of, and financially support, the recognized employee organization, and prescribes conditions for its use. The Meyers-Milias-Brown Act, if an agency shop agreement is in place, provides for the payment of an agency fee, which requires an employee either to join the recognized employee organization or pay a fee, as specified. A recent Supreme Court opinion held that fair share and agency fees violate the free speech rights of employees who are not employee organization members. This bill prohibits the Controller, a public employer, an employee organization, or any of their employees or agents, from being liable under state law for, and grants to them a complete defense to, any claims or actions under California law for requiring, deducting, receiving, or retaining agency or fair share fees from public employees, and denies standing to current or former public employees to pursue these claims or actions, if the fees were permitted at the time and paid prior to June 27, 2018.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 405

**Effective:** 9/14/18

*An act to amend Sections 1159, 19230, 19232, 19236, 19237, and 31552.5 of the Government Code, to amend Section 101853.1 of the Health and Safety Code, and to add Section 10298.1 to the Public Contract Code, relating to employment, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

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## **SB 895** (*Nguyen-R*) - Pupil instruction: model curricula: Vietnamese American refugee experience, the Cambodian genocide, and Hmong history and cultural studies

Requires the Instructional Quality Commission to develop and submit to the State Board of Education, on or before December 31, 2022, and the state board to adopt, modify, or revise, on or before March 31, 2023, a model curriculum relative to the Vietnamese American refugee experience and a model curriculum relative to the Cambodian genocide, as specified, for use in elementary schools, middle schools, and high schools.

**CSBA Position:** Support

**Sample Policies Impacted:** 6142.94 History-Social Science Instruction

**Policy Pillar:** Achievement for All

**Chapter #:** 686

**Effective:** 1/1/19

*An act to add Sections 33540.2, 33540.4, and 33540.6 to the Education Code, relating to pupil instruction.*

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## **SB 917** (*Jackson-D*) - Insurance policies

Under current law, an insurer is liable for a loss of which a peril insured against was the proximate cause, although a peril not contemplated by the contract may have been a remote cause of the loss. Under current law, an insurer is not liable for a loss of which the peril insured was only the remote cause. This bill requires coverage to be provided if a loss or damage results from a combination of perils, one of which is a landslide, mudslide, mudflow, or debris flow, if an insured peril is the efficient proximate cause of the loss or damage and coverage would otherwise be provided for the insured peril. The bill requires coverage to be provided under the same terms and conditions as would be provided for the insured peril.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding, Local Governance **Chapter #:** 620

**Effective:** 1/1/19

*An act to add Section 530.5 to the Insurance Code, relating to insurance.*



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**SB 954 (Wieckowski-D) - Mediation: confidentiality: disclosure**

Except in the case of a class or representative action, requires an attorney representing a person participating in a mediation or a mediation consultation to provide his or her client, as soon as reasonably possible before the client agrees to participate in the mediation or mediation consultation, with a printed disclosure, as specified, containing the confidentiality restrictions related to mediation, and to obtain a printed acknowledgment signed by that client stating that he or she has read and understands the confidentiality restrictions.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 350

**Effective:** 1/1/19

*An act to amend Section 1122 of, and to add Section 1129 to, the Evidence Code, relating to mediation.*

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**SB 972 (Portantino-D) - Pupil and student health: identification cards: suicide prevention hotline telephone numbers**

Requires a public school, including a charter school, or a private school that serves pupils in any of grades 7 to 12, inclusive, that issues pupil identification cards to have printed on either side of the pupil identification cards the telephone number for a suicide prevention hotline or the Crisis Text Line, or both telephone numbers. The bill requires a public or private institution of higher education that issues student identification cards to have printed on either side of the student identification cards the telephone number for a suicide prevention hotline or the Crisis Text Line, or both telephone numbers, and authorizes the institution to have printed on either side of the student identification cards the campus police or security telephone number, or the local nonemergency telephone number, as provided.

