

TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY

California State University
Office of the Chancellor
Glenn S. Dumke Auditorium
401 Golden Shore
Long Beach, CA 90802

May 16, 2018

Presiding: Rebecca D. Eisen, Chair

10:00 a.m. Board of Trustees

Dumke Auditorium

Call to Order

Roll Call

Public Speakers

Chair's Report

Chancellor's Report

Report of the Academic Senate CSU: *Chair—Christine Miller*

Report of the California State Student Association: *President—Maggie White*

Report of the California State University Alumni Council: *President—Manolo P. Morales*

Consent

- Action* 1. Approval of Minutes of the Meeting of March 21, 2018
Action 2. Approval of Committee Resolutions as follows:

Committee on Finance

2. Approval to Issue Trustees of the California State University Systemwide Revenue Bonds and Related Debt Instruments for Projects at California State University, Dominguez Hills and California State University, Los Angeles
3. Establishing a Tuition Rate for Doctor of Audiology Programs

Committee on Educational Policy

2. Approval of Recommended Amendments to Title 5 Regarding Doctor of Nursing Practice Degree Programs

*The Board of Trustees is a public body, and members of the public have a right to attend and participate in its meetings. This schedule of meetings is established as a best approximation of how long each scheduled meeting will take to complete its business. Each meeting will be taken in sequence, except in unusual circumstances. Depending on the length of the discussions, which are not possible to predict with precision in advance, the scheduled meeting times indicated may vary widely. The public is advised to take this uncertainty into account in planning to attend any meeting listed on this schedule.

Committee on Campus Planning, Buildings, and Grounds

3. Categories and Criteria for the Five-Year Facilities Renewal and Capital Improvement Plan 2019-2020 through 2023-2024
4. California State University, Los Angeles—Student Housing East
5. California State University, Dominguez Hills Innovation and Instruction Building
6. California State University, East Bay CORE Building (Library Replacement Seismic)
7. San Diego State University Master Plan Revision

Committee of the Whole

3. Conferral of the Title of Student Trustee Emeritus—Jorge Reyes Salinas
4. Conferral of Commendation—Sally Roush
5. Conferral of the Title of President Emeritus—Willie Hagan
6. Conferral of the Title of President Emeritus—Horace Mitchell

Committee on Committees

2. Election of the Chair and Vice Chair of the Board of Trustees for 2018-2019
3. Approval of Board of Trustees' Standing Committee Assignments for 2018-2019

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**MINUTES OF THE MEETING
OF BOARD OF TRUSTEES**

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

March 21, 2018

Trustees Present

Rebecca D. Eisen, Chair
Adam Day, Vice Chair
Silas H. Abrego
Jane Carney
Douglas Faigin
Debra S. Farar
Jean Picker Firstenberg
Wenda Fong
Emily Hinton
Lillian Kimbell
Jack McGrory
Thelma Meléndez de Santa Ana
Hugo N. Morales
John Nilon
Larry Norton
Jorge Reyes Salinas
Romey Sabalius
Peter Taylor
Timothy P. White, Chancellor

Vice Chair Day called the meeting of the Board of Trustees to order.

Public Comment

The board heard from the following individuals during the public comment period: Barry Pasternack, Vice President, CSU Emeritus and Retired Faculty Association (CSU-ERFA); Sandip Roy, President (UAW); Ben Deutsch (UAW); Ian Scott (UAW); Tammi Rossman-Benjamin, San Francisco State; Renée Byrd, Faculty, Humboldt (CFA); Kevin Wehr, Secretary, Sacramento (CFA); Mike Chavez, Chair Bargaining Unit 5 (CSUEU); Carolyn Duckett, Chair Bargaining Unit 7 (CSUEU); Rich McGee, Chair Bargaining Unit 9 (CSUEU); Rocky Sanchez, VP for Representation (CSUEU); Tessy Reese, Chair Bargaining Unit 2 (CSUEU); Jackie Foley, Associated Students President, (San Francisco State)

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Chair's Report

Chair Eisen's complete report can be viewed online at the following URL:
<https://www2.calstate.edu/csu-system/board-of-trustees/reports-of-the-chair/Pages/march-2018.aspx>

