

**TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY**

**Trustees of the California State University  
California State University  
Office of the Chancellor  
401 Golden Shore  
Long Beach, CA 90802**

**September 15, 2004—10:00 a.m.**

***Presiding: Murray L. Galinson, Chair***

**Call To Order and Roll Call**

**Chair's Report**

**Chancellor's Report**

**Report of the CSU Alumni Council: *President—Bob Linscheid***

**Report of the California State Student Association: *Chair—Manolo Platin***

**Report of California Postsecondary Education Commission: *Kyriakos Tsakopoulos***

**Approval of Minutes of Board of Trustees' Meeting of July 14, 2004**

**Report of Committees**

**Committee on Collective Bargaining: *Chair—Robert G. Foster***

**Committee on Institutional Advancement: *Chair – Frederick W. Pierce, IV***

1. Naming of a Facility, California Polytechnic State University, San Luis Obispo
2. Naming of a Facility, California Polytechnic State University, San Luis Obispo
3. Recognition for Service to California State University, Monterey Bay; Sonoma State University and California Polytechnic State University, San Luis Obispo

**Committee on Finance: *Chair – William Hauck***

2. Principles Governing a State Funding and Student Fee Policy
4. Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for Various Projects

**Committee on Campus Planning, Buildings and Grounds: *Chair – Kyriakos Tsakopoulos***

1. Acceptance of Interest in Real Property
2. Amend the 2004/2005 Capital Outlay Program, Nonstate Funded

5. State and Nonstate Funded Five-Year Capital Improvement Program  
2005/2006 through 2009/10
6. Approval of Schematic Plans

**Committee on Governmental Relations: *Chair – Debra S. Farar***

1. 2003/2004 Legislative Report No. 11

**Committee on Audit: *Chair – Anthony M. Vitti***

**Committee on Educational Policy: *Chair – Roberta Achtenberg***

2. Academic Plan Update for Fast-Track Program Development
3. Recommendations of the California State University Presidents' Task Force  
on Education Leadership Programs

**Committee of the Whole: *Chair—Murray L. Galinson***

**Public Comment**

**Adjournment**

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

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

**July 14, 2004**

**Trustees Present**

Murray L. Galinson, Chair  
Roberta Achtenberg, Vice Chair  
Carol R. Chandler  
Debra S. Farar  
Bob Foster  
Murray L. Galinson  
George G. Gowgani  
Eric Z. Guerra  
Ricardo F. Icaza  
Corey A. Jackson  
Kathleen E. Kaiser  
M. Alexander Lopez  
Shailesh J. Mehta  
Melinda Guzman Moore  
Frederick W. Pierce IV  
Kyriakos Tsakopoulos  
Charles B. Reed, Chancellor  
Anthony M. Vitti

**Trustees Absent**

Jeffrey L. Bleich  
Cruz Bustamante, Lt. Governor  
Herbert L. Carter  
Moctesuma Esparza  
William Hauck  
Raymond W. Holdsworth  
Fabian Nuñez, Speaker of the Assembly  
Jack O'Connell, Superintendent of Public Instruction  
Arnold Schwarzenegger, Governor

## **Chancellor's Office Staff**

David S. Spence, Executive Vice Chancellor and Chief Academic Officer  
Richard P. West, Executive Vice Chancellor and Chief Financial Officer  
Jackie R. McClain, Vice Chancellor, Human Resources  
Christine Helwick, General Counsel  
Larry Mandel, University Auditor

Chair Galinson called the meeting to order at 10:35 a.m.

## **Chair's Report**

Chair Galinson thanked the Board for electing him as Chair of the Board. He then welcomed the new members of the Board, who had been appointed by Governor Schwarzenegger the week before. He asked new members to introduce themselves.

Trustee Carol Chandler thanked the Chair for the opportunity and stated that she is a farmer in production agriculture from Central Valley of California. She noted her education background, particularly her service on the UC Board of Regents and the California Postsecondary Education Commission. She stated she appreciates the opportunity to serve the CSU system.

Trustee Melinda Guzman Moore also thanked the Chair and stated that she was excited to be a member of the Board. She spoke about her involvement with economic issues and her participation with groups such as the California Hispanic Chambers of Commerce, which she chairs and the National Down Payment Assistance Program in housing. She noted her education background, and her previous service on the Board of Governors for the California Community Colleges.

Trustee George Gowgani thanked the Chair and stated that he is delighted to be a part of the CSU Board of Trustees. He also thanked the Chancellor and said that he looked forward to working to make a contribution to this institution. Dr. Gowgani spoke about his educational career from his early college days in Iran to becoming an associate dean at Cal Poly San Luis Obispo.

Student Trustee Corey Jackson introduced himself as a student at CSU San Bernardino, majoring in Political Science and Minor in Public Administration. He noted his governance experience in education as a student member of his local Board of Education, his two years as state president of the NAACP Youth and College Division and as chair and external affairs director of the Student Union Board of Directors at CSUSB. He stated that he looked forward to working with everyone.

Chair Galinson thanked the new trustees for their remarks. He also welcomed Student Trustee Eric Guerra as the voting student member of the board.

Chair Galinson welcomed the new academic senate executive committee chaired by Dave McNeil of San Jose State, the new Board of Directors of the California State Student Association (CSSA) and, Bob Linscheid, Alumni Council chair.

Chair Galinson extended a special welcome to Dr. Mitchell who became and started as president of CSU Bakersfield earlier this month and to Paul Yu, who begins as president at San Jose State at the end of this week.

Chair Galinson noted several campus accomplishments including: CSU Fullerton for winning the 2004 NCAA College World Series; CSU Sacramento for receiving the STARR, (State Agency Recycling Recognition Award); and, also congratulated the eighteen CSU campuses listed in the May issue of *Hispanic Outlook in Higher Education*, as the "Top 100."

Chair Galinson congratulated the 77,000 individuals who received their degrees during commencement ceremonies held at CSU campuses from early May to mid-June.

Chair Galinson reported the State University House annual operating budget. He stated the 2004-2005 operating budget was approved in the amount of \$63,365 with provisions for supplies, services, insurance, and utilities.

(The complete text of the Chair's Report is attached as "Exhibit A.")

### **Chancellor's Report**

Chancellor Reed welcomed the new trustees. He said that the wide variety of experiences and perspectives will enrich the board.

Chancellor Reed stated that he looked forward to working with the Academic Senate and the CSSA during the coming year.

Chancellor Reed reported on the compact agreement with the Governor. He said that the compact agreement provides a plan that will bring a measure of predictability to the CSU budget that will help the board and the presidents plan for the future. He noted that the budget was going to bring another challenging year to the CSU, but that this year was the turn around year.

The Chancellor suggested that it was important to read the compact because it preserves the assets of the California State University, preserves quality and addresses the importance of being competitive with compensation. But more importantly, the compact promises access for the future.

The Chancellor thanked the California Faculty Association and the coalition for helping to raise the visibility of the CSU before the business community and legislature.

Chancellor Reed thanked the board for the action taken at the Educational Policy Committee on the transfer program. He stated that the development of this program would help bring in another ten to fifteen thousand more students giving real access to students.

Chancellor Reed turned the program over to President Maxson to introduce Dr. Jim Brotman, who is the largest single donor to Cal State Long Beach President's Scholars Program.

President Maxson introduced and thanked Dr. Brotman, who has given over \$6 million dollars to support the President's Scholars Program at CSULB. He also spoke about the President's Scholars Program and the many students that have been assisted financially by Dr. Brotman's generosity.

Chancellor Reed thanked Dr. Brotman for his generosity to CSULB.

Chancellor Reed congratulated President Gordon and the Cal State Fullerton Titans baseball team for their fourth national championship.

Chancellor Reed and Chair Galinson presented José Solache for his service this past year as a leader of the CSSA with a commendation for his work.

(The complete text of the Chancellor's Report is attached as "Exhibit B.")

### **Report of the California State University Alumni Council**

Bob Linscheid, president, reported for the Alumni Council.

### **Report from the California State Student Association**

Manolo Platin, Chair reported for the CSSA.

Chair Galinson announced that he would be taking committee reports out of order in an effort to assist those trustees who had to leave.

### **Approval of Minutes**

The minutes of the meeting of the Board of Trustees of May 19, 2004 were approved.

### **Report of Committees**

#### **Committee on Finance**

Trustee Mehta reported the committee heard two information items, Report on the 2004/2005 Support Budget; and Report on the Consultation Process to Develop a State Funding and Student Fee Policy and one action item:

**Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for a Project at California State University, Hayward (RFIN 07-04-07)**

Trustee Mehta moved the item; there was a second.

The Board of Trustees approved the following resolutions:

Resolutions were prepared by Orrick, Herrington & Sutcliffe LLP, as bond counsel, for a project at CSU Hayward (University Union Expansion) that authorize interim and permanent financing for the project and will achieve the following:

- (1) Authorize the sale and issuance of Systemwide Revenue Bond Anticipation Notes and the related sale and issuance of the Trustees of the California State University Systemwide Revenue Bonds in an amount not-to-exceed \$12,960,000 and certain actions relating thereto.
- (2) Provide a delegation to the Chancellor, the Executive Vice Chancellor and Chief Financial Officer, and their designees to take any and all necessary actions to execute documents for the sale and issuance of the bond anticipation notes and the revenue bonds.
- (3) The resolutions will be implemented subject to the receipt of good bids consistent with the projects financing budget.

The resolutions will be implemented subject to the receipt of good bids consistent with the projects financing budget.

**Committee on University and Faculty Personnel**

Trustee Mehta reported the committee heard two action items:

**Proposed Revision of Title 5 Regulations—Amendment of California State University Conflict of Interest Code (RUF 07-04-04)**

Trustee Mehta moved the item; there was a second.

Chair Galinson stated that the resolution proposes a change in Title 5, therefore a public hearing must be held. He asked for public comment on the proposed changes in the regulations.

A member of the public rose to speak expressing concern about the length of the meeting and was advised that his comments were not germane to the issue at hand and that he would be given the opportunity to speak at the appropriate time.

Hearing no other comments, the public hearing was closed.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of The California State University acting under the authority of Sections 87300 and 87306 of the Government Code and Section 89030.1 of the Education Code, that the Board hereby amends the California State University Conflict of Interest Code in Exhibit "A," "Designated Positions," of Article 20 of Subchapter 7, Chapter 1, Division 5 of Title 5 of the *California Code of Regulations* as specified in Exhibit A to Agenda Item 1 of the July 13-14, 2004, meeting of the Trustees' Committee on University and Faculty Personnel; and be it further

**RESOLVED**, That the California State University has determined that the amendment of the regulation 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 costs 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 regulation pursuant to Education Code Section 89030.1 if the 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.

#### **Executive Compensation (RUF 07-04-04)**

Trustee Mehta moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, by the Board of Trustees of the California State University, that Dr. Horace Mitchell shall receive a salary set at the annual rate of \$220,008 and a housing allowance set at the annual rate of \$30,000, effective July 12, 2004, the date of his appointment as president of California State University, Bakersfield.

