

AMENDED IN SENATE MAY 23, 2025

AMENDED IN SENATE MAY 1, 2025

AMENDED IN SENATE MARCH 26, 2025

**SENATE BILL**

**No. 848**

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**Introduced by Senator Pérez**

February 21, 2025

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An act to amend Sections 32280, 32281, 32282, 44010, 44830.1, 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 Section 11165.7 of the Penal Code, relating to pupil safety.

LEGISLATIVE COUNSEL'S DIGEST

SB 848, as amended, Pérez. Pupil safety: school employee misconduct: child abuse prevention.

(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 schoolsite 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~~, *offenses*, 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 retaining 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.

In addition to any other prohibition or provision, existing law prohibits a person who has been convicted of a violent or serious felony from being hired by a school district, as defined, or charter school in a position requiring certification qualifications or supervising positions requiring certification qualifications, and prohibits a school district, as defined, or charter school from retaining in employment a current certificated employee who has been convicted of a violent or serious felony, and who is a temporary employee, a substitute employee, or a probationary employee serving before March 15 of the employee’s second probationary year, as provided.

This bill would apply those same prohibitions to persons who have been convicted of sex offenses, as defined, as provided. To the extent the bill would impose additional duties on local educational agencies, 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~~ *additionally apply those provisions to private schools and diagnostic centers operated by the State Department of Education to those provisions. Education.*

Existing law 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 *additionally* 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 specials 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, *and contingent upon an appropriation for these purposes in the annual Budget Act or another statute*, to develop a statewide data system that includes information relating to investigations of allegations of egregious misconduct of individuals serving in a noncertificated position for a private school employer or local educational agency, as defined. *The bill would require the commission to serve only as the data administrator for records submitted to the systemwide data system and to ensure the secure operation and technical accuracy of the statewide data system.* The bill would require local educational agency employers and private school employers, following both the start of, and completion

of, an investigation of egregious misconduct, to submit notice to the statewide data system, as provided. The bill would require substantiated reports of egregious misconduct and employee departures from employment during investigations to be recorded in the statewide data system, and would prohibit the recording in the statewide data system of investigations of egregious misconduct that result in an unfounded or inconclusive report, as provided. The bill would require those local educational agencies and private school organizations that are responsible for employment, employee investigations, or hiring decisions to review the statewide data system to determine whether an investigation resulted in a substantiated report of egregious misconduct before hiring an individual for a noncertificated position. By imposing additional duties on local educational agencies, the bill would impose a state-mandated local program. *The bill would prohibit the commission from being responsible for verifying the truthfulness or legal sufficiency of the information submitted by local educational agency employers or private school employers.*

This bill would, on or before July 1, 2026, require each governing board of a school district, county board of 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 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~~, *department*, 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, *additionally* 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, 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) employees, certain volunteers, and governing board or body members of a school district, county office of education, charter school, or private school, (B) employees, certain volunteers, and board members of public and private contractors 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) employees and certain volunteers 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.

(7) 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.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: 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 districts,  
9 schools operated by county offices of education, charter schools,  
10 private schools, and state special schools and diagnostic centers  
11 operated by the department be safe and nurturing places for pupils  
12 that are free of fear and threats of violence and free of violent  
13 crimes and sexual offenses committed by, or intended to be  
14 committed by, other pupils, school employees, volunteers, and  
15 contractors.

16     (b) On or before July 1, 2026, each governing board of a school  
17 district, county board of education, and governing body of a charter  
18 school or private school, and the department, for purposes of state  
19 special schools and diagnostic centers operated by the department,  
20 shall do both of the following:

21     (1) Adopt written policies that promote safe environments for  
22 pupil learning and engagement, consistent with the legislative  
23 intent specified in subdivision (a), and that do both of the  
24 following:

25     (A) Explicitly address professional boundaries (i) between pupils  
26 and school employees, adult volunteers, and school contractors,  
27 (ii) among and between pupils, and (iii) among and between adults  
28 employed, volunteering, or under contract.

29     (B) Establish appropriate limits on contact during or outside of  
30 the schoolday between pupils and school employees, volunteers,  
31 and school contractors via social media internet platforms, text  
32 messaging, and other forms of communication that do not otherwise  
33 include the pupil's parent or guardian. The policies may vary the  
34 limitations based on the age or grade of the pupil.

35     (2) Adopt written policies, plans, or specifications regarding  
36 school facilities, and the furnishing of school facilities, that address  
37 classroom and nonclassroom environments to promote safe

1 environments for learning and engagement that are easily  
2 supervised.

3 (c) School districts, county offices of education, and charter  
4 schools are encouraged to work with their public entity risk pool  
5 joint powers authority or insurance provider to identify and adopt  
6 best practices known to prevent violent crimes, injury, sex offenses,  
7 and egregious misconduct.

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

9 (1) “Sex offense” has the same meaning as defined in Section  
10 44010.

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

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

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

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

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

21 (D) A serious felony pursuant to subdivision (c) of Section  
22 1192.7 of the Penal Code.

23 SEC. 2. Section 32280 of the Education Code is amended to  
24 read:

25 32280. (a) It is the intent of the Legislature that all California  
26 public schools teaching kindergarten or any of grades 1 to 12,  
27 inclusive, operated by a school district, in cooperation with local  
28 law enforcement agencies, community leaders, parents, pupils,  
29 teachers, administrators, classified employees, local emergency  
30 medical services personnel, the school’s public entity risk pool  
31 joint powers authority or insurance provider, and other persons  
32 who may be interested in the health and safety of pupils and the  
33 prevention of campus crime and violence, develop a comprehensive  
34 school safety plan that addresses the safety concerns identified  
35 through a systematic planning process.

36 (b) It is also the intent of the Legislature that all school staff be  
37 trained on the comprehensive school safety plan.

