

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: RN 11 23492
POSITION: Neutral

BILL NUMBER: SB 942
AUTHOR: Senate Education

BILL SUMMARY: K-12 Omnibus Clean-Up Bill

This bill would make technical changes to various sections of state statute affecting California's K-12 public education system, many of which reflect the elimination of the Office of the Secretary of Education (OSE) which was effective January 1, 2011. These technical changes primarily fall into the following categories:

1. Strikes reference to OSE without replacement.
2. Strikes reference to OSE and replaces it with the State Board of Education (SBE) President on various boards, committees, and working groups.
3. Repeals statute.

This bill would also replace the term "mental retardation" with "intellectual disabilities" in various sections of the Education Code to conform to the federal Individuals with Disabilities Education Act (IDEA).

FISCAL SUMMARY

This bill may create minor state operations costs that would be absorbable within existing resources.

COMMENTS

The Department of Finance is neutral on this bill since it would not result in additional costs and only make the necessary technical changes to state statute to conform to the elimination of OSE. Additionally, this bill reflects recent definitional changes to the federal IDEA.

Analyst/Principal (0352) L. Del Castillo	Date	Program Budget Manager Nick Schweizer	Date
---	------	--	------

Department Deputy Director	Date
----------------------------	------

Governor's Office:	By:	Date:	Position Approved _____ Position Disapproved _____
--------------------	-----	-------	---

BILL ANALYSIS	Form DF-43 (Rev 03/95 Buff)
---------------	-----------------------------

Senate Education

RN 11 23492

SB 942

ANALYSIS**A. Programmatic Analysis**

The following bill sections would strike references to the OSE, the Secretary for Education, and other and earlier versions of the same office or position. In these sections, no replacement would be made as the Administration has other representation or involvement.

- Section 1 regarding the federal Child Care and Development Fund state plan (Education Code Section (ECS) 8206.1)
- Section 3 regarding state preschools (ECS 8236)
- Section 4 regarding the Child Care Facilities Revolving Fund (ECS 8278.3)
- Sections 5-6 regarding child care and development planning councils (ECS 8279.7 and 8286)
- Sections 8-10 regarding Healthy Start (ECS 8802, 8803 and 8807)
- Section 13 regarding design-build projects (ECS 17250.40)
- Sections 17-18 regarding the Fiscal Crisis Management Assistance Team (FCMAT) (ECS 41327.1 and 41327.2)
- Section 21 regarding the Commission on Teacher Credentialing (CTC) (ECS 44280)
- Section 22 regarding school entry age (ECS 48005.45)
- Section 37 regarding the high school exit examination (ECS 60855)
- Section 38 regarding CalPADS (ECS 60900)
- Section 40 regarding environmental education programs for students (Public Resources Code Section (PRCS) 42630)
- Section 41 regarding a recycling and composting grant program (PRCS 42645)
- Sections 42-43 regarding the Office of Education and the Environment (PRCS 71300 and 71301)
- Section 46 regarding school-based early mental health intervention and prevention services (Welfare and Institutions Code Section (WICS) 4380)
- Sections 48-51 regarding the Presley-Brown Interagency Children's Services Act (WICS 18986.3, 18986.20, 18986.23 and 18986.24)

The following sections would strike references to the OSE and replace these references with the SBE President or his or her designee.

- Section 7 regarding the Advisory Committee on Before and After School Programs (ECS 8484.9)
- Section 11 regarding a CalTIDES working group (ECS 10601.5)
- Section 12 regarding the K-12 High Speed Network Advisory Board (ECS 11800)
- Section 19 regarding the selection of a county office of education to operate the FCMAT (ECS 42127.8)
- Section 23 regarding the State Council that oversees California's participation in the Interstate Compact on Educational Opportunity for Military Children (ECS 49701)
- Sections 24-26 regarding the Quality Education Investment Act of 2006 (ECS 52055.730, 52055.760 and 52055.770)
- Section 28 regarding Digital High School Education Technology Grant Program criteria (ECS 52254)
- Sections 29-30 regarding the administration of the Education Technology Grant Program (ECS 52270 and 52272)

The following bill sections would repeal current statute.

- Section 14 regarding the School Violence Prevention and Response Task Force: the scope of work required is complete. (ECS 32239.5)
- Section 20 regarding a CTC workgroup: the reporting date has passed. (ECS 44265.2)
- Section 27 regarding a K-3 class size reduction evaluation design: the design due date has passed. (ECS 52128.5)

Senate Education

RN 11 23492

SB 942

Section 31 regarding the Industry-Based Certification Incentive Grant Program: the program is not operating. (ECS 52360-52499.65)

Section 32 regarding the Governor's Reading Award Program: this program is not operating. (ECS 53050-53057)

Section 39 regarding the evaluation of the Categorical Education Program Flexibility Pilot Project: the evaluation due date has passed. (ECS 63050-63056)

Section 44 regarding the Governor's Mentoring Partnership: this section recognizes past efforts only. (WICS 2102)

Section 45 regarding a task force to address the staffing needs of public health, human services, and criminal justice agencies: the task force no longer exists. (WICS 4341.1)

Section 47 regarding an advisory group as part of the Children's Mental Health Services Act: the advisory group is inactive. (WICS 5870)

The following bill sections make other, various technical changes.

Section 2 regarding child care: replaces "mental retardation" with "intellectual disabilities." (ECS 8208)

Section 15 regarding school accountability report card data and the API: strikes requirements that are complete; retains statute that could still be relevant. (ECS 33126.2)

Section 16 regarding school bus driver training: strikes requirements that are complete. (ECS 40081)

Sections 33-36 regarding special education: replaces "mental retardation" with "intellectual disabilities" and makes other, technical changes. (ECS 56030.5, 56337, 56363 and 56441.11)

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)							Fund Code
	LA	(Dollars in Thousands)							
	CO	PROP	2011-2012		2012-2013		2013-2014		
	RV	98	FC	FC	FC	FC			
6110/Dept of Educ	SO	No			No/Minor Fiscal Impact				0001