

AMENDED IN SENATE MARCH 26, 2025

SENATE BILL

No. 848

Introduced by Senator Pérez

February 21, 2025

An act ~~relating to educational equity~~, to amend Sections 32280, 32281, 32282, 44010, 44939.5, and 51950 of, to amend, repeal, and add Section 44691 of, to add Sections 44051 and 44052 to, and to add Article 10 (commencing with Section 32100) to Chapter 1 of Part 19 of Division 1 of Title 1 of, the Education Code, and to amend Sections 288.3 and 11165.7 of the Penal Code, relating to pupil safety.

LEGISLATIVE COUNSEL'S DIGEST

SB 848, as amended, Pérez. ~~Sex equity in education: Title IX. Pupil safety: school employee misconduct: child abuse prevention: criminal communications with a minor.~~

(1) Under existing law, each school district and county office of education is responsible for the overall development, as specified, of a comprehensive school safety plan for each of its schools operating kindergarten or any of grades 1 to 12, inclusive. Existing law requires that the plan include, among other things, child abuse reporting procedures, as specified. Existing law prohibits a chartering authority from denying a petition for the establishment of a charter school unless it makes written factual findings supporting at least one of specified bases for denial, including, among other bases for denial, that the petition does not contain a reasonably comprehensive description of the development of a school safety plan that includes the same safety topics required in school district and county office of education comprehensive school safety plans.

This bill would additionally require, when a comprehensive school safety plan or charter school's school safety plan is next reviewed and updated, or by no later than July 1, 2026, those plans to include procedures specifically designed to address the supervision and protection of children from child abuse and sex offenses. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program.

Existing law requires school district and county office of education comprehensive school safety plans, but not a charter school's school safety plan, to include assessing school crime committed on school campuses and at school-related functions.

This bill would require school district and county office of education comprehensive school safety plans to instead include assessing all crime, not just school crime, committed on school campuses and at school-related functions. The bill would require, when a charter school's school safety plan is next reviewed and updated, or by no later than July 1, 2026, the plan to include assessing the current status of crime committed on the charter school's campus and at school-related functions. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program.

Existing law authorizes a principal or their designee, when they verify through local law enforcement officials that a report has been filed of the occurrence of a violent crime on the school site of an elementary or secondary school at which they are the principal, to send to each pupil's parent or legal guardian and each school employee a written notice of the occurrence and general nature of the crime, as specified. Existing law provides that these provisions do not create any liability in a school district or its employees.

This bill would (A) revise and expand the definition of "violent crime" for these purposes, (B) authorize a principal or their designee to also provide that same notification for sex crimes, as defined, (C) authorize charter school principals and their designees to provide the same notifications, and (D) provide that these provisions also do not create any liability in a charter school or its employees.

(2) Existing law requires the Commission on Teacher Credentialing to, among other things, establish standards for the issuance and renewal of credentials, certificates, and permits, as specified. Existing law requires the commission to deny an application for the issuance of a credential or for the renewal of a credential, or to revoke a credential, for any person convicted of a sex offense, as defined. Existing law

prohibits the governing board of a school district from employing or retain in employment persons in public school service who have been convicted, or who have been convicted following a plea of nolo contendere to charges, of any sex offense, and prescribes numerous provisions, including required actions, relating to suspensions, dismissals, and leaves of absences of public school employees charged or convicted of a sex offense.

This bill would expand the definition of “sex offense” for those purposes to include additional crimes, as provided. To the extent the expanded definition of sex offenses would impose additional duties on local educational agencies or other local entities or officials, the bill would impose a state-mandated local program.

(3) Existing law prohibits school districts, county offices of education, charter schools, and state special schools from entering into an agreement that would prevent a mandatory report of egregious misconduct, as defined, or expunging from an employee’s personnel file, or entering in an agreement that would authorize expunging from an employee’s personnel file, credible complaints of, substantiated investigations into, or discipline for, egregious misconduct. Existing law requires a school district, county office of education, charter school, or state special school that has made a report of an employee’s egregious misconduct to the commission to disclose this fact to a school district, county office of education, charter school, or state special school considering an application for employment from the employee, upon inquiry.

This bill would add private schools and diagnostic centers operated by the State Department of Education to those provisions.

Existing laws requires a person applying for a certificated position at a school district, county office of education, charter school, or state special school to provide that prospective employer with a complete list of every school district, county office of education, charter school, or state special school that the applicant has previously been an employee of, and requires school districts, county offices of education, charter schools, and state special schools considering an applicant for a certificated position to inquire with each of those local educational agencies that previously employed the applicant as to whether the applicant, while previously employed by the local educational agency, was the subject of any credible complaints of, substantiated investigations into, or discipline for, egregious misconduct that were required to be reported to the commission. Existing law requires those

local educational agencies, when responding to an inquiry as to whether it has made a report of egregious misconduct to the commission, to also provide the inquiring local educational agency with a copy of all relevant information that was reported to the commission within its possession.

This bill would apply those provisions to private schools and diagnostic centers operated by the department, and would also prescribe similar provisions for noncertificated employees applicable to school districts, county offices of education, charter schools, state special schools and diagnostic centers operated by the department, and private schools. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program.

This bill would require the commission, on or before July 1, 2027, to develop a statewide data system that includes specified information, including information relating to egregious misconduct, for individuals serving in a noncertificated position for a school district, county office of education, charter school, state special school or diagnostic center operated by the department, or private school. The bill would, among other things, require those employers, following the start of an investigation of egregious misconduct, to submit notice that an investigation was commenced and would require only substantiated reports to result in a record of the statewide data system indicating the employer and position for which the investigation was conducted. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program.

This bill would, on or before July 1, 2026, require each governing board of a school district, county board of the education, and governing body of a charter school or private school, and the department for purposes of state special schools and diagnostic centers operated by the department, to (A) adopt written policies that promote safe environments for pupil learning and engagement, as specified, and (B) adopt written policies, plans, or specifications regarding school facilities, and the furnishing of school facilities, that address classroom and nonclassroom environments to promote safe environments for learning and engagement that are easily supervised. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program. The bill would encourage school districts, county offices of education, and charter schools to work with their public entity risk pool joint powers authority or insurance provider

to identify and adopt best practices known to prevent violent crimes, injury, sex offenses, and egregious misconduct.

(4) Existing law requires the State Department of Education, in consultation with the Office of Child Abuse Prevention in the State Department of Social Services to, among other things, (A) develop and disseminate to all school districts, county offices of education, state special schools and diagnostic centers operated by the department, and charter schools, and their school personnel in California, information regarding the detection and reporting of child abuse and (B) provide statewide guidance on the responsibilities of mandated reporters who are school personnel, as specified.

This bill, commencing July 1, 2026, would, among other things, (A) require the Superintendent of Public Instruction, instead of the department, to undertake those activities in consultation with the Office of Child Abuse Prevention in the State Department of Social Services, (B) require that information to additionally be developed and disseminated to private schools and school volunteers, and (C) require that guidance to include school volunteers who are mandated reporters.

Existing law requires the State Department of Education to develop and disseminate to all school districts, county offices of education, state special schools and diagnostic centers operated by the State Department of Education, and charter schools, and their school personnel in California, information regarding the prevention of abuse, including sexual abuse, of children on school grounds, by school personnel, or in school-sponsored programs, and to develop appropriate means of instructing school personnel regarding the prevention of abuse, including sexual abuse, of children on school grounds, by school personnel, or in school-sponsored programs.

This bill, commencing July 1, 2026, would, among other things, (A) require the Superintendent, instead of the department, to undertake those activities, (B) require that information to additionally be developed and disseminated to private schools and school volunteers, and (C) require that means of instruction to include school volunteers.

Existing law requires school districts, county offices of education, state special schools and diagnostic centers operated by the State Department of Education, and charter schools to provide annual training, using the online training module provided by the State Department of Social Services or an alternative training, to their employees and persons working on their behalf who are mandated reporters, as defined, on the mandated reporting requirements related

to child abuse, as provided. Existing law also requires those entities to develop a process for all persons required to receive that training to provide proof of completing the training within the first 6 weeks of each school year or within the first 6 weeks of that person's employment. Commencing July 1, 2025, existing law additionally requires school districts, county offices of education, state special schools and diagnostic centers operated by the State Department of Education, and charter schools to, among other things, provide annual training to their employees on the prevention of abuse, including sexual abuse, of children on school grounds, by school personnel, or in school-sponsored programs, as provided, and applies the proof of training requirements to this training.

This bill, commencing July 1, 2026, would, among other things, apply those provisions to private schools and school volunteers, as provided, and would require school districts, county offices of education, state special schools and diagnostic centers operated by the State Department of Education, private schools, and charter schools that do not use the online training module provided by the State Department of Social Services to use an equivalent training module developed specifically to meet those requirements, as provided.

(5) Existing law authorizes a school district to provide abuse, including sexual abuse, and human trafficking prevention education, as provided, and authorizes a parent or guardian of a pupil to excuse their child from all or part of abuse, including sexual abuse, and human trafficking prevention education, and assessments related to that education, pursuant to a specified opt-out process, as provided.

