

AGENDA

COMMITTEE ON GOVERNMENTAL RELATIONS

Meeting: 11:15 a.m. Tuesday, July 15, 2008
Glenn S. Dumke Auditorium

Carol R. Chandler, Chair
Peter G. Mehas, Vice Chair
Debra S. Farar
Curtis Grima
Melinda Guzman
A. Robert Linscheid
Lou Monville
Craig R. Smith

Consent Items

Approval of Minutes of Meeting of May 13, 2008

Discussion Items

1. 2007-2008 Legislative Report No. 10, *Action*

**MINUTES OF THE MEETING OF
COMMITTEE ON GOVERNMENTAL RELATIONS**

**Trustees of the California State University
Office of the Chancellor
Glenn S. Dumke Conference Center
401 Golden Shore
Long Beach, California**

May 13, 2008

Members Present

Melinda Guzman, Chair
Debra S. Farar, Vice Chair
Roberta C. Achtenberg, Chair of the Board
Jeffrey L. Bleich
Carol R. Chandler
A. Robert Linscheid
Peter G. Mehas
Lou Monville
Charles B. Reed, Chancellor
Jennifer Reimer
Craig R. Smith

Approval of Minutes

The minutes of March 12, 2008 were approved.

2007-2008 Legislative Report No. 9

Trustee Melinda Guzman introduced Ms. Karen Zamarripa, assistant vice chancellor, advocacy and institutional relations and asked her to present the report.

Ms. Zamarripa presented an update on legislative activity in Sacramento that was of interest to the CSU.

With regard to the Trustees' 2008 sponsored legislation; the Doctorate in Nursing (SB 1288 Scott) is currently in the Senate Appropriations committee and has been put on suspense. Ms. Zamarripa explained that the new rule on appropriations this year is that any legislation costing \$50,000 or more will be held on the suspense file unless the leadership reaches agreement to pass priority bills and/or amend them to limit costs.

The Uniform Prudent Management of Institutional Funds Act (*UPMIFA*) (SB 1328 Harmon) bill was passed out of the Senate and is set pending further actions in the Assembly next month.

AB 2365 dealing with financial aid remains on the Senate Appropriations Committee suspense file due to costs.

Ms. Zamarripa reported on the status of several other bills of concern:

AB 1821 (Portantino) California State University Trustees: Executive Office Compensation – Ms. Zamarripa said she wished to thank Anthony Portantino and the CFA for agreeing to drop the measure. The bill has been completely rewritten and now addresses a technical issue in the Cal Grant program.

AB 2602 (Smyth) Public Postsecondary Education: Hunting and Trapping Funding – Ms. Zamarripa informed the committee Assembly Member Smyth has dropped this measure.

SB 578 (Florez) Public Postsecondary Education: Gender Equity in Athletics – Ms. Zamarripa said she was pleased to report that Senator Florez has dropped his bill dealing with Title IX this year. Ms. Zamarripa suggested that this issue is not over for the senator and that she would not be surprised if the bill is reintroduced in 2009-2010 session.

Ms. Zamarripa pointed out there are two major themes worth noting in this year's legislative session. Issues dealing with military and veterans' waivers and educational benefits is one. She noted there are several such measures throughout the written report on which CSU has taken a position of not objecting to the new state policies for veterans and/or military personnel; however, we will insist the bills be amended to ensure that campuses are reimbursed for the loss of fee revenue. As an example, she cited that three of the bills would reduce fee revenue to the system and campuses of \$13 million a year this year.

The other theme this session is about student fees. There are several measures outlining new fee policies and restriction on the board's authority regarding student fees. In general, CSU has urged the Legislature not to separate student fees from the state's obligation and investment in the CSU.

Trustee Reimer questioned why CSU chose to "Oppose" AB 2372 (Coto) Public Postsecondary Education: Systemwide Fees: Limitations: Tax Levy. Ms. Zamarripa outlined several reasons after which Trustee Reimer proposed a motion to change the position on the bill to "Oppose Unless Amended". Trustee Hauck commented that any legislation that proposes an arbitrary limit on our fees is a mistake and said he would oppose changing the position on the bill.

The motion was proposed and defeated.

Trustee Jeffrey Bleich inquired about AB 1578 (Leno) Foster Youth Higher Education Preparation and Support Act of 2007; and why CSU has taken the position of "No Official Position": Ms. Zamarripa explained we had been working with Assembly Member Leno however, now that the bill is effectively dead for the session, CSU has taken a less active

position. Chancellor Reed added CSU is focused on the needs of foster youth including programs on 18 of our campuses and a unnamed 3-year grant from the Stuart Foundation that has enabled the system to hire an employee who will focus on raising money and assisting with putting together financial aid packages, etc. to help provide foster youth better access to the CSU.