38 (c) For the purposes of this section, law enforcement agencies  
39 include local police departments, county sheriffs’ offices, school

1 district police or security departments, probation departments, and  
2 district attorneys' offices.

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

8 SEC. 3. Section 32281 of the Education Code is amended to  
9 read:

10 32281. (a) Each school district and county office of education  
11 is responsible for the overall development of all comprehensive  
12 school safety plans for its schools operating kindergarten or any  
13 of grades 1 to 12, inclusive.

14 (b) (1) Except as provided in subdivision (d) with regard to a  
15 small school district, the schoolsite council established pursuant  
16 to former Section 52012, as it existed before July 1, 2005, or  
17 Section 52852 shall write and develop a comprehensive school  
18 safety plan relevant to the needs and resources of that particular  
19 school.

20 (2) The schoolsite council may delegate this responsibility to a  
21 school safety planning committee made up of the following  
22 members:

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

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

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

27 (D) One classified employee who is a representative of the  
28 recognized classified employee organization.

29 (E) Other members, if desired.

30 (3) The schoolsite council shall consult with a representative  
31 from a law enforcement agency, a fire department, and other first  
32 responder entities in the writing and development of the  
33 comprehensive school safety plan. The comprehensive school  
34 safety plan and any updates to the plan shall be shared with the  
35 law enforcement agency, the fire department, and the other first  
36 responder entities.

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

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

3 (d) Subdivision (b) shall not apply to a small school district if  
4 the small school district develops a districtwide comprehensive  
5 school safety plan that is applicable to each schoolsite.

6 (e) (1) When a principal or their designee, including the  
7 principal of a charter school or their designee, verifies through  
8 local law enforcement officials that a report has been filed of the  
9 occurrence of a violent crime or sex offense on the schoolsite of  
10 an elementary or secondary school at which they are the principal,  
11 the principal or the principal's designee may send to each pupil's  
12 parent or legal guardian and each school employee a written notice  
13 of the occurrence and general nature of the crime. If the principal  
14 or their designee chooses to send the written notice, the Legislature  
15 encourages the notice be sent no later than the end of business on  
16 the second regular workday after the verification. If, at the time  
17 of verification, local law enforcement officials determine that  
18 notification of the violent crime or sex offense would hinder an  
19 ongoing investigation, the notification authorized by this  
20 subdivision shall be made within a reasonable period of time, to  
21 be determined by the local law enforcement agency and the school  
22 district or charter school, as applicable.

23 (2) This subdivision does not create any liability in a school  
24 district, charter school, or their employees for complying with  
25 paragraph (1).

26 (f) (1) Notwithstanding subdivision (b), a school district or  
27 county office of education may, in consultation with law  
28 enforcement officials, elect to not have its schoolsite council  
29 develop and write those portions of its comprehensive school safety  
30 plan that include tactical responses to criminal incidents that may  
31 result in death or serious bodily injury at the schoolsite. The  
32 portions of a comprehensive school safety plan that include tactical  
33 responses to criminal incidents may be developed by administrators  
34 of the school district or county office of education in consultation  
35 with law enforcement officials and with a representative of an  
36 exclusive bargaining unit of employees of that school district or  
37 county office of education, if the representative chooses to  
38 participate. The school district or county office of education may  
39 elect not to disclose those portions of the comprehensive school  
40 safety plan that include tactical responses to criminal incidents.

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

5 (3) This subdivision does not preclude the governing board of  
6 a school district or county office of education from conferring in  
7 a closed session with law enforcement officials pursuant to Section  
8 54957 of the Government Code to approve a tactical response plan  
9 developed in consultation with those officials pursuant to this  
10 subdivision. Any vote to approve the tactical response plan shall  
11 be announced in open session following the closed session.

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

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

15 (1) “Sex offense” has the same meaning as defined in Section  
16 44010.

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

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

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

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

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

27 (D) A serious felony pursuant to subdivision (c) of Section  
28 1192.7 of the Penal Code.

29 SEC. 4. Section 32282 of the Education Code is amended to  
30 read:

31 32282. (a) The comprehensive school safety plan shall include,  
32 but not be limited to, all of the following:

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

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

39 (2) Identifying appropriate strategies and programs that will  
40 provide or maintain a high level of school safety and address the

1 school's procedures for complying with existing laws related to  
2 school safety, which shall include the development of all of the  
3 following:

4 (A) (i) Child abuse reporting procedures consistent with Article  
5 2.5 (commencing with Section 11164) of Chapter 2 of Title 1 of  
6 Part 4 of the Penal Code.

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

12 (B) (i) Disaster procedures, routine and emergency, including  
13 adaptations for pupils with disabilities in accordance with the  
14 federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec.  
15 12101 et seq.), the federal Individuals with Disabilities Education  
16 Act (20 U.S.C. Sec. 1400 et seq.), and Section 504 of the federal  
17 Rehabilitation Act of 1973 (29 U.S.C. Sec. 794(a)). The disaster  
18 procedures shall also include, but not be limited to, all of the  
19 following:

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

27 (ia) A school building disaster plan, ready for implementation  
28 at any time, for maintaining the safety and care of pupils and staff.  
29 The department shall provide general direction to school districts  
30 and county offices of education on what to include in the school  
31 building disaster plan.

32 (ib) A drop procedure whereby each pupil and staff member  
33 takes cover under a table or desk, dropping to their knees, with the  
34 head protected by the arms, and the back to the windows. A drop  
35 procedure practice shall be held at least once a school quarter in  
36 elementary schools and at least once a semester in secondary  
37 schools.

