

Introduced by Senator UmbergFebruary 14, 2020

An act to add Chapter 4.7 (commencing with Section 18885) to Part 11 of Division 1 of Title 1 of the Education Code, relating to libraries.

LEGISLATIVE COUNSEL'S DIGEST

SB 1025, as introduced, Umberg. Libraries: student success cards.

Existing law authorizes a library district to be organized and authorizes the library district to establish, equip, and maintain a public library for the dissemination of knowledge of the arts, sciences, and general literature. Existing law authorizes a library district to include incorporated or unincorporated territory or both in any one or more counties, as provided. Existing law establishes in the State Department of Education a division known as the California State Library.

This bill would require a local educational agency, or multiple local educational agencies within a single county, to enter into a memorandum of agreement with the appropriate library district to collaborate and connect for the purpose of providing every public school pupil enrolled in the local educational agency with a student success card. The bill would require a memorandum of agreement to include specified elements and to be effective for 5 years, after which it may be renewed. The bill would require the California State Library to draft a model memorandum of agreement that may be used by local educational agencies and library districts. The bill would require a library district, upon the expiration of each initial 5-year memorandum of agreement, to report specified statistics to the California State Library and the Legislature, including, among other statistics, any increase in the use of library books or eBooks during the preceding 5 years. By imposing

new duties on local educational agencies and library districts, the bill would impose a state-mandated local program.

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, if the Commission on State Mandates determines that the bill contains costs 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. The Legislature finds and declares all of the
2 following:

3 (a) The mission of public libraries in California is to provide
4 free and easy access to information, ideas, books, and technology
5 that can help to enrich, educate, and empower the lives of all
6 individuals.

7 (b) The mission of public schools in California is to provide
8 pupils with an education in a safe, caring environment and for
9 every pupil to be college prepared and career ready.

10 (c) President Barack Obama’s 2013 ConnectED initiative strives
11 to enrich the education and opportunities of every K–12 pupil
12 through partnerships and cooperation.

13 (d) In April 2015, the White House launched the ConnectED
14 Library Challenge, in which libraries and schools are encouraged
15 to build partnerships to ensure that every child receives a library
16 card.

17 (e) In 2016, the Los Angeles Unified School District entered
18 into a memorandum of agreement with the City of Los Angeles
19 Board of Library Commissioners to provide every pupil with a
20 student success card.

21 (f) The Los Angeles Unified School District is composed of
22 more than 800,000 pupils and is the second largest school district
23 in the nation.

24 SEC. 2. Chapter 4.7 (commencing with Section 18885) is added
25 to Part 11 of Division 1 of Title 1 of the Education Code, to read:

1 CHAPTER 4.7. CALIFORNIA STUDENT SUCCESS CARDS

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3 18885. For purposes of this chapter, “local educational agency”
4 means a school district, county office of education, or charter
5 school.

6 18886. (a) (1) A local educational agency shall enter into a
7 memorandum of agreement with the appropriate library district to
8 collaborate and connect for the purpose of providing every public
9 school pupil enrolled in the local educational agency with a student
10 success card. Multiple local educational agencies within a single
11 county may join together in a single memorandum of agreement
12 with the appropriate library district.

13 (2) (A) A memorandum of agreement shall be effective for five
14 years and may be renewed by the local educational agency and
15 library district.

16 (B) If a memorandum of agreement is not renewed, the local
17 educational agency or library district shall communicate with pupils
18 regarding how a pupil may continue to use a student success card
19 in the absence of an active memorandum of agreement.

20 (3) A student success card issued to a pupil pursuant to the
21 memorandum of agreement shall use the pupil’s school-issued
22 identification number as the pupil’s library account number.

23 (b) The local educational agency or library district, or both,
24 shall print and disseminate information to pupils and families at
25 the beginning of each school year about enrollment for, and the
26 resources available through, a student success card.

27 (c) A parent or guardian may opt their pupil out of enrollment
28 for a student success card.

29 (d) Upon graduation from grade 12, a pupil shall not be eligible
30 for a student success card, unless otherwise stipulated in the
31 memorandum of agreement.

32 (e) A local educational agency with a similar memorandum of
33 agreement or memorandum of understanding in existence as of
34 December 31, 2020, with a library district or similar library
35 authority may retain and continue to operate under that agreement
36 or understanding and is exempt from this chapter.

37 18887. A memorandum of agreement shall include, but is not
38 limited to, all of the following:

39 (a) Provisions ensuring the privacy of pupil information,
40 consistent with applicable state and federal law.

1 (b) A stipulation for training opportunities for local educational
2 agency teachers by library staff and for sufficient time allotted for
3 library staff to visit schools to educate pupils and to build and
4 strengthen local partnerships.

5 (c) A provision allowing the replacement of lost, stolen, or
6 damaged student success cards at no cost to pupils, local
7 educational agencies, or schools.

8 18888. A memorandum of agreement may include, but is not
9 limited to, any of the following:

10 (a) A provision allowing pupils access to all or some library
11 resources, which may include, but are not limited to, research and
12 homework databases, web-based live homework help, learning
13 resources, downloadable eBooks, audiobooks, music and
14 magazines, video streaming, or tools or technology lending.

15 (b) A provision limiting the total number of borrowed physical
16 materials to a specified number at a given time.

17 (c) A policy for assessing overdue fines for materials checked
18 out with a student success card.

19 (d) A provision to provide a brief annual presentation by library
20 staff at an all-school assembly or parent meeting to educate parents
21 and guardians about the resources available at public libraries.

22 18889. The California State Library shall draft a model
23 memorandum of agreement that may be used by local educational
24 agencies and library districts pursuant to this chapter.

25 18890. Upon the expiration of each initial five-year
26 memorandum of agreement, a library district shall report the
27 following statistics to the California State Library and the
28 Legislature, in compliance with Section 9795 of the Government
29 Code:

30 (a) The increase in the number of student success cards issued
31 from the beginning of the initial memorandum of agreement period
32 to the end of the initial memorandum of agreement period.

33 (b) Any increase in the use of library books or eBooks during
34 the initial five-year memorandum of agreement period.

35 (c) Any measurable increases to the use of other library
36 resources during the initial five-year memorandum of agreement
37 period.

38 SEC. 3. If the Commission on State Mandates determines that
39 this act contains costs mandated by the state, reimbursement to
40 local agencies and school districts for those costs shall be made

- 1 pursuant to Part 7 (commencing with Section 17500) of Division
- 2 4 of Title 2 of the Government Code.

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