

# California State PTA, Legislation Action Report February 2005

| Bill No.              | Author  | PTA Position | Category           | Description                                                                                                                                                                                                                                                                                                                                                                                                                                              | Disposition                                                                          | Authority                                                                                                           |
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| <a href="#">AB 6</a>  | Chan    | Support      | Miscellaneous      | Declares the intent of the Legislature to reinstate the maximum personal income tax rates that were in effect for taxable years beginning on or after January 1, 1991 and before January 1, 1996, for the taxable years beginning on or after January 1, 2005, and before January 1, 2010. Imposes 10% and 11% maximum rates, beginning on or after January 1, 2005 and before January 1, 2010, for taxpayers with taxable incomes over certain amounts. | 03/02/2005-Re-referred to Com. on REV. & TAX.                                        | Position Statement: 4.5.65- State Tax Reform<br>Legislation Principle: 7<br>Legislation Plank: 2                    |
| <a href="#">AB 9</a>  | Coto    | Watch        | Education          | Requires the Legislature to ensure that the current per pupil level of funding for K-12 public schools grows by a certain percentage in each of the next 5 budget years to reach a certain funding level per pupil and to ensure that the per pupil level of funding for K-12 public schools is among the top 5 states in the nation by 2010 and remains there thereafter.                                                                               | 02/28/2005-Re-referred to Com. on ED.                                                | Legislation Plank #2                                                                                                |
| <a href="#">AB 35</a> | Spitzer | Watch        | Community Concerns | Relates to specified information about certain sex offenders available to the public via the Internet. Eliminates the classification of offenders based upon the severity of the offense and makes home address, as well as vehicle, and employer information available for all included offenders.                                                                                                                                                      | 03/01/2005-In committee: Set first hearing. Failed passage. Reconsideration granted. | Position Statement: 4.5.8- Child Abuse Resolution- Strategies to Reduce School,Family and Community Violence (1995) |

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| <a href="#"><u>AB 56</u></a> | Wolk    | FYI   | Community Concerns | Existing law, until January 1, 2005, applies color-lighted bicycle symbols shown by official traffic control signals to operators of bicycles. Existing law authorizes those bicycle signals to be used only at locations that meet specified standards adopted by the Department of Transportation. This bill would extend those provisions indefinitely. Because this bill would expand the scope of an existing crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws. | 01/06/2005-Referred to Com. on TRANS.                                                   |                          |
| <a href="#"><u>AB 60</u></a> | Nunez   | Watch | Education          | Requires the Superintendent of Public Instruction to compute an equalization adjustment for each school district for the 2005-06 fiscal year and each fiscal year thereafter.                                                                                                                                                                                                                                                                                                                                                                        | 02/16/2005-In committee: Set, first hearing. Hearing canceled at the request of author. | Resolution: Equalization |
| <a href="#"><u>AB 61</u></a> | Houston | Watch | Education          | States the intent of the Legislature to enact legislation that would create a new equalization funding formula that would provide school districts with an equitable distribution of equalization funding, to be applied commencing with the 2005-06 fiscal year.                                                                                                                                                                                                                                                                                    | 01/03/2005-Read first time.                                                             | Resolution: Equalization |

