

2008

## 2008 Legislative Summary

Assembly Committee on Higher Education

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# 2008 Legislative Summary

## Committee Members

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Shirley Horton, Vice Chair  
Juan Arambula  
Jim Beall, Jr.  
Paul Cook  
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# Assembly Committee on Higher Education

## 2008 Legislative Summary

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*Vice Chair*

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## Academic Partnerships

### **AB 145** (Coto) *San Jose State University National Hispanic University Collaboration*

Authorizes a five-year pilot program between San Jose State University and National Hispanic University focused on pupils in grades 7-12 and undergraduate college students in San Mateo, Santa Clara, Alameda, San Benito and Santa Cruz Counties to improve participation in higher education and serve as an ongoing source of research-based policy regarding the best practices for educating students. Appropriates \$10 million from the General Fund to the Office of the California State University Chancellor beginning in 2007-08 and in each of the four subsequent fiscal years to carry out the requirements of this bill.

**Status:** Held Under Submission, Assembly Appropriations Committee

### **AB 153** (Blakeslee) *University of California: Energy Biosciences Institute*

Calls for the University of California (UC) to enter into a partnership with British Petroleum to establish an Energy Biosciences Institute in California and declares legislative intent that the state provides the UC with \$40 million in the 2007-08 Budget Act to construct the Energy Biosciences Institute.

**Status:** Assembly Appropriations Committee

### **ACR 21** (Portantino) *University of California: academic partnerships*

Requests the University of California to establish academic partnerships (e.g., joint degree programs) with one or more institutions classified as Historically Black Colleges and Universities.

**Status:** Resolution Chapter 124, Statutes of 2008

### **ACR 146** (Solorio) *California-Mexico Project*

Encourages faculty and student exchanges between California's and Mexico's institutions of higher education through the California-Mexico Project at California State University, Long Beach; requests the University of California, the California State University and the California Community Colleges consult with the California Research Bureau (CRB) and provide the CRB with data on international exchange programs; and resolves that the Legislature consider policies that will enhance the mobility and exchange of faculty and students between California's and Mexico's institutions of higher education.

**Status:** Resolution Chapter 160, Statutes of 2008

**SB 65 (Cedillo)** *Public postsecondary education: San Jose State University-National Hispanic University Collaboration*

Creates the San Jose State University-National Hispanic University Collaboration to include outreach, transfer, joint classes for credit, and other programs of education, research, and public service that the California State University (CSU) Trustees and the National Hispanic University deem to be in the public interest and appropriates \$3 million from the General Fund to the Office of the CSU Chancellor to carry out the requirements of this bill until the program sunsets on December 31, 2008.

**Veto Message:** *I certainly support the sponsor's stated goal of the bill to increase the number of students who graduate from colleges and universities with science, technology, engineering, and math (STEM) degrees. It is vital not only for our economy, but also for our communities, to have populations of STEM discipline students and teachers which are more reflective of California's diversity. However, this bill requires \$3 million from the General Fund dollars that were not allocated as part of the Budget Act of 2007. Therefore, it would not be prudent to approve this measure at this time.*

*I look forward to a discussion next year with interested parties to see how we can more appropriately accomplish our shared goal of ensuring that our STEM students and teachers better reflect the great diversity of our state.*

**SB 1437 (Padilla)** *Education technology: California Virtual Campus: pupils of public high schools: community college enrollment*

Recognizes the California Virtual Campus, deems the California Community Colleges (CCC) eligible schools for the California Teleconnect Fund program, and extends the sunset date for exemptions to the cap on the percentage of pupils that K-12 school principals may recommend for enrollment at a CCC during summer sessions to January 1, 2014.

**Status:** Chapter 718, Statutes of 2008

## Access & Affordability

### **AB 111** (Blakeslee) *National Guard Assumption Program of Loans for Education*

Extends the sunset date on the National Guard Assumption Program of Loans for Education from July 1, 2007 to July 1, 2010; changes the manner in which the program functions as a "need-based" program by requiring an applicant to have received a subsidized (need-based) student loan; deletes the requirement that an applicant be currently enrolled in higher education; and states the reasons for the urgency.

**Status:** Held Under Submission, Senate Appropriations Committee

### **AB 152** (Beall) *Postsecondary education: Golden State Scholarshare Trust: California Prepaid Tuition Program*

Establishes the California Prepaid Tuition Program to be administered by the Scholarshare Investment Board of the State Treasurer's Office, which would allow the sale of tuition units that are set at the time of sale as a fraction of current University of California (UC) systemwide, mandatory fee charges plus an amount for program administration and an amount determined necessary to maintain the actuarial soundness of the California Prepaid Tuition Program, and provides those units will be redeemable as an equal fraction of University of California charges at the time of redemption, regardless of UC fee increases that have occurred in the interval.

Provides a start-up loan from the General Fund, to be repaid in 10 years.

*On January 19, 2008, AB 152 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with the Santa Clara Valley Transportation Authority.*

### **AB 171** (Beall) *Student financial aid: Assumption Program for Loans for Law in the Public Interest*

Restructures the existing Public Interest Attorney Loan Repayment Program and adds persons serving in a county counsel's office to those who may be served by this program.

*On February 4, 2008, AB 171 was amended out of the jurisdiction of the Assembly Higher Education Committee.*

### **AB 175** (Price) *Cal Grant B awards: access costs*

Establishes a policy for setting the maximum award for Cal Grant B access costs and provides for the phase-in of that maximum award. Specifically, this bill:

States the intent of the Legislature that an award for access costs in the Cal Grant B Program shall not be less than 20% of the indirect costs of the student budget allowance recommended by the California Student Aid Commission for a student living off campus

for a nine-month academic year.

Requires that beginning with awards made for the 2008-09 award year, the maximum award for access costs shall be increased by not less than 5% and not more than 10% per year until such time as the award has reached or exceeded 20% of access costs, at which time the amount shall be set at 20% and amended annually as specified above.

**Status:** Assembly Appropriations Committee

**AB 286 (Cook)** *Public postsecondary Education exemption from nonresident tuition*

Repeals existing law that exempts a person, other than a nonimmigrant alien, as defined, from paying nonresident tuition at the California Community Colleges and the California State University if that person has attended high school in California for 3 or more years, has graduated from a California high school or attained the equivalent thereof, has registered at or attends an accredited institution of higher education in California not earlier than the fall semester or quarter of the 2001–02 academic year, and has filed an affidavit as specified, if he or she is an alien without lawful immigration status.

**Status:** Assembly Higher Education Committee

**AB 302 (De La Torre)** *Cal Grant B Entitlement Awards: award amount*

Provides first-year tuition and fee benefits for Cal Grant B students.

**Status:** Assembly Appropriations Committee

**AB 359 (Karnette)** *Student financial aid: Assumption Program of Loans for Education*

Expands eligibility for the Assumption Program of Loans for Education to include specialists in speech-language pathology in the K-12 system.

*On August 14, 2008, AB 359 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with the high school exit exam.*

**AB 384 (Portantino)** *Firefighters*

Enacts the California Fallen Federal Firefighter Survivor Assistance Act of 2007 to provide health benefit coverage to survivors of fallen federal firefighters who were California residents and whose regular duty assignments were to perform firefighting services in California, with specified conditions relating to other federal benefits.

**Status:** Chapter 255, Statutes of 2007

**AB 488** (Portantino) *Community colleges: California Community Colleges Access Grant Program*

Establishes a new financial aid program for California Community College (CCC) students. Specifically, this bill:

Establishes the California Community College Access Grant Program to be administered by the CCC Chancellor's Office, commencing with grants in the 2008-09 academic year.

Amends the treatment of fee revenue received by CCC districts to set aside 33% for purposes of funding this program and requires the CCC Board of Governors to adopt regulations to specify the manner in which these funds shall be redistributed in proportion to the number of Pell recipients at each college.

