AGENDA

COMMITTEE ON GOVERNMENTAL RELATIONS

Meeting: 2:30 p.m., Tuesday, September 9, 2014
Glenn S. Dumke Auditorium

Douglas Faigin, Chair
Steven M. Glazer, Vice Chair
Talar Alexanian
Adam Day
Debra S. Farar
Margaret Fortune
Lupe C. Garcia
Lillian Kimbell
J. Lawrence Norton
Steven G. Stepanek

Consent Items

Approval of Minutes of Meeting of July 22, 2014

Discussion Items

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

July 22, 2014

Members Present
Douglas Faigin, Chair
Talar Alexanian
Adam Day
Debra S. Farar
Margaret Fortune
Steven M. Glazer
Lillian Kimbell
Lou Monville, Chair of the Board
Steven G. Stepanek
Timothy P. White, Chancellor

Trustee Faigin called the meeting to order.

Approval of Minutes

The minutes of May 21, 2014, were approved as submitted.

Legislative Update

Mr. Garrett Ashley, vice chancellor for university relations and advancement, and Ms. Karen Y. Zamarripa, assistant vice chancellor for advocacy and state relations, presented this item.

Mr. Ashley reported that the legislature will return from summer recess on August 4 for a final month of activity. Bills with a fiscal impact will face an early deadline in appropriations committees with final floor actions occurring during the last two weeks of August.

Ms. Zamarripa provided an update on current bills in the state legislature:

- The CSU-sponsored legislation on the faculty trustee holdover appointment (AB 2324) and reporting requirement modifications (AB 2736) are close to governor’s desk. AB 2736 has been amended to clarify the board’s authority to adopt a systemwide voluntary fee for the California State Student Association.
Gov. Rel.

- AB 1989, a priority bill dealing with students in winemaking and brewery programs, has been signed by the governor. SB 1210, a priority bill on a state-supported loan program for AB 540 (2001) students, is pending action in fiscal committee.

- AB 2610 responds to the Bureau of State Audit (BSA) recommendation that the CSU define “supplant” for extended education programs. The bill will allow extended education to offer self-supporting special sessions if certain conditions are met. The bill was approved unanimously by the policy committee and is now in fiscal committee.

- AB 2721 (Pan) Trustees of the California State University: non-faculty employees: This CSUEU-sponsored measure would add a staff trustee to the Board of Trustees. The CSU is supporting this bill pending amendments that were adopted in the Senate Education Committee. Amendments provide that nominations will be made by a proposed staff council similar to the structure of the Academic Senate and allow all non-faculty staff members—except system executives, campus presidents and vice presidents—be eligible for such service as a gubernatorial appointee.

- The CSU is supporting SB 850, which allows up to 15 community college districts to pilot baccalaureate degree programs that are not offered by the CSU or the University of California.

- AB 938 (Weber) Public postsecondary education: fees: The bill was amended by the Senate Education Committee with the requirement that campuses use state university grants to cover the student success fee for needy students.

Trustees Glazer and Faigin expressed interest in further opportunities for the board to engage and discuss bills and policy issues. Ms. Zamarripa noted that Legislative Principles, which guide bill positions every two-year session, will be presented to the board for action in January. Trustee Faigin suggested utilizing the Committee on Governmental Relations for more in-depth discussions.
Committee on Governmental Relations

Legislative Update

Presentation By

Garrett Ashley
Vice Chancellor
University Relations and Advancement

Karen Y. Zamarripa
Assistant Vice Chancellor
Advocacy and State Relations

Summary

This item contains an overview of key issues and legislative measures of interest to the California State University. The status of each bill is current as of August 28, 2014.

Background

Upon returning from summer recess, the legislature focused on finalizing several complex issues prior to the end of session on August 30. The most pressing topic was the future of the state’s water infrastructure, which resulted in a $7.3 billion water bond for the November ballot. Discussions about an education bond—as well as one-time funding proposals for the CSU and the University of California—were ongoing when this report was written.