This bill would, among other things, require the Superintendent, in consultation with the Office of Child Abuse Prevention in the State Department of Social Services, local educational agencies, and public entity risk pool joint powers authorities that provide risk management services to California schools, on or before July 1, 2026, to (A) develop, (B) disseminate to all school districts, county offices of education, charter schools, state special schools and diagnostic centers operated by the department, and private schools, and (C) post on the department's internet website, resources and information relating to appropriate boundaries, as provided, and would require the Superintendent, on or before July 1, 2026, to develop guidance on the appropriate means of instructing pupils regarding the prevention of abuse, including sexual abuse and assault, of pupils, as specified. The bill would, commencing, July 1, 2027, require school districts, county offices of education, charter

schools, state special schools and diagnostic centers operated by the department, and private schools to provide annual in-person instruction, using the resources, information, and guidance developed and disseminated by the Superintendent, to all pupils, as provided. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program. The bill would authorize a parent or guardian of a pupil to excuse their child from all or part of the instruction pursuant to the same opt-out process described above.

(6) Existing law, as added by Proposition 83 of the November 7, 2006, statewide general election, makes it a crime for a person to contact or communicate with a minor, or attempt to contact or communicate with a minor, when the person knows or reasonably should know that the person being contacted is a minor, with the intent to commit one of a list of specified offenses involving the minor, including kidnapping and rape.

This bill would expand the list of specified offenses described above to include acts that meet the definition of “sex offense” for certain purposes in the Education Code, as specified, and would expressly include, as a means of contacting or communicating, any social networking internet website or application. By expanding the definition of a crime, the bill would impose a state-mandated local program.

(7) Existing law, the Child Abuse and Neglect Reporting Act, establishes procedures for the reporting and investigation of suspected child abuse or neglect. The act requires certain professionals, including teachers, instructional aides, and classified employees, known as “mandated reporters,” to report known or reasonably suspected child abuse or neglect to a local law enforcement agency or a county welfare or probation department, as specified. Failure by a mandated reporter to report an incident of known or reasonably suspected child abuse or neglect is a misdemeanor. The act provides that volunteers, except for volunteers of public or private organizations whose duties require direct contact with and supervision of children, except a volunteer of a Court Appointed Special Advocate program, are not mandated reporters.

This bill would revise and recast those provisions as they relate to the educational environment to instead make (A) an employee, volunteer, or governing board or body member of a school district, county office of education, charter school, or private school, (B) an employee, volunteer, or board member of a public or private contractor to a school district, county office of education, charter school, or private school whose duties require contact or supervision of pupils at that school

district, county office of education, charter school, or private school, and (C) an employee or volunteer assigned to a state special school or diagnostic center operated by the State Department of Education, all mandated reporters under the act. By imposing the reporting requirements on a new class of persons, for whom failure to report specified conduct is a crime, this bill would impose a state-mandated local program.

(8) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

~~Existing federal law, Title IX of the Education Amendments of 1972 (Title IX), prohibits a person, on the basis of sex, from being excluded from participation in, being denied the benefits of, or being subject to discrimination, which includes sexual harassment, under any education program or activity receiving federal financial assistance.~~

~~This bill would state the intent of the Legislature to enact future legislation relating to Title IX.~~

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

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

1 SECTION 1. Article 10 (commencing with Section 32100) is
2 added to Chapter 1 of Part 19 of Division 1 of Title 1 of the
3 Education Code, to read:

4
5 Article 10. Professional Boundaries Between Adults and Pupils
6 and the Safety of Learning Environments
7

8 32100. (a) It is the intent of the Legislature that school
9 districts, schools operated by county offices of education, charter
10 schools, private schools, and state special schools and diagnostic
11 centers operated by the department be safe and nurturing places

1 *for pupils that are free of fear and threats of violence and free of*
2 *violent crimes and sexual offenses committed by, or intended to*
3 *be committed by, other pupils, school employees, volunteers, and*
4 *contractors.*

5 *(b) On or before July 1, 2026, each governing board of a school*
6 *district, county board of the education, and governing body of a*
7 *charter school or private school, and the department, for purposes*
8 *of state special schools and diagnostic centers operated by the*
9 *department, shall do both of the following:*

10 *(1) Adopt written policies that promote safe environments for*
11 *pupil learning and engagement, consistent with the legislative*
12 *intent specified in subdivision (a), and that do both of the following:*

13 *(A) Explicitly address professional boundaries (i) between pupils*
14 *and school employees, adult volunteers, and school contractors,*
15 *(ii) among and between pupils, and (iii) among and between adults*
16 *employed, volunteering, or under contract.*

17 *(B) Establish appropriate limits on contact during or outside*
18 *of the schoolday between pupils and school employees, volunteers,*
19 *and school contractors via social media internet platforms, text*
20 *messaging, and other forms of communication that do not otherwise*
21 *include the pupil's parent or guardian. The policies may vary the*
22 *limitations based on the age or grade of the pupil.*

23 *(2) Adopt written policies, plans, or specifications regarding*
24 *school facilities, and the furnishing of school facilities, that address*
25 *classroom and nonclassroom environments to promote safe*
26 *environments for learning and engagement that are easily*
27 *supervised.*

28 *(c) School districts, county offices of education, and charter*
29 *schools are encouraged to work with their public entity risk pool*
30 *joint powers authority or insurance provider to identify and adopt*
31 *best practices known to prevent violent crimes, injury, sex offenses,*
32 *and egregious misconduct.*

33 *(d) For purposes of this article, the following definitions apply:*

34 *(1) "Sex offense" has the same meaning as defined in Section*
35 *44010.*

36 *(2) "Small school district" means a school district that has*
37 *fewer than 2,501 units of average daily attendance at the beginning*
38 *of each fiscal year.*

39 *(3) "Violent crime" means any of the following:*

1 (A) An act defined or described in paragraphs (2) to (4),
2 inclusive, of subdivision (i) of Section 67381.

3 (B) An act for which a pupil could or would be expelled pursuant
4 to Section 48915.

5 (C) A violent felony pursuant to subdivision (c) of Section 667.5
6 of the Penal Code.

7 (D) A serious felony pursuant to subdivision (c) of Section
8 1192.7 of the Penal Code.

9 SEC. 2. Section 32280 of the Education Code is amended to
10 read:

11 32280. (a) It is the intent of the Legislature that all California
12 public schools teaching kindergarten or any of grades 1 to 12,
13 inclusive, operated by a school district, in cooperation with local
14 law enforcement agencies, community leaders, parents, pupils,
15 teachers, administrators, classified employees, local emergency
16 medical services personnel, *the school's public entity risk pool*
17 *joint powers authority or insurance provider*, and other persons
18 who may be interested in the health and safety of pupils and the
19 prevention of campus crime and violence, develop a comprehensive
20 school safety plan that addresses the safety concerns identified
21 through a systematic planning process. ~~It~~

22 (b) It is also the intent of the Legislature that all school staff be
23 trained on the comprehensive school safety plan. ~~For~~

24 (c) For the purposes of this section, law enforcement agencies
25 include local police departments, county sheriffs' offices, school
26 district police or security departments, probation departments, and
27 district attorneys' offices. ~~For~~

28 (d) For purposes of this section, a "safety plan" means a plan
29 to develop strategies aimed at the prevention of, response to, and
30 education about, potential incidents involving medical emergencies,
31 including sudden cardiac arrest, and crime and violence on the
32 school campus.

33 SEC. 3. Section 32281 of the Education Code is amended to
34 read:

35 32281. (a) Each school district and county office of education
36 is responsible for the overall development of all comprehensive
37 school safety plans for its schools operating kindergarten or any
38 of grades 1 to 12, inclusive.

39 (b) (1) Except as provided in subdivision (d) with regard to a
40 small school district, the schoolsite council established pursuant

1 to former Section 52012, as it existed before July 1, 2005, or
2 Section 52852 shall write and develop a comprehensive school
3 safety plan relevant to the needs and resources of that particular
4 school.

5 (2) The schoolsite council may delegate this responsibility to a
6 school safety planning committee made up of the following
7 members:

8 (A) The principal or the principal's designee.

9 (B) One teacher who is a representative of the recognized
10 certificated employee organization.

11 (C) One parent whose child attends the school.

12 (D) One classified employee who is a representative of the
13 recognized classified employee organization.

14 (E) Other members, if desired.

15 (3) The schoolsite council shall consult with a representative
16 from a law enforcement agency, a fire department, and other first
17 responder entities in the writing and development of the
18 comprehensive school safety plan. The comprehensive school
19 safety plan and any updates to the plan shall be shared with the
20 law enforcement agency, the fire department, and the other first
21 responder entities.

22 (4) In the absence of a schoolsite council, the members specified
23 in paragraph (2) shall serve as the school safety planning
24 committee.

25 (c) This article does not limit or take away the authority of
26 school boards as guaranteed under this code.

27 (d) ~~(1) Subdivision (b) shall not apply to a small school district,~~
28 ~~as defined in paragraph (2);~~ *district* if the small school district
29 develops a districtwide comprehensive school safety plan that is
30 applicable to each schoolsite.

31 ~~(2) As used in this article, "small school district" means a school~~
32 ~~district that has fewer than 2,501 units of average daily attendance~~
33 ~~at the beginning of each fiscal year.~~

34 (e) (1) When a principal or ~~his or her designee~~ *their designee*,
35 *including the principal of a charter school or their designee*,
36 verifies through local law enforcement officials that a report has
37 been filed of the occurrence of a violent crime *or sex offense* on
38 the schoolsite of an elementary or secondary school at which ~~he~~
39 ~~or she is~~ *they are* the principal, the principal or the principal's
40 designee may send to each pupil's parent or legal guardian and

1 each school employee a written notice of the occurrence and
2 general nature of the crime. If the principal or ~~his or her~~ *their*
3 designee chooses to send the written notice, the Legislature
4 encourages the notice be sent no later than the end of business on
5 the second regular workday after the verification. If, at the time
6 of verification, local law enforcement officials determine that
7 notification of the violent crime *or sex offense* would hinder an
8 ongoing investigation, the notification authorized by this
9 subdivision shall be made within a reasonable period of time, to
10 be determined by the local law enforcement agency and the school
11 district. ~~For purposes of this section, an act considered a “violent~~
12 ~~crime” shall meet the definition of Section 67381 and be an act~~
13 ~~for which a pupil could or would be expelled pursuant to Section~~
14 ~~48915: district or charter school, as applicable.~~

15 (2) This subdivision does not create any liability in a school
16 ~~district or its district, charter school, or their~~ employees for
17 complying with paragraph (1).