Requires the chancellor of the CCC, after consultation with financial aid administrators and chief student service officers, to develop initial award policies and procedures and to make annual adjustments as deemed necessary, while expressing the intent of the Legislature that each college shall have sufficient discretion to select student recipients who have remaining need after other federal and state sources have been taken into consideration.

Mandates that the Free Application for Federal Student Assistance shall be required of each applicant and that no other application may be used to determine eligibility, and requires that recipients be California residents and must maintain satisfactory academic progress according to the policies used by the college to determine continuing eligibility for federal student aid.

**Status:** Assembly Appropriations Committee

**AB 638** (Bass) *Student financial aid: California Physician Assistant Loan Assumption Program*

Establishes, until January 1, 2014, the California Physician Assistant Loan Assumption Program to assume up to \$20,000 in student loans for eligible students who agree to practice in medically underserved areas.

**Status:** Chapter 628, Statutes of 2008

**AB 668** (Portantino) *Student financial aid: California Community College Student Federal and State Financial Aid Opportunity Act*

Establishes a process by which each student enrolling in the California Community Colleges (CCC) may be informed of student financial aid opportunities if the CCC district chooses to participate in this effort.

**Status:** Chapter 607, Statutes of 2007

**AB 767** (Walters) *Student financial aid: veterans and dependents*

Provides a waiver of resident tuition, regardless of income level or need, at the University of California, California State University and California Community Colleges for students who have no remaining months of educational benefits under the federal Montgomery GI Bill for California residents who were on active duty, enlisted while a California resident, and were honorably discharged from the Armed Forces and California residents who are or have been on active duty as a member of the California National Guard, the State Military Reserve, or the Naval Militia.

**Status:** Senate Education Committee

**AB 883** (Dymally) *Student financial aid: Assumption Program of Loans for Education: pilot program*

Enacts a pilot program to provide loan assumption benefits for interns and teachers in the Compton Unified School District and appropriates \$140,000, without regard to fiscal year, to the California Student Aid Commission to make loan assumption payments.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 950** (Salas) *Public postsecondary education: student residency requirements: active duty military*

Extends from one year to two years the time period for which non-California members of the Armed Forces shall be entitled to resident classification for the purpose of paying fees for graduate study at the California State University.

**Status:** Chapter 362, Statutes of 2007

**AB 994** (Parra) *Health care: nurse training scholarship pilot program.*

Extends the sunset date for the Associate Degree Nursing Scholarship Pilot Program from January 1, 2009 to January 1, 2014.

**Status:** Chapter 426, Statutes of 2008

**AB 1038** (Feuer) *Postsecondary education: student fees*

Establishes a new student fee policy for resident undergraduate students at the University of California and the California State University. Specifically, this bill:

Expresses legislative intent that, beginning in the 2008-09 fiscal year, student fees shall be "X%" (as yet undetermined) of the prior year's final average of state expenditures per student in each segment and that this will be the same percentage relationship as 2007-08

fees bear to the 2006-07 final average state expenditures per student in each respective segment.

Provides that, notwithstanding the fee level determined pursuant to this formula, fees shall not increase by more than 7% in any fiscal year.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1059** (De Leon) *Child Development Teacher and Supervisor Grant Program*

Expands available awards and creates new eligibility criteria for the Child Development Teacher and Supervisor Grant Program and expresses the intent of the Legislature to award up to 400 new grants each year, raising the value of such grants to \$3,000 per year for applicants in four-year institutions and \$2,000 per year for applicants in two-year institutions, contingent upon increases in federal funding to cover additional costs.

**Status:** Senate Education Committee

**AB 1267** (Feuer) *Civic service: Civic Service Loan Assumption Program*

Establishes the Civic Service Loan Assumption Program, which shall assume obligation for all or part of a student's loan obligation in exchange for fulfilling a period of civic service, to reduce barriers to entering civic service and to expand access to educational opportunities at the University of California and the California State University.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1522** (Brownley) *Student financial aid*

Requires the California Student Aid Commission to develop and make available a software program, for use by potential applicants, to facilitate identifying and applying for institutional, state, and federal student aid programs.

*On January 7, 2008, AB 659 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with teacher credentialing.*

**AB 1540** (Bass) *Student financial aid: Cash for College Program*

Formally establishes the Cash for College Program within the California Student Aid Commission to be operated in partnership with local private and community organizations to support workshops aimed at assisting low-income and first generation college-bound students with state and federal financial aid applications.

**Status:** Chapter 741, Statutes of 2007



**AB 1652** (Lieber) *Student financial aid*

Requires the Legislative Analyst's Office to report to the Assembly Committee on Higher Education and the Senate Committee on Education by January 31, 2008, on the efforts by Congress and the United States Department of Education to implement new laws and regulations, background on the issues, the sufficiency of newly adopted or pending federal rules or regulations, proposed legislation now pending in the State of New York for possible relevance to California.

Requests the professional associations that represent California student aid and lending communities, separately or together, to report to the Assembly Committee on Higher Education and the Senate Committee on Education by January 31, 2008, on ethical standards that are currently in place, additional standards that should be instituted, and the extent to which state law should be amended to mandate these standards, including recommendations for disclosure and enforcement.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1758** (DeVore) *Postsecondary education*

Creates the California National Guard Education Assistance Program to provide a waiver of mandatory systemwide tuition or fees at the University of California, the California State University, and the California Community Colleges (CCC), including enrollment fees, registration fees, differential fees, or incidental fees as follows: a) provides up to 60 units of tuition and fee waivers for every three years that a student served in the California National Guard (CNG), not to exceed 120 units, b) requires the benefit to be used within seven years following the date that the qualified member fulfills the necessary service commitments, c) prohibits CNG members from receiving this benefit if they have received a Cal Grant award or a CCC Board of Governors Enrollment Fee Waiver, d) requires CNG members to make a timely application for all Cal Grant assistance for which they may qualify for the academic year in which a tuition and fee waiver is under consideration.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 2082** (Salas) *Student financial aid: military service*

Expands the criteria for giving special and additional consideration for Competitive Cal Grant awards to applicants who are members of the California National Guard.

**Status:** Held Under Submission, Senate Appropriations Committee

**AB 2083** (Nunez) *Student financial aid: institutional financial aid eligibility*

Requires the California State University and the California Community Colleges and requests the University of California to provide institutional financial aid to students who are exempt from

nonresident tuition due to specified provisions in law, as established by AB 540 (Firebaugh), Chapter 814, Statutes of 2001.

**Status:** Senate Rules Committee

**AB 2260** (Higher Education) *Postsecondary education*

Clarifies that students participating in the Competitive Cal Grant B award program may use a college grade point average (GPA), if they have one, in lieu of a high school GPA and repeals an obsolete statute authorizing a California Community Colleges district governing board to contract out the operation of a bookstore.

**Status:** Chapter 235, Statutes of 2008

**AB 2365** (De La Torre) *Cal Grant B awards: award amount*

Phases in elimination of the restriction in the Cal Grant B program that, in the first year of enrollment, denies tuition benefits and instead provides only a stipend for "access costs" (i.e., costs for books, supplies, living expenses, and transportation) to 98% of Cal Grant B recipients.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 2372** (Coto) *Public postsecondary education: systemwide fees: limitations: tax levy*

Establishes the College Affordability Act of 2008. Specifically, this bill:

Prohibits an increase in systemwide tuition and fees for resident undergraduates at the University of California (UC) and the California State University (CSU) for five years, beginning with the 2009-10 fiscal year.

Limits an increase in statewide tuition and fees for resident undergraduates at UC and CSU to the annual percentage change in the California Consumer Price Index, beginning with the 2014-15 fiscal year.

Imposes an additional 1% tax on that portion of a taxpayer's taxable income in excess of \$1 million for each taxable year beginning on or after January 1, 2009.