#### **Committee on Committees**

Trustee Achtenberg reported the committee heard one action item:

#### **Assignment of Trustees to Standing Committees (RCOC 07-04-06)**

Trustee Mehta moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Jeffrey Bleich be appointed to the following Standing Committees for the 2004/2005 year: Campus Planning, Buildings and Grounds; Educational Policy; Governmental Relations; and Organization and Rules.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Herbert Carter be appointed to the following Standing Committees for the 2004/2005 year: Audit; Educational Policy; Governmental Relations; and Organization and Rules.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Carol Chandler be appointed to the following Standing Committees for the 2004/2005 year: Finance; Governmental Relations; Institutional Advancement; and University and Faculty Personnel.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Moctesuma Esparza be appointed to the following Standing Committees for the 2004/2005 year: Audit; Campus Planning, Buildings and Grounds; Educational Policy; and Governmental Relations.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that George Gowgani be appointed to the following Standing Committees for the 2004/2005 year: Campus Planning, Buildings and Grounds; Educational Policy; Governmental Relations; and Organization and Rules.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Raymond Holdsworth be appointed to the following Standing Committees for the 2004/2005 year: Audit; Campus Planning, Buildings and Grounds; Finance; and University and Faculty Personnel.

**RESOLVED**, By the Board of Trustees of The California State University, on recommendation of the Committee on Committees, that Melinda Guzman Moore be appointed to the following Standing Committees for the 2004/2005 year: Educational Policy; Governmental Relations; Institutional Advancement; and Organization and Rules.

## **Committee on Audit**

Trustee Achtenberg reported the committee heard one information item, Status Report on Current and Follow-up Internal Audit Assignments.

## **Committee on Educational Policy**

Trustee Achtenberg reported the committee heard three information items, California State Student Association (CSSA): Presentation to the Board of Trustees on the CSSA Strategic Plan; Report of the California State University Presidents' Task Force on Education Leadership Programs; Report of California State University Northridge on the Carnegie Corporation-funded *Teachers for a New Era* Program; and one action item:

### **Modification of California State University Admission Policy for Upper-Division Transfer Students (07-04-04)**

Trustee Achtenberg moved the item; there was a second.

Chair Galinson stated that the resolution proposes a change in Title 5, therefore a public hearing must be held. He asked for public comment on the proposed changes in the regulations.

Several members of the public rose to speak expressing concerns about issues at CSU Dominguez Hills and were advised that their comments were not germane to the issue at hand and that they would be given the opportunity to speak at the appropriate time.

Hearing no other comments, the public hearing was closed.

The Board of Trustees approved the following resolution:

**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 Subchapter 2 of Chapter 1, Division 5 of Title 5 of the California Code of Regulations as follows:

*Article 9. Lower-Division Transfer Patterns by Major*

#### **§ 40530. Definitions**

(a) The term “systemwide lower-division transfer pattern by major” means a set of lower-division curricular specifications comprising at least 45 semester units but no more than 60 semester units that will be accepted at every CSU campus offering a program leading to that degree and major. Each unit that a student completes in the systemwide lower-division transfer pattern by major reduces by one unit the total number of units that the student must complete to earn that degree with that major. A systemwide lower-division transfer pattern by major

will ordinarily include courses that fulfill General Education-Breadth or Intersegmental General Education Transfer Curriculum requirements; United States History, Constitution, and American Ideals requirements; and major-specific, lower-division requirements. A course in a systemwide lower-division transfer pattern by major may contribute to completion of more than one requirement.

(b) The term “campus-specific lower-division transfer pattern by major” means a set of lower-division curricular specifications beyond the systemwide lower-division transfer pattern by major, comprising units that will be accepted at a particular CSU campus offering a program leading to that degree and major. Each unit that a student completes in the campus-specific lower-division transfer pattern by major reduces by one unit the total number of units that the student must complete to earn that degree with that major.

(c) For purposes of this article, majors are distinguished by the CSU program code assigned to them and the degrees to which they lead.

(d) For purposes of this article, a major will be considered high-priority if it meets criteria established by the Chancellor. In establishing criteria, the Chancellor shall consider (1) the number of CSU campuses at which the major is offered and (2) the proportion of the undergraduate student body enrolled in the major at the CSU campuses offering that major.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

#### **§ 40531. Development of Systemwide Lower-Division Transfer Patterns by Major**

(a) A systemwide lower-division transfer pattern by major shall be established for each high-priority major. The Chancellor, in consultation with the Academic Senate of the California State University, shall develop procedures for establishing systemwide lower-division transfer patterns by major. The procedures shall include extensive participation of faculty members in the major. The procedures shall encourage the development of systemwide lower-division transfer patterns by major that are consistent with, but not necessarily identical to, the recommended lower-division course-taking patterns of CSU first-time freshmen.

(b) If a degree and major frequently incorporate options or concentrations that would individually meet the criteria established for high-priority majors, the procedures shall allow for the development of a distinct systemwide lower-division transfer pattern by major for each of those common options or concentrations.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§ 40532. Development of Campus-Specific Lower-Division Transfer Patterns by Major**

Each CSU campus shall develop a campus-specific lower-division transfer pattern by major for each high-priority major it offers. The number of semester units in the systemwide lower-division transfer pattern by major plus the number of semester units in the campus-specific lower-division transfer pattern by major shall be no fewer than 60 and no more than 70. The procedures shall encourage the development of campus-specific lower-division transfer patterns by major that, in combination with the corresponding systemwide lower-division transfer patterns by major, are consistent with, but not necessarily identical to, the recommended lower-division course-taking patterns of CSU first-time freshmen.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

And, be it further

**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 Title 5, Division 5, Chapter 1, Subchapter 3, Article 2, Section 40651 as follows:

**§ 40651. Administrative Procedures.**

(a) Upon establishment of enrollment quotas for any campus pursuant to Section 40650 of this Article, admission of students otherwise qualified shall be within such quotas with the objective of providing maximum opportunity and appropriate diversity among students.

(b) In determinations of priority for admission:

(1) The policy of the State that students who begin their higher education in California public Community Colleges be able to continue their education without interruption, shall be considered.

(2) The following factors may be considered:

(A) Previous enrollment at the campus;

(B) The applicant's degree or credential objective;

(C) Whether the applicant has completed military or other national service;

(D) Geographical proximity to the campus where the distance involved in attending another institution would create a hardship;

(E) Access to suitable educational alternatives;

(F) The date the application is filed; (an application shall be considered filed as of the date it is postmarked, filed electronically, or ~~when it is personally delivered~~ to the office on campus designated for such purpose-);

(G) The needs of the campus in maintaining a balanced program with respect to foreign students, out-of-state students, recipients of scholarships and awards, and

with respect to students who would make a significant contribution to the campus because of their background or special abilities.

(3) Applicants who complete successfully a systemwide lower-division transfer pattern by major and the campus-specific lower-division transfer pattern for that major, as defined in Section 40530, shall be accorded the highest priority for admission as undergraduate transfers to that campus and major. "Highest priority" as used herein means a guarantee of admission subject to enrollment demand, available space, and satisfactory completion of any impaction criteria for that campus and major.

(c) The Board of Trustees may, by resolution, establish particular policies for the implementation of priorities authorized by this Section. The Chancellor shall establish methods of determining priorities to be applied by each campus within the provisions of this Section, including any implementing resolutions adopted by the Board of Trustees. In addition, the Chancellor is authorized to establish criteria for use in admission to impacted programs.

NOTE: Authority cited: Sections 66600, 89030, and 89035, Education Code. Reference: Sections 66202, 66600, and 89030, Education Code.

And, be it further

**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 Title 5, Division 5, Chapter 1, Subchapter 3, Article 5, Sections 40803 and 40803.1 as follows:

**40803. Applicants Who Are California Residents and Who Have Completed the Prescribed Number of Units of College Credit.**

(a) An applicant who is a resident of California may be admitted to a campus as an undergraduate transfer, upon satisfaction of the requirements of subdivisions ~~(a), (b), and (d) or (a), (c), and (d)~~ (1), (2), and (4) or (1), (3), and (4), as appropriate:

~~(a)~~(1) Commencing with admission to the fall term 2000, the applicant has completed satisfactorily at least 30 semester (45 quarter) units in courses at a level at least equivalent to General Education-Breadth courses, including courses in written communication in the English language, oral communication in the English language, critical thinking, and mathematics and quantitative reasoning;

~~(b)~~(2) For admission prior to fall term 2005, the applicant has attained a grade point average of 2.0 (grade of C) or better in at least 56 semester (84 quarter) units of transferable college credit;

~~(e)~~(3) Commencing with admission to the fall term 2005, the applicant has attained a grade point average of 2.0 (grade of C) or better in at least 60 semester (90 quarter) units of transferable college credit;

~~(d)~~(4) The applicant was in good standing at the last college attended.

(b) Commencing with admission to the fall term 2006, an applicant who has attended a California community college and who has committed to a major and campus of the California State University before earning more than 45 semester (68 quarter) units will receive the highest priority for admission to that campus and major if the applicant has completed successfully the systemwide lower-division transfer pattern for that major and the campus-specific lower-division transfer pattern for that major and campus, as defined in Section 40530. "Highest priority" as used herein means a guarantee of admission subject to enrollment demand, available space, and satisfactory completion of any impact criteria for that campus and major.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§40803.1. Applicants Who Are Not California Residents and Who Have Completed the Prescribed Number of Units of College Credit.**

(a) An applicant who is not a resident of California may be admitted to a campus as an undergraduate transfer upon satisfaction of the requirements of subdivisions ~~(a), (b), and (d)~~ or ~~(a), (e), and (d)~~ (1), (2), and (4) or (1), (3), and (4), as appropriate:

~~(a)~~(1) Commencing with admission to the fall term 2000, the applicant has completed satisfactorily at least 30 semester (45 quarter) units in courses at a level at least equivalent to General Education-Breadth courses, including courses in written communication in the English language, oral communication in the English language, critical thinking, and mathematics and quantitative reasoning;

~~(b)~~(2) For admission prior to fall term 2005, the applicant has completed at least 56 semester (84 quarter) units of transferable college credit and has attained a grade point average in all units of transferable college credit which places the applicant among the upper one-half of eligible California residents who are applicants for admission under Section 40803, the required minimum grade point average to be determined by the Chancellor;

~~(e)~~(3) Commencing with admission to the fall term 2005, the applicant has attained a grade point average of 2.0 (grade of C) or better in at least 60 semester (90 quarter) units of transferable college credit and has attained a grade point average in all units of transferable college credit which places the applicant

among the upper one-half of eligible California residents who are applicants for admission under [Section 40803](#), the required minimum grade point average to be determined by the Chancellor;

~~(d)~~(4) The applicant was in good standing at the last college attended.

(b) Commencing with admission to the fall term 2006, an applicant who has attended a California community college and who has committed to a major and campus of the California State University before earning more than 45 semester (68 quarter) units will receive the highest priority for admission to that campus and major if the applicant has completed successfully the systemwide lower-division transfer pattern for that major and the campus-specific lower-division transfer pattern for that major and campus, as defined in Section 40530. "Highest priority" as used herein means a guarantee of admission subject to enrollment demand, available space, and satisfactory completion of any impaction criteria for that campus and major.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

And, be it further

**RESOLVED**, That the Board of Trustees has determined that the adoption of the proposed revision 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 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 if the 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.