18 (f) (1) Notwithstanding subdivision (b), a school district or
19 county office of education may, in consultation with law
20 enforcement officials, elect to not have its schoolsite council
21 develop and write those portions of its comprehensive school safety
22 plan that include tactical responses to criminal incidents that may
23 result in death or serious bodily injury at the schoolsite. The
24 portions of a comprehensive school safety plan that include tactical
25 responses to criminal incidents may be developed by administrators
26 of the school district or county office of education in consultation
27 with law enforcement officials and with a representative of an
28 exclusive bargaining unit of employees of that school district or
29 county office of education, ~~if he or she~~ *the representative* chooses
30 to participate. The school district or county office of education
31 may elect not to disclose those portions of the comprehensive
32 school safety plan that include tactical responses to criminal
33 incidents.

34 (2) As used in this article, “tactical responses to criminal
35 incidents” means steps taken to safeguard pupils and staff, to secure
36 the affected school premises, and to apprehend the criminal
37 perpetrator or perpetrators.

38 (3) This subdivision does not preclude the governing board of
39 a school district or county office of education from conferring in
40 a closed session with law enforcement officials pursuant to Section

1 54957 of the Government Code to approve a tactical response plan
2 developed in consultation with those officials pursuant to this
3 subdivision. Any vote to approve the tactical response plan shall
4 be announced in open session following the closed session.

5 (4) This subdivision does not reduce or eliminate the
6 requirements of Section 32282.

7 (g) *For purposes of this article, the following definitions apply:*

8 (1) *“Sex offense” has the same meaning as defined in Section*
9 *44010.*

10 (2) *“Small school district” means a school district that has*
11 *fewer than 2,501 units of average daily attendance at the beginning*
12 *of each fiscal year.*

13 (3) *“Violent crime” means any of the following:*

14 (A) *An act defined or described in paragraphs (2) to (4),*
15 *inclusive, of subdivision (i) of Section 67381.*

16 (B) *An act for which a pupil could or would be expelled pursuant*
17 *to Section 48915.*

18 (C) *A violent felony pursuant to subdivision (c) of Section 667.5*
19 *of the Penal Code.*

20 (D) *A serious felony pursuant to subdivision (c) of Section*
21 *1192.7 of the Penal Code.*

22 SEC. 4. *Section 32282 of the Education Code is amended to*
23 *read:*

24 32282. (a) The comprehensive school safety plan shall include,
25 but not be limited to, all of the following:

26 (1) (A) Assessing the current status of ~~school~~ crime committed
27 on school campuses and at school-related functions.

28 (B) *When a charter school’s school safety plan is next reviewed*
29 *and updated, or by no later than July 1, 2026, it shall include*
30 *assessing the current status of crime committed on the charter*
31 *school’s campus and at school-related functions.*

32 (2) Identifying appropriate strategies and programs that will
33 provide or maintain a high level of school safety and address the
34 school’s procedures for complying with existing laws related to
35 school safety, which shall include the development of all of the
36 following:

37 (A) (i) Child abuse reporting procedures consistent with Article
38 2.5 (commencing with Section 11164) of Chapter 2 of Title 1 of
39 Part 4 of the Penal Code.

1 (ii) *When a comprehensive school safety plan or charter school's*
2 *school safety plan is next reviewed and updated, or by no later*
3 *than July 1, 2026, procedures specifically designed to address the*
4 *supervision and protection of children from child abuse or sex*
5 *offenses.*

6 (B) (i) Disaster procedures, routine and emergency, including
7 adaptations for pupils with disabilities in accordance with the
8 federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec.
9 12101 et seq.), the federal Individuals with Disabilities Education
10 Act (20 U.S.C. Sec. 1400 et seq.), and Section 504 of the federal
11 Rehabilitation Act of 1973 (29 U.S.C. Sec. 794(a)). The disaster
12 procedures shall also include, but not be limited to, all of the
13 following:

14 (I) Establishing an earthquake emergency procedure system in
15 every public school building having an occupant capacity of 50
16 or more pupils or more than one classroom. A school district or
17 county office of education may work with the Office of Emergency
18 Services and the Alfred E. Alquist Seismic Safety Commission to
19 develop and establish the earthquake emergency procedure system.
20 The system shall include, but not be limited to, all of the following:

21 (ia) A school building disaster plan, ready for implementation
22 at any time, for maintaining the safety and care of pupils and staff.
23 The department shall provide general direction to school districts
24 and county offices of education on what to include in the school
25 building disaster plan.

26 (ib) A drop procedure whereby each pupil and staff member
27 takes cover under a table or desk, dropping to their knees, with the
28 head protected by the arms, and the back to the windows. A drop
29 procedure practice shall be held at least once a school quarter in
30 elementary schools and at least once a semester in secondary
31 schools.

32 (ic) Protective measures to be taken before, during, and
33 following an earthquake.

34 (id) A program to ensure that pupils and both the certificated
35 and classified staff are aware of, and properly trained in, the
36 earthquake emergency procedure system.

37 (II) Establishing a procedure to allow a public agency, including
38 the American Red Cross, to use school buildings, grounds, and
39 equipment for mass care and welfare shelters during disasters or
40 other emergencies affecting the public health and welfare. The

1 school district or county office of education shall cooperate with
2 the public agency in furnishing and maintaining the services as
3 the school district or county office of education may deem
4 necessary to meet the needs of the community.

5 (III) (ia) Commencing with the 2026–27 fiscal year, establishing
6 a procedure to identify appropriate refuge shelter for all pupils and
7 staff to be used in the event of an evacuation order by local
8 authorities and notify the operational area having jurisdiction within
9 the school’s boundaries of this identified refuge, in order to first
10 prioritize the safety of pupils and staff, and then the defense of
11 that structure in the event of a fire. Each public school, including
12 a charter school, serving more than 50 pupils in kindergarten or
13 any of grades 1 to 12, inclusive, that is in a high or very high fire
14 hazard severity zone, identified pursuant to Section 51178 of the
15 Government Code or Section 4204 of the Public Resources Code,
16 shall coordinate the procedure with the operational area having
17 jurisdiction within the school’s boundaries. For those schools under
18 the jurisdiction of a school district or county office of education,
19 the school district or county office of education shall be the entity
20 that coordinates with the operational area having jurisdiction within
21 each of the school’s boundaries.

22 (ib) Commencing with the 2026–27 fiscal year, the development
23 by each public school, including a charter school, serving more
24 than 50 pupils in kindergarten or any of grades 1 to 12, inclusive,
25 that is in a high or very high fire hazard severity zone, identified
26 pursuant to Section 51178 of the Government Code or Section
27 4204 of the Public Resources Code, of a communication and
28 evacuation plan, to be used in the event of an early notice
29 evacuation warning, that allows enough time to evacuate all pupils
30 and staff. These plans shall clearly identify a decision process to
31 determine whether an evacuation order is appropriate.

32 (ic) For purposes of this subclause, “operational area” means
33 an intermediate level of the state emergency services organization,
34 consisting of a county and all political subdivisions within the
35 county area, that serves as a link in the system of communication
36 and coordination between the state’s emergency operation centers
37 and the operating centers of the political subdivisions that make
38 up the operational area, as described in subdivision (b) of Section
39 8559 of the Government Code and Section 8605 of the Government
40 Code.

(ii) The evaluation of a comprehensive school safety plan pursuant to subdivision (d) and the review of a school safety plan pursuant to clause (iii) of subparagraph (F) of paragraph (5) of subdivision (c) of Section 47605 or clause (iii) of subparagraph (G) of paragraph (5) of subdivision (b) of Section 47605.6, as applicable, shall include ensuring that the plan includes appropriate adaptations for pupils with disabilities, as required pursuant to clause (i).

(iii) (I) After the first evaluation or review, as applicable, for purposes of subdivision (d) and clause (ii) is conducted, and after each annual evaluation or review thereafter, a school employee, a pupil's parent, guardian, or educational rights holder, or a pupil themselves may bring concerns about an individual pupil's ability to access disaster safety procedures described in the comprehensive school safety plan or the school safety plan to the school principal. If the school principal determines there is merit to a concern, the principal shall direct the schoolsite council, school safety planning committee, or charter school, as applicable, to make appropriate modifications to the comprehensive school safety plan or school safety plan, as applicable, during the evaluation of the comprehensive school safety plan pursuant to subdivision (d) or the review of the school safety plan pursuant to clause (iii) of subparagraph (F) of paragraph (5) of subdivision (c) of Section 47605 or clause (iii) of subparagraph (G) of paragraph (5) of subdivision (b) of Section 47605.6, as applicable. The school principal may direct the schoolsite council, the school safety planning committee, or the charter school, as applicable, to make such modifications before the evaluation of the comprehensive school safety plan pursuant to subdivision (d) or the review of the school safety plan pursuant to clause (iii) of subparagraph (F) of paragraph (5) of subdivision (c) of Section 47605 or clause (iii) of subparagraph (G) of paragraph (5) of subdivision (b) of Section 47605.6, as applicable.