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

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

4 (II) Establishing a procedure to allow a public agency, including  
5 the American Red Cross, to use school buildings, grounds, and  
6 equipment for mass care and welfare shelters during disasters or  
7 other emergencies affecting the public health and welfare. The  
8 school district or county office of education shall cooperate with  
9 the public agency in furnishing and maintaining the services as  
10 the school district or county office of education may deem  
11 necessary to meet the needs of the community.

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

29 (ib) Commencing with the 2026–27 fiscal year, the development  
30 by each public school, including a charter school, serving more  
31 than 50 pupils in kindergarten or any of grades 1 to 12, inclusive,  
32 that is in a high or very high fire hazard severity zone, identified  
33 pursuant to Section 51178 of the Government Code or Section  
34 4204 of the Public Resources Code, of a communication and  
35 evacuation plan, to be used in the event of an early notice  
36 evacuation warning, that allows enough time to evacuate all pupils  
37 and staff. These plans shall clearly identify a decision process to  
38 determine whether an evacuation order is appropriate.

39 (ic) For purposes of this subclause, “operational area” means  
40 an intermediate level of the state emergency services organization,

1 consisting of a county and all political subdivisions within the  
2 county area, that serves as a link in the system of communication  
3 and coordination between the state's emergency operation centers  
4 and the operating centers of the political subdivisions that make  
5 up the operational area, as described in subdivision (b) of Section  
6 8559 of the Government Code and Section 8605 of the Government  
7 Code.

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

16 (iii) (I) After the first evaluation or review, as applicable, for  
17 purposes of subdivision (d) and clause (ii) is conducted, and after  
18 each annual evaluation or review thereafter, a school employee, a  
19 pupil's parent, guardian, or educational rights holder, or a pupil  
20 themselves may bring concerns about an individual pupil's ability  
21 to access disaster safety procedures described in the comprehensive  
22 school safety plan or the school safety plan to the school principal.  
23 If the school principal determines there is merit to a concern, the  
24 principal shall direct the schoolsite council, school safety planning  
25 committee, or charter school, as applicable, to make appropriate  
26 modifications to the comprehensive school safety plan or school  
27 safety plan, as applicable, during the evaluation of the  
28 comprehensive school safety plan pursuant to subdivision (d) or  
29 the review of the school safety plan pursuant to clause (iii) of  
30 subparagraph (F) of paragraph (5) of subdivision (c) of Section  
31 47605 or clause (iii) of subparagraph (G) of paragraph (5) of  
32 subdivision (b) of Section 47605.6, as applicable. The school  
33 principal may direct the schoolsite council, the school safety  
34 planning committee, or the charter school, as applicable, to make  
35 such modifications before the evaluation of the comprehensive  
36 school safety plan pursuant to subdivision (d) or the review of the  
37 school safety plan pursuant to clause (iii) of subparagraph (F) of  
38 paragraph (5) of subdivision (c) of Section 47605 or clause (iii)  
39 of subparagraph (G) of paragraph (5) of subdivision (b) of Section  
40 47605.6, as applicable.



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

6 (iv) All deliberations of the schoolsite council, school safety  
7 planning committee, or charter school, as applicable, related to  
8 individual pupils with disabilities for purposes of the requirements  
9 of clauses (i) to (iii), inclusive, shall be subject to applicable state  
10 and federal laws regarding the privacy of pupil information.

11 (C) Policies pursuant to subdivision (d) of Section 48915 for  
12 pupils who committed an act listed in subdivision (c) of Section  
13 48915 and other school-designated serious acts that would lead to  
14 suspension, expulsion, or mandatory expulsion recommendations  
15 pursuant to Article 1 (commencing with Section 48900) of Chapter  
16 6 of Part 27 of Division 4 of Title 2.

17 (D) Procedures to notify teachers of dangerous pupils pursuant  
18 to Section 49079.

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

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

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

37 (H) A safe and orderly environment conducive to learning at  
38 the school.

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

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

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

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

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

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

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

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

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

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

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

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

(VI) The provision of contact information for community-based resources, including local organizations with objectives to reduce gun violence or provide mental health counseling, to parents or

guardians, pupils, and staff who are negatively impacted by the drills, and, where available, prioritizing school-based resources.

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

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

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

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

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

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

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

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

1 (C) (i) For purposes of this paragraph, “temporarily reassigned”  
2 means temporarily reassigned to another local educational agency  
3 outside of the school district, but within the county or an  
4 immediately adjacent county, in which the pupil’s parent or  
5 guardian resides. Notwithstanding Section 48200 or any other law,  
6 a pupil who is temporarily reassigned shall be deemed to have  
7 complied with the residency requirements for attendance in the  
8 local educational agency that is temporarily serving the pupil  
9 pursuant to this section.

10 (ii) Notwithstanding Section 48200 or any other law, a school  
11 district, county office of education, or charter school may continue  
12 to enroll a pupil who is temporarily reassigned to another school  
13 district, county office of education, or charter school pursuant to  
14 this section in order to facilitate the timely reentry of the pupil in  
15 their prior school after the emergency event has ended.

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

18 (b) It is the intent of the Legislature that schools develop  
19 comprehensive school safety plans using existing resources,  
20 including the materials and services of the partnership, pursuant  
21 to this chapter. It is also the intent of the Legislature that schools  
22 use the handbook developed and distributed in partnership by the  
23 department’s Safe Schools and Violence Prevention Center and  
24 the Attorney General’s Crime and Violence Prevention Center  
25 entitled “Safe Schools: A Planning Guide for Action” in  
26 conjunction with developing their plan for school safety.

27 (c) Each schoolsite council or school safety planning committee,  
28 in developing and updating a comprehensive school safety plan,  
29 shall, where practical, consult, cooperate, and coordinate with  
30 other schoolsite councils or school safety planning committees.