The legislature is also voting on hundreds of measures on the Assembly and Senate floors. Governor Brown will have up to 30 days to take action on bills sent to his desk. At this juncture, the CSU is focused on several measures dealing with extended education, online teaching and learning, short- and long-term infrastructure, campus-based fees, and campus climate and safety. Below is a brief summary of some of the key issues and bills.

Board of Trustees Sponsored Legislation

AB 2324 (Williams) Faculty-Trustee Holdover Appointment: This proposal allows a current faculty trustee a holdover period pending reappointment or new appointment by the Governor, so that there is no interruption in faculty representation on the board.

STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.
AB 2736 (Committee on Higher Education) Postsecondary Education: California State University: This bill was amended to authorize the Board of Trustees to implement a statewide voluntary fee for the California State Students Association. The other three provisions deal with minor reporting changes for the system.

STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.

Priority Bills

AB 1989 (Chesbro) Underage Drinkers: Students in Winemaking and Brewery Science Programs: This measure was co-sponsored with the UC and creates a narrow exception to the current Alcoholic Beverage Control Act related to the consumption of alcohol by underage persons. The bill allows CSU and UC students, who are at least 18 years of age and enrolled in an enology degree granting program, such as at Cal Poly SLO and Fresno State, to taste, but not consume, wine and beer for educational purposes.

CSU POSITION: SUPPORT/SPONSOR
STATUS: The bill was signed into law by the Governor. Chapter 162, Statutes of 2014.

AB 2610 (Williams) California State University: Special Sessions: The bill proposed a definition of “supplant” to guide our extended education and special session programs and courses, as recommended by the Bureau of State Audits earlier this year.

CSU POSITION: SUPPORT IF AMENDED
STATUS: The bill passed in the Senate Education Committee without any “no” votes and was placed on the Appropriations Committee suspense file pending further amendments. A resolution on the final amendments was not successful, so the bill remains in the committee and is dead.

SB 1210 (Lara) Postsecondary Education: California Student Education Access Loan Program: This bill is co-sponsored with UC and establishes the Dream Loan Program to serve students who meet the AB 540/130/131 eligibility criteria, but lack access to federal student loans. Students would qualify for up to $4,000 in loans per academic year under an equal financial partnership between the state and participating institutions.

CSU POSITION: SUPPORT/SPONSOR
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.
Other Legislation of Interest

**AB 46 (Pan) California State University: Online Education:** This proposal requires extensive data collection regarding educational programming specific to online programs and courses including information available on the use of campus resources for those students taking advantage of such offerings. It is sponsored by the California Faculty Association in response to their concerns about San Jose State University and their Udacity partnership.

- **CSU POSITION:** OPPOSE UNLESS AMENDED
- **STATUS:** The bill passed out of the Legislature and is now headed to the Governor’s desk.

**AB 938 (Weber) Public Postsecondary Education: Fees:** This measure requires campuses to use State University Grants, the system’s financial aid resources, to cover Student Success Fees of low income students, which would require a new approach for packaging financial aid for said students. Currently, SSFs are covered by the total financial aid package for needy students, including Pell and Cal Grants as well as SUG.

- **CSU POSITION:** PENDING
- **STATUS:** The bill was approved by the Senate and subsequently referred to the Assembly Higher Education Committee. At the request of ASR and with the assistance of key CSU campuses, the member agreed to not hear the bill in committee. The bill is now dead.

**AB 1348 (J. Perez) Postsecondary Education: California Higher Education Authority:** This proposal creates a new higher education coordinating body to oversee all public and private colleges and universities in California. The governing body consists of nine public members appointed by the Governor, Assembly Speaker and the Senate Rules Committee as well as a student representative from each segment. The bill excludes segmental representatives from the board, unlike the California Postsecondary Education Commission which was closed after the Governor deleted all funding several years ago.

- **CSU POSITION:** CONCERNS
- **STATUS:** The bill was held in the Senate Appropriations Committee in August and is dead.