Report of the Academic Senate CSU

CSU Academic Senate Chair, Christine M. Miller's complete report can be viewed online at the following URL: http://www.calstate.edu/AcadSen/Records/Chairs_Reports/

Report from the California State Student Association

CSSA President Maggie White's complete report can be viewed online at the following URL:
https://www.calstatestudents.org/wp-content/uploads/2018/03/03-18-bot_report_white.pdf

Report of the California State University Alumni Council

Alumni Council President, Manolo P. Morales' complete report can be viewed online at the following URL: <http://www.calstate.edu/alumni/council/bot/index.shtml>

Chancellor's Report

Chancellor Timothy P. White's complete report can be viewed online at the following URL:
<https://www2.calstate.edu/csu-system/board-of-trustees/chancellor-reports/Pages/march-21-2018.aspx>

Board of Trustees

The minutes of the meeting of January 31, 2018 were approved as submitted. Vice Chair Day asked to move all the consent items for approval. There was a second. The Board of Trustees approved the following resolutions:

Committee on Educational Policy

Recommended Amendments to Title 5 Regarding Exemption from Nonresident Tuition (REP 03-18-01)

RESOLVED by the Board of Trustees of the California State University that Title 5, California Code of Regulations sections 40756.1 and 41906.6 be amended as follows:

Title 5. California Code of Regulations
Division 5. Board of Trustees of the California State Universities
Chapter 1. California State University
Subchapter 5. Administration
Article 4. Nonresident Tuition
§ 41906.5. Nonresident Tuition Exemption Based on Prior California Education

(a) As used in Education Code Section 68130.5, fulfillment of the minimum transfer requirements for students transferring from a California Community College campus shall mean meeting the undergraduate transfer admission requirements established in Title 5, sections 40803, 40804 or 40804.1.

(b) When a California adult school does not measure attendance by class hours, campuses should consult with that school to determine whether a student has met the minimum 420 class hours of attendance for each school year in classes or courses authorized pursuant to Education Code Section 41976 or Penal Code Sections 2053 to 2054.2.

~~(a) Any student, other than a student who is nonimmigrant alien under Title 8, United States Code, Section 1101(a)(15), shall be exempt from paying nonresident tuition at any California State University campus if he or she:~~

~~(1) Satisfied either of the following:-~~

~~(A) High school attendance in California for three or more years (grades 9-12); or~~

~~(B) Attainment of credits earned in California from a California high school, with those credits being equivalent to three or more years of full time high school coursework, and a total of three or more years of attendance in California elementary schools, California secondary schools, or a combination of those schools.~~

~~(2) Graduated from a California high school or attained the equivalent of such graduation; and~~

~~(3) Registered for or enrolled in a course offered by a California State University campus for any term commencing on or after January 1, 2002.~~

~~(c)(b)~~ Any student seeking an exemption under ~~subdivision (a)~~ Education Code section 68130.5 shall complete a questionnaire furnished by the California State University campus ~~of enrollment~~ verifying eligibility for this nonresident tuition exemption. Supplemental documentation ~~and~~ may be required to provide additional verification

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~~documentation in addition to the information required by the questionnaire.~~ Nonpublic student information so provided shall not be disclosed except pursuant to law.

~~(d)(e) In addition to the requirements of subdivision (a),~~ Any student without lawful immigration status shall file with the California State University campus an affidavit of enrollment on a form furnished by the campus stating that ~~the student~~he or she has filed an application to legalize his or her immigration status or will file such an application as soon as he or she is eligible to do so.

~~(e)(d)~~ A student seeking ~~this~~ tuition exemption has the burden of providing evidence of compliance with the requirements of Education Code section 68130.5 and this section.

~~(f)(e)~~ Nothing herein modifies eligibility standards or requirements for any form of student financial aid.

Title 5. California Code of Regulations
Division 5. Board of Trustees of the California State Universities
Chapter 1. California State University
Subchapter 5. Administration
Article 4. Nonresident Tuition
§ 41906.6. Nonresident Tuition Exemption for Crime Victims.