Requires 60% of the funds raised by the additional tax be deposited in the General Fund and credited to the College Affordability Fund to be used to offset increased costs of educating resident undergraduate students attending UC and CSU, mitigating the need for increases in student tuition and fees.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 2496** (Huffman) *Public postsecondary education: tuition and fees*

Extends current tuition/fee waivers for California's public postsecondary education institutions to include the surviving spouse or child of a deceased firefighter employed by the federal government and on duty in California.

Alters the circumstances under which the death occurred in order for the survivors of specified law enforcement and fire suppression personnel to be eligible for this educational benefit to remove the requirement that, for a death that resulted from an accident or injury, the accident or injury have been caused by external violence or force, and adds eligibility for deaths having resulted from an occupational disease.

**Status:** Held Under Submission, Senate Appropriations Committee

**AB 2722** (Duvall) *Public postsecondary education: statewide student fee policy*

Requires the University of California and California State University set mandatory systemwide fees and tuition for undergraduate students over a four-year period.

**Status:** Assembly Higher Education Committee

**AB 2876** (Lieber) *Postsecondary education: Student Loan Integrity Act*

Establishes a student notification process and a code of conduct for employees of postsecondary education institutions relating to student loans and allows students to recover punitive and other damages for violation of these provisions.

**Status:** Held Without Recommendation, Assembly Higher Education Committee

**AJR 48** (Price) *Postsecondary education: student financial aid*

Memorializes Congress and the President of the United States to take specified actions to ensure that low-income students continue to have access to postsecondary education through increased funding for grants, direct federal loans, and continued availability of federal Title IV financial aid programs, working with states to establish programs that educate students about financial aid options and the potential risks associated with student debt, and ensuring that financial aid programs, including private loan programs, contain reasonable terms and conditions and do not discriminate against low-income students.

**Status:** Resolution Chapter 101, Statutes of 2008

**SB 1 (Cedillo)** *Student financial aid: eligibility: California Dream Act*

Expands eligibility for state postsecondary financial aid and community college fee waiver programs to include students who are exempted from paying nonresident tuition due to specified provisions in law.

**Veto Message:** *At a time when segments of California public higher education, the University of California and the California State University, are raising fees on all students attending college in order to maintain the quality of education provided, it would not be prudent to place additional strain on the General Fund to accord the new benefit of providing state subsidized financial aid to students without lawful immigration status. Under existing law, undocumented students, who meet the required criteria, already qualify for the lower in-state tuition rate while attending California public colleges and universities.*

**SB 673 (Scott)** *Student financial aid: Assumption Program of Loans for Education*

Authorizes credentialed teachers to participate in the Assumption Program of Loans for Education if they teach in low-performing schools (ranked in decile 1 or 2 as measured by the Academic Performance Index) and have not otherwise participated in the program.

**Status:** Held Under Submission, Assembly Appropriations Committee

**SB 1158 (Scott)** *Student financial aid: Assumption Program of Loans for Education*

Designates 400 Assumption Program of Loans for Education (APLE) for applicants that are credentialed teachers teaching in a public school ranked in the lowest two deciles on the Academic Performance Index.

Deletes the authority for California Student Aid Commission to provide out-of-state teachers APLE awards and reduces the number of APLE awards that may be provided to participants in a district intern program from 500 to 100 annually.

**Status:** Chapter 516, Statutes of 2008

**SB 1301 (Cedillo)** *Student financial aid: institutional financial aid eligibility*

Requires the California State University and the California Community Colleges and requests the University of California to provide institutional financial aid to students who are exempt from nonresident tuition due to specified provisions in law, as established by AB 540 (Firebaugh), Chapter 814, Statutes of 2001.

**Veto Message:** *I share the author's goal of making affordable education available to all California students, but given the precarious fiscal condition the state faces at this time, it would not be prudent to place additional demands on our limited financial aid resources as specified in this bill.*

**SB 1355** (Corbett) *Postsecondary education: private student loans*

Requires public and private postsecondary educational institutions to provide specified information to students regarding private student loans and the availability of federal Stafford loans, as well as other specified information relative to student loans.

**Veto Message:** *This bill would require public and private postsecondary education institutions to disclose specified information regarding the terms of private loans and federal loans in specified financial aid materials. However, recently enacted federal legislation (H.R. 4137) makes changes to the Federal Family Education Loan program, requiring more comprehensive lender disclosures and consumer education of students and families than this bill, particularly as budgeting and financial management relates to student loan programs. The federal legislation also imposes new restrictions on private lenders and education institutions in order to address concerns related to unfair lending practices and conflicts of interest.*

*Therefore, given the comprehensive nature of the federal reforms recently enacted, I am unable to sign this bill at this time.*

**SB 1457** (Steinberg) *Golden State Scholarshare Trust Act: CalSAVE program*

Establishes the California Scholarshare Advancement Vehicle for Education program within the Golden State Scholarshare College Savings Trust to fund individual accounts for unnamed beneficiaries.

**Status:** Chapter 474, Statutes of 2008

**SB 1621** (Ashburn) *Nursing education*

Modifies eligibility requirements and program conditions for the State Nursing Assumption Program of Loans for Education-Nursing Faculty to require that a participant who possesses a baccalaureate or graduate degree at the time of application to the program agrees to begin teaching nursing within 12 months of receiving a loan assumption award.

**Status:** Chapter 183, Statutes of 2008

**SB 1680** (Wyland) *Student financial aid: Military and Veterans Office*

Allows the California Community Colleges and the California State University and encourage the University of California to coordinate services for students who are veterans or members of the military by designating Military and Veterans Offices to provide specified services.

**Status:** Chapter 123, Statutes of 2008

## Administration

### **AB 577** (Ruskin) *Community colleges: open education resources centers*

Establishes a three-year pilot program at Foothill-DeAnza Community College District to train faculty and staff from California Community College districts statewide with the information and methods to establish open education resource centers.

**Status:** Held Under Submission, Senate Appropriations Committee

### **AB 1333** (Hancock) *Regents of the University of California: retirement system*

Requests the Regents of the University of California complete and provide independent actuarial studies for public review at least 120 days prior to a change in employer and employee contribution rates affecting the University of California Retirement System.

*On May 29, 2008, AB 1333 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with the payment of utility charges.*

### **AB 1413** (Portantino) *Public postsecondary education: California State University: trustees*

Authorizes an ex officio member of the California State University Board of Trustees to designate a staff person to attend Trustee meetings on his/her behalf and establishes new requirements governing executive compensation.

**Veto Message:** *California State University (CSU) Board of Trustees' meetings are already open to the public and therefore, it is unnecessary to statutorily authorize a staff person to attend in a member's absence. Executive compensation contracts are currently approved in open meetings and last year CSU adopted changes to their transition pay program that are addressed in this bill. I do not believe that we should be micromanaging the hiring practices at University of California or the California State University system, in ways that may hamper their ability to hire quality instructors and administrators. However, when appropriate, I do believe that there should be transparency in our educational systems so that the public has confidence in our institutions, which is why I am signing Senate Bill 190 that provides some additional openness and accessibility for the public on matters of executive compensation.*

### **AB 1649** (Levine) *University of California: retirement benefits*

Requests the Regents of the University of California to take all steps necessary to implement a defined benefit plan that includes an employer contribution for employees who do not participate in the University of California Retirement Plan.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1821** (Brownley) *Public postsecondary education: reporting requirements*

Eliminates, restructures, and reorganizes various higher education reporting requirements of the state's public universities and colleges to provide for more effective, manageable, and transparent reporting to the Legislature.

**Veto Message:** *While the intent to streamline reporting requirements for the higher education segments is a laudable goal, I understand this bill contains a drafting error. Furthermore, as currently drafted, this bill would likely result in significant state reimbursable mandated costs on the Community Colleges.*

*I would be willing to sign a bill in the next session that addresses these concerns and directing my Department of Finance to work with the appropriate Legislative staff to this end.*

**AB 1980** (Swanson) *Peralta Community College District: transportation fees*

Allows the Peralta Community College District to charge a fee to students or students and employees in order to fund transportation services, if specific requirements are met.