**AB 1433 (Gatto) Student Safety:** This measure requires any sexual or violent crime reported to campus police be immediately disclosed to a local public law enforcement agency that has a Memorandum of Understanding with the campus, if the victim agrees to the release of such information. Campuses will continue to serve as the lead agency for investigation of the crime. It also requires that any sexual assault or hate crime that takes place on or near a campus be
reported to the campus law enforcement by the campus security authority, consistent with the Clery Act.

CSU POSITION: PENDING
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.

AB 1451 (Holden) Concurrent Enrollment in Secondary School and Community College: This bill expands opportunities for high school students to dual enroll at local community colleges. We have supported the bill as a partner to the CCC as well as to give students another way to progress to their degree. The CSU believes that concurrent enrollment supports students on their pathway from high school to community colleges and ultimately the CSU – all of which have a positive impact on college affordability, access and completion.

CSU POSITION: SUPPORT
STATUS: The bill was held in the Senate Appropriations Committee in August and is dead.

AB 1549 (Rendon) Postsecondary Education: Equity in Higher Education Act: The measure was rewritten the second week of August to require the Bureau of State Audits to conduct six campus-based audits (two UC campuses, two CCC and two CSU campuses) every three years to verify that California’s public institutions are in compliance with the federal Title IX regulations. Should a campus be found not in compliance, then the campus would be required to redirect state general fund support to address the issues raised by the audit.

CSU POSITION: WATCH
STATUS: The bill was referred back to Senate Rules Committee and is now dead.

AB 1927 (Frazier) Student Financial Aid: Debit Cards: This bill proposes that all California universities and colleges who offer financial aid disbursement via a third party debit card establish best practices and protect students from what some would call predatory practices by vendors.

CSU POSITION: NO OFFICIAL POSITION
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.

AB 1953 (Skinner) Higher Education Energy Efficiency Act: Grants: This proposal establishes financial assistance via no-interest, low-interest loans and loan loss reserves, and directs the California Energy Commission, in coordination with the CSU chancellor and UC president, to provide building retrofits that reduce energy demand on our campuses. The author
has been negotiating with leadership and the administration regarding the funding mechanism for
this measure, given that both segments have not been given access to Proposition 39 dollars for
this purpose.

CSU POSITION: SUPPORT
STATUS: The bill passed out of the Senate Energy, Utilities and Communications
Committee, was placed on the suspense file in the Senate Appropriations
Committee and is dead.

AB 1969 (Levine) Postsecondary Education: Intersegmental Coordination in Governance:
The proposal requires the CSU and the CCCs, and requests the UC, to coordinate the procuring
of large systemwide information technology and software that will enhance student achievement
and have demonstrable cost benefit to the partners.

CSU POSITION: NO OFFICIAL POSITION
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s
desk.

AB 2099 (Frazier) Postsecondary Education: Title 38 Awards: This bill establishes minimum
student outcome requirements for postsecondary institutions that educate student veterans and
are utilizing their federal veteran education benefits. Ultimately, the author’s goal is to steer
veterans away from enrolling at for-profit colleges that have high default and low graduation
rates. The graduation and default rate that institutions must meet in order to enroll veterans
utilizing their veteran’s education benefits mirrors that of the Cal Grant program.

CSU POSITION: SUPPORT
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s
desk.

AB 2153 (Gray) Postsecondary Education: Course Offering: This bill, sponsored by the
CFA, proposed a very restrictive statutory definition of “supplant” for extended education
courses and programs at the CSU. The definition would have had harmful consequences on
extended education and would have eliminated many options for students to enroll in extended
education.

CSU POSITION: OPPOSE
STATUS: This bill did not move from the Senate Education Committee.

AB 2235 (Buchanan) Education Facilities: Kindergarten-University Public Education
Facilities Bond Act of 2014: This bill authorizes a $4.3 billion K-12 and higher education
modernization and construction General Obligation bond on the November 2014 statewide
general election ballot. The measure allocated $200 million to each segment of public higher
education. Department of Finance has taken an “OPPOSE” position on the bond as they suggest it would create new debt obligation for the state while not shifting more responsibilities to the local level. Finance would also like to see the UC and CSU self-finance their infrastructure needs for capital projects from their existing budget allocation, and if a future bond is approved that any debt service be covered within existing budget allocation.