In accordance with Education Code section 68122(a), ~~S~~students who are victims of trafficking, domestic violence, and other serious crimes who have been granted T or U visa status, under Title 8, United States Code, Sections 1101(a)(15)(T) or (U), are exempt from paying nonresident tuition if they satisfy the requirements set forth in Education Code Section 68130.5: ~~(1) satisfied either of the following: (A) high school attendance in California for three or more years (grades 9-12), or (B) attainment of credits earned in California from a California high school, with those credits being equivalent to three or more years of full-time high school coursework, and a total of three or more years of attendance in California elementary schools, California secondary schools, or a combination of those schools; (2) graduated from a California high school or attained the equivalent; and (3) registered as an entering student or are currently enrolled at a CSU campus.~~

**Enrollment Management
(REP 03-18-02)**

RESOLVED, by the Board of Trustees of the California State University, that:

1. The proposed Local Admission Priority policy is adopted as herein presented.
2. The proposed Redirection policy is adopted as herein presented

**Academic Planning
(REP 03-18-03)**

RESOLVED, by the Board of Trustees of the California State University, that the amended projections to the Academic Plans for the California State University campuses (as identified in Agenda Item 4 of the March 19-21, 2018 meeting of the Committee on Educational Policy) be approved and accepted for addition to the CSU Academic Master Plan and as the basis for necessary facility planning; and be it further

RESOLVED, that those projected degree programs proposed to be included in campus academic plans be authorized for implementation, at approximately the dates indicated on Attachment A, subject in each instance to the chancellor's review, approval, and confirmation that there exists sufficient societal need, student demand, feasibility, financial support, qualified faculty, facilities and information resources sufficient to establish and maintain the programs; and be it further

RESOLVED, that degree programs not included in the campus academic plans be authorized for implementation only as pilot or fast-track programs or as modifications of existing degree programs, subject in each instance to Chancellor's Office approval and CSU policy and procedures.

Committee on Institutional Advancement

**Naming of The Vincent E. Petrucci Viticulture Building – California State University, Fresno
(RIA 03-18-04)**

RESOLVED, by the Board of Trustees of the California State University, that the Viticulture Building at California State University, Fresno be named as The Vincent E. Petrucci Viticulture Building.

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Committee on Organization and Rules

**Approval of the California State University Board of Trustees' Meeting Dates for 2019
(ROR 03-18-01)**

RESOLVED, by the Board of Trustees of the California State University, that the following schedule of meetings for 2019 is adopted:

2019 Meeting Dates

January 22-23, 2019	Tuesday – Wednesday	Chancellor's Office
March 19-20, 2019	Tuesday – Wednesday	Chancellor's Office
May 21-22, 2019	Tuesday – Wednesday	Chancellor's Office
July 23-24, 2019	Tuesday – Wednesday	Chancellor's Office
September 24-25, 2019	Tuesday – Wednesday	Chancellor's Office
November 19-20, 2019	Tuesday – Wednesday	Chancellor's Office

**Approval of Proposed Revision of Standing Orders – Delegation of Capital Outlay Project Approval, Schematic Design Approval, and Financing Approval
(ROR 03-18-02)**

RESOLVED, by the Board of Trustees of the California State University, that:

1. The revised Standing Orders as presented in Attachment A for Agenda Item 3 of the March 19-21, 2018 meeting of the Committee on Organization and Rules are approved.
2. The reporting of all capital projects, schematic plans and financing approved by the chancellor under the new authority delegated by the Board of Trustees in the Standing Orders will be provided annually to the Board of Trustees.

Committee on Campus Planning, Building and Grounds

**California State University, Dominguez Hills Student Housing Phase 3
(RCPBG 03-18-05)**

RESOLVED, by the Board of Trustees of the California State University, that:

1. The California State University, Dominguez Hills Student Housing, Phase 3 project is consistent with the Campus Master Plan approved in May 2010.
 2. The project will benefit the California State University.
 3. The schematic plans for the California State University, Dominguez Hills Student Housing, Phase 3 are approved at a project cost of \$55,867,000 at CCCI 6255.
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Committee on University and Faculty Personnel

**Executive Compensation: President – California State University, Bakersfield
(RUF 03-18-04)**

RESOLVED, by the Board of Trustees of the California State University, that Dr. Lynnette Zelezny shall receive a salary set at the annual rate of \$313,044 and an annual housing allowance of \$50,000 effective the date of her appointment as president of California State University, Bakersfield; and be it further

RESOLVED, that Dr. Lynnette Zelezny shall receive additional benefits as cited in Item 2 of the Committee on University and Faculty Personnel at the March 19-21, 2018 meeting of the Board of Trustees.