**CSBA Position:** Support

**Sample Policies Impacted:** 5141.52 Suicide Prevention

**Policy Pillar:** Conditions of Children

**Chapter #:** 460

**Effective:** 1/1/19

*An act to amend the heading of Article 2.5 (commencing with Section 215) of Chapter 2 of Part 1 of Division 1 of Title 1 of, and to add Section 215.5 to, the Education Code, relating to pupil and student health.*

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**SB 1004 (Wiener-D) - Mental Health Services Act: prevention and early intervention**

Requires the Mental Health Services Oversight and Accountability Commission, on or before January 1, 2020, to establish priorities for the use of prevention and early intervention funds and to develop a statewide strategy for monitoring implementation of prevention and early intervention services, including enhancing public understanding of prevention and early intervention and creating metrics for assessing the effectiveness of how prevention and early intervention funds are used and the outcomes that are achieved. The bill requires the commission to establish a strategy for technical assistance, support, and evaluation to support the successful implementation of the objectives, metrics, data collection, and reporting strategy.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 843

**Effective:** 1/1/19

*An act to add a heading to Chapter 1 (commencing with Section 5840) of, and to add Chapter 2 (commencing with Section 5840.5) to, Part 3.6 of Division 5 of the Welfare and Institutions Code, relating to mental health.*



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### **SB 1018** (*Allen-D*) - Elections: state and local reapportionment

Authorizes a local jurisdiction to establish a commission by charter amendment. The bill authorizes a local jurisdiction to establish a hybrid redistricting commission, as defined. The bill, for an advisory redistricting commission, authorizes a local jurisdiction to impose additional qualifications and restrictions on the commission, members of the commission, or applicants to the commission in excess of those as specified. The bill eliminates the requirement that an advisory redistricting commission submit a report on its findings and recommended changes within a specified time after the federal decennial census.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 462

**Effective:** 1/1/19

*An act to amend Sections 23000, 23001, 23002, and 23003 of, and to add Section 23004 to, the Elections Code, relating to elections.*

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### **SB 1036** (*Wilk-R*) - Local educational agencies: minutes of meetings of governing bodies: inclusion of directory information and personal information of pupils and parents or guardians of pupils

Prohibits the inclusion of directory information, as defined, and personal information, as defined, of a pupil or of the parent or guardian of a pupil in the minutes of a meeting of the governing body, as defined, of a local educational agency, as defined, if a pupil who is 18 years of age or older or a parent or guardian of a pupil has provided a written request to the secretary or clerk of the governing body to exclude his or her personal information or the name of his or her minor child, as specified.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 9324 Minutes and Recordings; 5125.1 Release of Directory Information

**Policy Pillar:** Local Governance

**Chapter #:** 788

**Effective:** 1/1/19

*An act to add Section 49073.2 to the Education Code, relating to local educational agencies.*

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### **SB 1053** (*Beall-D*) - Presentation of claims: local public entities: childhood sexual abuse

The Government Claims Act exempts certain claims against local public entities from the presentation procedures of the act, including, but not limited to, claims made pursuant to a specific provision of the Code of Civil Procedure for the recovery of damages suffered as a result of childhood sexual abuse and arising out of conduct occurring on or after January 1, 2009. Under the act, claims against a local public entity for money or damages that are exempted and that are not governed by any other statutes or regulations expressly relating thereto, are authorized to be governed by the procedure prescribed in an enactment adopted by the local public entity. This bill specifically exempts from that authorization for procedures prescribed by local enactment claims against a local public entity made pursuant to the above-described existing law for the recovery of damages suffered as a result of childhood sexual abuse.

**CSBA Position:** Disapprove

**Sample Policies Impacted:** 3320 Claims and Actions Against the District

**Policy Pillar:** Local Governance

**Chapter #:** 153

**Effective:** 1/1/19

*An act to amend Section 935 of the Government Code, relating to government claims.*

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**SB 1085 (Skinner-D) - Public employees: leaves of absence: exclusive bargaining representative service**

Current law, including the Meyers-Milias-Brown Act, the Ralph C. Dills Act, the Trial Court Employment Protection and Governance Act, the Trial Court Interpreter Employment and Labor Relations Act, the Judicial Council Employer-Employee Relations Act and the Los Angeles County Metropolitan Transportation Authority Transit Employer-Employee Relations Act, as well as provisions commonly referred to as the Educational Employment Relations Act and the Higher Education Employer-Employee Relations Act, regulates the labor relations of the state, the courts, specified local public agencies, and their employees. This bill requires public employers, subject to the acts described above, and specified public employers of transit workers, upon request of the exclusive representative of an employee, to grant reasonable leaves of absence without loss of compensation or other benefits for the purpose of enabling employees to serve as stewards or officers of the exclusive representative, or of any statewide or national employee organization with which the exclusive representative is affiliated.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4161.2 Personal Leaves