**CSU POSITION:** PENDING

**STATUS:** This bill was referred to the Senate Rules Committee and is dead.

**AB 2721 (Pan) Trustees of the California State University: Non-faculty Employees:** This bill adds a staff representative as a voting member of the Board of Trustees. As introduced, the nomination of proposed appointees to the Governor by the union required the staff trustee be a member of a representative unit. The CSU offered amendments to allow all staff to be considered for this appointment and the creation of a staff council similar to the Academic Senate for nominations to the Governor. The CSUEU rejected those amendments.

**CSU POSITION:** PENDING

**STATUS:** The bill passed out of the Legislature and is now headed to the Governor’s desk.

**SB 845 (Correa) Postsecondary Education: Electronic Disbursement of Student Financial Aid:** This bill is seen as another approach to the issues raised by AB 1927 (Frazier) regarding financial aid disbursement via debit cards. Senator Correa and his staff have worked closely with CSU to draft a bill that establishes guidelines for campus contracts with third-party vendors for this purpose. The measure is supported by CSSA.

**CSU POSITION:** SUPPORT

**STATUS:** The bill was signed into law by the Governor. Chapter 120, Statutes of 2014.

**SB 850 (Block) Community College Districts: Baccalaureate Degree Pilot Program:** This bill authorizes a pilot program in up to 15 community college districts to offer baccalaureate degrees that are not offered by the CSU and UC. The CSU worked closely with Senator Block to develop amendments that addressed concerns from Academic Affairs and in turn the university was one of two supporters asked to testify in earlier committees. The university played a significant role responding to questions by committee members during the hearing, noting our strong partnership with the CCC and interest in finding ways to serve students and the state.

**CSU POSITION:** SUPPORT

**STATUS:** The bill passed out of the Legislature and is now headed to the Governor’s desk.
SB 872 (Committee on Budget and Fiscal Review) Budget Act of 2014: This measure, with the three principal co-authors of Muratsuchi, Skinner and Williams, provides $100 million of one-time funds split evenly between the UC and the CSU for investments in deferred maintenance consistent with the final budget enacted in July.

CSU POSITION: SUPPORT
STATUS: The measure is known as a “budget trailer bill” and was approved by the Assembly Budget Committee and is now headed to the floor of the Assembly.

SB 967 (DeLeon) Student Safety: Sexual Assault: This bill requires the public segments as well as the independent universities and colleges to adopt policies on campus sexual violence, including an affirmative consent standard in the determination of whether consent was given by a complainant and to provide written notification to the victim about the availability of resources and services. Much of what the bill proposes to do is already required by federal regulations, but both Assembly Member Gatto and Senator DeLeon have Occidental College within their districts where significant issues have been raised by students and others.

CSU POSITION: SUPPORT
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.

SB 1022 (Huff) Public Postsecondary Education: Labor Market Outcome Information: This bill requires the UC and CSU to create a website similar to what the community colleges had created, known as “Salary Surfer.” The website would show how much more income you would make with a degree in a certain field as compared to not having a degree, and would provide a statistical listing of colleges that offer degrees in that field.

CSU POSITION: SUPPORT
STATUS: The bill passed out of the Legislature and is now headed to the Governor’s desk.

SB 1196 (Liu) Public Postsecondary Education: State Goals: This bill reflects the legislature’s interest in being involved in and party to the sustainability plans and accountability agreement between Governor Brown, the CSU and the UC. As amended in the Senate Education Committee, the bill creates a task force to work with all the parties to develop measures of success tied to the statewide goals enacted last year through SB 195.

CSU POSITION: WATCH
STATUS: The bill was held on the Assembly Appropriations Committee’s suspense file. A budget trailer bill was introduced in mid-August (AB 1480) that
addresses the core objective of the author – to link system budget sustainability plans to statewide goals established last year.