### **Report from the California Postsecondary Education Commission**

Trustee Tsakopoulos reported that the California Postsecondary Education Commission met in Sacramento on June 8, 2004 and referred the trustees to the written report in their packets.

## **Committee on Institutional Advancement**

Trustee Pierce reported the committee heard one information item, Recognition of Recipients of the 2004/2005 William R. Hearst/California State University Trustees' Award for Outstanding Achievement and one action item:

### **Naming of a Facility, California Polytechnic State University, San Luis Obispo (RIA 07-04-12)**

Trustee Pierce moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of the California State University, that the Engineering Building IIIA of Cal Poly Building 41, at California Polytechnic State University, San Luis Obispo, be named Grant M. Brown Engineering Building.

## **Committee on Collective Bargaining**

Trustee Foster reported the committee ratified collective bargaining agreements with the International Union of Operating Engineers and the State Employees Trades Council. The agreement with the International Union of Operating Engineers is for a new three-year contract beginning immediately and the agreement with the State Employees Trades Council deals with fiscal years 2004/2005. He thanked both organizations for successfully concluding those agreements. The committee also recognized requests to address the committee by representatives of the Academic Professionals of California, Mr. Goetzl and the California State Employees Association, Mr. Gantt, who commented on the progress of bargaining with CSU.

## **Committee on Campus Planning, Buildings and Grounds**

Trustee Tsakopoulos reported the committee heard three information items, Final Report on the 2004/2005 State Funded Capital Outlay Program: Annual Report on Completed Capital Projects; California Environmental Quality Act Annual Report, and four action items:

### **Amend the 2004/2005 Capital Outlay Program, Nonstate Funded (RCPBG 07-04-13)**

Trustee Tsakopoulos moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of the California State University, that the 2004/2005 Nonstate Funded Capital Outlay Program is amended to include:  
1) \$20,586,000 for preliminary plans, working drawings, construction, and equipment for the California State University, Sacramento, Foundation/Bookstore

Building project; and 2) \$2,292,000 for preliminary plans, working drawings, and construction for the California Polytechnic State University, San Luis Obispo, Mount Bishop Road Parking project.

**Categories and Criteria for the State Funded Five-Year Capital Improvement Program, 2006/2007–2010/2011 (RCPBG 07-04-14)**

Trustee Tsakopoulos moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of the California State University, that:

The Categories and Criteria for the State Funded Five-Year Capital Improvement Program, 2006/07–2010/11 in Attachment A of Agenda Item 5 of the July 13-14, 2004 meeting of the trustees' Committee on Campus Planning, Buildings and Grounds be approved; and

The chancellor is directed to use these categories and criteria to prepare the CSU State Funded Five-Year Capital Improvement Program. If this results in an “action year” (2006/07) request beyond reasonable expectation of available funding, the chancellor is delegated authority to adjust the number of campus projects submitted.

**Certify a Mitigated Negative Declaration for the Campus Master Plan Revision, and Approve the Proposed Campus Master Plan Revision for California State University, San Bernardino (RCPBG 07-04-15)**

Trustee Tsakopoulos moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of the California State University, that

1. The board finds that the Mitigated Negative Declaration and the Addendum for the CSU San Bernardino, master plan revision has been prepared in accordance with the requirements of the California Environmental Quality Act.
2. The Addendum dated June 17, 2004 to the Negative Declaration has been prepared to address additional proposed facilities and technical changes for the master plan revision, in accordance with Section 15164 of the CEQA guidelines. The Addendum has adequately analyzed the additional minor changes to the previous analyses and findings of the Mitigated Negative Declaration.

3. The Mitigated Negative Declaration and the Addendum have been prepared to address the environmental impacts, mitigation measures, and comments associated with the approval of the CSU San Bernardino campus master plan revision pursuant to the requirements of CEQA and the state CEQA guidelines.
4. With implementation of the recommended mitigation measures, the proposed project will not have the potential for significant adverse impacts on the environment, and the project will benefit the California State University.
5. The recommended mitigation measures are hereby approved and incorporated as a requirement for implementation of the project, along with the Mitigation Monitoring Plan, which is also approved and incorporated by reference, and which meets the requirements of Public Resources Code Section 21081.6.
6. The chancellor or his designee is directed under the Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the project.
7. The CSU San Bernardino, campus master plan revision, dated July 2004, is hereby approved.

**Approval of Schematic Plans (RCPBG 07-04-15)**

Trustee Tsakopoulos moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, BY the Board of Trustees of the California State University that:

1. Upon consideration of the information provided in the Negative Declaration for the CSU Sacramento, Foundation/Bookstore Building project, the Negative Declaration has been prepared pursuant to requirements of the California Environmental Quality Act.
2. The proposed CSU Sacramento, Foundation/Bookstore Building project will not have a significant effect on the environment.
3. The Foundation/Bookstore Building project will benefit the California State University.
4. The chancellor or his designee is requested under the Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the project.

5. The schematic plans for the CSU Sacramento, Foundation/Bookstore Building project are approved at a project cost of \$20,586,000 at CCCI 4100.

### **Committee on Governmental Relations**

Trustee Farar reported the committee heard one action item:

#### **2003/2004 Legislative Report No. 10 (RGR 07-04-06)**

Trustee Farar moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED**, By the Board of Trustees of the California State University, that the 2003/2004 Legislative Report No. 10 is adopted.

### **Committee on Organization and Rules**

Trustee Farar reported the committee heard one action item:

#### **Revision of Trustees' Standing Orders (ROR 07-04-03)**

Trustee Farar moved the item; there was a second.

The Board of Trustees approved the following resolution:

**RESOLVED** by the Board of Trustees of the California State University that the Standing Orders of the Board of Trustees of the California State University in Exhibit A of Agenda Item 1 of the July 13-14, 2004 meeting of the Committee on Organization and Rules are adopted.

### **Committee of the Whole**

Chair Galinson reported the committee heard one action item:

#### **Revision of Title 5 (RCOW 07-04-02)**

Chair Galinson moved the item and stated that the resolution proposes a change in Title 5, therefore a public hearing must be held. He asked for public comment on the proposed changes in the regulations.

Hearing none, the public hearing was closed.

The Board of Trustees approved the following resolution:

**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 approves the revisions to Chapter 1, Division 5 of Title 5 of the *California Code of Regulations* as follows:

**Subchapter 2 — Educational Program**  
**Article 5 — General Requirements for Graduation**

**§ 40402.1. Entry-Level Learning Skills.**

~~(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

Each student admitted to The California State University is expected to possess basic competence in the English language and mathematical computation to a degree reasonably expected of entering college students. Students admitted who cannot demonstrate such basic competence should be identified as quickly as possible and be required to take steps to overcome the deficiencies. Any coursework completed primarily for this purpose shall not be applicable to the baccalaureate degree.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§ 40405. General Education–Breadth Objectives.**

~~(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

General education-breadth requirements in The California State University are so designed that, taken with the major depth program and elective credits presented by each candidate for the bachelor's degree, they will assure that graduates from the several campuses in the system have made noteworthy progress toward becoming truly educated persons. Particularly, the purpose of the breadth requirements is to provide means whereby graduates:

(a) will have achieved the ability to think clearly and logically, to find and critically examine information, to communicate orally and in writing, and to perform quantitative functions;

(b) will have acquired appreciable knowledge about their own bodies and minds, about how human society has developed and how it now functions, about the physical world in which they live, about the other forms of life with which they share that world, and about the cultural endeavors and legacies of their civilizations;

(c) will have come to an understanding and appreciation of the principles, methodologies, value systems, and thought processes employed in human inquiries.

It is the intent of this section that the general education-breadth requirements be planned and organized in such a manner that students will acquire the abilities, knowledge, understanding, and appreciation suggested as interrelated elements and not as isolated fragments.

There are three acceptable programs: The California State University General Education-Breadth Requirements (Section 40405.1), the Intersegmental General Education Transfer Curriculum (Section 40405.2), and General Education Reciprocity with the University of California (Section 40405.3).

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§ 40405.1. California State University General Education-Breadth Requirements.**

~~(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

(a) Each recipient of the bachelor's degree completing the California State University General Education-Breadth Requirements pursuant to this subdivision (a) shall have completed a program which includes a minimum of 48 semester units or 72 quarter units of which 9 semester units or 12 quarter units shall be upper division level and shall be taken no sooner than the term in which the candidate achieves upper division status. At least 9 of the 48 semester units or 12 of the 72 quarter units shall be earned at the campus granting the degree. The 48 semester units or 72 quarter units shall be distributed as follows:

(1) A minimum of 9 semester units or 12 quarter units in communication in the English language, to include both oral communication and written communication, and in critical thinking, to include consideration of common fallacies in reasoning.

(2) A minimum of 12 semester units or 18 quarter units to include inquiry into the physical universe and its life forms, with some immediate participation in laboratory activity, and into mathematical concepts and quantitative reasoning and their applications.

(3) A minimum of 12 semester units or 18 quarter units among the arts, literature, philosophy and foreign languages.

(4) A minimum of 12 semester units or 18 quarter units dealing with human social, political, and economic institutions and behavior and their historical background.

(5) A minimum of 3 semester units or 4 quarter units in study designed to equip human beings for lifelong understanding and development of themselves as integrated physiological, social, and psychological entities.

The specification of numbers of units implies the right of discretion on each campus to adjust reasonably the proportions among the categories in order that the conjunction of campus courses, credit unit configurations and these requirements

will not unduly exceed any of the prescribed semester or quarter unit minima. However, the total number of units in General Education-Breadth accepted for the bachelor's degree under the provisions of this subdivision (a) should not be less than 48 semester units or 72 quarter units.

(b) The President or an officially authorized representative of a college which is accredited in a manner stated in Section 40601 (d)(1) may certify the extent to which the requirements of subdivision (a) of this section have been met up to a maximum of 39 semester units (or 58 quarter units). Such certification shall be in terms of explicit objectives and procedures issued by the Chancellor.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

### **§ 40405.2. Intersegmental General Education Transfer Curriculum.**

~~(This section applies to students who transfer to a California State University campus from a California Community College on or after the commencement of the 1991-92 academic year.)~~

(a) Students transferring from California Community Colleges under the provisions of this subdivision may satisfy General Education-Breadth requirements for the California State University bachelor's degree through satisfactory completion of the Intersegmental General Education Transfer Curriculum and a minimum of 9 semester units or 12 quarter units of upper division general education coursework. All upper division general education requirements shall be completed no sooner than the term in which the candidate achieves upper division status at the California State University campus granting the degree.