Trustee Carol Chandler asked for clarification on the position to “Oppose” two bills dealing with career technical education. AB 1586 (DeSaulnier) and SB 1248. Ms. Zamarripa outlined for the trustee in detail, CSU’s reasons for opposition to both bills.

Trustee Margaret Fortune inquired if any of the bills presented connected to veterans and the G.I. Bill were sponsored by the Administration. Ms. Zamarripa said she was not sure but would check and get back to the trustee.

Trustee Fong asked about the reason behind SB 1585 (Padilla) California Community Colleges: Transfer Students: Ms. Zamarripa replied that in discussions with Senator Padilla, he has said he feels strongly that transfer and articulation of students from the community colleges to 4-year institutions are not going as smoothly as they should. The initial proposal was very broad and the community colleges have proposed their own alternative, therefore we have taken the position of “Watch”.

Ms. Zamarripa then gave an update on the extraordinary efforts going on throughout the system with regard to budget advocacy efforts as part of the Alliance for the CSU as well as our partnership with the other California higher education institutions in advocating for a budget in the 2008/2009 year. She credited several campuses on their efforts and applauded the overall work going on with students, faculty, and staff, in urging greater support for CSU by the state.

The committee recommended approval of the proposed resolution (RGR 05-08-04).

COMMITTEE ON GOVERNMENTAL RELATIONS

2007-2008 Legislative Report No. 10

Presentation By

Karen Y. Zamarripa
Assistant Vice Chancellor
Advocacy & Institutional Relations

Summary

This item contains a status report on the Trustees' 2008 Legislative Program and other pertinent legislative measures currently moving through the process.

Trustees' 2008 Legislative Program

SB 1288 (Scott) Doctorate in Nursing: This measure authorizes the CSU to offer a doctor of nursing practice (DNP) degree. This program will allow the California State University to create the tenure-track nursing faculty needed by both the California State University and California Community Colleges to produce the nurses the state needs.

Status: Despite the CSU's attempt to reduce all fiscal costs for this measure, SB 1288 was held by the Senate Appropriations committee.

SB 1329 (Harman) Uniform Prudent Management of Institutional Funds Act: This measure would allow California to adopt the Uniform Prudent Management of Institutional Funds Act (UPMIFA), updating rules governing the management, investment, and expenditure of charitable funds.

Status: This measure was passed out of Senate Judiciary and will be heard next in Senate Appropriations.

AB 2365 (De La Torre) Cal Grant B Awards: Award Amount: This measure would increase the number of recipients who could receive funds for fees and tuition through their Cal Grant B awards in their first year from the existing 2% to 25%, by academic year 2009-2010, then increase the number of possible recipients another 25% each year until all recipients receive monies in the first year by academic year 2012-2013.

Status: This is a re-introduction of our jointly sponsored bill with the CSSA, AB 302 of the 2007 session, which was held in the fiscal committee in the

Senate due to costs. The measure was held on the Assembly Appropriation committee's suspense file due to costs.

Priority Bills

AB 100 (Mullin) Education Facilities: Per-Unhoused-Pupil Grant: This measure, as introduced, would have placed a K-12 and higher education facility General Obligation Bond on the November 2008 ballot. As amended, the bill simply increases the per pupil grant amount for new K-12 construction in an effort to respond to the rising costs of constructions.

CSU Position: NO OFFICIAL POSITION
Status: With the amendments taken on this measure, it seems unlikely that a K-12 higher education bond will be on the ballot for the year. The measure was passed out of the Senate Education committee and will be heard in Senate Appropriations committee.

AB 178 (Coto) High Schools: Curriculum and Enrollment: College Readiness and Equity Pilot Program: This measure would have established as a pilot the College Readiness and Equity Program to provide grants to high schools that enroll and support pupils in a college preparation curriculum. The measure proposed a total grant of \$150,000 to fund this pilot.

CSU Position: SUPPORT
Status: This measure was held by the Senate Education committee due to its costs.

AB 767 (Walters) Student Financial Aid: Veterans and Dependents: This measure would create the Golden State GI Bill of Rights for Higher Education and would provide waivers of resident tuition at the CSU, the University of California (UC), and the California Community Colleges (CCC) for California residents who have been honorably discharged from the military and exhausted their federal benefits under the federal GI Bill.