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

37 (e) As comprehensive school safety plans are reviewed and  
38 updated, the Legislature encourages all plans, to the extent that  
39 resources are available, to include policies and procedures aimed  
40 at the prevention of bullying.

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

5 (g) The department shall maintain and conspicuously post on  
6 its internet website a compliance checklist for developing a  
7 comprehensive school safety plan, and shall update the checklist  
8 when necessary.

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

14 SEC. 5. Section 44010 of the Education Code is amended to  
15 read:

16 44010. "Sex offense," as used in Sections 44020, 44237, 44346,  
17 44425, 44436, 44836, and 45123, means any one or more of the  
18 offenses listed below:

19 (a) An offense defined in Section 220, 261, 261.5, 288.2, 288.3,  
20 288.4, subdivision (c) of Section 290, Section 311.2, 313.1, 647b,  
21 subdivision (a) or (d) of Section 647, or paragraph (2) of  
22 subdivision (c) of Section 647.6, of the Penal Code.

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

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

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

37 (e) An offense involving lewd and lascivious conduct under  
38 Section 272 of the Penal Code committed on or after September  
39 15, 1961.

(f) An offense involving lewd and lascivious conduct under former Section 702 of the Welfare and Institutions Code repealed by Chapter 1616 of the Statutes of 1961, if that offense was committed before September 15, 1961, to the same extent that an offense committed before that date was a sex offense for the 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 (a) of Section 44932, that were required to be reported to the Commission on Teacher Credentialing.

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

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

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

44052. (a) On or before July 1, 2027, the commission~~shall~~ *shall, contingent upon an appropriation for these purposes in the annual Budget Act or another statute*, develop a statewide data system that includes all of the following information for individuals serving in a noncertificated position for a local educational agency or private school employer:

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

(2) The name of the school employer.

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

(4) The name of any local educational agency or private school employer that conducted an employee investigation for egregious

1 misconduct that resulted in evidence for a substantiated report, as  
2 defined in Section 11165.12 of the Penal Code, on or after July 1,  
3 2027.

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

6 (6) The date a substantiated report described in paragraph (4)  
7 was filed.

8 (b) Those local educational agencies and private school  
9 organizations that are responsible for employment, employee  
10 investigations, or hiring decisions shall, before hiring an individual  
11 for a noncertificated position, review the statewide data system  
12 established pursuant to subdivision (a) to determine whether an  
13 investigation resulted in a substantiated report pursuant to  
14 paragraph (4) of subdivision (a).

15 (c) Within 30 calendar days of hiring an individual for a  
16 noncertificated position the local educational agency employer or  
17 private school employer shall provide to the statewide data system  
18 established pursuant to subdivision (a) the name and start date of  
19 the individual and the title of the noncertificated position.

20 (d) Within 30 calendar days of an individual changing into, or  
21 adding, a noncertificated position with the same local educational  
22 agency employer or private school organization, the local  
23 educational agency employer or private school employer shall  
24 provide to the statewide data system established pursuant to  
25 subdivision (a) the name and start date of the individual and the  
26 title of the new or additional noncertificated position.

27 (e) Within 10 calendar days of a noncertificated employee  
28 leaving a position, the local educational agency employer or private  
29 school employer shall provide to the statewide data system  
30 established pursuant to subdivision (a) the final date of employment  
31 or final date in the position.

32 (f) (1) Within 10 calendar days of the start of an investigation  
33 of egregious misconduct, the local educational agency employer  
34 or private school employer shall submit notice to the statewide  
35 data system established pursuant to subdivision (a) that an  
36 investigation was commenced.

37 (2) Statewide data system records shall indicate a pending status  
38 from the receipt of notice pursuant to paragraph (1) until the local  
39 educational agency employer or private school employer submits  
40 subsequent notice pursuant to this subdivision.



1 (3) Within 10 calendar days of the completion of an investigation  
2 of egregious misconduct, the local educational agency employer  
3 or private school employer shall submit notice stating the result  
4 of the investigation to the statewide data system.

5 (A) If an investigation of egregious misconduct results in a  
6 substantiated report as defined in subdivision (b) of Section  
7 11165.12 of the Penal Code, a record of the investigation result  
8 shall be created in the statewide data system.

9 (B) If an investigation of egregious misconduct results in an  
10 unfounded report or inconclusive report as defined in Section  
11 11165.12 of the Penal Code, no record of an investigation shall be  
12 created in the statewide data system.

13 (4) If a noncertificated employee leaves a local educational  
14 agency employer or private school employer before the completion  
15 of an investigation of egregious misconduct, the local educational  
16 agency employer or private school employer shall submit notice  
17 of the change in employment status mid-investigation to the  
18 statewide data system to be included in the noncertificated  
19 employee's record.

20 (g) *The commission shall serve only as the data administrator*  
21 *for records submitted to the systemwide data system pursuant to*  
22 *this section. The commission shall ensure the secure operation*  
23 *and technical accuracy of the statewide data system, but shall not*  
24 *be responsible for verifying the truthfulness or legal sufficiency*  
25 *of the information submitted by local educational agency employers*  
26 *or private school employers.*

27 ~~(g)~~

28 (h) For purposes of this section, the following definitions apply:

29 (1) "Egregious misconduct" has the same meaning as defined  
30 in Section 44932.

31 (2) "Local educational agency" means a school district, county  
32 office of education, charter school, or state special school or  
33 diagnostic center operated by the department.

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

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

1 (1) Develop and disseminate information to all school districts,  
2 county offices of education, state special schools and diagnostic  
3 centers operated by the State Department of Education, and charter  
4 schools, and their school personnel in California, regarding the  
5 detection and reporting of child abuse, and post on the department's  
6 internet website links to existing training resources.

