

Introduced by Senator Grove

February 13, 2025

An act to amend Section 56366.45 of the Education Code, relating to special education.

LEGISLATIVE COUNSEL'S DIGEST

SB 373, as introduced, Grove. Special education: nonpublic, nonsectarian schools or agencies: change in certification status: parental notification.

Existing law sets forth a method for providing special education and related services to pupils with exceptional needs. Existing law permits, under certain circumstances, contracts to be entered into for the provision of those services by nonpublic, nonsectarian schools or agencies, as defined. Existing law authorizes a master contract for special education and related services provided by a nonpublic, nonsectarian school or agency only if the school or agency has been certified by the Superintendent of Public Instruction as meeting specified standards. Existing law authorizes the Superintendent to revoke or suspend the certification of a nonpublic, nonsectarian school or agency for specified reasons and requires the Superintendent to notify contracting local educational agencies and the special education local plan area in which the nonpublic, nonsectarian school or agency is located of the determination to suspend or revoke state certification.

Existing law requires a contracting local educational agency and charter school, within 14 days of becoming aware of any change to the certification status of a nonpublic, nonsectarian school or agency, to notify parents, as defined, of pupils of the local educational agency or charter school who attend the nonpublic, nonsectarian school or agency of the change in certification status, as provided.

This bill would make nonsubstantive changes to that parental notification provision.

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

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

1 SECTION 1. Section 56366.45 of the Education Code is
2 amended to read:
3 56366.45. (a) (1) A contracting local educational agency and
4 a charter school shall, *school*, within 14 days of becoming aware
5 of any change to the certification status of a nonpublic,
6 nonsectarian school or agency, *shall* notify parents of pupils of
7 the local educational agency or charter school who attend the
8 nonpublic, nonsectarian school or agency through email or regular
9 mail notice of the change in certification status and include a copy
10 of the procedural safeguards as specified in Chapter 5 (commencing
11 with Section 56500).
12 (2) The contracting local educational agency or charter school
13 shall maintain a record of the notice given pursuant to paragraph
14 (1) and shall make this notice available for inspection upon request
15 of the department.
16 (b) For purposes of this section, becoming aware of any change
17 in certification status may include, but is not limited to, receiving
18 notification pursuant to subdivision (c) of Section 56366.4 of a
19 determination to suspend or revoke the certification of the
20 nonpublic, nonsectarian school or agency, including, but not limited
21 to, a determination resulting from a department investigation into
22 pupil restraint or seclusion.
23 (c) For purposes of this section, “parent” has the same meaning
24 as defined in Section 56028.