CSU Position: OPPOSE UNLESS AMENDED
Status: This bill was made a two-year measure at the request of the author. The CSU requested that the measure provide a reimbursement from the State for these students. The CSU estimated a conservative cost of \$10 million to pay for these waivers. The author chose not to move the measure by the legislative deadline.

AB 876 (Davis) Career Technical Education: This measure would require the California State University, and request the University of California (UC), to provide assistance in the development of K-12 Career Technical Education (CTE) courses for the purposes of admission by both systems and to disseminate information about those courses.

CSU Position: SUPPORT IF AMENDED
Status: This measure passed out of the Senate Education suspense calendar with amendments, which the CSU has yet to review. The CSU was seeking a clarifying amendment regarding the term “multiple pathways” as referred to in the bill.

AB 1415 (Brownley) Teacher Credentialing: Services Credential: Programs Of Professional Preparation: This bill requires the Commission on Teacher Credentialing to create an accountability system to assess the effectiveness of professional preparation programs in education administration.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure was held by the Senate Appropriations committee due to costs.

AB 1578 (Leno) Foster Youth Higher Education Preparation and Support Act of 2007: California College Pathways Program: This bill states legislative intent to establish and provide services and financial support to help foster youth achieve their educational goals, and establishes the California Competitive Grant Program to provide comprehensive support in postsecondary institutions to students who are former foster youth.

CSU Position: NO OFFICIAL POSITION
Status: This measure was held by the Senate Appropriations committee due to costs.

AB 1586 (DeSaulnier) University of California and California State University: Career Technical Education Courses: This measure would require the CSU to recognize the completion of all high school Career Technical Education (CTE) courses that meet the model CTE curriculum standards adopted by the State Board of Education (SBE), as satisfying the completion of a general elective course requirement for the purposes of admission to that university by 2014, effectively taking away the authority of the CSU to set its own standards for admission into college and shifting this authority it to the SBE.

CSU Position: OPPOSE
Status: This measure was held on the Senate Education committee’s suspense calendar.

AB 1758 (DeVore) Postsecondary Education: This measure would establish the California National Guard Education Assistance Act, which would provide a waiver on up to 60 units of course work for members who re-commit to the Guard.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure was held by the Assembly Appropriations committee. This measure originally also would have ended out-of-state fee waivers provided to students who are not residents of California, but have attended three years of high school in California and graduated from that school (AB 540 students). That provision was removed at the request of Assembly Member Portantino. The CSU also sought an amendment to require the state to back-fill lost revenue for these students which is estimated to be almost \$3 million per year

AB 1779 (Jones) Personal Information: Security Breaches: This measure was amended with the intent of protecting consumers from credit card fraud by codifying the Payment Card Industry Data Security Standard.

CSU Position: NO OFFICIAL POSITION
Status: This measure was set for a hearing in the Senate Judiciary but was not heard at the request of the author.

AB 1821 (Portantino) Public Postsecondary Education: Reporting Requirements: This measure was amended a third time and now would propose to eliminate some, and reorganize other, higher education reporting requirements for the state's public universities and colleges.

CSU Position: NO OFFICIAL POSITION
Status: The CSU and CFA asked the author not to move this measure as it was initially drafted, which addressed executive compensation. This measure, as amended, was passed out of the Senate Education Committee and will now go to the Senate Appropriations committee.

AB 2083 (Nuñez) Student Financial Aid: Institutional Financial Aid Eligibility: This measure would allow AB 540 students to receive institutional financial aid from a public university, like the CSU's State University Grant (SUG).

CSU Position: SUPPORT
Status: This measure will be heard by Senate Appropriations committee on June 30, 2008. This measure is almost identical to Senator Cedillo's SB 1301.

AB 2296 (Mullin) Animals: Animal Enterprise Protection Act. This measure, which is sponsored by the University of California, would put into place the California Animal Enterprise Protection Act, in an effort to increase protections afforded to researchers who use animal subjects as a part of their academic work.

CSU Position: SUPPORT
Status: This measure passed out of Senate Judiciary committee but was stripped down to only intent language and it is uncertain as to what the measure will ultimately look like before it is approved by the full Senate.

AB 2372 (Coto) Public Postsecondary Education: Systemwide Fees: Limitations: Tax Levy: This measure proposes creating the College Affordability Act of 2008, which would freeze undergraduate fees for 5 years and tie any future increases to the annual percentage change in the California Consumer Price Index starting in fiscal year 2014-15. It also would place a tax of 1% on the taxable income of a resident of California who earns more than \$1 million and direct 60% of these funds to the newly created College Affordability Fund for the CSU and UC.