7 (2) Provide statewide guidance on the responsibilities of  
8 mandated reporters who are school personnel in accordance with  
9 the Child Abuse and Neglect Reporting Act (Article 2.5  
10 (commencing with Section 11164) of Chapter 2 of Title 1 of Part  
11 4 of the Penal Code). This guidance shall include, but not  
12 necessarily be limited to, both of the following:

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

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

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

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

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

29 (1) (A) Provide annual training, using the online training  
30 module provided by the State Department of Social Services or as  
31 provided in subdivision (d), to their employees and persons  
32 working on their behalf who are mandated reporters, as defined  
33 in Section 11165.7 of the Penal Code, pursuant to this section and  
34 subdivision (d) of Section 11165.7 of the Penal Code on the  
35 mandated reporting requirements. This training shall include  
36 information that failure to report an incident of known or  
37 reasonably suspected child abuse or neglect, as required by Section  
38 11166 of the Penal Code, is a misdemeanor punishable by up to  
39 six months confinement in a county jail, or by a fine of one  
40 thousand dollars (\$1,000), or by both that imprisonment and fine.

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

4 (C) The training provided pursuant to subparagraphs (A) and  
5 (B) shall be provided to school personnel hired during the course  
6 of the school year.

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

12 (2) Develop a process for all persons required to receive training  
13 pursuant to this section to provide proof of completing the training  
14 within the first six weeks of each school year or within the first  
15 six weeks of that person’s employment. The process developed  
16 under this paragraph may include, but not necessarily be limited  
17 to, the 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 and  
20 diagnostic center, or charter school.

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

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

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

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

31 44691. (a) The Superintendent, in consultation with the Office  
32 of Child Abuse Prevention in the State Department of Social  
33 Services, shall do all of the following:

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

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

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

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

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

(2) The State Department of Education shall 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.

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

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

1 (B) Provide annual training on the prevention of abuse, including  
2 sexual abuse and assault, of children on school grounds, by school  
3 personnel and volunteers, or in school-sponsored programs.

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

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

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

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

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

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

37 SEC. 10. Section 44830.1 of the Education Code is amended  
38 to read:

39 44830.1. (a) In addition to any other prohibition or provision,  
40 no person who has been convicted of a violent or serious felony,

1 or of a sex offense, shall be hired by a school district in a position  
2 requiring certification qualifications or supervising positions  
3 requiring certification qualifications. A school district shall not  
4 retain in employment a current certificated employee who has been  
5 convicted of a violent or serious felony, or of a sex offense, and  
6 who is a temporary employee, a substitute employee, or a  
7 probationary employee serving before March 15 of the employee's  
8 second probationary year. If any conviction is reversed and the  
9 formerly convicted person is acquitted of the offense in a new trial,  
10 or the charges are dismissed, this section does not prohibit their  
11 employment thereafter.

12 (b) This section applies to any violent, serious, or sex offense  
13 which, if committed in this state, would have been punishable as  
14 a violent or serious felony or as a sex offense.

15 (c) (1) For purposes of this section, all of the following ~~applies:~~  
16 *apply*:

17 (A) A violent felony is any felony listed in subdivision (c) of  
18 Section 667.5 of the Penal Code.

19 (B) A serious felony is any felony listed in subdivision (c) of  
20 Section 1192.7 of the Penal Code.

21 (C) A sex offense is an offense listed in Section 44010 other  
22 than those described in subparagraph (A) or (B).

23 (2) For purposes of this section, a plea of nolo contendere to a  
24 serious or violent felony or a sex offense constitutes a conviction.

25 (3) For purposes of this section, the term "school district" has  
26 the same meaning as defined in Section 41302.5.

27 (d) When the governing board of any school district requests a  
28 criminal record summary of a temporary, substitute, or probationary  
29 certificated employee, two fingerprint cards, bearing the legible  
30 rolled and flat impressions of the person's fingerprints together  
31 with a personal description and the fee, shall be submitted, by any  
32 means authorized by the Department of Justice, to the Department  
33 of Justice.

34 (e) When the Department of Justice ascertains that an individual  
35 who is an applicant for employment by a school district has been  
36 convicted of a violent or serious felony, or for purposes of  
37 implementing the prohibitions set forth in Section 44836, any sex  
38 offense, as defined in Section 44010, or any controlled substance  
39 offense, as defined in Section 44011, the department shall notify  
40 the school district of the criminal information pertaining to the

1 applicant. The notification shall be delivered by telephone or  
2 electronic mail to the school district. The notification to the school  
3 district shall cease to be made once the statewide electronic  
4 fingerprinting network is returning responses within three working  
5 days. The Department of Justice shall send by first-class mail or  
6 electronic mail a copy of the criminal information to the  
7 Commission on Teacher Credentialing. The Department of Justice  
8 may charge a reasonable fee to cover the costs associated with  
9 processing, reviewing, and supplying the criminal record summary  
10 required by this section. In no event shall the fee exceed the actual  
11 costs incurred by the department.

12 (f) Notwithstanding subdivision (a), a person shall not be denied  
13 employment or terminated from employment solely on the basis  
14 that the person has been convicted of a violent or serious felony,  
15 or of a sex offense, if the person has obtained a certificate of  
16 rehabilitation and pardon pursuant to Chapter 3.5 (commencing  
17 with Section 4852.01) of Title 6 of Part 3 of the Penal Code.

18 (g) Notwithstanding subdivision (f), a person shall not be denied  
19 employment or terminated from employment solely on the basis  
20 that the person has been convicted of a serious felony that is not  
21 also a violent felony or sex offense if that person can prove to the  
22 sentencing court of the offense in question, by clear and convincing  
23 evidence, that they have been rehabilitated for the purposes of  
24 school employment for at least one year. If the offense in question  
25 occurred outside this state, then the person may seek a finding of  
26 rehabilitation from the court in the school district in which they  
27 are a resident.