**Status:** Chapter 145, Statutes of 2008

**AB 2244** (Price) *University of California hospitals: staffing*

Requires, beginning January 1, 2010, the Department of Public Health to establish a procedure for collecting and reviewing the written staffing plans developed by University of California health facilities.

**Veto Message:** *Current law already requires hospitals to have written staffing plans for nursing staff. In addition, hospitals must determine the staffing needs for "non-licensed" classifications using the hospital's individual patient care requirements and their system of delivering care. To target a requirement specifically at the five University of California hospitals is both unnecessary and ineffective. All hospitals are currently licensed and held accountable using the same criteria - this makes good policy sense and creates an environment that protects all patients equally, regardless of the type of hospital.*

**AB 2261** (Ruskin) *Community colleges: open education resources centers*

Authorizes the California Community Colleges Board of Governors to use existing resources to establish a pilot program to provide resources for faculty and staff to establish open education resource centers.

**Status:** Chapter 671, Statutes of 2008



**AB 2602** (Smyth) *Public postsecondary education: hunting and trapping: funding*

Prohibits a public institution of higher education from funding, facilitating, or otherwise providing direct support for the lethal taking of any vertebrate animal by means of hunting or trapping.

**Status:** Assembly Higher Education Committee

**ACA 5** (Portantino) *University of California: retirement and health benefits: governance*

Establishes joint governance of the University of California's (UC) retirement benefits and post employment health benefits by creating a board of trustees to govern the University of California Retirement System (UCRS) and requires UC to comply with any additional requirements that regulate UCRS as enacted by statute.

**Status:** Assembly Floor

**ACR 69** (Dymally) *Compton Community College: Task Force on the Future of Compton College*

Requests the establishment of a Task Force on the Future of Compton Community College.

**Status:** Resolution Chapter 77, Statutes of 2008

**SB 166** (Negrete McLeod) *Emergency preparedness: community college districts*

Requires the Chancellor of the California Community Colleges (CCC) to develop emergency preparedness standards and guidelines to assist CCC districts in the event of an emergency, as specified, by January 1, 2009.

**Status:** Chapter 461, Statutes of 2007

**SB 190** (Yee) *Public postsecondary education: California State University: University of California: open meetings: Higher Education Governance Accountability Act*

Modifies current law governing the meetings of the University of California (UC) Board of Regents and the California State University (CSU) Board of Trustees and clarifies the requirements for meetings that must be open and public. Specifically, this bill:

Places the following requirements on the CSU: a) requires action taken by a committee of or the full CSU Board of Trustees on executive compensation proposals for specified executive positions to occur in open session, b) requires full disclosure and rationale for each compensation package, and requires the CSU Board of Trustees to afford members of the public opportunity to comment, c) requires discussions of and action on executive compensation programs and policies to occur in open session of the CSU Board of Trustees,

and d) defines "compensation" to include salary, benefits, perquisites, severance payments, retirement benefits, or any other form of compensation.

Places the following requirements on the UC: a) subjects advisory groups, study groups, or task forces created by the UC Board of Regents, as specified, and with a continuing subject matter jurisdiction in the area of compensation to the Bagley-Keene Act, b) requires action taken by a committee of the UC Board of Regents and final action by the full UC Board of Regents on executive compensation proposals for specified executive positions to occur in open session, requires full disclosure and rationale for each compensation package, and requires the UC Board of Regents to afford members of the public opportunity to comment, c) requires discussions of and action on executive compensation programs and policies to occur in open session of the UC Board of Regents, and d) defines "compensation" to include salary, benefits, perquisites, severance payments, retirement benefits, or any other form of compensation.

**Status:** Chapter 523, Statutes of 2007

**SB 283** (Maldonado) *Community colleges: board of governors: membership*

Establishes "a student organization recognized by the board of governors," rather than the "California Student Association of Community Colleges," as the entity responsible for submitting a list of at least three names of students to the Governor from which he/she will appoint the student member representative to the California Community Colleges Board of Governors.

**Status:** Chapter 35, Statutes of 2007

**SB 325** (Scott) *Postsecondary education: Educational and Economic Goals for California Higher Education*

Requires the state to establish an accountability framework for achieving prescribed educational and economic goals as follows:

Requires this framework to measure the collective performance of the state's system of higher education in successfully serving students by answering 6 statewide policy questions.

Requires the California Community Colleges, California State University, and urges the University of California and the Association of Independent California Colleges and Universities, to provide annual biennial reports to the Legislature, the California Postsecondary Education Commission, and the Governor, by October 1 of each even-numbered year, beginning October 1, 2008, to become part of the state accountability record.

Requires the Legislative Analyst's Office to convene a Technical Advisory Committee (TAC) and would specify the membership and responsibilities of the TAC and requires the TAC to report its findings and recommendations, in writing, to the Governor, the Legislature, and the Director of Finance on or before May 1, 2008.

**Veto Message:** *While I respect the author's intent to establish a statewide system of accountability for postsecondary education and a framework to assess the collective contribution of California's institutions of higher education toward meeting statewide economic and educational goals, this bill falls short in providing any framework for incentives or consequences that would modify behavior to meet any policy objectives. I believe our public education systems should be held accountable for achieving results, including our higher education segments, and would consider a measure in the future that provides adequate mechanisms that will effectuate tangible gains in student outcomes and operational efficiencies.*

**SB 361** (Scott) *Postsecondary education: California Postsecondary Education Commission*

Prioritizes the responsibilities of the California Postsecondary Education Commission (CPEC), clarifies how and to whom CPEC shall submit its reports, and deletes three of CPEC's review and reporting requirements.

**Status:** Chapter 514, Statutes of 2008

## Admissions & Eligibility

### **AB 32** (Fuller) *Career technical education: work certification training*

Authorizes a high school pupil enrolled in at least three high school courses to enroll in California Community College career technical education courses if the career technical education class is not offered at the pupil's high school or at a regional occupational center or program and the pupil has parental permission.

**Status:** Held Under Submission, Assembly Appropriations Committee

### **AB 573** (Horton) *Community colleges: nursing education programs*

Requires any California Community College district (CCCD) that offers a nursing education program to students to select the students to be enrolled in that program on the basis of its determination of which of those students possess more of the academic and other pertinent characteristics of a successful nursing student.

Prohibits a CCCD from using a lottery system, or any other random selection method, for choosing candidates for any nursing education program that it offers.

**Status:** Assembly Higher Education Committee

### **AB 876** (Davis) *Career technical education*

Requests the University of California (UC) and the California State University (CSU) to provide assistance in the development of K-12 Career Technical Education courses for the purposes of admission to UC and CSU and to disseminate information about those courses.

**Status:** Chapter 650, Statutes of 2008

### **AB 1409** (Portantino) *Pupils: concurrent enrollment in community college and secondary or elementary school*

Phases in a removal of restrictions on a pupil's ability to concurrently enroll in a K-12 public school and a California Community College.

**Status:** Senate Appropriations Committee

**AB 1559** (Berryhill) *Public postsecondary education: community college registered nursing programs*

Specifies, until January 1, 2016, admission criteria that California Community College (CCC) registered nursing programs may use if the number of applicants exceeds the enrollment capacity of the registered nursing program. Specifically, this bill:

Authorizes a CCC-registered nursing program that has more applicants than enrollment slots to select students for program admission using a multi-criteria screening process, a random selection process, or a blend of the two.

Specifies required criteria in a multi-criteria screening admissions process, including, but not limited to, academic accomplishments, grade point average in prerequisite coursework, work and volunteer experience, life experience or special personal circumstances, and proficiency in high-frequency languages other than English.

Specifies additional optional criteria including interviews, recommendations, other academic factors and approved diagnostic assessment tools.