(II) Subclause (I) does not prohibit a school employee, a pupil's parent, guardian, or educational rights holder, or a pupil themselves from bringing their concerns to the school principal before an evaluation or review, as applicable, for purposes of subdivision (d) and clause (ii) is conducted.

(iv) All deliberations of the schoolsite council, school safety planning committee, or charter school, as applicable, related to

1 individual pupils with disabilities for purposes of the requirements
2 of clauses (i) to (iii), inclusive, shall be subject to applicable state
3 and federal laws regarding the privacy of pupil information.

4 (C) Policies pursuant to subdivision (d) of Section 48915 for
5 pupils who committed an act listed in subdivision (c) of Section
6 48915 and other school-designated serious acts that would lead to
7 suspension, expulsion, or mandatory expulsion recommendations
8 pursuant to Article 1 (commencing with Section 48900) of Chapter
9 6 of Part 27 of Division 4 of Title 2.

10 (D) Procedures to notify teachers of dangerous pupils pursuant
11 to Section 49079.

12 (E) A discrimination and harassment policy consistent with the
13 prohibition against discrimination contained in Chapter 2
14 (commencing with Section 200) of Part 1.

15 (F) The provisions of any schoolwide dress code, pursuant to
16 Section 35183, that prohibits pupils from wearing “gang-related
17 apparel,” if the school has adopted that type of a dress code. For
18 those purposes, the comprehensive school safety plan shall define
19 “gang-related apparel.” The definition shall be limited to apparel
20 that, if worn or displayed on a school campus, reasonably could
21 be determined to threaten the health and safety of the school
22 environment. A schoolwide dress code established pursuant to this
23 section and Section 35183 shall be enforced on the school campus
24 and at any school-sponsored activity by the principal of the school
25 or the person designated by the principal. For purposes of this
26 subparagraph, “gang-related apparel” shall not be considered a
27 protected form of speech pursuant to Section 48950.

28 (G) Procedures for safe ingress and egress of pupils, parents,
29 and school employees to and from school.

30 (H) A safe and orderly environment conducive to learning at
31 the school.

32 (I) The rules and procedures on school discipline adopted
33 pursuant to Sections 35291, 35291.5, 47605, and 47605.6.

34 (J) Procedures for conducting tactical responses to criminal
35 incidents, including procedures related to individuals with guns
36 on school campuses and at school-related functions. The procedures
37 to prepare for active shooters or other armed assailants shall be
38 based on the specific needs and context of each school and
39 community.

1 (K) If a comprehensive school safety plan includes procedures
2 to prepare for active shooters or other armed assailants by
3 conducting a drill, a school shall comply with all of the following
4 relating to the drill:

5 (i) (I) The school shall not conduct a high-intensity drill.

6 (II) For purposes of this clause, “high-intensity drill” means a
7 drill that includes simulations that mimic an actual school shooter
8 or other armed assailant incident, including, but not limited to,
9 theatrical makeup or other materials to give an image of blood or
10 gunshot wounds, acting by an individual posing to be the assailant,
11 acting by individuals posing as victims, or simulations that instruct
12 pupils to actively resist an assailant by throwing objects, attacking,
13 or swarming the assailant.

14 (ii) The school shall not include the use of real weapons, gunfire
15 blanks, or explosions in the conducting of the drill.

16 (iii) The school shall ensure a trauma-informed approach to the
17 design and execution of any drill, which shall include all of the
18 following:

19 (I) Age-appropriate and developmentally appropriate drill
20 content and terminology developed with the involvement of school
21 personnel, including school-based mental health professionals.

22 (II) Notice to all parents and guardians of pupils, teachers,
23 administrators, and school personnel subject to the drills in advance
24 of the drill and of the drill’s expected length of time.

25 (III) The ability for parents or guardians to opt their child or
26 children out of the drills.

27 (IV) An announcement to pupils and educators immediately
28 before the start of the drills and an announcement to pupils and
29 educators immediately after the drills have concluded.

30 (V) A notice to all parents and guardians after the drill has
31 concluded.

32 (VI) The provision of contact information for community-based
33 resources, including local organizations with objectives to reduce
34 gun violence or provide mental health counseling, to parents or
35 guardians, pupils, and staff who are negatively impacted by the
36 drills, and, where available, prioritizing school-based resources.

37 (L) Procedures to assess and respond to reports of any
38 dangerous, violent, or unlawful activity that is being conducted or
39 threatened to be conducted at the school, at an activity sponsored
40 by the school, or on a schoolbus serving the school.

1 (M) (i) When a comprehensive school safety plan is next
2 reviewed and updated on or after July 1, 2025, procedures to
3 respond to incidents involving an individual experiencing a sudden
4 cardiac arrest or a similar life-threatening medical emergency while
5 on school grounds.

6 (ii) The procedures described in clause (i) are encouraged to
7 integrate evidence-based core elements, including any
8 cardiopulmonary resuscitation training offered and the placement
9 of any automated external defibrillator available on the schoolsite
10 in accordance with nationally recognized evidence-based
11 emergency cardiac care guidelines, as dictated by the school safety
12 plan.

13 (N) For schools that serve pupils in any of grades 7 to 12,
14 inclusive, a protocol in the event a pupil is suffering or is
15 reasonably believed to be suffering from an opioid overdose.

16 (3) (A) Beginning July 1, 2025, an instructional continuity plan
17 to establish communication with pupils and their families and
18 provide instruction to pupils when in-person instruction is disrupted
19 due to an emergency pursuant to Section 41422 or subdivision (a)
20 of Section 46392. The plan shall include all the following:

21 (i) Procedures for pupil engagement, as soon as practicable, and
22 no later than five calendar days following the emergency.
23 Procedures shall be designed to establish two-way communication
24 with pupils and their families and identify and provide supports
25 for pupils' social-emotional, mental health, and academic needs.

26 (ii) A plan to provide access to in-person instruction or remote
27 instruction pursuant to Sections 51747 and 51749.5, as soon as
28 practicable, but no later than 10 instructional days following the
29 emergency. The plan may include support to pupils and families
30 to enroll in or be temporarily reassigned to another school district,
31 county office of education, or charter school.

32 (B) Local educational agencies are encouraged to plan to meet
33 instructional standards that are at least equivalent to those
34 applicable to independent study programs.

35 (C) (i) For purposes of this paragraph, "temporarily reassigned"
36 means temporarily reassigned to another local educational agency
37 outside of the school district, but within the county or an
38 immediately adjacent county, in which the pupil's parent or
39 guardian resides. Notwithstanding Section 48200 or any other law,
40 a pupil who is temporarily reassigned shall be deemed to have

1 complied with the residency requirements for attendance in the
2 local educational agency that is temporarily serving the pupil
3 pursuant to this section.

4 (ii) Notwithstanding Section 48200 or any other law, a school
5 district, county office of education, or charter school may continue
6 to enroll a pupil who is temporarily reassigned to another school
7 district, county office of education, or charter school pursuant to
8 this section in order to facilitate the timely reentry of the pupil in
9 their prior school after the emergency event has ended.

10 (D) This paragraph applies to school districts, county offices of
11 education, and charter schools.

12 (b) It is the intent of the Legislature that schools develop
13 comprehensive school safety plans using existing resources,
14 including the materials and services of the partnership, pursuant
15 to this chapter. It is also the intent of the Legislature that schools
16 use the handbook developed and distributed in partnership by the
17 department's Safe Schools and Violence Prevention Center and
18 the Attorney General's Crime and Violence Prevention Center
19 entitled "Safe Schools: A Planning Guide for Action" in
20 conjunction with developing their plan for school safety.

21 (c) Each schoolsite council or school safety planning committee,
22 in developing and updating a comprehensive school safety plan,
23 shall, where practical, consult, cooperate, and coordinate with
24 other schoolsite councils or school safety planning committees.

25 (d) The comprehensive school safety plan may be evaluated
26 and amended, as needed, by the school safety planning committee,
27 but shall be evaluated at least once a year, to ensure that the
28 comprehensive school safety plan is properly implemented. An
29 updated file of all safety-related plans and materials shall be readily
30 available for inspection by the public.

31 (e) As comprehensive school safety plans are reviewed and
32 updated, the Legislature encourages all plans, to the extent that
33 resources are available, to include policies and procedures aimed
34 at the prevention of bullying.

35 (f) The comprehensive school safety plan, as written and updated
36 by the schoolsite council or school safety planning committee,
37 shall be submitted for approval pursuant to subdivision (a) of
38 Section 32288.

39 (g) The department shall maintain and conspicuously post on
40 its internet website a compliance checklist for developing a

1 comprehensive school safety plan, and shall update the checklist
2 when necessary.

3 (h) On or before March 1, 2025, the Superintendent shall
4 develop and post on the department's internet website instructional
5 continuity plan guidance, including guidance for continued
6 academic and school engagement strategies during disruptions in
7 instruction due to emergencies.

8 *SEC. 5. Section 44010 of the Education Code is amended to*
9 *read:*

10 44010. "Sex offense," as used in Sections 44020, 44237, 44346,
11 44425, 44436, 44836, and 45123, means any one or more of the
12 offenses listed below:

13 (a) An offense defined in Section 220, 261, 261.5, ~~262~~, or 288.2,
14 subdivision (c) of Section 290, Section 311.2, 313.1, ~~or~~ 528.5,
15 647b, ~~or~~ subdivision (a) or (d) of Section 647, *or paragraph (2)*
16 *of subdivision (c) of Section 647.6*, of the Penal Code.