28 (h) Notwithstanding any other provision of law, when the  
29 Department of Justice notifies a school district by telephone or  
30 electronic mail that a current temporary employee, substitute  
31 employee, or probationary employee serving before March 15 of  
32 the employee's second probationary year, has been convicted of  
33 a violent or serious felony, or of a sex offense, that employee shall  
34 immediately be placed on leave without pay. When the school  
35 district receives written electronic notification of the fact of  
36 conviction from the Department of Justice, the employee shall be  
37 terminated automatically and without regard to any other procedure  
38 for termination specified in this code or school district procedures  
39 unless the employee challenges the record of the Department of  
40 Justice and the Department of Justice withdraws in writing its

1 notification to the school district. Upon receipt of written  
2 withdrawal of notification from the Department of Justice, the  
3 employee shall immediately be reinstated with full restoration of  
4 salary and benefits for the period of time from the suspension  
5 without pay to the reinstatement.

6 (i) An employer shall request subsequent arrest service from  
7 the Department of Justice as provided under Section 11105.2 of  
8 the Penal Code.

9 (j) Notwithstanding Section 47610, this section applies to a  
10 charter school.

11 (k) This section shall not apply to a certificated employee who  
12 applies to renew their credential when both of the following  
13 conditions have been met:

14 (1) The employee's original application for credential was  
15 accompanied by that person's fingerprints.

16 (2) The employee has either been continuously employed in  
17 one or more public school districts since the issuance or last  
18 renewal of their credential or their credential has not expired  
19 between renewals.

20 (l) Nothing in this section shall prohibit a county superintendent  
21 of schools from issuing a temporary certificate to any person  
22 described in paragraph (1) or (2) of subdivision (k).

23 (m) This section shall not prohibit a school district from hiring  
24 a certificated employee who became a permanent employee of  
25 another school district as of October 1, 1997.

26 (n) All information obtained from the Department of Justice is  
27 confidential. Every agency handling Department of Justice  
28 information shall ensure the following:

29 (1) No recipient may disclose its contents or provide copies of  
30 information.

31 (2) Information received shall be stored in a locked file separate  
32 from other files, and shall only be accessible to the custodian of  
33 records.

34 (3) Information received shall be destroyed upon the hiring  
35 determination in accordance with subdivision (a) of Section 708  
36 of Title 11 of the California Code of Regulations.

37 (4) Compliance with destruction, storage, dissemination,  
38 auditing, backgrounding, and training requirements as set forth in  
39 Sections 700 through 708 to 708, inclusive, of Title 11 of the  
40 California Code of Regulations and Section 11077 of the Penal



1 Code governing the use and security of criminal offender record  
2 information is the responsibility of the entity receiving the  
3 information from the Department of Justice.

4 SEC. 11. Section 44939.5 of the Education Code is amended  
5 to read:

6 44939.5. (a) School districts, county offices of education,  
7 charter schools, state special schools and diagnostic centers  
8 operated by the department, and private schools shall not enter  
9 into an agreement that would prevent a mandatory report of  
10 egregious misconduct, as defined in paragraph (1) of subdivision  
11 (a) of Section 44932, to the Commission on Teacher Credentialing  
12 or any other state or federal agency.

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

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

36 (2) School districts, county offices of education, charter schools,  
37 state special schools and diagnostic centers operated by the  
38 department, and private schools considering an applicant for a  
39 certificated position shall inquire with each school district, county  
40 office of education, charter school, state special school and

1 diagnostic center operated by the department, and private school  
2 that previously employed the applicant, as disclosed pursuant to  
3 paragraph (1), as to whether the applicant, while previously  
4 employed by the school district, county office of education, charter  
5 school, state special school or diagnostic center operated by the  
6 department, or private school was the subject of any credible  
7 complaints of, substantiated investigations into, or discipline for,  
8 egregious misconduct, as defined in paragraph (1) of subdivision  
9 (a) of Section 44932, that were required to be reported to the  
10 Commission on Teacher Credentialing.

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

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

30 SEC. 12. Section 51950 of the Education Code is amended to  
31 read:

32 51950. (a) Except as required by subdivision (d), a school  
33 district may provide abuse, including sexual abuse and assault,  
34 and human trafficking prevention education.

35 (b) For purposes of this section, "abuse, including sexual abuse  
36 and assault, and human trafficking prevention education" means  
37 instruction on the prevalence and nature of abuse, including sexual  
38 abuse and assault, and human trafficking, strategies to reduce risk,  
39 techniques to set healthy boundaries, and how to safely seek  
40 assistance.

1 (c) The Superintendent, in consultation with the Office of Child  
2 Abuse Prevention in the State Department of Social Services, local  
3 educational agencies, and public entity risk pool joint powers  
4 authorities that provide risk management services to California  
5 schools, shall do all of the following:

6 (1) On or before July 1, 2026, develop, disseminate to all school  
7 districts, county offices of education, charter schools, state special  
8 schools and diagnostic centers operated by the department, and  
9 private schools, and post on the department's internet website,  
10 resources and information regarding all of the following:

11 (A) Building awareness and understanding of appropriate  
12 boundaries regarding adult-to-pupil interactions and relationships.

13 (B) Building awareness and understanding of appropriate  
14 professional boundaries between pupils and school personnel and  
15 volunteers.

16 (C) Building awareness and understanding of appropriate  
17 pupil-to-pupil interactions and relationships.

18 (D) Building awareness and understanding of the detection and  
19 indicators of inappropriate behaviors in adults and pupils, and  
20 strategies to reduce risk and establish healthy boundaries.

21 (E) Options to report child abuse and assault, and inappropriate  
22 interactions and relationships, and to safely seek assistance.