Requires annual reports from CCC-registered nursing programs that use multi-criteria screening and encourages the CCC Chancellor to develop a model admissions process based upon the criteria in this bill.

Requires the Legislative Analyst's Office to evaluate the admissions process in CCC-registered nursing programs as part of its annual analysis of the Budget Bill, commencing in 2009.

**Status:** Chapter 712, Statutes of 2007

**AB 1578** (Leno) *Foster Youth Higher Education Preparation and Support Act of 2007: California College Pathways Program*

Enacts the "Foster Youth Higher Education Preparation and Support Act of 2007," which expands the higher educational opportunities, information and student financial aid for current and former foster youth.

**Status:** Held Under Submission, Senate Appropriations Committee

**AB 1586** (DeSaulnier) *University of California and California State University: minimum admissions requirements*

Requires the California State University and strongly urges the University of California to adopt prescribed minimum requirements in History/Social Science, English, Mathematics, Laboratory Science, Language Other Than English, Visual and Performing Arts, Applied Arts, and College-Preparatory Electives for applicants to admission to their respective segments as first-year undergraduate students.

*On January 7, 2008, AB 1586 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with UC and CSU career technical education courses.*

**SB 272 (Runner)** *Public postsecondary education: Armed Forces service*

Requires California Community Colleges and the California State University and requests the University of California to give priority enrollment in classes to any member or former member of the armed services for the first academic term attended at one of these institutions if the student enrolls and begins classes within two years of leaving active duty. This requirement only applies to campuses that already have priority enrollment programs.

**Status:** Chapter 356, Statutes of 2007

**SB 890 (Scott)** *Pupils: Early Commitment to College program*

Establishes the Early College Commitment Program, a voluntary program which would be administered by the Superintendent of Public Instruction. K-12 districts volunteering to participate in this program would be required to undertake a variety of activities aimed at increasing high school completion rates and motivating pupils to take rigorous college preparatory or career technical coursework, as specified.

**Status:** Chapter 472, Statutes of 2008

**SB 946 (Scott)** *Community College Early Assessment Pilot Program*

Establishes the Community College Early Assessment Pilot Program for five years, beginning with the 2008-09 academic year, for the purpose of providing high school pupils with an indicator of their readiness for college-level English and math, as specified.

**Status:** Chapter 473, Statutes of 2008

**SB 1393 (Scott)** *Nursing programs*

Prohibits a campus of California State University or California Community Colleges (CCC) from requiring a student who has been admitted to a registered nursing program, who has already earned a baccalaureate degree or higher from a regionally accredited institution of higher education, to undertake any coursework other than that which is unique and exclusively required to earn a nursing degree from that institution.

Prohibits a CCC district from implementing policies, procedures, and systems, including, but not limited to priority registration systems, that have the effect of excluding an applicant or student who is not a resident of that CCC district from a registered nursing program of that CCC district.

**Status:** Chapter 175, Statutes of 2008

**SB 1585 (Padilla) California Community Colleges: transfer students**

Establishes a voluntary five-year pilot program (Pilot) for not more than 10 California Community Colleges (CCC) to increase the rate of student transfer to four-year institutions and requires the California State University, and requests the University of California, to establish outreach programs at each participating CCC. Specifically, this bill:

Provides that participating students are expected to satisfy a number of criteria including: a) declaring an interest in participating in the Pilot; b) enrolling in courses that are no more than two levels below transferable coursework; and c) maintaining a unit load equivalent to at least six semester units (basically attending half-time).

Requires that participating CCC campuses undertake a number of specified activities, including: a) attempting to provide enrollment opportunities in necessary transfer courses to participating students in a timely manner; b) ensuring the availability of counseling services; and c) coordinating with academic departments offering basic skills coursework and other student programs, as specified.

Requires the Chancellor of the CCC to monitor participating students' academic progress and, on or before December 31, 2013, to submit a report to the Legislature on the results of the Pilot.

**Veto Message:** *While I appreciate the intent to increase transfer rates of basic skills students from the community colleges to the four-year segments of higher education, significant funding has been provided to the community colleges for basic skills students, the University of California for cooperative transfer out reach with community colleges, and other programs for the purpose of enhancing transfer success.*

*Given the efforts to resolve the current budget deficit, it is not advisable to create new programs when existing resources are already being directed to meet the objective.*



## Budget & Finance

### **AB 1368** (Mullin) *School bonds: school and community college districts*

Extends the term of issuance of bond anticipation notes from one year to five years.

**Status:** Chapter 334, Statutes of 2007

### **AB 2277** (Eng) *Community Colleges: property tax revenues*

Requires the Department of Finance to determine the California Community Colleges (CCC) budget shortfall for the 2007-08 fiscal year by calculating the difference between the estimated amount of local property tax revenue in the 2007-08 fiscal year and the actual local property tax revenue received by CCC districts in that fiscal year.

Directs the Controller to transfer the amount determined by the Department of Finance pursuant to the aforementioned requirement from the General Fund to Section B of the State School Fund for the CCC.

**Status:** Held Under Submission, Assembly Appropriations Committee

### **ACA 16** (Torricco) *Public postsecondary education: student enrollment: funding*

Creates a long-term state-funding policy for the University of California (UC) and the California State University (CSU). Specifically, this Constitutional amendment:

Commencing in the 2010-11 fiscal year, requires the state to provide General Fund (GF) support for CSU in an amount no less than the greater of the following amounts: a) the amount provided in the 2007-08 fiscal year, and b) the amount provided in the prior fiscal year, adjusted for full funding of the actual enrollment for the prior fiscal year; c) the projected change in student enrollment for the fiscal year; d) and for the change in per capita personal income (PCPI).

Commencing in the 2010-11 fiscal year, requires the state to provide GF support for UC in an amount no less than the greater of the following amounts: a) the amount provided in the 2007-08 fiscal year, and b) the amount provided in the prior fiscal year, adjusted for full funding of the actual enrollment for the prior fiscal year; d) the projected change in student enrollment for the fiscal year; and e) for the change in PCPI.

Specifies that any non-GF revenue source may be used to supplement but not supplant GF obligation as required in this section.

**Status:** Assembly Higher Education Committee

**SB 413 (Scott)** *Community colleges: inmate education programs: computation of apportionments*

Enacts provisions related to California Community College (CCC) courses for inmates of correctional facilities. Specifically, this bill:

Waives the open-course provisions for a CCC district that provides classes for inmates in state and other correctional facilities.

Provides that attendance hours generated by credit instruction shall be funded at the credit rate and hours generated by non-credit instruction shall be funded at the non-credit rate.

Deletes an existing prohibition against funds for inmate education programs being considered part of base revenues in computing apportionments, and specifies the relationship between the funds authorized for state apportionments in this bill and compensation received from other sources for the same class.

Specifies that these provisions shall not be construed as providing a source of funds to shift, supplant, or reduce the costs incurred by the California Department of Corrections and Rehabilitation in providing inmate education.

**Veto Message:** *This bill is substantively similar to a bill I previously vetoed in a prior legislative session. While I respect the author's attempt to get community colleges to play a role in improving instructional delivery to correctional inmates, this bill as drafted appears to create inappropriate fiscal incentives for community colleges, state prisons, local correctional agencies, and other contracting entities that may lead to supplanting current funding provided through the California Department of Corrections and Rehabilitations.*

**SB 855 (Ridley-Thomas)** *California State University: State University Revenue Bond Act of 1947*

Amends the State University Revenue Bond Act of 1947 (Bond Act). Specifically, this bill: a) revises the definition of "revenue bond anticipation notes" under the Bond Act to include commercial paper notes issued by the California State University (CSU) Board of Trustees, b) requires the CSU Board of Trustees to report to the Legislature, the Legislative Analyst, and the Director of the Department of Finance on the implementation of this bill by January 1, 2012, and c) requests the Legislative Analyst to comment on the report in its annual analysis of the Budget Act.