17 (b) An offense defined in former subdivision (5) of former
18 Section 647 of the Penal Code repealed by Chapter 560 of the
19 Statutes of 1961, or any offense defined in former subdivision (2)
20 of former Section 311 of the Penal Code repealed by Chapter 2147
21 of the Statutes of 1961, if the offense defined in those sections was
22 committed before September 15, 1961, to the same extent that an
23 offense committed before that date was a sex offense for the
24 purposes of this section before September 15, 1961.

25 (c) An offense defined in Section 314 of the Penal Code
26 committed on or after September 15, 1961.

27 (d) An offense defined in former subdivision (1) of former
28 Section 311 of the Penal Code repealed by Chapter 2147 of the
29 Statutes of 1961 committed on or after September 7, 1955, and
30 before September 15, 1961.

31 (e) An offense involving lewd and lascivious conduct under
32 Section 272 of the Penal Code committed on or after September
33 15, 1961.

34 (f) An offense involving lewd and lascivious conduct under
35 former Section 702 of the Welfare and Institutions Code repealed
36 by Chapter 1616 of the Statutes of 1961, if that offense was
37 committed before September 15, 1961, to the same extent that an
38 offense committed before that date was a sex offense for the
39 purposes of this section before September 15, 1961.

(g) An offense defined in Section 286 or 288a of the Penal Code before the effective date of the amendment of either section enacted at the 1975–76 Regular Session of the Legislature committed before the effective date of the amendment.

(h) An attempt to commit any of the offenses specified in this section.

(i) An offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this state, would have been punishable as one or more of the offenses specified in this section.

(j) A conviction for an offense resulting in the requirement to register as a sex offender pursuant to Section 290 of the Penal Code.

(k) Commitment as a mentally disordered sex offender under former Article 1 (commencing with Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare and Institutions Code, as repealed by Chapter 928 of the Statutes of 1981.

SEC. 6. Section 44051 is added to the Education Code, immediately following Section 44050, to read:

44051. (a) (1) A person applying for a noncertificated position at a school district, county office of education, charter school, state special school or diagnostic center operated by the department, or private school shall provide that prospective employer with a complete list of every school district, county office of education, charter school, state special school and diagnostic center operated by the department, and private school that the applicant has previously been an employee of.

(2) School districts, county offices of education, charter schools, state special schools and diagnostic centers operated by the department, and private schools considering an applicant for a noncertificated position shall inquire with each school district, county office of education, charter school, state special school and diagnostic center operated by the department, and private school that previously employed the applicant, as disclosed pursuant to paragraph (1), as to whether the applicant, while previously employed by the school district, county office of education, charter school, state special school or diagnostic center operated by the department, or private school was the subject of any credible complaints of, substantiated investigations into, or discipline for, egregious misconduct, as defined in paragraph (1) of subdivision

1 *(a) of Section 44932, that were required to be reported to the*
2 *Commission on Teacher Credentialing.*

3 *(3) School districts, county offices of education, charter schools,*
4 *state special schools and diagnostic centers operated by the*
5 *department, and private schools that have made a report of an*
6 *employee's egregious misconduct to the Commission on Teacher*
7 *Credentialing shall disclose this fact to a school district, county*
8 *office of education, charter school, state special school or*
9 *diagnostic center operated by the department, or private school*
10 *considering an application for employment from the employee,*
11 *upon inquiry, and, notwithstanding any other law, shall provide*
12 *the inquiring school district, county office of education, charter*
13 *school, state special school or diagnostic center operated by the*
14 *department, or private school with a copy of all relevant*
15 *information that was reported to the Commission on Teacher*
16 *Credentialing, within its possession.*

17 *(b) For purposes of this section, noncertificated employees*
18 *include noncertificated temporary employees regardless of the*
19 *length of their employment.*

20 *SEC. 7. Section 44052 is added to the Education Code,*
21 *immediately following Section 44051, to read:*

22 *44052. (a) On or before July 1, 2027, the commission shall*
23 *develop and establish a statewide data system that includes all of*
24 *the following information for individuals serving in a*
25 *noncertificated position for a school district, county office of*
26 *education, charter school, state special school or diagnostic center*
27 *operated by the department, or private school:*

28 *(1) The name, date of birth, and a unique identification number*
29 *of the noncertificated employee.*

30 *(2) The name of the employer.*

31 *(3) The starting date, ending date, if applicable, and title for*
32 *each position held by the noncertificated employee.*

33 *(4) The name of any employer that conducted an employee*
34 *investigation for egregious misconduct, as defined in Section*
35 *44932, that resulted in evidence for a substantiated report, as*
36 *defined in Section 11165.12 of the Penal Code, on or after January*
37 *1, 2027.*

38 *(5) The date an investigation described in paragraph (4) was*
39 *commenced.*

1 (6) *The date a substantiated report described in paragraph (4)*
2 *was filed.*

3 (b) *The statewide data system established pursuant to*
4 *subdivision (a) shall be accessible to all school district, county*
5 *office of education, charter school, department-operated state*
6 *special school and diagnostic center personnel who are responsible*
7 *for employment, employee investigations, or hiring decisions.*

8 (c) *Within 30 calendar days of hiring an individual for a*
9 *noncertificated position, or the start of a new or additional*
10 *noncertificated position, the employer shall provide the name,*
11 *title, and start date of the noncertificated position held to the*
12 *statewide data system established pursuant to subdivision (a).*

13 (d) *Within 10 calendar days of a noncertificated employee*
14 *leaving a position, the employer shall provide the final date of*
15 *employment or final date in a specific noncertificated position to*
16 *the statewide data system established pursuant to subdivision (a).*

17 (e) (1) *Following the start of an investigation of egregious*
18 *misconduct, the employer shall submit notice to the statewide data*
19 *system established pursuant to subdivision (a) that an investigation*
20 *was commenced.*

21 (2) *Statewide data system records shall indicate a pending status*
22 *until the investigation results in a substantiated report.*

23 (3) *Only substantiated reports shall result in a record in the*
24 *statewide data system indicating the employer organization and*
25 *position for which the investigation was conducted. No other*
26 *investigatory outcomes shall result in a permanent record in the*
27 *statewide data system indicating a substantiated report.*

28 (f) *For purposes of this section, “employer” means a school*
29 *district, county office of education, charter school, state special*
30 *school or diagnostic center operated by the department, or private*
31 *school.*

32 SEC. 8. *Section 44691 of the Education Code, as added by*
33 *Section 2 of Chapter 814 of the Statutes of 2024, is amended to*
34 *read:*

35 44691. (a) *The State Department of Education, in consultation*
36 *with the Office of Child Abuse Prevention in the State Department*
37 *of Social Services, shall do all of the following:*

38 (1) *Develop and disseminate information to all school districts,*
39 *county offices of education, state special schools and diagnostic*
40 *centers operated by the State Department of Education, and charter*

1 schools, and their school personnel in California, regarding the
2 detection and reporting of child abuse, and post on the department's
3 internet website links to existing training resources.

4 (2) Provide statewide guidance on the responsibilities of
5 mandated reporters who are school personnel in accordance with
6 the Child Abuse and Neglect Reporting Act (Article 2.5
7 (commencing with Section 11164) of Chapter 2 of Title 1 of Part
8 4 of the Penal Code). This guidance shall include, but not
9 necessarily be limited to, both of the following:

10 (A) Information on the identification of child abuse and neglect.

11 (B) Reporting requirements for child abuse and neglect.

12 (b) (1) The State Department of Education shall develop and
13 disseminate information to all school districts, county offices of
14 education, state special schools and diagnostic centers operated
15 by the State Department of Education, and charter schools, and
16 their school personnel in California, regarding the prevention of
17 abuse, including sexual abuse, of children on school grounds, by
18 school personnel, or in school-sponsored programs.

19 (2) The State Department of Education shall develop appropriate
20 means of instructing school personnel regarding the prevention of
21 abuse, including sexual abuse, of children on school grounds, by
22 school personnel, or in school-sponsored programs.

23 (c) School districts, county offices of education, state special
24 schools and diagnostic centers operated by the State Department
25 of Education, and charter schools shall do the following:

26 (1) (A) Provide annual training, using the online training
27 module provided by the State Department of Social Services or as
28 provided in subdivision (d), to their employees and persons
29 working on their behalf who are mandated reporters, as defined
30 in Section 11165.7 of the Penal Code, pursuant to this section and
31 subdivision (d) of Section 11165.7 of the Penal Code on the
32 mandated reporting requirements. This training shall include
33 information that failure to report an incident of known or
34 reasonably suspected child abuse or neglect, as required by Section
35 11166 of the Penal Code, is a misdemeanor punishable by up to
36 six months confinement in a county jail, or by a fine of one
37 thousand dollars (\$1,000), or by both that imprisonment and fine.

38 (B) Provide annual training on the prevention of abuse, including
39 sexual abuse, of children on school grounds, by school personnel,
40 or in school-sponsored programs.

1 (C) The training provided pursuant to subparagraphs (A) and
2 (B) shall be provided to school personnel hired during the course
3 of the school year.

4 (D) It is the intent of the Legislature that the child abuse
5 prevention content, as added by Assembly Bill 1913 of the 2023–24
6 Regular Session, will not add to the duration of training
7 requirements pursuant to this section, as it read on January 1, 2024,
8 but instead only alter the content of those training requirements.