23 (2) On or before July 1, 2026, develop guidance on the  
24 appropriate means of instructing pupils regarding the prevention  
25 of abuse, including sexual abuse and assault, of pupils, consistent  
26 with all of the following:

27 (A) The instruction shall be age appropriate and differentiated  
28 by grade and instructional setting.

29 (B) The instruction shall include the prevention of abuse,  
30 including sexual abuse and assault, of children at home, in the  
31 community, on school grounds, by school personnel, other pupils,  
32 and school volunteers, or in school-sponsored programs.

33 (C) The instruction shall be delivered by certificated personnel  
34 who do not otherwise have regular contact with the pupils receiving  
35 the instruction and who have received training described in  
36 subdivision (h).

37 (d) Commencing July 1, 2027, school districts, county offices  
38 of education, charter schools, state special schools and diagnostic  
39 centers operated by the department, and private schools shall  
40 provide annual in-person instruction, using the resources,

1 information, and guidance developed and disseminated by the  
2 Superintendent pursuant to subdivision (c), to all enrolled pupils.

3 (e) A parent or guardian of a pupil shall have the right to excuse  
4 their child from all or part of abuse, including sexual abuse, and  
5 human trafficking prevention education, and assessments related  
6 to that education, and from the instruction described in subdivision  
7 (d), consistent with Section 51938.

8 (f) The Superintendent may make available on the department's  
9 internet website information about the education described in this  
10 section, resources on abuse, including sexual abuse and assault,  
11 and human trafficking prevention for professional learning  
12 purposes, and relevant materials for parents, guardians, and other  
13 caretakers of pupils.

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

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

28 SEC. 13. Section 11165.7 of the Penal Code is amended to  
29 read:

30 11165.7. (a) As used in this article, "mandated reporter" is  
31 defined as any of the following:

32 (1) An employee, volunteer, or governing board or body member  
33 of a school district, county office of education, charter school, or  
34 private school. For purposes of this paragraph, a volunteer is a  
35 person who is over 18 years of age and who interacts with pupils  
36 outside of the immediate supervision and control of the pupil's  
37 parent or guardian or a school employee.

38 (2) An employee, volunteer, or board member of a public or  
39 private contractor to a school district, county office of education,  
40 charter school, or private school whose duties require contact or

1 supervision of pupils at that school district, county office of  
2 education, charter school, or private school. For purposes of this  
3 paragraph, a volunteer is a person who is over 18 years of age and  
4 who interacts with pupils outside of the immediate supervision  
5 and control of the pupil's parent or guardian or a school employee.

6 (3) An employee or volunteer assigned to a state special school  
7 or diagnostic center operated by the State Department of Education.  
8 For purposes of this paragraph, a volunteer is a person who is over  
9 18 years of age and who interacts with pupils outside of the  
10 immediate supervision and control of the pupil's parent or guardian  
11 or a school employee.

12 (4) [Reserved]

13 (5) [Reserved]

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

15 (7) An administrator or employee of a public or private youth  
16 center, youth recreation program, or youth organization.

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

20 (9) [Reserved]

21 (10) A licensee, an administrator, or an employee of a licensed  
22 community care or child daycare facility.

23 (11) A Head Start program teacher.

24 (12) A licensing worker or licensing evaluator employed by a  
25 licensing agency, as defined in Section 11165.11.

26 (13) A public assistance worker.

27 (14) An employee of a childcare institution, including, but not  
28 limited to, foster parents, group home personnel, and personnel of  
29 residential care facilities.

30 (15) A social worker, probation officer, or parole officer.

31 (16) [Reserved]

32 (17) A person who is an administrator or presenter of, or a  
33 counselor in, a child abuse prevention program in a public or  
34 private school.

35 (18) A district attorney investigator, inspector, or local child  
36 support agency caseworker, unless the investigator, inspector, or  
37 caseworker is working with an attorney appointed pursuant to  
38 Section 317 of the Welfare and Institutions Code to represent a  
39 minor.

1 (19) A peace officer, as defined in Chapter 4.5 (commencing  
2 with Section 830) of Title 3 of Part 2, who is not otherwise  
3 described in this section.

4 (20) A firefighter, except for volunteer firefighters.

5 (21) A physician and surgeon, psychiatrist, psychologist, dentist,  
6 resident, intern, podiatrist, chiropractor, licensed nurse, dental  
7 hygienist, optometrist, marriage and family therapist, clinical social  
8 worker, professional clinical counselor, or any other person who  
9 is currently licensed under Division 2 (commencing with Section  
10 500) of the Business and Professions Code.

11 (22) An emergency medical technician I or II, paramedic, or  
12 other person certified pursuant to Division 2.5 (commencing with  
13 Section 1797) of the Health and Safety Code.

14 (23) A psychological assistant registered pursuant to Section  
15 2913 of the Business and Professions Code.

16 (24) A marriage and family therapist trainee, as defined in  
17 subdivision (c) of Section 4980.03 of the Business and Professions  
18 Code.

19 (25) An unlicensed associate marriage and family therapist  
20 registered under Section 4980.44 of the Business and Professions  
21 Code.

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

24 (27) A coroner.

25 (28) A medical examiner or other person who performs  
26 autopsies.

27 (29) A commercial film and photographic print or image  
28 processor as specified in subdivision (e) of Section 11166. As used  
29 in this article, “commercial film and photographic print or image  
30 processor” means a person who develops exposed photographic  
31 film into negatives, slides, or prints, or who makes prints from  
32 negatives or slides, or who prepares, publishes, produces, develops,  
33 duplicates, or prints any representation of information, data, or an  
34 image, including, but not limited to, any film, filmstrip, photograph,  
35 negative, slide, photocopy, videotape, video laser disc, computer  
36 hardware, computer software, computer floppy disk, data storage  
37 medium, CD-ROM, computer-generated equipment, or  
38 computer-generated image, for compensation. The term includes  
39 any employee of that person; it does not include a person who  
40 develops film or makes prints or images for a public agency.