**Status:** Chapter 352, Statutes of 2007

## Building Standards & Contracts

### **AB 483** (Salas) *Community colleges: contracting: Economic and Workforce Development Program*

Authorizes the Board of Governors of the California Community Colleges (CCC) to conduct a study of the public contracting limits established under specified Public Contract Codes to determine the effectiveness of these provisions for CCC districts and deletes a provision requiring a contracted evaluation from the CCC Chancellor relating to the Economic and Workforce Development Program.

**Veto Message:** *This bill would allow the Board of Governors of the California Community Colleges to conduct a study on the effectiveness of public contract limits as they apply to community college districts. Nothing in current law prohibits the Board of Governors from conducting such a study. Therefore, this bill is unnecessary.*

### **AB 523** (De La Torre) *Contracts: University of California*

Revises change order processes for University of California (UC) construction projects and allows for binding arbitration between the UC Board of Regents and contractors to settle change order disputes.

*On June 23, 2008, AB 523 was amended out of the jurisdiction of the Assembly Higher Education Committee.*

### **AB 1204** (Portantino) *Contracts: community college districts*

Authorizes the Los Angeles Community College District to engage in "job order contracting" as an alternative to traditional competitive bidding for smaller modernization and maintenance contracts.

**Status:** Assembly Higher Education Committee

### **AB 2264** (Furutani) *Public contracts: community college districts*

Allows a California Community College district to authorize a contractor to proceed with multiple changes or alterations without securing bids if the cost of all changes or alterations do not exceed amounts as specified.

**Status:** Assembly Higher Education Committee

**AB 2550 (Furutani)** *Public contracts: community college districts: purchases*

Creates a five-year pilot program that would allow a California Community College district to award contracts for goods and services greater than \$50,000, other than construction services, to the bidder offering the best value instead of the lowest responsible bidder.

**Veto Message:** *I support the notion that best value contracting is a reasonable alternative for construction projects which allows projects to be awarded based on a combination of best price and qualifications because construction projects represent a large, long term investment of resources. However, I am concerned that this legislation may allow subjective methods to govern the bidding process for procurement of supplies and materials with a relatively short life cycle, which could be more open to manipulation and abuse in the bid selection process.*

**AB 2551 (Furutani)** *California Community Colleges: design-assist contract pilot program*

Authorizes the California Community Colleges (CCC) to utilize the design-assist method of contracting on projects that exceed \$2.5 million, in which the CCC district (CCCD) engages a contractor to assist the CCCD and its design professional in developing the design for, and then the construction of, the project.

**Status:** Assembly Higher Education Committee

**AB 3033 (Laird)** *University of California: contracts*

Requests the University of California (UC) and requires the Department of General Services to establish standard contract provisions for research, training, and service contracts between UC and the state including, but not limited to, the following: a) liability, b) intellectual property, c) the right to undertake additional research, d) the right to publish, e) hiring and other personnel-related matters, f) invoicing, g) payments, h) dispute resolutions, i) travel, j) termination, and k) administrative overhead and indirect costs.

**Veto Message:** *The historic delay in passing the 2008-2009 State Budget has forced me to prioritize the bills sent to my desk at the end of the year's legislative session. Given the delay, I am only signing bills that are the highest priority for California. This bill does not meet that standard and I cannot sign it at this time.*

**SB 588 (Runner)** *Postsecondary education: community college school buildings*

Provides for alternative building standards for the California Community Colleges mirroring those applying to the California State University while keeping plan check and oversight responsibilities with the Department of General Services.

**Status:** Chapter 704, Statutes of 2008

**SB 1692** (Padilla) *California Community Colleges: public works: cost reduction*

Establishes provisions within the Education Code that parallel Public Contract Code provisions that create an incentive program that rewards contractors for proposing cost-reduction strategies on California Community College (CCC) projects and that require the "extra compensation" to the contractor be 50% of the net savings in construction costs as determined by the CCC district.

**Status:** Assembly Inactive File

## Economic & Workforce Development

**AB 365** (Portantino) *Postsecondary education: Task Force on State Workforce Needs: California Community Colleges Economic and Workforce Development Program*

Requires the California Postsecondary Education Commission, in cooperation with the Labor and Workforce Development Agency, to convene a Task Force on State Workforce Needs with representatives from business and labor organizations, higher education institutions, and appropriate state entities and requires the Task Force on State Workforce Needs to report, to the Legislature and the Governor on or before November 1, 2008, on the state's future workforce needs and the capacity of the state's higher education institutions to meet that need.

**Veto Message:** *I am supportive of efforts to align state workforce needs with program development at postsecondary education institutions. However, statutory authority is not necessary for the California Postsecondary Education Commission to meet the objective of convening meetings with the relevant entities, and developing recommendations. Therefore, this bill is unnecessary.*

**AB 962** (Houston) *Speech-language pathologists*

Requires the California Postsecondary Education Commission, using existing resources, to meet with specified stakeholders and submit a report to the Legislature by June 1, 2008, relating to the creation of new speech-language pathology assistant training programs.

**Status:** Chapter 688, Statutes of 2007

**AB 1052** (Torrico) *Preschool: teachers: limited-English-proficient children*

Authorizes the California Department of Education to establish and implement a pilot program that includes three counties in the state, as defined, and provides for training and career ladder opportunities for preschool teachers who teach limited-English-proficient children and authorizes a total of three grants of \$450,000 each to be awarded per year for three years pursuant to this bill.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1329** (Houston) *Occupational therapists*

Requires the California State University, in coordination with the California Community Colleges and the Superintendent of Public Instruction, in consultation with interested groups, to assess the barriers to the creation of additional occupational therapist training programs and report to the Legislature by June 1, 2008.

**Status:** Held Without Recommendation, Senate Education Committee

**AB 1897** (Emmerson) *Marriage and family therapists: licensure*

Allows the Board of Behavioral Sciences to recognize specified degrees issued from an institution approved by the former Bureau for Private Postsecondary and Vocation Education or from an institution accredited by specified regional accrediting agencies for purposes of recognizing applicants' degrees as a part of meeting the Marriage and Family Therapist licensure requirements.

**Status:** Chapter 489, Statutes of 2008

**AB 2006** (Hayashi) *California Community Colleges Economic and Workforce Development Program: Center of Innovation for Green Technology*

Creates the Center of Innovation for Green Technology within the California Community Colleges Economic and Workforce Development Program and requires the center to be located in the San Francisco Bay Area.

**Status:** Held Under Submission, Assembly Appropriations Committee

**SB 44** (Torlakson) *Teacher development*

Creates the California Teacher Cadet Program to encourage high school students to consider teaching careers and expresses legislative intent to create Professional Development Schools for teacher education.

**Veto Message:** *While I believe that California should do more to develop quality teachers in the state, I vetoed a bill similar to this one last year because it was essentially duplicative of currently funded programs that assist with the recruitment and retention of teachers. Furthermore, the 2007 Budget Act does not include funding for these particular purposes, but this bill creates ongoing cost pressures estimated in the millions of dollars in order to implement.*

**SB 139** (Scott) *Nursing education*

Makes clarifying and technical changes to previous legislation, SB 1309 (Scott) Chapter 837, Statutes of 2006, to increase California's nursing workforce and requires the Office of Statewide Health Planning and Development to collect and annually report specified health professions data.

**Status:** Chapter 522, Statutes of 2007

**SB 808** (Ridley-Thomas) *California Community Colleges Economic and Workforce Development Program: Public Sector Customer Service Academy: Public Sector Professional Development Institute*

Encourages the chancellor of the California Community Colleges to authorize the establishment of a Public Sector Customer Service Academy and requires the chancellor to study the feasibility of establishing a Public Sector Professional Development Institute.

**Status:** Assembly Higher Education Committee



## General Higher Education Issues

### **ACR 79** (Anderson) *University of California: divestment from Iran*

Calls upon the University of California to divest from foreign companies with specified business activities in the Islamic Republic of Iran.