9 (2) Develop a process for all persons required to receive training
10 pursuant to this section to provide proof of completing the training
11 within the first six weeks of each school year or within the first
12 six weeks of that person’s employment. The process developed
13 under this paragraph may include, but not necessarily be limited
14 to, the use of a sign-in sheet or the submission of a certificate of
15 completion to the applicable governing board or body of the school
16 district, county office of education, state special school and
17 diagnostic center, or charter school.

18 (d) School districts, county offices of education, state special
19 schools and diagnostic centers operated by the State Department
20 of Education, and charter schools that do not use the online training
21 module provided by the State Department of Social Services shall
22 report to the State Department of Education the training being used
23 in its place.

24 (e) This section shall become operative on July 1, 2025.

25 (f) *This section shall become inoperative on July 1, 2026, and,*
26 *as of January 1, 2027, is repealed.*

27 *SEC. 9. Section 44691 is added to the Education Code, to read:*

28 *44691. (a) The Superintendent, in consultation with the Office*
29 *of Child Abuse Prevention in the State Department of Social*
30 *Services, shall do all of the following:*

31 *(1) Develop and disseminate information to all school districts,*
32 *county offices of education, state special schools and diagnostic*
33 *centers operated by the State Department of Education, private*
34 *schools, and charter schools, and their school personnel and*
35 *volunteers in California, regarding the detection and reporting of*
36 *child abuse and assault, and post on the department’s internet*
37 *website links to existing training resources.*

38 *(2) Provide statewide guidance on the responsibilities of*
39 *mandated reporters who are school personnel in accordance with*
40 *the Child Abuse and Neglect Reporting Act (Article 2.5*

1 *(commencing with Section 11164) of Chapter 2 of Title 1 of Part*
2 *4 of the Penal Code). This guidance shall include, but not*
3 *necessarily be limited to, both of the following:*

4 *(A) Information on the identification of child abuse and neglect*
5 *and child sexual abuse and assault.*

6 *(B) Reporting requirements for child abuse and neglect and*
7 *child sexual abuse and assault.*

8 *(b) (1) The Superintendent shall develop and disseminate*
9 *information to all school districts, county offices of education,*
10 *state special schools and diagnostic centers operated by the State*
11 *Department of Education, private schools, and charter schools,*
12 *and their school personnel and volunteers in California, regarding*
13 *the prevention of abuse, including sexual abuse and assault, of*
14 *children on school grounds, by school personnel and volunteers,*
15 *or in school-sponsored programs.*

16 *(2) The State Department of Education shall develop appropriate*
17 *means of instructing school personnel regarding the prevention*
18 *of abuse, including sexual abuse, of children on school grounds,*
19 *by school personnel, or in school-sponsored programs.*

20 *(c) School districts, county offices of education, state special*
21 *schools and diagnostic centers operated by the State Department*
22 *of Education, private schools, and charter schools shall do the*
23 *following:*

24 *(1) (A) Provide annual training, using the online training*
25 *module provided by the State Department of Social Services or as*
26 *provided in subdivision (d), to their employees, volunteers, and*
27 *persons working on their behalf who are mandated reporters, as*
28 *defined in Section 11165.7 of the Penal Code, pursuant to this*
29 *section and subdivision (d) of Section 11165.7 of the Penal Code*
30 *on the mandated reporting requirements. This training shall*
31 *include information that failure to report an incident of known or*
32 *reasonably suspected child abuse or neglect, as required by Section*
33 *11166 of the Penal Code, is a misdemeanor punishable by up to*
34 *six months confinement in a county jail, or by a fine of one*
35 *thousand dollars (\$1,000), or by both that imprisonment and fine.*

36 *(B) Provide annual training on the prevention of abuse,*
37 *including sexual abuse and assault, of children on school grounds,*
38 *by school personnel and volunteers, or in school-sponsored*
39 *programs.*

1 (C) The training provided pursuant to subparagraphs (A) and
2 (B) shall be provided to school personnel hired during the course
3 of the school year and to volunteers upon commencing volunteer
4 services.

5 (D) It is the intent of the Legislature that the child abuse
6 prevention content, as added by Assembly Bill 1913 of the 2023–24
7 Regular Session, will not add to the duration of training
8 requirements pursuant to this section, as it read on January 1,
9 2024, but instead only alter the content of those training
10 requirements.

11 (2) Develop a process for all persons required to receive
12 training pursuant to this section to provide proof of completing
13 the training within the first six weeks of each school year or within
14 the first six weeks of that person's employment, or within six week
15 of commencing volunteer services. The process developed under
16 this paragraph may include, but not necessarily be limited to, the
17 use of a sign-in sheet or the submission of a certificate of
18 completion to the applicable governing board or body of the school
19 district, county office of education, state special school or
20 diagnostic center operated by the State Department of Education,
21 private school, or charter school.

22 (d) (1) School districts, county offices of education, state special
23 schools and diagnostic centers operated by the State Department
24 of Education, private schools, and charter schools that do not use
25 the online training module provided by the State Department of
26 Social Services shall use an equivalent training module developed
27 specifically to meet the requirements of this section and report
28 that training to the Superintendent.

29 (2) The alternative training module shall be approved by the
30 public entity risk pool joint powers authority or liability insurance
31 provider used by the school district, county office of education,
32 state special school or diagnostic center operated by the State
33 Department of Education, private school, or charter school.

34 (e) This section shall become operative on July 1, 2026.

35 SEC. 10. Section 44939.5 of the Education Code is amended
36 to read:

37 44939.5. (a) School districts, county offices of education,
38 charter schools, ~~and~~ state special schools and diagnostic centers
39 operated by the department, and private schools shall not enter
40 into an agreement that would prevent a mandatory report of

1 egregious misconduct, as defined in paragraph (1) of subdivision
2 (a) of Section 44932, to the Commission on Teacher Credentialing
3 or any other state or federal agency.

4 (b) School districts, county offices of education, charter schools,
5 ~~and state special schools~~ *and diagnostic centers operated by the*
6 *department, and private schools* shall not expunge from an
7 employee's personnel file, nor shall they enter into an agreement
8 that would authorize expunging from an employee's personnel
9 file, credible complaints of, substantiated investigations into, or
10 discipline for, egregious misconduct, as defined in paragraph (1)
11 of subdivision (a) of Section 44932. This prohibition does not
12 preclude removing, or entering into an agreement to remove,
13 documents containing allegations that have been the subject of a
14 hearing before an arbitrator, school board, personnel commission,
15 Commission on Professional Competence, or administrative law
16 judge, in which the employee prevailed, the allegations were
17 determined to be false, not credible, or unsubstantiated, or a
18 determination was made that the discipline was not warranted.

19 (c) (1) A person applying for a certificated position at a school
20 district, county office of education, charter school, ~~or state special~~
21 ~~school~~ *or diagnostic center operated by the department, or private*
22 *school* shall provide that prospective employer with a complete
23 list of every school district, county office of education, charter
24 school, ~~and state special school~~ *or diagnostic center operated by*
25 *the department, and private school* that the applicant has previously
26 been an employee of.

27 (2) School districts, county offices of education, charter schools,
28 ~~and state special schools~~ *and diagnostic centers operated by the*
29 *department, and private schools* considering an applicant for a
30 certificated position shall inquire with each school district, county
31 office of education, charter school, ~~and state special school~~ *and*
32 *diagnostic center operated by the department, and private school*
33 that previously employed the applicant, as disclosed pursuant to
34 paragraph (1), as to whether the applicant, while previously
35 employed by the ~~local educational agency,~~ *school district, county*
36 *office of education, charter school, state special school or*
37 *diagnostic center operated by the department, or private school*
38 was the subject of any credible complaints of, substantiated
39 investigations into, or discipline for, egregious misconduct, as
40 defined in paragraph (1) of subdivision (a) of Section 44932, that

1 were required to be reported to the Commission on Teacher
2 Credentialing.

3 (3) School districts, county offices of education, charter schools,
4 ~~and state special schools and diagnostic centers operated by the~~
5 ~~department, and private schools~~ that have made a report of an
6 employee's egregious misconduct to the Commission on Teacher
7 Credentialing shall disclose this fact to a school district, county
8 office of education, charter school, ~~or state special school or~~
9 ~~diagnostic center operated by the department, or private school~~
10 considering an application for employment from the employee,
11 upon inquiry, and, notwithstanding any other law, shall provide
12 the inquiring ~~local educational agency~~ school district, county office
13 of education, charter school, state special school or diagnostic
14 center operated by the department, or private school with a copy
15 of all relevant information that was reported to the Commission
16 on Teacher Credentialing, within its possession.

17 (d) Any school employee who alleges that another school
18 employee has engaged in egregious misconduct, as defined in
19 paragraph (1) of subdivision (a) of Section 44932, knowing at the
20 time of making the allegation that the allegation was false, shall
21 be subject to certificate revocation, if applicable.

22 *SEC. 11. Section 51950 of the Education Code is amended to*
23 *read:*

24 51950. (a) ~~A-Except as required by subdivision (d), a school~~
25 district may provide abuse, including sexual ~~abuse~~, ~~abuse and~~
26 ~~assault~~, and human trafficking prevention education.

27 (b) For purposes of this section, "abuse, including sexual ~~abuse~~,
28 ~~abuse and assault~~, and human trafficking prevention education"
29 means instruction on the prevalence and nature of abuse, including
30 sexual ~~abuse~~, ~~abuse and assault~~, and human trafficking, strategies
31 to reduce risk, techniques to set healthy boundaries, and how to
32 safely seek assistance.