All lower division requirements can be fulfilled by completing the Intersegmental General Education Transfer Curriculum which shall include lower division courses distributed as follows:

- (1) A minimum of 9 semester units or 12 quarter units in English communication, to include one course in English composition of no fewer than 3 semester units or 4 quarter units, one course in oral communication of no fewer than 3 semester units or 4 quarter units, and one course in critical thinking-English composition of no fewer than 3 semester units or 4 quarter units.
- (2) A minimum of 3 semester units or 4 quarter units in mathematical concepts and quantitative reasoning.
- (3) At least three courses totaling a minimum of 9 semester units or 12 quarter units in arts and humanities, to include at least one course in the arts and at least one course in the humanities.
- (4) At least three courses totaling a minimum of 9 semester units or 12 quarter units in the social and behavioral sciences, including courses in a minimum of two disciplines or in an interdisciplinary sequence.

(5) At least two courses totaling a minimum of 7 semester units or 9 quarter units in the physical and biological sciences, to include at least one course in physical science and one course in biological science at least one of which incorporates a laboratory.

(b) The president or an officially authorized representative of a California Community College may certify that the requirements of subdivision (a) of this section have been met through the satisfactory completion of courses approved by the California State University and the University of California for inclusion in the Intersegmental General Education Transfer Curriculum. California State University campuses shall accept certification of the fully completed Intersegmental General Education Transfer Curriculum as meeting all of the lower division general education requirements for the baccalaureate degree.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§ 40405.3. Lower Division General Education Reciprocity Between the California State University and the University of California.**

~~(This section applies to students who transfer to a California State University campus from the University of California on or after the commencement of the 1991-92 academic year.)~~

(a) The Chancellor may enter into a formal agreement of reciprocity for lower division general education requirements between the California State University and the University of California. Pursuant to such an agreement, students transferring to the California State University from campuses of the University of California may satisfy California State University general education-breadth requirements for the bachelor's degree through satisfactory completion of all lower division general education requirements of a University of California campus and of a minimum of 9 semester units or 12 quarter units of upper division general education coursework at the California State University campus granting the degree. Upper division general education requirements shall be taken no sooner than the term in which the candidate achieves upper division status.

(b) If the chancellor or an officially authorized representative of a University of California campus certifies that a student has completed that campus's lower division general education program, California State University campuses shall accept that certification as meeting all of the lower division general requirements for the baccalaureate degree.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**§ 40405.4. Procedures for Implementing Programs to Meet General Education Requirements.**

~~(This section applies to students who enter the curriculum on or after the commencement of the 1991-92 academic year.)~~

(a) The Chancellor shall establish procedures to implement the objectives and requirements of Section 40405.1-40405.3, including provision for exceptions in individual cases of demonstrable hardship, and including periodic review of the extent to which the objectives and requirement are being met.

(b) The Chancellor may grant exceptions to the requirements of subdivision (a) of Section 40405.1 for high unit professional degree major programs on a program-by-program basis.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**Subchapter 2 — Educational Program**  
**Article 6 — Undergraduate Degrees**

**~~§ 40500. Bachelor of Arts Degree: Required Curriculum.~~**

~~(This section applies to students who meet the requirements of Section 40401 and who enter the curriculum prior to the commencement of the 1981-82 academic year.)~~

~~To be eligible for the Bachelor of Arts degree, the candidate shall have completed the following requirements:~~

~~(a) General Education Breadth Requirements, minimum 40 semester units.~~

~~The courses in General Education Breadth Requirements shall be distributed in the manner prescribed in Section 40405.~~

~~(b) Major ..... 24 semester units.~~

~~There shall be one major with a minimum of 24 semester units, exclusive of courses used to meet the requirements of 40 units in General Education Breadth Requirements. At least 12 units in the major shall be upper division courses or their equivalent. The maximum number of units shall be determined by the college.~~

~~(c) Minor.~~

~~A minor consisting of 12 or more units, of which six must be in upper division credit, may be required.~~

~~(d) Additional Units.~~

~~Units to complete the 124 required for the degree may be used as electives or to meet other requirements.~~

~~(e) Total units required for the Bachelor of Arts Degree, of which at least 40 shall be in the upper division credit ..... 124 units.~~

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

**§ 40500. Bachelor of Arts Degree: Required Curriculum.\***

~~\*(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

To be eligible for the Bachelor of Arts degree, the candidate shall have completed the following requirements:

(a) General Education-Breadth Requirements.

The courses in General Education-Breadth Requirements shall be distributed in the manner prescribed in Sections 40405-40405.4.

(b) Major ..... 24 semester units.

There shall be one major with a minimum of 24 semester units. At least 12 semester units in the major shall be upper division courses or their equivalent. The maximum number of units shall be determined by the campus.

(c) Minor.

A minor consisting of 12 or more semester units, of which six must be in upper division credit, may be required.

(d) Additional Units. Units to complete the total required for the degree may be used as electives or to meet other requirements.

(e) Total. For candidates electing, pursuant to Section 40401, to meet graduation requirements established prior to the 2000-01 academic year, the total semester units required for the Bachelor of Arts Degree, of which at least 40 shall be in the upper division credit, shall be 124 semester units. For candidates for the Bachelor of Arts degree who are meeting graduation requirements established during or after the 2000-01 academic year, a minimum of 120 semester units shall be required, including at least 40 semester units in upper-division courses or their equivalent.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**~~§ 40501. Bachelor of Science Degree: Required Curriculum~~**

~~(This section applies to students who meet the requirements of Section 40401 and enter the curriculum prior to the commencement of the 1981-82 academic year.~~

~~To be eligible for the Bachelor of Science degree, the candidate shall have completed the following requirements:~~

~~(a) General Education Breadth Requirements, minimum 40 semester units. The courses in General Education Breadth Requirements shall be distributed in the manner prescribed in Sections 40405.~~

~~(b) Major ..... 36 semester units.~~

~~There shall be one major with a minimum of 36 semester units, exclusive of courses used to meet this requirement of 40 units in General Education Breadth Requirements. At least 18 units in this major shall be upper division courses or their equivalent. The maximum number of units shall be determined by the campus.~~

~~(e) Total units required for the Bachelor of Science degree..... 124 to 132 semester units.~~

~~The number of semester units for each curriculum shall be determined by each campus with in the limits of 124 to 132, except that 140 semester units may be required in engineering.~~

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

**§ 40501. Bachelor of Science Degree: Required Curriculum. \***

~~\*(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

To be eligible for the Bachelor of Science degree, the candidate shall have completed the following requirements:

(a) General Education-Breadth Requirements. The courses in General Education-Breadth Requirements shall be distributed in the manner prescribed in Sections 40405-40405.4.

(b) Major .....36 semester units. There shall be one major with a minimum of 36 semester units. At least 18 semester units in this major shall be upper division courses or their equivalent. The maximum number of units shall be determined by the campus.

(c) Total. For candidates electing, pursuant to Section 40401, to meet graduation requirements established prior to the 2000-01 academic year, the total semester units required for the Bachelor of Science degree shall be 124 to 132 semester units, as determined by each campus, except that 140 semester units may be required in engineering. For candidates for the Bachelor of Science degree who are meeting graduation requirements established during or after the 2000-01 academic year, a minimum of 120 semester units shall be required.

The number of semester units for each curriculum shall be determined by each campus.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**~~§ 40503. Bachelor of Vocational Education Degree.~~**

~~(This section applies to students who meet the requirements of Section 40401 and who enter the curriculum prior to the commencement of the 1981-82 academic year.)~~

~~(a) Eligibility for Candidacy. Eligible candidates for this degree shall be limited to those vocational teachers recommended by the Board of Examiners for Vocational Teachers and who meet the requirements established in the Education Code.~~

~~(b) Educational Program. The educational program for each applicant shall be determined by the campus in terms of the needs of the individual applicant and the standards of the institution. A rigid pattern of subjects, and prerequisites except as they may be necessary to advanced courses, will not be required.~~

~~(c) Requirements. Each applicant for the degree shall have completed with a grade point average of 2.0 (grade C) or better, except that only those courses in which a letter grade (A, B, C, D, F) is assigned shall be used in computing the grade point average, a course of 124 semester units, including the credits recommended by the Board of Examiners, and shall have met the General Education-Breadth Requirements prescribed in Section 40405.~~

~~(d) Major in Vocational Education. The credits recommended by the Board of Examiners for Vocational Teachers for the applicant's occupational, managerial and supervisory experience shall be applied toward a major in vocational education.~~

~~(e) Credit for Vocational Teacher Training. The vocational teacher training completed by the applicant may be used toward a minor in education or toward electives if some other minor is used.~~

~~NOTE: Authority cited: Sections 66600, 89030 and 89035, Education Code. Reference: Sections 66600, 89030 and 89221-89223, Education Code.~~

### **§40503. Bachelor of Vocational Education Degree. \***

~~\*(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

(a) Eligibility for Candidacy. Eligible candidates for this degree shall be limited to those vocational teachers recommended by the Board of Examiners for Vocational Teachers and who meet the requirements established in the Education Code.

(b) Educational Program. The educational program for each applicant shall be determined by the campus in terms of the needs of the individual applicant and the standards of the institution. A rigid pattern of subjects, and prerequisites except as they may be necessary to advanced courses, will not be required.

(c) Requirements. An applicant for the degree who elects, pursuant to Section 40401, to meet graduation requirements established prior to the 2000-01 academic year shall have completed, with a grade point average of 2.0 (grade C) or better, except that only those courses in which a letter grade (A, B, C, D, F) is assigned shall be used in computing the grade point average, a course of 124 semester units, including the credits recommended by the Board of Examiners, and shall have met the General Education-Breadth Requirements prescribed in Sections 40405-40405.4. Each applicant meeting graduation requirements established

during or after the 2000-01 academic year shall have completed at least 120 semester units, including the credits recommended by the Board of Examiners, and shall have met the General Education-Breadth Requirements prescribed in Sections 40405-40405.4. The applicant shall have achieved a grade point average of 2.0 or better in those courses in which a letter grade (A, B, C, D, F) was assigned.

(d) Major in Vocational Education. The credits recommended by the Board of Examiners for Vocational Teachers for the applicant's occupational, managerial and supervisory experience shall be applied toward a major in vocational education.

(e) Credit for Vocational Teacher Training. The vocational teacher training completed by the applicant may be used toward a minor in education or toward electives if some other minor is used.

NOTE: Authority cited: Sections ~~66600~~, 89030 ~~and 89035~~, Education Code. Reference: Sections ~~66600~~, 89030 and 89221-89223, Education Code.

**~~§40505. Bachelor of Architecture Degree: Required Curriculum.~~**

~~(This section applies to students who meet the requirements of Section 40401 and who enter the curriculum prior to the commencement of the 1981-82 academic year.)~~

~~To be eligible for the Bachelor of Architecture degree, the candidate shall have completed the following requirements:~~

~~(a) General Education Breadth Requirements, minimum—40 semester units.~~

~~The courses in General Education Breadth Requirements shall be distributed in the manner prescribed in Section 40405.~~

~~(b) Major—45 semester units. The major shall consist of a minimum of 45 semester units. At least 27 semester units in the major shall be in upper division courses or their equivalent. The maximum number of units shall be determined by each campus.~~

~~(c) Total units required for the Bachelor of Architecture degree—150 to 175 semester units. The total number of units required for the Bachelor of Architecture degree shall be distributed over a ten semester period or equivalent.~~

~~NOTE: Authority cited: Sections 66600 and 89030, Education Code. Reference: Sections 66600 and 89030, Education Code.~~

**§ 40505. Bachelor of Architecture Degree: Required Curriculum. \***

~~\*(This section applies to students who enter the curriculum on or after commencement of the 1981-82 academic year.)~~

To be eligible for the Bachelor of Architecture degree, the candidate shall have completed the following requirements:

(a) General Education-Breadth Requirements. The courses in General Education-Breadth Requirements shall be distributed in the manner prescribed in Sections 40405-40405.4.