**Status:** Senate Appropriations Committee

### **AJR 1** (Dymally) *Charles R. Drew University of Medicine and Science*

Petitions the United States Congress and the President to enact federal legislation to designate the Charles R. Drew University of Medicine and Science as a Historically Black College and University and a Historically Black Graduate Institution. Specifically, this resolution seeks a special exemption from federal law, which appears to preclude black colleges and universities established after 1964 from being defined or designated as a Historically Black College and University.

**Status:** Resolution Chapter 45, Statutes of 2007

### **SCR 34** (Alquist) *San Jose State University: sesquicentennial anniversary celebration*

Designates Monday, April 30, 2007, as a day to honor San José State University for the 150th anniversary of its founding.

**Status:** Resolution Chapter 61, Statutes of 2007

## Labor Relations & Employment

### **AB 591** (Dymally) *Community colleges: temporary employees*

Allows the California Community Colleges to hire temporary part-time employees to teach up to 67%, rather than 60%, of the hours per week that constitute a regular full-time faculty assignment.

**Status:** Chapter 84, Statutes of 2008

### **AB 906** (Eng) *Community colleges: salaries of classroom instructors*

Requires the Chancellor of the California Community Colleges (CCC) to conduct five annual random audits to encourage compliance with existing law that requires CCC districts to expend 50% of their expense of education on the salaries of classroom instructors.

**Status:** Senate Education Committee

### **AB 1305** (Charles Calderon) *Community colleges: Employment of full-time faculty*

Requires at least 75% of the hours of credit instruction in the California Community Colleges to be taught by full-time faculty by 2010; requires districts to allocate a portion of excess funds toward achieving this goal; and forbids the CCC Board of Governors from waiving these requirements.

**Status:** Held Under Submission, Assembly Appropriations Committee

### **AB 1343** (Mendoza) *Public postsecondary education: Faculty and College Excellence Act*

Finds that the California Community Colleges (CCC) and the California State University (CSU) have become dependent upon a part-time, contingent workforce and requires the CCC and CSU to achieve new standards by 2014-15. Specifically this bill:

Requires each campus of the CCC and the CSU to employ 75% full-time equivalent faculty by 2014-15 and to achieve this standard by reducing the gap between 75% full-time equivalent faculty and the current percentage full-time equivalent faculty by at least 10% per year, beginning in fall 2008 and to develop and adopt plans, subject to a collective bargaining process, to meet this requirement.

Requires each campus of CSU and each CCC district, notwithstanding any other provision of law, to determine, subject to a collective bargaining process, a minimum salary goal for part-time and temporary faculty, prorated to the salaries of full-time, tenured faculty who perform comparable work; and increase part-time and temporary faculty salaries every year, beginning in fall 2008, by an amount sufficient to close the gap with full-time faculty salaries by 2014-15, with annual increases of not less than 15%

of the gap.

Requires CSU and the CCC to provide the same health care benefits as received by full-time tenured faculty for any person who teaches at least 40% of the hours per week normally considered to be full-time in any calendar year.

Requires each campus of the CSU and each CCC district to establish a process, subject to collective bargaining, by which part-time and non-tenure-track faculty may, after completion of a probationary period, accumulate seniority, receive priority notice for new teaching positions, and be given preferential consideration for tenure-track positions.

States the intent of the Legislature to make appropriations, beginning in the 2009-10 fiscal year and in each year thereafter, sufficient to advance at least 20% of the way toward meeting five-year goals by 2014-15.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1423** (Davis) *Community colleges: salary schedules for academic employees*

Requires all California Community College district salary schedules for academic employees to be uniform in application and effect.

**Status:** Held Under Submission, Assembly Appropriations Committee

**AB 1916** (Portantino) *Community Colleges: faculty*

Allows the California Community Colleges to hire temporary part-time employees to teach up to 67%, rather than 60%, of the hours per week that constitute a regular full-time faculty assignment, notwithstanding collective bargaining agreements entered into or renewed on or after January 1, 2009.

*On June 5, 2008, AB 1916 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with economic development.*

**AB 2037** (Portantino) *California State University: prevailing wage law study*

Requires the Legislative Analyst's Office to complete a study on or before July 1, 2009, of the compliance by the California State University with current prevailing wage laws.

**Status:** Assembly Appropriations Committee

**AB 2271** (Fuentes) *Community colleges: collective bargaining*

Requires the issue of earning and retaining short-term disability rights to be a mandatory subject of negotiation during the collective bargaining of any new or successor contracts executed after

January 1, 2009, between California Community College districts and the exclusive bargaining representative of its faculty.

**Status:** Assembly Higher Education Committee

**ACR 91** (Mendoza) *California Community College faculty*

States legislative intent that part-time and temporary faculty receive comparable benefits and pay to that of full time faculty, and that the California Community Colleges increase the number of full-time tenured and tenure-track employees.

**Status:** Assembly Appropriations Committee

**SB 1620** (Ashburn) *Community colleges: nursing faculty*

Allows temporary clinical nursing faculty at three California Community College (CCC) districts, as selected by the Chancellor of the CCC, to teach an unlimited number of semesters until June 30, 2012.

**Status:** Assembly Appropriations Committee

## Private Postsecondary Education

### **AB 1182** (Niello) *Private postsecondary education: California Private Postsecondary Education Act of 2008*

Recasts and revises the former Private Postsecondary and Vocational Education Reform Act of 1989 as the California Private Postsecondary Education Act of 2008, which this bill would place in the Business and Professions Code.

Establishes the Bureau for Private Postsecondary Education in the Department of Consumer Affairs as a successor agency to the former Bureau for Private Postsecondary and Vocational Education in the Department of Consumer Affairs.

Continues the existence of the Private Postsecondary and Vocational Education Administration Fund, which this bill would rename the Private Postsecondary Education Administration Fund, and the continuously appropriated Student Tuition Recovery Fund, and would also provide that certain violations of the new act would be punishable as infractions.

Provides that the California Private Postsecondary Education Act of 2007 would be repealed on January 1, 2011

**Status:** Assembly Higher Education Committee

### **AB 1525** (Cook) *Private postsecondary education*

States legislative intent to protect the interests of students and private postsecondary institutions having any matter pending before the Bureau for Private Postsecondary and Vocational Education (BPPVE) prior to its closure on June 30, 2007, and asserts the urgency of these matters. Specifically, this bill:

Requires that each matter, as defined, pending before BPPVE as of June 30, 2007, be deemed to remain pending before a successor entity as of February 1, 2008, and requires that rights and obligations established prior to June 30, 2007, and any claim or cause of action in any manner that arose prior to June 30, 2007, whether or not reduced to a final judgment, be preserved.

Authorizes the Director of the Department of Consumer Affairs to enter into voluntary agreements whereby institutions agree to comply with statutes, rules, and regulations applicable to these institutions as of June 30, 2007 and provides for the continued approval of institutions through January 31, 2008.

Authorizes remedies ordered prior to June 30, 2007, to be ordered or maintained thereafter and requires rights, obligations, claims, causes of action, and remedies to remain effective after July 1, 2007.

Continues the Private Postsecondary and Vocational Education Administration Fund and the continuously appropriated Student Tuition Recovery Fund.

States that the provisions of this bill are to apply retroactively to July 1, 2007 and are repealed on February 1, 2008, except for provisions that continue specified approvals necessary to protect qualifications for licensure examinations, which are repealed on July 1, 2008.

**Status:** Chapter 67, Statutes of 2007

**AB 2746** (Niello) *Private postsecondary education: California Private Postsecondary Education Act of 2008*

Recasts and revises the provisions of the Private Postsecondary and Vocational Education Reform Act of 1989 into the Private Postsecondary Education Act of 2008.

[See full analysis for detailed information.]