**Executive Compensation: President – California State University, Dominguez Hills
(RUF 03-18-05)**

RESOLVED, by the Board of Trustees of the California State University, that Dr. Thomas Parham shall receive a salary set at the annual rate of \$324,029 and an annual housing allowance of \$60,000 effective the date of his appointment as president of California State University, Dominguez Hills; and be it further

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RESOLVED, that Dr. Thomas Parham shall receive additional benefits as cited in Item 3 of the Committee on University and Faculty Personnel at the March 19-21, 2018 meeting of the Board of Trustees.

**Revision of Title 5, California Code of Regulations, Section 42909, Vacation Accumulation and Carry-Over
(RUF 03-18-06)**

RESOLVED, By the Board of Trustees of the California State University, acting under the authority prescribed herein and pursuant to Section 89030.1 of the Education Code, that the board hereby amends its regulations in Section 42909, Article 4, Subchapter 7, Chapter 1, Division 5 of Title 5 of the California Code of Regulations as follows:

§42909. Accumulation and Carry-Over

(a) An employee may accumulate credit for vacation with pay for which vacation is not taken during the calendar year. On January 1st of any calendar year, an employee covered by Section 42902 shall not have a credit for vacation with pay of more than 384 working hours for 10 or less years of qualifying service or 440 working hours for more than 10 years of such service; an employee covered by Section 42904 shall not have a credit of more than 272 working hours for 10 or less years of qualifying service or 384 working hours for more than 10 years of such service; a Management Personnel Plan employee shall not have a credit of more than 384 working hours for 10 or less years of qualifying service or 440 working hours for more than 10 years of such service; and a campus President, General Counsel, Vice Chancellor, or Chancellor shall not have a credit of more than 480 hours.

(b) Notwithstanding subsection (a) to the contrary, the president of a campus at which an employee is employed, or the Chancellor in the case of all other employees, may permit an employee to carry over more vacation credits than the prescribed maximum when the employee was prevented from taking enough vacation to reduce the credits because the employee (1) was required to work as a result of fire, flood or other similar emergency, (2) was prevented from taking vacation by work the president or the Chancellor, as the case may be, has determined to be of a priority or critical nature over an extended period of time, (3) was absent on full salary for compensable injury, or (4) was prevented by campus rule from taking vacation until December and at that time was unable to take vacation because of illness requiring use of sick leave. This subsection (b) shall not apply to vacation carry-over of a President, General Counsel, Vice Chancellor, and Chancellor.

When verification of past state service requires it, an employees' accumulated credit for vacation with pay shall be adjusted. In such case, any additional credit which exceeds the maximum carry-over limitation shall be used within one year following the qualifying monthly pay period in which credited.

NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89500, Education Code.

And, be it further

RESOLVED, That the Board of Trustees has determined that the adoption of the proposed revisions will not impose a cost or savings on any state agency; will not impose a cost or savings on any local agency or school district that is required to be reimbursed under Section 17561 of the Government Code; will not result in any nondiscretionary cost or savings to local agencies; will not result in any cost or savings in federal funding to the state; and will not impose a mandate on local agencies or school districts;

And, be it further

RESOLVED, That the Board of Trustees delegates to the Chancellor of the California State University authority to further adopt, amend, or repeal this revision pursuant to the Administrative Procedure Act if further adoption, amendment or repeal is required and is nonsubstantial or solely grammatical in nature, or sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action.

Committee of the Whole

Appointment of Five Members to the Committee on Committees for 2018-2019 (RCOW 03-18-01)

RESOLVED, by the Board of Trustees of The California State University, that the following trustees are appointed to constitute the Board's Committee on Committees for the 2018-2019 term:

John Nilon, Chair
Jane W. Carney
Thelma Meléndez de Santa Ana
James Lawrence Norton
Jorge Reyes Salinas