(b) Major ..... 45 semester units. The major shall consist of a minimum of 45 semester units. At least 27 semester units in the major shall be in upper division courses or their equivalent. The maximum number of units shall be determined by each campus.

(c) Total. For candidates electing, pursuant to Section 40401, to meet graduation requirements established prior to the 2000-01 academic year, the total semester units required for the Bachelor of Architecture degree shall be 165 to 175 semester units. For candidates for the Bachelor of Architecture degree who are meeting graduation requirements established during or after the 2000-01 academic year, a minimum of 120 semester units shall be required. The total number of units required for the Bachelor of Architecture degree shall be distributed over a ten-semester period or equivalent.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

**~~§ 40506. Bachelor of Music Degree and Bachelor of Fine Arts Degree: Required Curriculum.~~**

~~(This section applies to students who meet the requirements of Section 40401 and who enter the curriculum prior to the commencement of the 1981-82 academic year.)~~

~~To be eligible for either the Bachelor of Music degree or the Bachelor of Fine Arts degree, the candidate shall have completed the following requirements:~~

~~(a) General Education Breadth Requirements, minimum 40 semester units. The courses in General Education Breadth Requirements shall be distributed in the manner prescribed in Section 40405.~~

~~(b) Major—70 semester units. The major shall consist of a maximum of 70 semester units with at least one fourth of these units devoted to theory and content as distinguished from studio, production, and performance.~~

~~(c) Total units required for the Bachelor of Music degree and the Bachelor of Fine Arts degree—132 semester units.~~

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

**§ 40506. Bachelor of Music Degree and Bachelor of Fine Arts Degree: Required Curriculum.\***

~~\*(This section applies to students who enter the curriculum on or after the commencement of the 1981-82 academic year.)~~

To be eligible for either the Bachelor of Music degree or the Bachelor of Fine Arts degree, the candidate shall have completed the following requirements:

(a) General Education-Breadth Requirements. The courses in General Education—Breadth Requirements shall be distributed in the manner prescribed in Sections 40405-40405.4.

(b) Major—70 semester units. The major shall consist of a maximum of 70 semester units with at least one-fourth of these units devoted to theory and content as distinguished from studio, production, and performance.

(c) Total. For candidates electing, pursuant to Section 40401, to meet graduation requirements established prior to the 2000-01 academic year, the total semester units required for the Bachelor of Music degree and the Bachelor of Fine Arts degree shall be 132 semester units. For candidates for the Bachelor of Music degree and the Bachelor of Fine Arts degree who are meeting graduation requirements established during or after the 2000-01 academic year, a minimum of 120 semester units shall be required.

NOTE: Authority cited: Section 89030, Education Code. Reference: Section 89030, Education Code.

### **Subchapter 3 — Admission Requirements**

#### **Article 6 — Admission of Undergraduate Applicants Not Otherwise Eligible**

##### **§ 40901. Exceptions for Applicants to Special Compensatory Programs.**

(a) An applicant who is not otherwise eligible for admissions either as a first-time freshman pursuant to Article 4 (commencing with Section 40751) or as a transfer student with fewer than 56 semester (84 quarter) units for admission prior to fall term 2005 and fewer than 60 semester (90 quarter) units commencing with admission to the fall 2005 term pursuant to Article 5 (commencing with Section 40801) may be admitted to a campus provided that he or she is a disadvantaged applicant for whom special compensatory assistance is available, and provided further that the number of applicants enrolled in The California State University pursuant to this Section for any college year shall not exceed 4% of all undergraduate students enrolled for the first time in The California State University during the previous college year exclusive of those who enrolled after being admitted under the provisions of this article. The Chancellor may establish, and may from time to time revise, procedures for the administration of this Section.

(b) As used in this Section, the term “disadvantaged applicant” means an applicant who comes from a low-income family, who has the potential to perform satisfactorily on the college level, but who has been and appears to be unable to realize that potential without special assistance because of economic, ~~cultural,~~ or educational background ~~or environment.~~

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

**Subchapter 4 — Student Affairs**  
**Article 2 — Student Discipline**

**§ 41301. Expulsion, Suspension and Probation of Students.**

Following procedures consonant with due process established pursuant to Section 41304, any student of a campus may be expelled, suspended, placed on probation or given a lesser sanction for one or more of the following causes which must be campus related:

- (a) Cheating or plagiarism in connection with an academic program at a campus.
- (b) Forgery, alteration or misuse of campus documents, records, or identification or knowingly furnishing false information to a campus.
- (c) Misrepresentation of oneself or of an organization to be an agent of a campus.
- (d) ~~Obstruction~~ Willful, material, and substantial obstruction or disruption, on or off campus property, of the campus educational process, administrative process, or other campus function.
- (e) Physical abuse on or off campus property of the person or property of any member of the campus community or of members of his or her family or the threat of such physical abuse.
- (f) Theft of, or non-accidental damage to, campus property, or property in the possession of, or owned by, a member of the campus community.
- (g) Unauthorized entry into, unauthorized use of, or misuse of campus property.
- (h) On campus property, the sale or knowing possession of dangerous drugs, restricted dangerous drugs, or narcotics as those terms are used in California statutes, except when lawfully prescribed pursuant to medical or dental care, or when lawfully permitted for the purpose of research, instruction or analysis.
- (i) Knowing possession or use of explosives, dangerous chemicals or deadly weapons on campus property or at a campus function without prior authorization of the campus president.
- (j) Engaging in lewd, indecent, or obscene behavior on campus property or at a campus function.
- (k) Abusive behavior directed toward, or hazing of, a member of the campus community.
- (l) Violation of any order of a campus president, notice of which had been given prior to such violation and during the academic term in which the violation occurs, either by publication in the campus newspaper, or by posting on an official bulletin board designated for this purpose, and which order is not inconsistent with any of the other provisions of this Section.

(m) Soliciting or assisting another to do any act which would subject a student to expulsion, suspension or probation pursuant to this Section.

(n) Unauthorized recording, dissemination, and publication of academic presentations for commercial purposes. This prohibition applies to a recording made in any medium, including, but not limited to, handwritten or typewritten class notes.

(1) The term “academic presentation” means any lecture, speech, performance, exhibition, or other form of academic or aesthetic presentation, made by an instructor of record as part of an authorized course of instruction that is not fixed in a tangible medium of expression.

(2) The term “commercial purpose” means any purpose that has financial or economic gain as an objective.

(3) “Instructor of record” means any teacher or staff member employed to teach courses and authorize credit for the successful completion of courses.

(o) For purposes of this Article, the following terms are defined:

(1) The term “member of the campus community” is defined as meaning California State University Trustees, academic, non-academic and administrative personnel, students, and other persons while such other persons are on campus property or at a campus function.

(2) The term “campus property” includes:

(A) real or personal property in the possession of, or under the control of, the Board of Trustees of the California State University, and

(B) all campus feeding, retail, or residence facilities whether operated by a campus or by a campus auxiliary organization.

(3) The term “deadly weapons” includes any instrument or weapon of the kind commonly known as a blackjack, sling shot, billy, sandclub, sandbag, metal knuckles, any dirk, dagger, switchblade knife, pistol, revolver, or any other firearm, any knife having a blade longer than five inches, any razor with an unguarded blade, and any metal pipe or bar used or intended to be used as a club.

(4) The term “behavior” includes conduct and expression.

(5) The term “hazing” means any method of initiation into a student organization or any pastime or amusement engaged in with regard to such an organization which causes, or is likely to cause, bodily danger, or physical or emotional harm, to any member of the campus community; but the term “hazing” does not include customary athletic events or other similar contests or competitions.

(6) The causes for discipline in this section shall, as appropriate, include computer-related crimes as provided in Section 502 of the Penal Code.

(p) This Section is not adopted pursuant to Education Code Section 89031.

(q) Notwithstanding any amendment or repeal pursuant to the resolution by which any provision of this Article is amended, all acts and omissions occurring prior to that effective date shall be subject to the provisions of this Article as in effect immediately prior to such effective date.

NOTE: Authority cited: Sections 66300, 66452 and 89030, Education Code. Reference: Sections 66300 and 66450 et seq., Education Code; and Section 502, Penal Code.

**Subchapter 5 — Administration**  
**Article 1 — Community Relations Responsibilities**

**~~§ 41600. Definition of Community Relations Responsibilities of Campus Presidents.~~**

~~Community relations responsibilities of a campus president, referred to in Section 89044 of the Education Code, are defined to include:~~

~~(a) Membership and participation in the activities of community groups, including but not limited to service clubs and community-wide organizations of leading citizens in education, business, government, industry, and agriculture, with which a campus president should collaborate in order that the campus may properly serve the needs of the community.~~

~~(b) Official activities commonly engaged in by campus administrations and customarily recognized as essential for promoting and maintaining student, faculty, and staff morale and for developing and maintaining effective relations with the community. Such activities may include but are not limited to campus receptions, public ceremonies, and lay advisory committee meetings concerned with various aspects of the campus instructional program such as teacher education, business education, and engineering education.~~

~~(c) Providing essential accommodations and sustenance for official guests of the campus.~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89044, Education Code. Reference: Section 89044, Education Code.~~

**~~§ 41601. Definition of Community Relations Responsibilities of the Chancellor.~~**

~~Community relations responsibilities of the Chancellor, referred to in Section 89044 of the Education Code, are defined to include:~~

~~(a) Membership and participation in the activities of community, State and national groups, including but not limited to service groups and other organizations of leading citizens in education, business, government, industry, and agriculture, with which the Chancellor should collaborate in order that the California State University may properly serve the needs of the State.~~

~~(b) Official activities commonly engaged in by the chief executive officer of colleges and universities and customarily recognized as essential for promoting~~

~~and maintaining student, faculty, and staff morale, and for developing and maintaining effective relations with local, State, and national organizations. Such activities may include but are not limited to receptions, public ceremonies, and lay advisory committee meetings concerned with various aspects of the instructional program of the California State University.~~

~~(e) Providing essential accommodations, and sustenance for official guests of the California State University.~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89044, Education Code. Reference: Section 89044, Education Code.~~

## **Subchapter 5 — Administration** **Article 4 — Nonresident Tuition**

### **§ 41906. Evidence Required for Application of Statutory Exceptions to Non-Resident Tuition Classification.**

(a) Any minor or eighteen-year-old student claiming application of the self-support exception pursuant to Section 68071 of the Education Code shall provide evidence to the appropriate campus authority including, but not limited to: documentation showing earnings for the year immediately preceding the opening day of the semester or quarter of attendance in the form of a statement from the employer or federal withholding form, a statement that the student has actually been present in California for said year (short durational stays away from the state are permitted), and a statement showing all expenses of the student for said year.