CSU Position: OPPOSE
Status: This measure was held by the Assembly Appropriations committee due to costs.

AB 2458 (Walters) Public Postsecondary Education: Graduation Rates: This measure currently states that it is the intent of the legislature to enact a statute to provide a student, and the institution he/she attends a financial reward for graduating early from a public postsecondary institution.

CSU Position: NO OFFICIAL POSITION
Status: This measure was never referred to a policy committee and is dead for the session.

AB 2469 (Brownley) Postsecondary Education: Reporting Requirements: This measure states the intent of the legislature to direct the Legislative Analyst's Office to convene a working group of the three public higher education segments, CPEC, Department of Finance, and the staff of both house's budget committees to review all reporting requirements placed on the segments with the goal of removing obsolete and duplicative reporting requirements and to consider eliminating those that are no longer relevant and/or duplicative.

CSU Position: SUPPORT
Status: This measure was never referred to a policy committee and is dead for the session; language similar to this bill was placed into AB 1821 by Portantino and Brownley.

AB 2496 (Huffman) Public Postsecondary Education: Tuition and Fees: This measure would provide a fee waiver to a dependent of a federal firefighter who died while performing assigned fire-fighting duties in the State. The measure also would expand the existing fee waiver for all public safety employees' dependents to receive this waiver if they died because of an

occupational disease. Under current law, such waivers are granted to those who died of an injury caused by external violence or physical force.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure passed out of the Senate Education committee with sunset language of five years. The CSU continues to request an amendment providing a backfill of revenues from the State's General Fund for the lost revenue for these students, which is estimated to be more than \$1 million for our campuses.

AB 2602 (Smyth) Public Postsecondary Education: Hunting and Trapping: Funding: This measure would state the intent of the legislature that a public institution of higher education cannot fund or participate in the lethal hunting of animals.

CSU Position: NO OFFICIAL POSITION
Status: This measure was referred to the Assembly Higher Education and Water Parks and Wildlife committees. The author agreed to drop this measure given the system and campus policies that have been developed and refined to address similar circumstances in the future.

AB 2722 (Duvall) Public Postsecondary Education: Statewide Student Fee Policy: This measure would establish that by the fiscal year 2009-10 the CSU and UC establish a level of mandatory systemwide fees and tuition for undergraduate students for a period of at least 4 years in an effort to allow students to budget for their costs from start to finish of their degree.

CSU Position: OPPOSE
Status: This measure failed to advance out of the Assembly Higher Education committee, receiving only one vote.

AB 2876 (Lieber) Postsecondary Education: Student Loan Integrity Act: This measure would require a public or private university to include a notice warning applicants of the potential hazards associated with accepting a private student loans when they are notified of acceptance to the institution. The measure would also prohibit the university, or its representatives, from accepting anything of value in consideration of originating a student loan or advising or encouraging any person to accept a student loan. Finally, this measure would permit a person to seek damages from an educational institution or a lender that conspired or acted in concert with the postsecondary educational institution in violating those provisions.

CSU Position: NO OFFICIAL POSITION
Status: This measure was held by the Chair of the Assembly Higher Education committee due to policy concerns.

ACA 16 (Torricco) Public Postsecondary Education: Student Enrollment: Funding: This measure proposed amending the State's Constitution with the intent of creating a long-term state-funding policy for the UC and the CSU.

CSU Position: NO OFFICIAL POSITION
Status: This measure failed to receive the votes needed to advance out of the Assembly Higher Education committee.

SB 191 (Padilla) Public Works: Labor Compliance Programs: This measure would put in place a labor compliance program for any project that was paid for by Proposition 1-D monies.

CSU Position: NO OFFICIAL POSITION
Status: The measure was passed out of the Assembly Labor committee in June and will be heard next in the Assembly Appropriations committee.

SB 325 (Scott) Postsecondary Education: Educational and Economic Goals for California Higher Education: This measure calls for the creation of an accountability framework to measure California's progress on higher education and would use six key questions to gauge the State's success.

CSU Position: SUPPORT
Status: This measure will be heard next in the Assembly Appropriations committee.

SB 361 (Scott) Postsecondary Education: California Postsecondary Education Commission: This measure proposes to remove certain reporting requirements of the California Postsecondary Education Commission (CPEC), most of which are obsolete or have not been recently produced by the commission. In addition, recent amendments outline priority functions for the commission in light of budget restraints: 1) review of new campuses, 2) review of new academic programs, 3) administration of federal programs, like Eisenhower Grants, and 4) serving as data warehouse for the state on higher education.