**Policy Pillar:** Local Governance

**Chapter #:** 893

**Effective:** 1/1/19

*An act to add Section 3558.8 to the Government Code, relating to public employment.*

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**SB 1104 (Roth-D) - Pupil safety: human trafficking prevention resources**

Requires the governing board of a school district and the governing body of a charter school to work with their schools that maintain any of grades 6 to 12, inclusive, to identify the most appropriate methods of informing parents and guardians of pupils in those grades of human trafficking prevention resources and to implement the identified methods in those schools by January 1, 2020.

**CSBA Position:** Approve

**Sample Policies Impacted:** 5145.6 Parental Notifications; 5141.6 School Health Services

**Policy Pillar:** Conditions of Children

**Chapter #:** 848

**Effective:** 1/1/19

*An act to add Section 49381 to the Education Code, relating to pupil safety.*

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**SB 1205 (Hill-D) - Fire protection services: inspections: compliance reporting**

Current law requires the chief of any city or county fire department or district providing fire protection services and his or her authorized representatives to inspect every building used as a public or private school within his or her jurisdiction, for the purpose of enforcing specified building standards, not less than once each year, as provided. Current law requires every city or county fire department or district providing fire protection services that is required to enforce specified building standards to annually inspect certain structures, including hotels, motels, lodging houses, and apartment houses, for compliance with building standards, as provided. This bill requires every city or county fire department, city and county fire department, or district required to perform the above-described inspections to report annually to its administering authority, as defined, on the department's, or district's, compliance with the above-described inspection requirements, as provided.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Conditions of Children

**Chapter #:** 854

**Effective:** 1/1/19

*An act to add Section 13146.4 to the Health and Safety Code, relating to fire protection.*



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**SB 1244** (*Wieckowski-D*) - Public records: disclosure

The California Public Records Act, when it appears to a superior court that certain public records are being improperly withheld from a member of the public, requires the court to order the officer or person charged with withholding the records to disclose the public record or show cause why he or she should not do so. The act requires the court to award court costs and reasonable attorney's fees to the plaintiff if the plaintiff prevails in litigation filed pursuant to these provisions, and requires the court to award court costs and reasonable attorney's fees to the public agency if the court finds that the plaintiff's case is clearly frivolous. This bill replaces "plaintiff" with "requester" in that provision, makes conforming changes, and specifies that these provisions do not preclude the award of fees and costs pursuant to other provisions of law.

**CSBA Position:** Neutral

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 463

**Effective:** 1/1/19

*An act to amend Section 6259 of the Government Code, relating to public records.*

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**SB 1250** (*Bradford-D*) - Voting: domicile

Current law provides that a person may have only one domicile at a given time, but may have more than one residence. Current law also provides that, for purposes of determining the domicile of a Member of the Legislature or a Representative in the Congress of the United States, the residence address indicated on that person's currently filed affidavit of voter registration is conclusively presumed to be that person's domicile. This bill provides that this presumption applies as long as the address listed is one of the member or representative's residences, notwithstanding that the member or representative may have another residence at which any of certain conditions apply.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Local Governance

**Chapter #:** 911

**Effective:** 1/1/19

*An act to amend Section 2026 of the Elections Code, relating to elections.*

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**SB 1300** (*Jackson-D*) - Unlawful employment practices: discrimination and harassment

The California Fair Employment and Housing Act makes it an unlawful employment practice for an employer, labor organization, employment agency, apprenticeship training program, or any training program leading to employment, to engage in harassment of an employee or other specified person. FEHA also makes harassment of those persons by an employee, other than an agent or supervisor, unlawful if the entity, or its agents or supervisors, knows or should have known of this conduct and fails to take immediate and appropriate corrective action. This bill specifies that an employer may be responsible for the acts of nonemployees with respect to other harassment activity.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4119.11/4219.11/4319.11 Sexual Harassment

**Policy Pillar:** Local Governance

**Chapter #:** 955

**Effective:** 1/1/19

*An act to amend Sections 12940 and 12965 of, and to add Sections 12923, 12950.2, and 12964.5 to, the Government Code, relating to employment.*



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**SB 1343 (Mitchell-D) - Employers: sexual harassment training: requirements**