(b)(1) A dependent natural or adopted child, stepchild or spouse of a member of the armed forces of the United States claiming residence status pursuant to Section 68074 of the Education Code shall provide the appropriate campus authority with the following documents:

(A) A statement from the military person's commanding officer or personnel officer that the military person is stationed in California on active duty as of the residence determination date, and

(B) A statement that the student is a dependent of the military person and was claimed as a dependent for federal income tax purposes.

(2) A student dependent qualifying under this exception shall not lose his or her resident classification until he or she has resided in the state the minimum time necessary to become a resident. This exception shall continue to apply even though the member of the armed forces whose dependent is a student in attendance is either (A) transferred on military orders outside of this state and continues to serve, or is (B) retired as an active member of the armed forces.

(c) A student claiming application of Section 68075 of the Education Code shall provide the appropriate campus authority with a statement from the student's commanding officer or personnel officer stating that the assignment to active duty in this State is not for educational purposes. The student shall also produce evidence showing the date of assignment to California.

(d) A student claiming resident status pursuant to Section 68078 of the Education Code shall provide the appropriate campus authority with a statement from the employer showing employment by a school district in a full-time position requiring certification qualifications for the academic year in which the student enrolls. The student must also show that he or she holds a provisional credential and will enroll in courses necessary to obtain another type of credential authorizing service in the public schools, or that the student holds a credential issued pursuant to Section 44250 of the Education Code and is enrolled in courses necessary to fulfill credential requirements or is enrolled in courses necessary to fulfill the requirements, of the fifth year of education prescribed by subdivision (b) of Section 44259 of the Education Code.

(e) A child, natural or adopted, or a spouse of a deceased California resident who, at the time of death, was employed by a public agency whose principal duties for that agency were active law enforcement service or active fire suppression and prevention and who was killed in the performance of active law enforcement or active fire suppression ~~or and~~ prevention duties or who died as a result of an accident or an injury caused by external violence or physical force, incurred in the performance of active law enforcement or active fire suppression and prevention duties, claiming exemption from tuition pursuant to Section ~~68121-68120~~ of the Education Code shall provide the appropriate campus authority with documentary evidence showing:

- (1) Legal relationship to deceased;
- (2) California residence of deceased at time of death;
- (3) Deceased was employed by a public agency at time of death;
- (4) Principal duties of deceased at time of death were active law enforcement service or active fire suppression and prevention service;
- (5) Principal duties of deceased were not clerical; and
- (6) Deceased was killed on duty as a result of an accident or an injury caused by external violence or physical force incurred in the performance of his or her active law enforcement or active fire suppression and prevention duties.

The appropriate campus authority may request evidence to establish any other fact reasonably necessary to determine eligibility for exemption from tuition.

(f) Any minor or eighteen-year-old student claiming application of the care and control exception pursuant to Section 68073 of the Education Code shall provide evidence to the appropriate campus authority including, but not limited to, evidence of living for two years with, and under the direct care and control of, an adult or adults, other than a parent, and evidence of domicile of such adult or adults.

NOTE: Authority cited: Sections 68044 and 89030, Education Code. Reference: Sections 68071, 68073, 68074, 68075, 68078 and ~~68121-68120~~, Education Code.

**§ 41910. Employee Exception.**

A student who is a full-time employee of the Trustees or of any state agency or a student who is a child or spouse of a full-time employee of the Trustees or of any state agency shall be entitled to classification as a resident for tuition purposes until he or she has resided in California the minimum time necessary to become a resident, ~~as provided in Section 41909~~. This section does not apply to student assistants or employees who work all year on a part-time basis, or full time on a less than annual basis.

For purposes of this section, “employee of any state agency” is limited to a person employed by the State of California who is assigned to work outside of the state.

NOTE: Authority cited: Sections 68044 and 89030, Education Code Reference: Section 68079, Education Code.

**Subchapter 5 — Administration  
Article 13 — Emergency Meeting**

~~§ 42395. Rules and Procedures for Emergency Meeting of the Board of Trustees.~~

~~Pursuant to the authority of Government Code Section 11125(a), the Chairman of the Board of Trustees, the Chancellor, or any four members of the Board of Trustees may call an emergency meeting of the Board without complying with the one-week notice otherwise required by that section. Such a meeting may be called when necessitated by unforeseen emergency conditions which might result in a detriment to The California State University or the public interest if such a meeting were delayed for the one-week notice normally required by Government Code Section 11125.~~

~~Upon the convening of the emergency meeting the Chancellor shall present a statement of the circumstances which constituted the unforeseen emergency conditions and the detrimental consequences which might result in the event of such delay.~~

~~Notice of the time and place of any emergency meeting called pursuant to this section and the nature of the matters to be considered shall be given as soon as possible after it has been determined that such a meeting is necessary.~~

~~NOTE: Authority cited: Section 66600, 89030 and 89035, Education Code. Reference: Section 11125 (a), Government Code.~~

**Subchapter 7 — Employees  
Article 2 — Staff Organization and Appointment of Employees**

~~§ 42705. Chancellor.~~

~~The Chancellor shall have the same administrative authority with regard to this subchapter as heretofore was given to the Director of Education.~~

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

**Subchapter 7 — Employees**  
**Article 2.2 — Management Personnel Plan**

**§ 42728. Reconsideration.**

The Chancellor or the President, as appropriate, may prescribe an informal means of hearing complaints from Management Personnel Plan employees who serve in the Headquarters Office or at a campus of The California State University. The informal procedures so prescribed shall be the exclusive administrative remedy available to a Management Personnel Plan employee to address the employee complaints or to seek reconsideration of any personnel decision allegedly adverse to the interests of the employee. ~~The procedures so prescribed shall not apply to hearings on employee discipline under Section 89539 of the Education Code.~~

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

**Subchapter 7 — Employees**  
**Article 15.1 — Rules of Procedure for Appearance of an Employee Under Government Code Section 1028.1**

**§ 43600. Designation of Committee of Governing Body.**

~~The Committee on Faculty and Staff Affairs, a standing committee of the Board of Trustees of the California State University, is hereby designated the appropriate committee of said governing body to conduct inquiries relating to those matters specified in Section 1028.1 of the Government Code. For the purpose of such inquiries, said committee shall have all powers conferred upon the Trustees pursuant to Section 89042 of the Education Code and may subpoena or order any employee of the California State University to appear before it and to answer under oath a question or questions propounded by said committee or member or counsel thereof, relating to any of the matters specified in Section 1028.1 of the Government Code. Such appearances of employees and conduct of meetings of said committee shall be in conformity to this article. NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89042, Education Code; and Section 1028.1, Government Code.~~

**§43601. Form and Service of Order to Employee.**

(a) ~~The order to the employee to appear shall read substantially as follows:~~

~~“Pursuant to the provisions of Chapter 8 of Division 5 of the Education Code, Chapters 1 and 5 of Division 8 of the Education Code, and of Government Code Section 1028.1, you as an employee of the California State University and Colleges are herewith ordered and required to appear before the Committee on Faculty and Staff Affairs of the Board of Trustees of the California State University and Colleges at \_\_\_\_\_ in the City of \_\_\_\_\_, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_, for the purpose of answering under oath such~~

~~questions as may be then and there propounded to you with respect to matters specified in said Government Code Section 1028.1.”~~

~~(b) The order shall be accompanied by a copy of Sections 1027.5, 1028, and 1028.1 of the Government Code, and shall be served personally upon the employee. The order shall contain the following statement from Government Code 1028.1:~~

~~“Any employee who fails or refuses to appear or to answer under oath on any ground whatsoever any such questions so propounded shall be guilty of insubordination and guilty of violating this section and shall be suspended and dismissed from his employment in the manner provided by law.”~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89042, Education Code; and Section 1028.1, Government Code.~~

#### ~~§ 43602. Meetings.~~

~~(a) Public Meeting. The meeting shall be a public meeting unless the employee otherwise requests in writing five days prior to the meeting by letter directed to the Office of the Chancellor of the California State University, in which event the meeting shall be an executive one.~~

~~(b) Executive Session. Attendance at an executive session shall be limited to members of the committee, counsel to the Board of Trustees of the California State University, the employee and his counsel, and such members of the staff of the Office of the Chancellor as the committee chairman may hereinafter designate.~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89042, Education Code; and Section 1028.1, Government Code.~~

#### ~~§43603. Counsel.~~

~~The employee shall be permitted to be represented by counsel of his own choosing at such meeting.~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89042, Education Code; and Section 1028.1, Government Code.~~

#### ~~§ 43604. Conduct of Proceedings.~~

~~The chairman or the person propounding the questions shall have the power to issue such orders as are necessary to maintain the fair, proper, and orderly conduct of the proceedings.~~

~~NOTE: Authority cited: Sections 66600, 89030, 89035 and 89500, Education Code. Reference: Section 89042, Education Code; and Section 1028.1, Government Code.~~

**Subchapter 7 — Employees**  
**Article 15.6 — Certification of Tenured**  
**Faculty to Continue Employment Beyond Age 70**

**§ 43660. Purpose.**

The purpose of this Article is to provide for the certification of eligibility of tenured faculty of the California State University who have attained age 70 to continue employment.

NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.

**§ 43661. Scope and Definition.**

(a) In this Article, tenured faculty refers to employees engaged primarily in instruction who are employed and compensated on the basis of class and rank and who have been granted tenure. (b) “Certification of eligibility” is a determination which shall entitle a tenured faculty member who has reached age 70 to delay retirement and to continue employment for one year immediately following the certification’s effective date.

NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.

**§ 43662. Failure to Request or Receive Certification.**

(a) A tenured faculty member who fails to request certification of eligibility in the manner and at the times required by this Article shall have waived the right to certification. The employment of an academic employee whose right to certification has been waived shall terminate on the first day of the calendar month next succeeding the month in which age 70 was attained unless age 70 was attained in an academic term or academic year in which case the tenured faculty member shall continue in active service until the end of the quarter, semester, or academic year during which the employee attains age 70.

(b) A tenured faculty member who fails to receive certification of eligibility shall terminate employment on the first day of the calendar month next succeeding the month in which age 70 was attained unless age 70 was attained in an academic term or academic year in which case the tenured faculty member shall continue in active service until the end of the quarter, semester, or academic year during which the employee attains age 70.

NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.