CSU Position: SUPPORT
Status: This measure was passed out of the Senate and was approved by the Assembly Higher Education committee last month. It will be heard next in the Assembly Appropriations committee.

SB 441 (Torlakson) State Property: Vending Machines: This measure would require each vendor that operates or maintains vending machines on designated state property to eventually phase-in a requirement that at least 25% of the food and beverages offered in the vending machine meet accepted nutritional guidelines.

CSU Position: NO OFFICIAL POSITION
Status: This measure will be heard in the Assembly Appropriations committee.
The measure does not apply to the CSU.

SB 946 (Scott) Community College Early Assessment Pilot Program: This measure states the intent of the legislature to establish a Community College Early Assessment Pilot Program for the purpose of providing high school pupils with an indicator of their readiness for transfer-level English and mathematics at the end of grade 11, and allows high schools to work with pupils in grade 12 to elevate the skills of these pupils to a level commensurate with transfer-level English and mathematics.

CSU Position: SUPPORT
Status: This measure is currently on the Assembly Floor's inactive file.

SB 1248 (Wyland) Career Technical Education: Career Technical Education Act of 2008: This measure was amended to require a school district's career technical education (CTE) advisory committee to include industry sector members appointed by the governing board of the district

CSU Position: NO OFFICIAL POSITION
Status: This measure was amended to remove the CSU's concerns and will be heard in the Assembly Appropriations committee this summer.

SB 1290 (Wyland) National Guard: Educational Benefits: This measure would require the CSU to waive the cost of tuition and all associated fees for a member of the National Guard for up to five years and would not provide the system with additional revenues to cover this cost.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure was dropped by the author.

SB 1301 (Cedillo) Student Financial Aid: Institutional Financial Aid Eligibility: This measure would allow AB 540 students to receive institutional financial aid from a public university, like the CSU's State University Grant (SUG).

CSU Position: SUPPORT
Status: This measure, which will be heard in Assembly Appropriations committee, is almost identical to Assembly Speaker Emeritus Fabian Nunez's AB 2083.

SB 1355 (Corbett) Postsecondary Education: Private Student Loans: This measure would require public and private universities to clearly distinguish between private loans and federal

loans in financial aid materials and clarify for the student that private loans may cost more than a federal loan.

CSU Position: NO OFFICIAL POSITION
Status: This measure will be heard in the Assembly Appropriations Committee.

SB 1516 (Simitian) California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2010. This measure would create the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2010, to go before the voters in November of 2010 in the amount of \$4,000,000,000. Funds from this bond could be used for joint-use projects involving the CSU.

CSU Position: PENDING
Status: This measure was passed out of the Assembly Education committee and will next be heard in the Assembly Appropriations committee.

SB 1578 (Flores) Public Postsecondary Education: Gender Equity in Athletics: This measure would require the CSU and the UC to establish an Office of Gender Equity (OGE), and to appoint a Title IX compliance officer. It also mandates Title IX and gender equity training for all athletic department personnel and executive level university management, and mandates that campuses with NCAA intercollegiate athletic programs achieve gender equity in participation, expenditure, and grants-in-aid for women's' athletics programs at a higher standard than federal, NCAA, and Cal-Now standards. Finally, each campus would have to file with the newly created Office of Gender Equity in Academics (OGEIA), which would be established with the California Attorney's Generals Office, a certificate of Compliance. The OGEIA would be authorized to place up to 20% of the athletic department budget of any campus into receivership if that campus were deemed to be in noncompliance for more than two consecutive years.

CSU Position: OPPOSE
Status: This measure was put over by the author and will not move this session.

SB 1585 (Padilla) California Community Colleges: Transfer Students: This measure seeks to increase the number of community college students who transfer to a four-year institution by creating a five-year "Improve Transfer Success Pilot" program for up to ten community colleges. The measure would require the CSU, and request the UC, to establish a formal university outreach program at each participating community college.

CSU Position: PENDING
Status: This measure was passed out of the Senate Education committee and will be heard next in the Senate Appropriations committee.

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SB 1752 (Wyland) California National Guard Education Assistance Award Program: This measure would establish the California National Guard Education Assistance Award Program.

CSU Position: WATCH

Status: This measure was held by the Senate Appropriations committee.

Adoption of the following resolution is recommended:

RESOLVED, By the Board of Trustees of the California State University, that the 2007-08 Legislative Report No. 10 is adopted.