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| <a href="#">AB 66</a>  | Pavley | Watch   | Parent Involvement | Authorizes specified school districts to change the age at which a child is required to be admitted to kindergarten for one or more schools in the district so that a child would be admitted to kindergarten at the beginning of the school year or at any later time in the same school year, if the child will have his or her 5th birthday on or before September 1 of the school year. Authorizes the age change to be implemented over a one-year or 3-year period, as provided. | 01/06/2005-Referred to Com. on ED.      | Position Statement: 4.4.5<br>Legislation Planks: 1,2,4,6,7                      |
| <a href="#">AB 88</a>  | Koretz | Support | Community Concerns | Relates to existing law that provides penalties for violations involving assault weapons and .50 BMG rifles. Provides that, subject to exceptions, with regard to specified prohibited conduct, there would be a separate and distinct offense for each assault weapon or .50 BMG rifle.                                                                                                                                                                                               | 03/02/2005-Re-referred to Com. on APPR. | Resolution: Ban on Military Assault-Type Weapons (1989)<br>Legislation Plank 12 |
| <a href="#">AB 113</a> | Cohn   | Watch   | Community Concerns | Under existing law, an inmate who is released on parole for certain sex offenses involving child victims is prohibited from residing within one-quarter mile of any public or private school, for the duration of his or her parole. This bill would instead prohibit an inmate who is released on parole for those sex offenses from residing within one mile of a public or private school, or of a day care center, as defined.                                                     | 01/24/2005-Referred to Com. on PUB. S.  | Position Statement: 4.5.8<br>Child Abuse<br>Legislation Plank 12, 13            |
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| <a href="#"><u>AB 121</u></a> | Vargas  | Support | Health             | Requires the Department of Health Services, as a component of the Childhood Lead Poisoning Prevention Act of 1991, to monitor lead levels in imported candy sold or distributed in the state to determine the lead levels contained in the candy. Requires the department, if it tests candy and determines that the imported candy exceeds the maximum allowable lead level, to issue health advisory notices to county health departments alerting them to the dangers posed by consumption of the candy. | 01/24/2005-Referred to Com. on HEALTH.           | Leg Planks 11, 12, 13<br>Position Statements- Lead Poisoning 5/93 R/99<br>Resolutions- Toxins (Persistent & Bioaccumulative) And Their Effects on Children May 2002<br>National PTA Resolution - Childhood Lead Poisoning Prevention 1993 |
| <a href="#"><u>AB 123</u></a> | Dymally | Support | Community Concerns | Requires that funding for the school safety consolidated competitive grant include funding previously apportioned to school districts for carrying out the purposes of the School Safety and Violence Prevention Act.                                                                                                                                                                                                                                                                                       | 01/24/2005-Referred to Com. on ED.               | Resolution: Violence Prevention in Schools (1999)<br>Resolution: Strategies to Reduce School, Family and Community Violence (1995),<br>Position Statement: 44.5.50, Prevention and Intervention Programs<br>Legislation Planks 2, 12, 13  |
| <a href="#"><u>AB 167</u></a> | Cohn    | Approve | Community Concerns | Grants a Family Court Judge the authority to order a party appearing before it, who the court determines to be a domestic violence batterer, to attend a Batterer Intervention Program.                                                                                                                                                                                                                                                                                                                     | 01/31/2005-Referred to Coms. on PUB. S. and JUD. | Position Statements- 4.5.50- Prevention and Intervention Programs, and 4.5.31, Family Services<br>Resolution: Violence in the Home (1977)                                                                                                 |

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| <a href="#"><u>AB 171</u></a> | Yee     | Watch   | Education          | Establishes the Comprehensive Pupil Learning Support System to ensure that each pupil will be a productive and responsible learner and citizen. Requires the State Department of Education to administer and implement the program through existing resources. Authorizes each elementary, middle, and high school to develop a school action plan based on guidelines to be developed by the department.                                                                                  | 01/27/2005-Referred to Com. on ED.                              | Many resolutions and position statements                               |
| <a href="#"><u>AB 172</u></a> | Chan    | Watch   | Parent Involvement | Makes certain findings and states the intent of the Legislature with regard to universal preschool.                                                                                                                                                                                                                                                                                                                                                                                        | 01/21/2005-From printer. May be heard in committee February 20. | Position Statements: 4.4.5, and 4.4.8<br>Legislation Planks: 1,2,4,6,7 |
| <a href="#"><u>AB 322</u></a> | Oropeza | Support | Education          | Enacts the Equity in Athletics Bill of Rights, and enumerates the rights available to a pupil relating to gender equity in athletics. Requires the Department of Education to post the bill of rights on its Web site and requires a school district that elects to offer competitive or club sports to its pupils to print and post posters setting forth the bill of rights. Requires the poster to be posted at the entrance of the school gym and in the male and female locker rooms. | 02/22/2005-Referred to Com. on ED.                              |                                                                        |