**§ 43663. Initial Certification.**

~~(a) The President, following consultation with the faculty, shall establish campus procedures to implement the provisions of this section.~~

~~(b) During the academic year prior to that academic year in which a tenured faculty member shall reach age 70, the President shall notify the tenured faculty member in writing of the requirement to request certification of eligibility as stated in subsection (c) below. For the tenured faculty member who shall reach age 70 between academic years, the notice shall be given prior to the academic year immediately preceding the tenured faculty member's attaining age 70.~~

~~(c) A tenured faculty member who wants to receive certification of eligibility shall so notify the President in writing during the first full month of the academic year in which the tenured faculty member shall attain age 70. If a tenured faculty member shall reach age 70 on a day when the campus is between academic years, the tenured faculty member shall notify the President during the first full month of the immediately preceding academic year.~~

~~(d) The President or designee shall decide whether to grant certification to the tenured faculty member after consideration of recommendations based on administrative and peer review. Certification shall be granted to the tenured faculty member whose job performance is standard or above.~~

~~(e) The President, by February 1 of the academic year in which the tenured faculty member requests certification of eligibility, shall notify the tenured faculty member in writing, whether the tenured faculty member has been granted a certification of eligibility.~~

~~NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.~~

**§ 43664. Recertification.**

~~A tenured faculty member who wants to delay retirement and continue employment after the termination of the initial or a subsequent certification period shall request recertification at least eight months prior to the termination of the current certification.~~

~~The procedures and requirements for recertification are the same as those for initial certification.~~

~~NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.~~

**§ 43665. Employment Status.**

~~A tenured faculty member who receives certification of eligibility shall continue to have tenure during the certification period.~~

~~NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.~~

~~**§ 43666. Temporary Continuance in Employment.**~~

~~If proper procedures under this Article were not followed, the President shall continue the tenured faculty member's employment until compliance with the procedures. Tenured faculty members who receive temporary continuance in employment remain subject to all laws, rules, policies and procedures that apply to other employees in the same class.~~

~~NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code; and Sections 12941(a) and 12942, Government Code.~~

~~**§ 43667. Delegation.**~~

~~The Chancellor or designee is authorized to implement the policy and provisions of this Article, and to establish notification requirements for Quarter System Year Round Operations campuses.~~

~~NOTE: Authority cited: Sections 23922, 66600, 89030, 89035 and 89500, Education Code; and Section 20983.5, Government Code. Reference: Sections 23922 and 89509, Education Code; and Sections 20983.5, Government Code.~~

~~**§ 43668. Repeal.**~~

~~This article shall remain in effect until January 1, 1994, and on that date it shall be repealed.~~

~~NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Sections 89030 and 89500, Education Code; Section 12941(a) and 12942, Government Code; Title 29, United States Code, Section 631(d)(100 Stat. 3344).~~

And, be it further

**RESOLVED**, That the Board of Trustees has determined that the adoption of the proposed revisions to Title 5 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 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 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.

### **Board of Trustees**

Chancellor Reed reported the Board had four action items before them:

Chair Galinson moved the items

The Board of Trustees approved the following resolutions:

#### **Conferral of the Title Trustee *Emerita* (RBOT 07-04-02)**

**WHEREAS**, Dee Dee Myers was appointed as a member of the Board of Trustees in 1994, after a noteworthy career as the first female White House press secretary, as a working political analyst and commentator, and as a staff member for local, state, and national political campaigns; and

**WHEREAS**, She has served with distinction as Vice Chair of the Board of Trustees as well providing Trustee committees with leadership and her unique reasoned viewpoint; and

**WHEREAS**, She has by her lively intelligence and insight brought a crucial understanding to countless Trustee deliberations and decisions, enriching the discussion, and ably assisting Board members to reach productive decisions on the critical issues coming before them; and

**WHEREAS**, it is altogether fitting that the California State University recognize those members who have made signal contributions to this system of higher education; now, therefore, be it

**RESOLVED**, by the Board of Trustees of the California State University that this Board acknowledge and commend Dee Dee Myers for her outstanding contributions to California higher education, and confer on her the title of Trustee *Emerita* with all the rights and privileges pertaining thereto.

#### **Conferral of the Title Trustee *Emeritus* (RBOT 07-04-03)**

**WHEREAS**, Ralph R. Pesqueira was first appointed as a member of the Board of Trustees in 1988, and then reappointed in 1996, and during his tenure has served with distinction as a member and chair of Board committees as well as providing long and faithful service as the voice of the CSU in the deliberations of the California Postsecondary Education Commission; and

**WHEREAS**, He has given special service to the CSU, serving three times as a presidential search committee chair and as a member of the search committees for an additional five presidents and a chancellor, bringing new and outstanding leadership to the university; and

**WHEREAS**, He began the long-term trustee effort to increase the mathematics and English proficiency of incoming freshmen, setting standards and authorizing cooperative programs to the benefit of the public schools, CSU students, and the university system as a whole; and

**WHEREAS**, it is altogether fitting that the California State University recognize those members who have made signal contributions to this system of higher education; now, therefore, be it

**RESOLVED**, by the Board of Trustees of the California State University that this Board acknowledge and commend Ralph R. Pesqueira for his outstanding contributions to California higher education, and confer on him the title of Trustee *Emeritus* with all the rights and privileges pertaining thereto.

**Commendation for Service to Student Trustee Alexander Lopez (RBOT 07-04-04)**

**WHEREAS**, Alexander Lopez, having been appointed to the Board of Trustees in 2002, has served first as a contributing observer and then as a full voting participant in the deliberations and actions of the Board; and

**WHEREAS**, He has, in the tradition of student representation on the Board, served to provide the viewpoints and the voice for the 409,000 students of the California State University; and

**WHEREAS** it is right and proper for the California State University to honor those members who have contributed to the advancement of the CSU community; now, therefore, be it

**PROCLAIMED**, by the Board of Trustees of the California State University that this Board commends Alexander Lopez for his service and wishes him well in his future endeavors.

**Conferral of the Title President *Emeritus* (RBOT 07-04-05)**

**WHEREAS**, Whereas, Tomás Arciniega was appointed President of California State University, Bakersfield in 1983, and has ably served in that position for more than two decades, raising the visibility and deepening the accomplishments of the campus; and

**WHEREAS**, He has refined the mission of the university, developing it as a comprehensive regional university serving the educational and economic goals of the citizens of the Central Valley; and

**WHEREAS**, He has worked diligently to promote access and recognition of opportunity among the area's underserved high school population, drawing in students who are the first in their families to attend college; and

**WHEREAS**, He has helped make the university a vital member of its community, engaging in numerous partnerships, including Bakersfield Vision 2020, so that the campus will continue to play a key role in the ongoing development of the region; and

**WHEREAS**, He has provided remarkable national leadership in support of Hispanic education, including as chair of the Board of Directors of the Hispanic Association of Colleges and Universities; and

**WHEREAS**, it is altogether fitting that the California State University recognize those leaders who have made signal contributions to higher education and to the state of California; now, therefore, be it

**RESOLVED**, by the Board of Trustees of the California State University that this Board honor Tomás Arciniega for his outstanding contributions to California higher education, and confer on him the title of President Emeritus with all the rights and privileges pertaining thereto.

### **Public Comments**

The board heard comments from the following members of the public: Charles Goetzl, APC President; Pat Gantt, CSEA; Hylah Jacques, CSEA; John Travis, President CFA; Lillian Taiz, CFA Vice President; Elizabeth Hoffman, CFA, Mr. Joe Teixeria, CSUDH; Rich Reed; Agustin Cebada, CSUDH Chicano/a Studies; Saul Figueroa, CSUDH Chicano/a Studies; Xochitl Lujan, CSUDH Chicano/a Studies; Luis Garcia, CSUDH Chicano/a Studies; and Xihuan Montalvo, CSUDH Chicano/a Studies.

### **Adjournment**

The meeting was adjourned at 12:40 p.m.

**REPORT OF CHAIR MURRAY L. GALINSON**  
**Board of Trustees**  
**The California State University**  
**July 14, 2004**

This is my first meeting as chair, and I want to thank the board again for electing me to the position.

I want to welcome the new members of the Board of Trustees and ask each of them to introduce themselves. I should say for the audience, we have eight new members of the board who were appointed last week. All eight were here on Monday, on very short notice, for an orientation program. Some of them had prior commitments and could not stay, but we do have three present. First, Carol Chandler.

Carol Chandler: Thank you Chair Galinson. I am Carol Chandler from the Central Valley of California. I am a farmer in production agriculture and my background in education involves graduating from UC Davis in education, getting a teaching credential and masters degree at CSU Fresno, and raising a family and becoming involved in lots of community volunteer efforts and advocacy on behalf of agriculture. I served a term on the UC Board of Regents and also served for 6 years on the California Postsecondary Education Commission and I appreciate this opportunity to serve the CSU system, of which I am very proud and privileged to be a part.

Chair Galinson: Thank you Trustee Chandler. Next, Melinda Guzman Moore.

Melinda Guzman Moore: Good morning. My name is Melinda Guzman Moore. I'm very excited. This has been a very productive last two and a half days and I want to say to the board and to Murray that I'm going to look forward to working with each of you. I am a resident of Fair Oaks. I've lived in Davis for 20 years. I have my undergraduate and law school education from the University of California, Davis. My husband of 21 years is a judicial affairs officer and I think today or tomorrow he is collecting the three signatures on his dissertation in cultural anthropology. I might add, he is the first African American to get that degree from UC Davis in that department. Our daughter is almost 20 years old and is entering her third year at CSU Sacramento and is very excited about her education at that campus. I had a brief opportunity to serve on the Board of Governors for the California Community Colleges last year right before the recall election. So I had a nice seven-month window to learn that system better. I am very familiar with the University of California and here I am ready to serve our students and to work with every constituent group of this system. I am the chair of the California Hispanic Chambers of Commerce, so I'm really into economic development issues. I chair the Nehemiah Housing Corporation, which is the national down payment assistance program in housing, so I have some specialty in housing. I have been an attorney for over sixteen years, principally business and employment matters. I am familiar with education law, and again, I look forward to working with everyone on this board and with every constituent group because we have a wonderful

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system. I was a first-generation college student and I believe in access in education and this system is all about California and growing this fifth largest world economy even bigger. Thank you, Murray, for this opportunity.

Chair Galinson: Thank you, Melinda. We look forward to working with you as well. Next, George Gowgani.

George Gowgani: Thank you so much, Mr. Chairman. My name is George Gowgani. I was born and raised in the northern part of Iran and attended school at the University of Istanbul, 1958. I mentioned to some of my colleagues that we talk about crowded classrooms, my first class in physics at the University of Istanbul had about 1800 students in the auditorium, the professor was lecturing in German, and it was translated to Turkish. So you can see it is not really quite that bad here. I found my way to Sacramento, where I met my wife and attended Sacramento City College, graduated and went to Cal Poly San Luis Obispo. Got my degree. Got a job. Went back to Iran. It didn't take me long to return. Attended UC Davis for a little while, didn't get a degree, but went to Cal Poly San Luis Obispo as a part time lecturer in 1967. The part-time lectureship developed into 32 years as a professor, department head and associate dean. I took a little time and got my doctorate degree in biological sciences at the University of Nevada and in the meantime I was involved in many organizations, many things. If you want to know the history of faculty organization/union, that is if you have half a day, I will explain how it came about and what happened. So I am just delighted to be here and I know that everyone is going to be leaving pretty quick, but I just want to take this opportunity to thank the Chancellor and his staff sincerely. They made us feel good, making us feel that we are a part of this organization. I look forward to working with everyone, presidents, and fellow board members and to making a contribution to this wonderful organization.

Chair Galinson: Thank you all and welcome. We have a new appointed student trustee. Corey would you like to give us a synopsis.