33 (c) *The Superintendent, in consultation with the Office of Child*
34 *Abuse Prevention in the State Department of Social Services, local*
35 *educational agencies, and public entity risk pool joint powers*
36 *authorities that provide risk management services to California*
37 *schools, shall do all of the following:*

38 (1) *On or before July 1, 2026, develop, disseminate to all school*
39 *districts, county offices of education, charter schools, state special*
40 *schools and diagnostic centers operated by the department, and*

1 *private schools, and post on the department's internet website,*
2 *resources and information regarding all of the following:*

3 *(A) Building awareness and understanding of appropriate*
4 *boundaries regarding adult-to-pupil interactions and relationships.*

5 *(B) Building awareness and understanding of appropriate*
6 *professional boundaries between pupils and school personnel and*
7 *volunteers.*

8 *(C) Building awareness and understanding of appropriate*
9 *pupil-to-pupil interactions and relationships.*

10 *(D) Building awareness and understanding of the detection and*
11 *indicators of inappropriate behaviors in adults and pupils, and*
12 *strategies to reduce risk and establish healthy boundaries.*

13 *(E) Options to report child abuse and assault, and inappropriate*
14 *interactions and relationships, and to safely seek assistance.*

15 *(2) On or before July 1, 2026, develop guidance on the*
16 *appropriate means of instructing pupils regarding the prevention*
17 *of abuse, including sexual abuse and assault, of pupils, consistent*
18 *with all of the following:*

19 *(A) The instruction shall be age appropriate and differentiated*
20 *by grade and instructional setting.*

21 *(B) The instruction shall include the prevention of abuse,*
22 *including sexual abuse and assault, of children at home, in the*
23 *community, on school grounds, by school personnel, other pupils,*
24 *and school volunteers, or in school-sponsored programs.*

25 *(C) The instruction shall be delivered by certificated personnel*
26 *who do not otherwise have regular contact with the pupils receiving*
27 *the instruction and who have received training described in*
28 *subdivision (h).*

29 *(d) Commencing July 1, 2027, school districts, county offices*
30 *of education, charter schools, state special schools and diagnostic*
31 *centers operated by the department, and private schools shall*
32 *provide annual in-person instruction, using the resources,*
33 *information, and guidance developed and disseminated by the*
34 *Superintendent pursuant to subdivision (c), to all enrolled pupils.*

35 ~~(e)~~

36 *(e) A parent or guardian of a pupil shall have the right to excuse*
37 ~~his or her~~ *their child from all or part of abuse, including sexual*
38 *abuse, and human trafficking prevention education, and*
39 *assessments related to that education, and from the instruction*
40 *described in subdivision (d), consistent with Section 51938.*

1 ~~(d)~~

2 (f) The ~~department~~ *Superintendent* may make available on the
3 department's ~~Internet Web site~~ *internet website* information about
4 the education described in this section, resources on abuse,
5 including sexual ~~abuse~~, *abuse and assault*, and human trafficking
6 prevention for professional learning purposes, and relevant
7 materials for parents, guardians, and other caretakers of pupils.

8 ~~(e)~~

9 (g) A school district is encouraged to collaborate with its
10 county's child welfare probation, mental health, public health, and
11 sheriff's departments, juvenile court, and office of education on
12 intervention programs for pupils and other minors.

13 ~~(f)~~

14 (h) As part of satisfying the requirements of Section 51934 that
15 education be provided by instructors trained in the appropriate
16 courses, as defined in Section 51931, continuation training shall
17 be available and conducted periodically to enable school district
18 personnel to learn about new developments in the understanding
19 of abuse, including sexual ~~abuse~~, *abuse and assault*, and human
20 trafficking, and to receive instruction on current prevention efforts
21 and methods. A school district is encouraged to include training
22 on early identification of abuse, including sexual abuse, and human
23 trafficking of pupils and other minors.

24 *SEC. 12. Section 288.3 of the Penal Code is amended to read:*

25 288.3. (a) Every person who contacts or communicates with
26 a minor, or attempts to contact or communicate with a minor, who
27 knows or reasonably should know that the person is a minor, with
28 intent to commit an offense specified in Section 207, 209, 261,
29 264.1, 273a, 286, 287, 288, 288.2, 289, 311.1, 311.2, 311.4 or
30 311.11, or former Section 288a, *or to otherwise commit a sex*
31 *offense identified pursuant to Section 44010 of the Education Code*,
32 involving the minor shall be punished by imprisonment in the state
33 prison for the term prescribed for an attempt to commit the intended
34 offense.

35 (b) As used in this section, "contacts or communicates with"
36 shall include direct and indirect contact or communication that
37 may be achieved personally or by use of an agent or agency, any
38 print medium, any postal service, a common carrier or
39 communication common carrier, any electronic communications
40 system, or any telecommunications, wire, computer, or radio

1 ~~communications device or system.~~ *system, including, but not*
2 *limited to, any social networking internet website or application.*

3 (c) A person convicted of a violation of subdivision (a) who has
4 previously been convicted of a violation of subdivision (a) shall
5 be punished by an additional and consecutive term of imprisonment
6 in the state prison for five years.

7 *SEC. 13. Section 11165.7 of the Penal Code is amended to*
8 *read:*

9 11165.7. (a) As used in this article, “mandated reporter” is
10 defined as any of the following:

11 ~~(1) A teacher.~~

12 ~~(2) An instructional aide.~~

13 ~~(3) A teacher’s aide or teacher’s assistant employed by a public~~
14 ~~or private school.~~

15 ~~(4) A classified employee of a public school.~~

16 ~~(5) An administrative officer or supervisor of child welfare and~~
17 ~~attendance, or a certificated pupil personnel employee of a public~~
18 ~~or private school.~~

19 *(1) An employee, volunteer, or governing board or body member*
20 *of a school district, county office of education, charter school, or*
21 *private school.*

22 *(2) An employee, volunteer, or board member of a public or*
23 *private contractor to a school district, county office of education,*
24 *charter school, or private school whose duties require contact or*
25 *supervision of pupils at that school district, county office of*
26 *education, charter school, or private school.*

27 *(3) An employee or volunteer assigned to a state special school*
28 *or diagnostic center operated by the State Department of*
29 *Education.*

30 *(4) [Reserved]*

31 *(5) [Reserved]*

32 *(6) An administrator of a public or private day camp.*

33 *(7) An administrator or employee of a public or private youth*
34 *center, youth recreation program, or youth organization.*

35 *(8) An administrator, board member, or employee of a public*
36 *or private organization whose duties require direct contact and*
37 *supervision of children, including a foster family agency.*

38 ~~(9) An employee of a county office of education or the State~~
39 ~~Department of Education whose duties bring the employee into~~
40 ~~contact with children on a regular basis.~~

- 1 (9) *[Reserved]*
- 2 (10) A licensee, an administrator, or an employee of a licensed
3 community care or child daycare facility.
- 4 (11) A Head Start program teacher.
- 5 (12) A licensing worker or licensing evaluator employed by a
6 licensing agency, as defined in Section 11165.11.
- 7 (13) A public assistance worker.
- 8 (14) An employee of a childcare institution, including, but not
9 limited to, foster parents, group home personnel, and personnel of
10 residential care facilities.
- 11 (15) A social worker, probation officer, or parole officer.
- 12 ~~(16) An employee of a school district police or security~~
13 ~~department.~~
- 14 (16) *[Reserved]*
- 15 (17) A person who is an administrator or presenter of, or a
16 counselor in, a child abuse prevention program in a public or
17 private school.
- 18 (18) A district attorney investigator, inspector, or local child
19 support agency caseworker, unless the investigator, inspector, or
20 caseworker is working with an attorney appointed pursuant to
21 Section 317 of the Welfare and Institutions Code to represent a
22 minor.
- 23 (19) A peace officer, as defined in Chapter 4.5 (commencing
24 with Section 830) of Title 3 of Part 2, who is not otherwise
25 described in this section.
- 26 (20) A firefighter, except for volunteer firefighters.
- 27 (21) A physician and surgeon, psychiatrist, psychologist, dentist,
28 resident, intern, podiatrist, chiropractor, licensed nurse, dental
29 hygienist, optometrist, marriage and family therapist, clinical social
30 worker, professional clinical counselor, or any other person who
31 is currently licensed under Division 2 (commencing with Section
32 500) of the Business and Professions Code.
- 33 (22) An emergency medical technician I or II, paramedic, or
34 other person certified pursuant to Division 2.5 (commencing with
35 Section 1797) of the Health and Safety Code.
- 36 (23) A psychological assistant registered pursuant to Section
37 2913 of the Business and Professions Code.
- 38 (24) A marriage and family therapist trainee, as defined in
39 subdivision (c) of Section 4980.03 of the Business and Professions
40 Code.

1 (25) An unlicensed associate marriage and family therapist
2 registered under Section 4980.44 of the Business and Professions
3 Code.

4 (26) A state or county public health employee who treats a minor
5 for venereal disease or any other condition.

6 (27) A coroner.

7 (28) A medical examiner or other person who performs
8 autopsies.