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

6 (31) An animal control officer or humane society officer. For  
7 the purposes of this article, the following terms have the following  
8 meanings:

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

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

16 (32) A clergy member, as specified in subdivision (d) of Section  
17 11166. As used in this article, “clergy member” means a priest,  
18 minister, rabbi, religious practitioner, or similar functionary of a  
19 church, temple, or recognized denomination or organization.

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

22 (34) An employee of any police department, county sheriff’s  
23 department, county probation department, or county welfare  
24 department.

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

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

29 (37) A person providing services to a minor child under Section  
30 12300 or 12300.1 of the Welfare and Institutions Code.

31 (38) An alcohol and drug counselor. As used in this article, an  
32 “alcohol and drug counselor” is a person providing counseling,  
33 therapy, or other clinical services for a state licensed or certified  
34 drug, alcohol, or drug and alcohol treatment program. However,  
35 alcohol or drug abuse, or both alcohol and drug abuse, is not, in  
36 and of itself, a sufficient basis for reporting child abuse or neglect.

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

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

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

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

(43) (A) A commercial computer technician as specified in subdivision (e) of Section 11166. As used in this article, "commercial computer technician" means a person who works for a company that is in the business of repairing, installing, or otherwise servicing a computer or computer component, including, but not limited to, a computer part, device, memory storage or recording mechanism, auxiliary storage recording or memory capacity, or any other material relating to the operation and maintenance of a computer or computer network system, for a fee. An employer who provides an electronic communications service or a remote computing service to the public shall be deemed to comply with this article if that employer complies with Section 2258A of Title 18 of the United States Code.

(B) An employer of a commercial computer technician may implement internal procedures for facilitating reporting consistent with this article. These procedures may direct employees who are mandated reporters under this paragraph to report materials described in subdivision (e) of Section 11166 to an employee who is designated by the employer to receive the reports. An employee who is designated to receive reports under this subparagraph shall be a commercial computer technician for purposes of this article. A commercial computer technician who makes a report to the designated employee pursuant to this subparagraph shall be deemed to have complied with the requirements of this article and shall be subject to the protections afforded to mandated reporters, including, but not limited to, those protections afforded by Section 11172.



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

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

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

10 (47) A qualified autism service provider, a qualified autism  
11 service professional, or a qualified autism service paraprofessional,  
12 as defined in Section 1374.73 of the Health and Safety Code and  
13 Section 10144.51 of the Insurance Code.

14 (48) A human resource employee of a business subject to Part  
15 2.8 (commencing with Section 12900) of Division 3 of Title 2 of  
16 the Government Code that employs minors. For purposes of this  
17 section, a “human resource employee” is the employee or  
18 employees designated by the employer to accept any complaints  
19 of misconduct as required by Chapter 6 (commencing with Section  
20 12940) of Part 2.8 of Division 3 of Title 2 of the Government  
21 Code.

22 (49) An adult person whose duties require direct contact with  
23 and supervision of minors in the performance of the minors’ duties  
24 in the workplace of a business subject to Part 2.8 (commencing  
25 with Section 12900) of Division 3 of Title 2 of the Government  
26 Code is a mandated reporter of sexual abuse, as defined in Section  
27 11165.1. Nothing in this paragraph shall be construed to modify  
28 or limit the person’s duty to report known or suspected child abuse  
29 or neglect when the person is acting in some other capacity that  
30 would otherwise make the person a mandated reporter.

31 (b) Except as provided in paragraphs (1), (2), (3), and (35) of  
32 subdivision (a), volunteers of public or private organizations whose  
33 duties require direct contact with and supervision of children are  
34 not mandated reporters but are encouraged to obtain training in  
35 the identification and reporting of child abuse and neglect and are  
36 further encouraged to report known or suspected instances of child  
37 abuse or neglect to an agency specified in Section 11165.9.

38 (c) (1) Except as provided in subdivision (d) and paragraph (2),  
39 employers are strongly encouraged to provide their employees  
40 who are mandated reporters with training in the duties imposed

1 by this article. This training shall include training in child abuse  
2 and neglect identification and training in child abuse and neglect  
3 reporting. Whether or not employers provide their employees with  
4 training in child abuse and neglect identification and reporting,  
5 the employers shall provide their employees who are mandated  
6 reporters with the statement required pursuant to subdivision (a)  
7 of Section 11166.5.

8 (2) Employers subject to paragraphs (48) and (49) of subdivision  
9 (a) shall provide their employees who are mandated reporters with  
10 training in the duties imposed by this article. This training shall  
11 include training in child abuse and neglect identification and  
12 training in child abuse and neglect reporting. The training  
13 requirement may be met by completing the general online training  
14 for mandated reporters offered by the Office of Child Abuse  
15 Prevention in the State Department of Social Services.

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

25 (e) (1) On and after January 1, 2018, pursuant to Section  
26 1596.8662 of the Health and Safety Code, a childcare licensee  
27 applicant shall take training in the duties of mandated reporters  
28 under the child abuse reporting laws as a condition of licensure,  
29 and a childcare administrator or an employee of a licensed child  
30 daycare facility shall take training in the duties of mandated  
31 reporters during the first 90 days when that administrator or  
32 employee is employed by the facility.

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

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

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

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

17 However, if the Commission on State Mandates determines that  
18 this act contains other costs mandated by the state, reimbursement  
19 to local agencies and school districts for those costs shall be made  
20 pursuant to Part 7 (commencing with Section 17500) of Division  
21 4 of Title 2 of the Government Code.