Requires an employer who employs 5 or more employees, including temporary or seasonal employees, to provide at least 2 hours of sexual harassment training to all supervisory employees and at least one hour of sexual harassment training to all nonsupervisory employees by January 1, 2020, and once every 2 years thereafter, as specified. The bill requires the Department of Fair Employment and Housing to develop or obtain 1-hour and 2-hour online training courses on the prevention of sexual harassment in the workplace, as specified, and to post the courses on the department's Internet Web site.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 4119.11/4219.11/4319.11 Sexual Harassment

**Policy Pillar:** Local Governance

**Chapter #:** 956

**Effective:** 1/1/19

*An act to amend Sections 12950 and 12950.1 of the Government Code, relating to employment.*

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**SB 1321 (Monning-D) - School finance: necessary small schools**

Includes in the definition of "necessary small school" an elementary school with an average daily attendance of less than 97 pupils, excluding pupils attending the 7th and 8th grades of a junior high school, maintained by a school district with more than 2,500 and fewer than 5,001 units of second principal apportionment average daily attendance in which as many as 15 pupils residing in the school district and attending kindergarten and grades 1 to 8, inclusive, excluding pupils attending the 7th and 8th grades of a junior high school, in the elementary school with an average daily attendance of less than 97 pupils would be required to travel more than 30 miles one way from a point on a well-traveled road nearest their home to the nearest other public elementary school.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Fair Funding

**Chapter #:** 664

**Effective:** 1/1/19

*An act to amend Sections 42282 and 42283 of the Education Code, relating to school finance.*

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**SB 1383 (Fuller-R) - Teacher credentialing: Committee of Credentials: membership**

Current law requires the Commission on Teacher Credentialing to appoint a Committee of Credentials and requires each allegation of an act or omission by an applicant for, or holder of, a credential for which he or she may be subject to an adverse action to be presented to the committee. Current law requires the committee to consist of 7 persons for terms fixed by the commission but not to exceed 2 years, as specified. This bill authorizes the commission to establish an alternate list of qualified individuals for the purpose of filling an unanticipated vacancy on the committee, as provided

**CSBA Position:** No Official Position

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All

**Chapter #:** 360

**Effective:** 1/1/19

*An act to amend Section 44240 of the Education Code, relating to teacher credentialing.*





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### **SB 1413** (Nielsen-R) - Public employees' retirement: pension prefunding

Enacts the California Employers' Pension Prefunding Trust Program and establish the California Employers' Pension Prefunding Trust Fund to allow state and local public agency employers that provide a defined benefit pension plan to their employees to prefund their required pension contributions.

**CSBA Position:** No Official Position

**Sample Policies Impacted:** 3100 Budget

**Policy Pillar:** Fair Funding

**Chapter #:** 665

**Effective:** 1/1/19

*An act to add Chapter 19 (commencing with Section 21710) to Part 3 of Division 5 of Title 2 of the Government Code, relating to public employees' retirement, and making an appropriation therefor.*

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### **SB 1428** (McGuire-D) - Minors: employment: work permits

Current law authorizes, among others, the superintendent of a school district, a county superintendent of schools, and the chief executive officer of a charter school to issue a work permit to a minor, subject to specified requirements and conditions. Current law provides requirements and conditions for work permits on the basis of the minor's age, and relating to the type of work and the number of hours and periods of the year that a minor is authorized to work. This bill prohibits the denial of a work permit on the basis of a pupil's grades, grade point average, or school attendance if the pupil is applying for the work permit in order to participate in a government-administered employment and training program that will occur during the regular summer recess or vacation of the school that the pupil attends.

**CSBA Position:** Support

**Sample Policies Impacted:** 5113.12 Work Permits

**Policy Pillar:** Achievement for All

**Chapter #:** 420

**Effective:** 1/1/19

*An act to add Section 49120 to the Education Code, relating to minor work permits.*

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### **SJR 19** (Wilk-R) - Special education funding

This measure respectfully memorializes the Congress and the President of the United States to enact H.R. 2902 pending before Congress that would fully fund the federal Individuals with Disabilities Education Act. Relative to special education funding.

**CSBA Position:** Support

**Sample Policies Impacted:** None

**Policy Pillar:** Achievement for All, Fair Funding

**Chapter #:** 126

**Effective:** 1/1/19