Corey Jackson: Thank you Mr. Chair. My name is Corey Jackson, student at CSU San Bernardino, major in political science, minor in public administration. I guess my governance experience in education started as a senior in high school as a student member of my local Board of Education as I represented 26,000 students. I served two years as state president of the NAACP Youth and College Division. After that I began to get more involved. I chair the Student Union Board of Directors at CSUSB and also serve as their external affairs director. Also in civic responsibility, I was fortunate to be appointed by my mayor and city council as a commissioner of the Housing Redevelopment and Beautification Commission and am serving my second term as chair. I certainly look forward to working with all of you as I continue to bring about the issues that are directly affecting our students and to ensure that the policies that we are making are certainly in the best interest of our students.

Chair Galinson: Thank you and welcome, Corey. You can imagine that in another ten or fifteen years he'll need an hour to give his background. It was very impressive.

And speaking of students, Eric, welcome as the voting student trustee.

At today's meeting I bring attention to the fact that there is a new Academic Senate executive committee chaired by Dave McNeil of San Jose State. We welcome you and welcome all of your colleagues. Also there is a new Board of Directors of the California State Student Association (CSSA). We welcome all of you, working together with you is one of the pleasures that we have. I might say that we greatly appreciate the time and effort put in by the students and the faculty. Their input is very valuable to this board and their dedication to the system is greatly appreciated.

Also, I am pleased to announce that we have returning, as the Alumni Council chair, Bob Linscheid, who we welcome and who we will hear from soon. He hails from Chico and has been very active in the Alumni Association, a great asset to our system.

I am happy to extend a very warm welcome to Horace Mitchell who became and started as president of CSU Bakersfield earlier this month. I was pleased to be a part of that search committee and I can say that Horace had terrific competition and is a terrific choice to lead that campus.

Paul Yu begins as president at San Jose State at the end of this week. We welcome Paul, even though he couldn't be with us today.

I had about ten minutes to talk about the budget, but we'll forget about that. We're hoping that there will be a budget passed soon.

I do want to don my hat that says, "Titans 2004 NCAA National Champions College World Series", our congratulations to CSU Fullerton. And I understand, Milt, you only pitched one inning. Is that right?

President Gordon: Actually they won, so I didn't pitch at all. But the hat does look good on you Murray. It really looks great from this perspective. So thank you.

Chair Galinson: Speaking of wining. California State University, Sacramento was one of three state entities to receive the (STARR) award, State Agency Recycling Recognition Award this year. The honor recognized the university's outstanding efforts in implementing integrated waste management practices. Congratulations to you, Alex, and to your campus.

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On a similar note, eighteen California State University campuses were listed in the May issue of *Hispanic Outlook in Higher Education* as being among the annual "Top 100," a national list of colleges and universities that conferred the most bachelor's degrees upon Hispanics. CSU campuses consistently rank among the very top in the nation in this area. In addition, 11 CSU campuses were in the top 100 in awarding master's degrees to Hispanics nationwide. The five campuses not on the top 100 are newer, smaller, or specialized institutions. I think we can all be proud of that.

From early May to mid-June our campuses held commencement ceremonies to confer degrees on 77,000 individuals. Nearly 66,000 students earned bachelor's degrees and 11,000 completed master's degrees. We congratulate all degree recipients and urge them to use their higher education for the advancement of society and we implore them to do the right thing in their lives and remember CSU.

This is the time of the year where under Trustee policy, the Board Chair approves and reports on the operating budget for the State University House. In your packets you will find a budget for the State University House. The 2004-2005 operating budget was approved in the amount of \$63,365 with provisions for supplies, services, insurance, and utilities. The funding, all of which is non-state money, is derived from the proceeds of the sale of the previous State University House in Bel-Air. The trust fund is restricted to supporting the operation, furnishing, and maintenance of the State University House. When the trust was established in 1991, two spending rules were instituted to protect the corpus and ensure there are sufficient interest earnings in the future to cover operational and maintenance costs without using General Fund dollars. These two rules are reviewed every three years to determine if any modifications are necessary. This review has been completed and no modifications are recommended. If there are any questions from board members, I would be happy to answer them any time.

Seeing none, again welcome to all of the new trustees, faculty senate, and student representatives.

That concludes my report. It is now time for the Chancellor's Report.

**REPORT OF CHANCELLOR CHARLES B. REED**  
**Board of Trustees**  
**The California State University**  
**July 14, 2004**

Thank you, Chair Galinson.

I, too, want to join you in welcoming our new trustees. Since Monday, I've gotten to know you a little bit better and know that you all have a wide variety of experiences and perspectives and I think that the richness in your collective wisdom is just what this board needs.

David, I look forward to working with you this next year. Manolo, I look forward to working with you. The CSSA is an organization on the move. One of the things that I have been interested in is that there be some continuity. They worked so hard with Susana and the board in order to put together a plan with goals, and their commitment to those same goals will even make that organization even more effective. So thank you, Manolo, for your leadership and I look forward to working with you.

Yesterday you heard Patrick Lenz and Richard West talk about the budget. I'm going to say we're going to have another challenging year. But I think this is the turn-around year. And I think, I can say this: We will have more money in this budget than we had in the May revise. I also think that we can probably plan on taking something close to a head count of about 10,000 new students in the year coming up. We will start that planning process in August and September and we'll be prepared to report back to this board in October for next year's budget.

I think that there's a light at the end of the tunnel and that would be the compact agreement with the governor. That compact agreement says that the bleeding will stop, and that we can plan on a funding level that represents a floor for the California State University. I think that it will help our planning process. We will now have some predictability to our budget, and that's going to help our presidents and this board plan for the future. The compact preserves the assets of the California State University. It preserves quality. It talks about the faculty and the importance of being competitive with compensation. And the compact promises access for the future. I feel very good about that.

I also want to thank the CFA and the coalition because they helped to raise awareness of the CSU before the business community of this state and before the legislature. They helped bring to the forefront the important role that the California State University plays. They did it in many ways that we couldn't do. I think we worked together in such a way that we were able to keep the CSU on the front burner in Sacramento.

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Today, this board is taking action on the transfer program. I want to thank you for that. Dave Spence and I have been working on that since before you started to pay me. One of the things that I saw in Cornerstones and one of the things that I knew about California was that no place in this country relies on transfer more than the California State University. We will report every time we meet about our progress on transfer. That's how important it is. We're talking about the potential over the next three or four years of being able to bring in another 10,000 to 15,000 more students and give them true access. And if we don't solve this problem, we're not going to serve students in this state the way they need to be served, with opportunity, access and quality.

Let me stop preaching and let me ask Bob Maxson if he would say a word about Dr. James Brotman. Dr. Brotman is the largest single donor to Cal State Long Beach President's Scholars Program. We talked about the President's Scholars Program on Tuesday with this board. President Maxson is able to provide scholarships to 350 valedictorians throughout California. And it is because of the generosity of people like Dr. Brotman. He just recently gave another \$2.5 million cash gift to Cal State Long Beach to bring his total gifts to over \$6 million. Dr. Brotman, thank you for your generosity, and Bob, will you please say a few words about Dr. Brotman.

President Maxson: Thank you, Chancellor Reed. Jim has given over \$6 million to support the President's Scholars Program. He is one of the most respected physicians in Southern California. He retired from his practice at 80 years of age and now golf is his practice. Jim was raised in Southern California, he's the son of immigrant parents, he attended USC Medical School, and he is a member of the clinical teaching faculty at both UCLA and USC. He tells me that he really earned his money with good real estate investments. Many of us think he earned it on the golf course. But anyway if you bump into him out there, be careful. In fact, he's been watching his watch because when he leaves here, he's headed for the golf course.

I invited Jim to come to my office a few years ago to ask him to be a major donor to the President's Scholars Program. He agreed to come. He lives here in the South Bay area. So I asked him if he would come to my office and meet with me. I had a surprise for him. I had brought in a whole group of these bright eyed high school valedictorians and National Merit Scholars that are part of the President's Scholars Program on the campus. I had them all in the office when he walked in. They started talking and I quickly sort of backed out of the conversation and Jim engaged them. Dr. Brotman engaged them. They all had a twinkle in their eye over the conversation, but the thing all these young people had in common was that they were majoring in the sciences. Well, I think that sort of sealed the deal with Jim with those kids. I actually said very little, Vice President Bob Bersi, who is with him there, was with me and we sort of backed our chairs up and let Jim talk to them and he motivated and inspired them and then he gave them financial support. Of Jim's kids that he has motivated and supported, five of them stayed local, three of them are at UCLA Medical School, one at the University of Southern California Medical School, one at UCI Medical School. Hodge Arms from Grass Valley is at

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University of California San Francisco Medical School and Tiffany Potter from down in Orange County is at John Hopkins Medical School and Eric Sundberg from out in Lancaster is at Stanford Medical School and Sara Wilkins from Sacramento is at medical school at Duke. And some of the kids went into Ph.D. programs. One from right here in Long Beach, Ken Laurel, is in a Ph.D. program in chemistry at Yale University. So these are some of the kids that Jim motivated, he inspired, and he financed. And what we're hoping is that those kids will come back and they'll be the Jim Brotmans of the future. That they will give back. One of the things that we do in the President's Scholars Program is that we require them to do community service every single semester. They have to complete so many hours of community service as part of their scholarship. And I think that other than the fact that they were young scientists, I think that appealed to Jim about as much as anything because he's a giver. He's not a taker. This man has given so much and has never called me once for a ticket to a game. And, so I just wanted the board to meet Jim Brotman. He's been an inspiration to so many students on our campus and trust me, these kids will be givers, like Jim's been. Thank you, Chancellor. He's got a 12 p.m. tee time.

Chancellor Reed: Next, I'd like to congratulate President Gordon and the Cal State Fullerton Titans baseball team for their fourth national championship. Milt called me up and invited me to go to Omaha for the final three games. I really wanted to do that, but I had made a commitment months before to be in Austin, Texas. So I was able to sit in an audience at a hotel in Austin and watch the Titans beat up on the University of Texas. The players and the coaches at Fullerton were great sportspeople that day. Milt, we're going to invite you and the team to come in September to meet this Board and we will thank your players then.

Lastly, I'd like to ask José Solache and Chair Galinson if they would join me at the podium. José, on behalf of this Board, I want to thank you for your service this past year as a leader of the CSSA. We want to present this commendation to you as a small token of our thanks for your work. I want you to know that before the year he started this position, I talked to José about what he wanted to do. I knew about José, because he had been the president of the student body at CSU Dominguez Hills for two years in row, which is a little unusual. Usually it's a one-year deal. And he said, "I want to become a teacher, so I'm going to continue on and get my certificate and I'm thinking about getting into politics because I want to be a legislator some day." I said, well, take your time. Well, he took about two months and he got himself elected to the school board. So he is well on his way to accomplishing his second objective. But he kept focused the entire year. He helped improve communications between the student organization and the chancellor's office and he was always available and he worked triple time, with school, this organization and the school board. One day I said to José, you look tired. He says, "Chancellor, I had no idea these board meetings would go to one or two o'clock in the morning and, it's all over these labor matters." So he's learning fast. José, thank you very much for your leadership.

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Chair Galinson, that concludes my report.