**Status:** Held Under Submission, Assembly Appropriations Committee

**SB 45** (Perata) *Private postsecondary education*

Extends, from February 1, 2008, until July 1, 2008, limited state oversight of private postsecondary schools the Department of Consumer Affairs (DCA), primarily by extending the provisions of AB 1525 (Cook), Chapter 67, Statutes of 2007. Specifically, this bill:

Extends, for six months, the provisions of AB 1525, which include a continuation of matters pending before the Bureau for Private Postsecondary and Vocational Education as of June 30, 2007, authorization for schools to enter into voluntary agreements to comply with the law as it existed on June 30, 2007, preservation of private rights of action for students, and continuation of the Student Tuition Recovery Fund under the administration of DCA.

Extends, for 11 months, retention of institutional approvals necessary to preserve student ability to sit for licensing exams.

Creates, within DCA, the Bureau of Private Postsecondary Education and the position of bureau chief, which shall commence operations when legislation creating a new California Private Postsecondary Act is chaptered.

Provides an opportunity for new institutions to begin to operate by voluntarily agreeing to comply with the law as it existed on June 30, 2007.

Authorizes any accredited institution to modify a degree, diploma, or certificate program, to add or change a location, to change the institution's name, or undergo a change of ownership, provided the institution documents approval of such action by its accrediting agency.

Authorizes the Board of Barbering and Cosmetology to approve a school that was not licensed by the former Bureau of Private Postsecondary and Vocational Education if the school meets specified conditions, in order for Board of Barbering and Cosmetology to continue to meet its existing statutory obligations.

**Status:** Chapter 635, Statutes of 2007

**SB 823** (Perata) *Private postsecondary education: California Private Postsecondary Education Act of 2008*

Enacts the California Private Postsecondary Education Act of 2008 and establishes the Bureau for Private Postsecondary Education within the Department of Consumer Affairs with specified duties relative to approval and continued monitoring of certain private postsecondary institutions.

[See full analysis for detailed information.]

**Veto Message:** *This bill would establish the California Private Postsecondary Education Act of 2008 (Act), which would create the Bureau for Private Postsecondary Education (Bureau) within the Department of Consumer Affairs (DCA) to regulate private postsecondary educational institutions in California and establish various requirements, prohibitions, and standards for these institutions.*

*I have repeatedly stated that a reform act must be written clearly, should not be subject to varied interpretations, should treat schools as uniformly as possible, and provide reasonable roles and responsibilities for the Bureau. Our collective objective should be to successfully strike a balance between protecting students, while being firm, yet fair to schools. Unfortunately, this bill does not meet those goals. Instead, this bill would create a statute that would be a challenge to successfully implement. If a statute is not clearly drafted, reasonably enforceable, or easily understandable to students, schools, and regulators, no one is well served.*

*Though I am vetoing this bill, I am directing the Department of Consumer Affairs to continue its efforts to educate students about their rights and responsibilities, and to encourage schools to provide students with meaningful disclosures and engage in sound business practices. I am also encouraging the DCA Director to use her existing authority to investigate complaints from students and schools.*

*I encourage the Legislature to pass a bill early in the next session that proposes a regulatory framework that can be successful.*

## Research

### **AB 74** (Dymally) *University of California: obesity, diabetes, and related illness center*

Requests the Regents of the University of California to establish and administer an Institute for the Study of the Phenomenon of Obesity and Diabetes Experimental Research at University of California Irvine, in coordination with the Charles R. Drew University of Medicine and Science to conduct basic science on obesity and diabetes and to develop effective education and treatments. States legislative intent that the funds be appropriated in the Budget Act of 2007 in order to implement this bill.

**Status:** Held Under Submission, Assembly Appropriations Committee

### **AB 659** (Ma) *Human immunodeficiency virus: age-appropriate treatment: study*

Requests the University of California's University-wide AIDS Research Program conduct a three-year study of the clinical impacts of the Human Immunodeficiency Virus in persons over 50 years of age and to submit a report of the study's conclusions and recommendations to the appropriate committees of the Legislature and the State Department of Public Health by June 30, 2011.

*On February 26, 2008, AB 659 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with child care.*

### **SB 458** (Torlakson) *Lung cancer: early detection and treatment*

Requests the University of California to establish and administer the Lung Cancer Early Detection and Treatment Research program from July 1, 2008, until June 30, 2012.

**Status:** Held Under Submission, Assembly Appropriations Committee



## Student Issues

### **AB 262** (Coto) *Public postsecondary education*

Regulates credit card marketing on public campuses and universities, as follows:

Requests the Board of Regents of the University of California (UC) and requires the Board of Trustees of the California State University and the Board of Governors of the California Community Colleges to prohibit banks and other commercial entities, including their third-party representatives, from offering gifts to students for completing student credit card applications and to annually direct each campus to disclose all exclusive arrangements, excluding proprietary information, with banks or other commercial entities engaging in on-campus marketing of credit cards to students.

Urges the UC Board of Regents to remove all exemptions from its policies guiding the on-campus marketing of credit cards to students.

**Status:** Chapter 679, Statutes of 2007

### **AB 1168** (Jones) *Social security numbers*

Requires specified public entities to truncate social security numbers when the numbers are displayed in public records.

**Status:** Chapter 627, Statutes of 2007

### **AB 1548** (Solorio) *Public postsecondary education: College Textbook Transparency Act*

Requires publishers to respond to and make available in print or electronically requests for the following: a) a list of all products for sale by that publisher that are relevant to the needs and interests of adopters, b) the copyright date of any prior edition of a textbook, c) the price at which the new book is available from the publisher, and d) a list of substantial content differences or changes made between the current edition, initially published on or after January 1, 2010, and the previous edition of the textbook.

**Status:** Chapter 574, Statutes of 2007

### **AB 1754** (Hayashi) *Community colleges: grade changing policies*

Requires the Chancellor of the California Community Colleges (CCC) to distribute a model grade changing policy. Specifically, this bill: a) requires the Chancellor of the CCC to distribute a pre-existing model grade changing policy updated in 2008 to each CCC district, and b) declares that the Legislature encourages each CCC district to establish grade changing policies and procedures that reflect the standards contained in the model policy.

**Veto Message:** *Nothing under current law prohibits the Chancellor of the California Community Colleges to distribute a pre-existing model grade changing policy to each community college district, even without legislative mandate. Therefore, this bill is unnecessary.*

**SB 832** (Corbett) *Postsecondary education: textbooks*

Establishes the College Textbook Affordability Act. Specifically, this bill:

Requires each publisher, agent, or employee of a publisher of college textbooks to provide prospective purchasers at a California college or university with a complete list of products that are germane to the subject area of interest and offered for sale by the publisher and requires the publishers to provide the following for each of these products: a) the wholesale price of the product, b) the estimated length of time the publisher intends to keep the product on the market, and c) a complete list of all substantive differences or changes made between the current edition and the most recent previous edition of the textbook for each new edition of a product.

Requires the lists be made available to the prospective purchaser at the start of any sales interaction at a college or university whether in person, by telephone, or electronically and requires these lists be made available on the publisher's Web site.

**Veto Message:** *I am supportive of efforts to address the cost of college textbooks and share the concern that these education costs have an impact on the affordability of college for many students. However, this bill focuses strictly on textbook publisher policies and fails to recognize that the affordability of textbooks is a shared responsibility among publishers, college bookstores, and faculty members.*

*Therefore, instead of this bill, I am signing Assembly Bill 1548. Many of the same concepts in SB 832 are included in AB 1548, but AB 1548 recognizes the shared responsibility and attempts to address the issue in a more comprehensive manner.*

**SB 854** (Ridley-Thomas) *Voter registration: students*

Requires the California State University and California Community Colleges to include in their online class registration systems a check-off option for students to receive a completed voter registration card from the Secretary of State's office and requires the Secretary of State to submit a report on its student voter registration efforts to the Legislature by January 1 of each year.

**Status:** Chapter 481, Statutes of 2007

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