

AMENDED IN ASSEMBLY APRIL 12, 2016

AMENDED IN ASSEMBLY MARCH 17, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2862

Introduced by Assembly Member O'Donnell
(Principal coauthor: Senator Hancock)

February 19, 2016

An act to add ~~Chapter 3.5 (commencing with Section 345) to Part 1 of Division 1 of Title 1 of Section 60605.13 to the Education Code, relating to English learners: pupil instruction.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2862, as amended, O'Donnell. ~~English learners: designated English language development. Pupil instruction: visual and performing arts: revision of content standards.~~

Existing law requires the State Board of Education, on or before June 1, 2001, to adopt content standards in the curriculum area of visual and performing arts pursuant to recommendations developed by the Superintendent of Public Instruction.

This bill would authorize the Superintendent to recommend revisions to the visual and performing arts content standards to the state board and would require the state board to adopt, reject, or modify the recommendations on or before January 1, 2019. The bill would require the state board to explain, in writing, to the Governor and the Legislature the reasons for modifying the recommended of experts in visual and performing arts for purposes of assisting the Superintendent in developing the recommendations. The bill would require the Superintendent to hold a minimum of 2 public hearings in order for the

public to provide input on the Superintendent’s recommendations and would require the state board to adopt, reject, or modify the recommendations at a subsequent public meeting. The bill would require that revisions to the visual and performing arts content standards be incorporated into the curriculum framework and the evaluation criteria for visual and performing arts for purposes of adopting instructional materials.

~~Existing law requires each school district that has one or more pupils who are English learners, and, to the extent required by federal law, a county office of education and a charter school, to assess the English language development of each of those pupils in order to determine the pupil’s level of proficiency. Existing law requires the State Department of Education, with the approval of the State Board of Education, to establish procedures for conducting the assessment and for the reclassification of a pupil from English learner to English proficient.~~

~~This bill would state that the English Language Arts/English Language Development Framework adopted by the State Board of Education in 2014 requires that English learners at all English proficiency levels and at all ages receive both integrated English language development and specialized attention to their particular language learning needs, otherwise known as designated English language development, as part of their daily curriculum. The bill would define designated English Language development and integrated English language development for purposes of this framework.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 60605.13 is added to the Education Code,
- 2 to read:
- 3 60605.13. (a) The Superintendent may recommend to the state
- 4 board revisions to the visual and performing arts content standards
- 5 adopted by the state board pursuant to Section 60605.1. On or
- 6 before January 1, 2019, the state board shall adopt, reject, or
- 7 modify any revisions recommended by the Superintendent. If the
- 8 state board modifies the revisions recommended by the
- 9 Superintendent, the state board shall explain, in writing, to the
- 10 Governor and the Legislature the reasons for modifying the
- 11 recommended revised content standards.

1 (b) *In consultation with the state board, the Superintendent shall*
2 *select a group of experts in visual and performing arts for purposes*
3 *of assisting the Superintendent in developing recommendations*
4 *pursuant to this section.*

5 (c) (1) *The Superintendent shall hold a minimum of two public*
6 *hearings in order for the public to provide input on the revisions*
7 *recommended pursuant to this section and the state board shall*
8 *adopt, reject, or modify those recommendations at a subsequent*
9 *public meeting.*

10 (2) *The public hearings and meetings required by this*
11 *subdivision shall be held pursuant to the Bagley-Keene Open*
12 *Meeting Act (Article 9 (commencing with Section 11120) of*
13 *Chapter 1 of Part 1 of Division 3 of Title 2 of the Government*
14 *Code).*

15 (d) *If the visual and performing arts content standards are*
16 *revised pursuant to subdivision (a), during the next revision of the*
17 *visual and performing arts curriculum framework and evaluation*
18 *criteria, the Instructional Quality Commission shall ensure that*
19 *the revisions are incorporated into the visual and performing arts*
20 *curriculum framework and evaluation criteria for purposes of*
21 *adopting instructional materials.*

22 ~~SECTION 1. Chapter 3.5 (commencing with Section 345) is~~
23 ~~added to Part 1 of Division 1 of Title 1 of the Education Code, to~~
24 ~~read:~~

25
26 ~~CHAPTER 3.5. ENGLISH LEARNERS~~

27
28 ~~345. (a) The English Language Arts/English Language~~
29 ~~Development Framework adopted by the state board in 2014 states~~
30 ~~that English learners at all English proficiency levels and at all~~
31 ~~ages require both integrated English language development and~~
32 ~~specialized attention to their particular language learning needs,~~
33 ~~otherwise known as designated English language development, as~~
34 ~~part of their daily curriculum.~~

35 ~~(b) With respect to the framework referenced above, the~~
36 ~~following definitions shall apply:~~

37 ~~(1) “Designated English language development” means~~
38 ~~instruction designed for English learners, according to their level~~
39 ~~of English proficiency, to overcome language barriers in a~~
40 ~~reasonable amount of time, during a protected time in the regular~~

1 schoolday, in which teachers use the California English Language
2 Development Standards as the focal standards in ways that build
3 into and from content instruction in order to develop critical
4 language English learners' need for content learning in English.
5 (2) "Integrated English language development" means
6 instruction in which all teachers with English learners in their
7 classrooms, regardless of the course content, use the California
8 English Language Development Standards in tandem with the
9 California state standards.

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