9 (29) A commercial film and photographic print or image
10 processor as specified in subdivision (e) of Section 11166. As used
11 in this article, “commercial film and photographic print or image
12 processor” means a person who develops exposed photographic
13 film into negatives, slides, or prints, or who makes prints from
14 negatives or slides, or who prepares, publishes, produces, develops,
15 duplicates, or prints any representation of information, data, or an
16 image, including, but not limited to, any film, filmstrip, photograph,
17 negative, slide, photocopy, videotape, video laser disc, computer
18 hardware, computer software, computer floppy disk, data storage
19 medium, CD-ROM, computer-generated equipment, or
20 computer-generated image, for compensation. The term includes
21 any employee of that person; it does not include a person who
22 develops film or makes prints or images for a public agency.

23 (30) A child visitation monitor. As used in this article, “child
24 visitation monitor” means a person who, for financial
25 compensation, acts as a monitor of a visit between a child and
26 another person when the monitoring of that visit has been ordered
27 by a court of law.

28 (31) An animal control officer or humane society officer. For
29 the purposes of this article, the following terms have the following
30 meanings:

31 (A) “Animal control officer” means a person employed by a
32 city, county, or city and county for the purpose of enforcing animal
33 control laws or regulations.

34 (B) “Humane society officer” means a person appointed or
35 employed by a public or private entity as a humane officer who is
36 qualified pursuant to Section 14502 or 14503 of the Corporations
37 Code.

38 (32) A clergy member, as specified in subdivision (d) of Section
39 11166. As used in this article, “clergy member” means a priest,

1 minister, rabbi, religious practitioner, or similar functionary of a
2 church, temple, or recognized denomination or organization.

3 (33) Any custodian of records of a clergy member, as specified
4 in this section and subdivision (d) of Section 11166.

5 (34) An employee of any police department, county sheriff's
6 department, county probation department, or county welfare
7 department.

8 (35) An employee or volunteer of a Court Appointed Special
9 Advocate program, as defined in Rule 5.655 of the California Rules
10 of Court.

11 (36) A custodial officer, as defined in Section 831.5.

12 (37) A person providing services to a minor child under Section
13 12300 or 12300.1 of the Welfare and Institutions Code.

14 (38) An alcohol and drug counselor. As used in this article, an
15 "alcohol and drug counselor" is a person providing counseling,
16 therapy, or other clinical services for a state licensed or certified
17 drug, alcohol, or drug and alcohol treatment program. However,
18 alcohol or drug abuse, or both alcohol and drug abuse, is not, in
19 and of itself, a sufficient basis for reporting child abuse or neglect.

20 (39) A clinical counselor trainee, as defined in subdivision (g)
21 of Section 4999.12 of the Business and Professions Code.

22 (40) An associate professional clinical counselor registered
23 under Section 4999.42 of the Business and Professions Code.

24 (41) An employee or administrator of a public or private
25 postsecondary educational institution, whose duties bring the
26 administrator or employee into contact with children on a regular
27 basis, or who supervises those whose duties bring the administrator
28 or employee into contact with children on a regular basis, as to
29 child abuse or neglect occurring on that institution's premises or
30 at an official activity of, or program conducted by, the institution.
31 Nothing in this paragraph shall be construed as altering the
32 lawyer-client privilege as set forth in Article 3 (commencing with
33 Section 950) of Chapter 4 of Division 8 of the Evidence Code.

34 (42) An athletic coach, athletic administrator, or athletic director
35 employed by any public or private school that provides any
36 combination of instruction for kindergarten, or grades 1 to 12,
37 inclusive.

38 (43) (A) A commercial computer technician as specified in
39 subdivision (e) of Section 11166. As used in this article,
40 "commercial computer technician" means a person who works for

1 a company that is in the business of repairing, installing, or
2 otherwise servicing a computer or computer component, including,
3 but not limited to, a computer part, device, memory storage or
4 recording mechanism, auxiliary storage recording or memory
5 capacity, or any other material relating to the operation and
6 maintenance of a computer or computer network system, for a fee.

7 An employer who provides an electronic communications service
8 or a remote computing service to the public shall be deemed to
9 comply with this article if that employer complies with Section
10 2258A of Title 18 of the United States Code.

11 (B) An employer of a commercial computer technician may
12 implement internal procedures for facilitating reporting consistent
13 with this article. These procedures may direct employees who are
14 mandated reporters under this paragraph to report materials
15 described in subdivision (e) of Section 11166 to an employee who
16 is designated by the employer to receive the reports. An employee
17 who is designated to receive reports under this subparagraph shall
18 be a commercial computer technician for purposes of this article.

19 A commercial computer technician who makes a report to the
20 designated employee pursuant to this subparagraph shall be deemed
21 to have complied with the requirements of this article and shall be
22 subject to the protections afforded to mandated reporters, including,
23 but not limited to, those protections afforded by Section 11172.

24 (44) Any athletic coach, including, but not limited to, an
25 assistant coach or a graduate assistant involved in coaching, at
26 public or private postsecondary educational institutions.

27 (45) An individual certified by a licensed foster family agency
28 as a certified family home, as defined in Section 1506 of the Health
29 and Safety Code.

30 (46) An individual approved as a resource family, as defined in
31 Section 1517 of the Health and Safety Code and Section 16519.5
32 of the Welfare and Institutions Code.

33 (47) A qualified autism service provider, a qualified autism
34 service professional, or a qualified autism service paraprofessional,
35 as defined in Section 1374.73 of the Health and Safety Code and
36 Section 10144.51 of the Insurance Code.

37 (48) A human resource employee of a business subject to Part
38 2.8 (commencing with Section 12900) of Division 3 of Title 2 of
39 the Government Code that employs minors. For purposes of this
40 section, a “human resource employee” is the employee or

1 employees designated by the employer to accept any complaints
2 of misconduct as required by Chapter 6 (commencing with Section
3 12940) of Part 2.8 of Division 3 of Title 2 of the Government
4 Code.

5 (49) An adult person whose duties require direct contact with
6 and supervision of minors in the performance of the minors' duties
7 in the workplace of a business subject to Part 2.8 (commencing
8 with Section 12900) of Division 3 of Title 2 of the Government
9 Code is a mandated reporter of sexual abuse, as defined in Section
10 11165.1. Nothing in this paragraph shall be construed to modify
11 or limit the person's duty to report known or suspected child abuse
12 or neglect when the person is acting in some other capacity that
13 would otherwise make the person a mandated reporter.

14 (b) Except as provided in ~~paragraph~~ *paragraphs (1), (2), (3),*
15 *and (35)* of subdivision (a), volunteers of public or private
16 organizations whose duties require direct contact with and
17 supervision of children are not mandated reporters but are
18 encouraged to obtain training in the identification and reporting
19 of child abuse and neglect and are further encouraged to report
20 known or suspected instances of child abuse or neglect to an agency
21 specified in Section 11165.9.

22 (c) (1) Except as provided in subdivision (d) and paragraph (2),
23 employers are strongly encouraged to provide their employees
24 who are mandated reporters with training in the duties imposed
25 by this article. This training shall include training in child abuse
26 and neglect identification and training in child abuse and neglect
27 reporting. Whether or not employers provide their employees with
28 training in child abuse and neglect identification and reporting,
29 the employers shall provide their employees who are mandated
30 reporters with the statement required pursuant to subdivision (a)
31 of Section 11166.5.

32 (2) Employers subject to paragraphs (48) and (49) of subdivision
33 (a) shall provide their employees who are mandated reporters with
34 training in the duties imposed by this article. This training shall
35 include training in child abuse and neglect identification and
36 training in child abuse and neglect reporting. The training
37 requirement may be met by completing the general online training
38 for mandated reporters offered by the Office of Child Abuse
39 Prevention in the State Department of Social Services.

(d) Pursuant to Section 44691 of the Education Code, school districts, county offices of education, state special schools and diagnostic centers operated by the State Department of Education, ~~and charter schools~~ *schools, and, commencing July 1, 2026, private schools*, shall annually train their employees and persons working on their behalf specified in subdivision (a) in the duties of mandated reporters under the child abuse reporting laws. The training shall include, but not necessarily be limited to, training in child abuse and neglect identification and child abuse and neglect reporting.

(e) (1) On and after January 1, 2018, pursuant to Section 1596.8662 of the Health and Safety Code, a childcare licensee applicant shall take training in the duties of mandated reporters under the child abuse reporting laws as a condition of licensure, and a childcare administrator or an employee of a licensed child daycare facility shall take training in the duties of mandated reporters during the first 90 days when that administrator or employee is employed by the facility.

(2) A person specified in paragraph (1) who becomes a licensee, administrator, or employee of a licensed child daycare facility shall take renewal mandated reporter training every two years following the date on which that person completed the initial mandated reporter training. The training shall include, but not necessarily be limited to, training in child abuse and neglect identification and child abuse and neglect reporting.

(f) Unless otherwise specifically provided, the absence of training shall not excuse a mandated reporter from the duties imposed by this article.

(g) Public and private organizations are encouraged to provide their volunteers whose duties require direct contact with and supervision of children with training in the identification and reporting of child abuse and neglect.

SEC. 14. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution for certain costs that may be incurred by a local agency or school district because, in that regard, this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within

1 *the meaning of Section 6 of Article XIII B of the California*
2 *Constitution.*

3 *However, if the Commission on State Mandates determines that*
4 *this act contains other costs mandated by the state, reimbursement*
5 *to local agencies and school districts for those costs shall be made*
6 *pursuant to Part 7 (commencing with Section 17500) of Division*
7 *4 of Title 2 of the Government Code.*

8 ~~SECTION 1. It is the intent of the Legislature to enact future~~
9 ~~legislation relating to Title IX of the Education Amendments of~~
10 ~~1972.~~