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| <a href="#">ACAX14</a> | Keene   | Oppose  | Miscellaneous      | Requires, rather than authorizes, the Governor to issue a proclamation declaring a fiscal emergency, and specifies that the proclamation would be issued when the Governor determines either that General Fund revenues will decline below the estimate of General Fund revenues upon which the Budget Bill for that fiscal year was based, or that General Fund expenditures will increase above that estimate of General Fund revenues, or both, by at least \$250,000,000. | 02/28/2005-Re-referred to Com. on BUDGET PRO.                                                                                                        | Resolution: Non-Suspension of Prop 98 (1991)<br>Legislation Plank: 7<br>Legislation Platform: 2                                   |
| <a href="#">ACR 2</a>  | Cohn    | Support | Community Concerns | This measure would proclaim the month of October 2005 as Domestic Violence Awareness Month.                                                                                                                                                                                                                                                                                                                                                                                   | 01/06/2005-Referred to Com. on RLS.                                                                                                                  | Resolution: Violence in the Home (1977)<br>Position Statement: 4.5.31, Family Services,<br>Position Statement: 4.5.8, Child Abuse |
| <a href="#">ACR 6</a>  | Koretz  | Support | Parent Involvement | This measure would declare the month of April 2005 as Financial Literacy Month, in order to raise public awareness about the need for increased financial literacy.                                                                                                                                                                                                                                                                                                           | 02/22/2005-In Senate. To Com. on RLS.<br>This bill is a crossover between Education and Parent Involvement, with Parent Involvement taking the lead. | Resolution: Financial Literacy for Youth (1999)<br>Legislation Planks 7,8,15                                                      |
| <a href="#">SB 7</a>   | Figuroa | Watch   | Community Concerns | Declares the intent of the Legislature that a provider of an electronic communications service may not for its purposes either develop personally identifiable profiles of persons from the contents of those electronic communications or extract electronic mail addresses or other personally identifiable information from electronic communications.                                                                                                                     | 01/27/2005-To Com. on RLS.                                                                                                                           | Resolution: Online Safeguards for Internet Use by Children and Youth (1997)                                                       |
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| <a href="#"><u>SB 12</u></a>  | Escutia | Support | Health             | Revises existing law that prohibits the sale of certain beverages and food items at elementary, middle and junior high schools to include, among other things, portion size restrictions. Prohibits the sale of certain beverages and food items at high schools, commencing July 1, 2007 and requires the person or persons responsible for implementing this act at each high school to ensure compliance with its provisions                                                          | 03/03/2005-Set for hearing March 16.                                      | Leg Planks 11, 12<br>Position Statements- Nutrition Education 5/74 R/97<br>Resolution- Nutrition Education May 1991<br>School Nutrition Program: Improvement May 1991<br>School Breakfast May 2003<br>Healthy Lifestyles for All Children May 2004<br>National PTA Resolution- Improving School Meals/ Nutrition 1978/1991                                           |
| <a href="#"><u>SB 37</u></a>  | Speier  | Support | Health             | Requires the State Department of Health Services to develop a list of performance-enhancing dietary supplements, with certain requirements. Requires the California Interscholastic Federation to amend its constitution and bylaws to require that school districts prohibit a pupil from participating in high school sports unless that pupil agrees not to use any of the prohibited substances identified by the department and the parent of that pupil signs a notification form. | 03/01/2005-Set, first hearing. Hearing canceled at the request of author. | Leg Planks 11, 12, 13<br>Position Statements - Prevention & Intervention Program 1/95<br>Resolutions - Control of Look Alike Stimulants & Depressants 5/91 and On Drug Paraphernalia 1981<br>Education on Health Hazards in Use of Anabolic Steroids 1989<br>National PTA Resolution- Anabolic Steroids 1989<br>Education on the Abuse of Alcohol & Other Drugs 1968 |
| <a href="#"><u>SB 116</u></a> | Dutton  | Support | Community Concerns | Deletes the 2006 expiration date, thereby extending indefinitely existing law which provides that no parent or other person having lawful custody of a minor child 72 hours or younger may be prosecuted for child abandonment if he or she voluntarily surrenders physical custody of the child to an employee on duty at a public or private hospital emergency room, or any additional location designated by the board of supervisors.                                               | 03/01/2005-Set for hearing March 15.                                      | Resolution: Strategies to Reduce School, Family and Community Violence (1995)<br>Resolution: Save our Kids (1983)<br>Position Statement: 4.5.55- Responsibility of Society to the Family<br>Position Statement: 4.5.8- Child Abuse<br>Legislation Plank 12, 15, and 16                                                                                               |

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| <a href="#"><u>SB 660</u></a>  | Kuehl     | Support | Community Concerns | Requires the principal of a school to take immediate steps to seek the consent of the parent or guardian of an elementary school pupil prior to making the pupil available to a peace officer for questioning. Prohibits making the pupil available for questioning if the parent or guardian requests the pupil not be questioned until he or she can be present. Permits a member of the school administration, a school counselor, or a teacher, selected by the pupil to be present at the questioning.        | 03/03/2005-To Coms. on ED. and RLS.<br>This is a PTA sponsored bill.                                                          |                                                                                                                                                                                  |
| <a href="#"><u>SCAX1 1</u></a> | Runner    | Watch   | Education          | Proposes a Constitutional amendment that would require that any employment decision by a school district, including a county office of education or charter school, be based solely on employee performance, as assessed annually, and on the needs of the school district and its pupils. Provides that employee seniority may not be considered in making an employment decision. Provides that an employee may be granted tenure only if the 10 most recent performance evaluations are satisfactory or better. | 02/28/2005-From committee with author's amendments. Read second time. Amended. Re-referred to committee. (Corrected March 1.) |                                                                                                                                                                                  |
| <a href="#"><u>SCR 2</u></a>   | Scott     | Support | Education          | This measure would proclaim March 2005 to be "Arts Education Month."                                                                                                                                                                                                                                                                                                                                                                                                                                               | 03/04/2005-Enrolled text released                                                                                             | Arts Resolution                                                                                                                                                                  |
| <a href="#"><u>SCR 4</u></a>   | Torlakson | Support | Health             | This measure would encourage various government, community, school, and workplace activities in support of public health awareness and prevention of obesity and diabetes.                                                                                                                                                                                                                                                                                                                                         | 02/22/2005-To Com. on HEALTH.                                                                                                 | CAPTA Leg Planks 11, 12, 13<br>CAPTA Position Statements-<br>Prevention & Intervention<br>Program 1/95<br>CAPTA Resolutions - Healthy<br>Lifestyles for All Children<br>May 2004 |