

2010

## 2009-2010 Legislative Summary

Assembly Committee on Higher Education

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# 2009-2010 Legislative Summary



## Committee Members

Marty Block, Chair  
Chris Norby, Vice Chair  
Anthony Adams  
Wesley Chesbro  
Paul Fong  
Jean Fuller  
Cathleen Galgiani  
Anthony Portantino  
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# Assembly Committee on Higher Education

## 2010 Legislative Summary

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Chris Norby  
*Vice Chair*

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**TABLE OF CONTENTS**

**ACADEMIC PARTNERSHIPS** ..... 7

**AB 78** (Portantino) *Pupils: concurrent enrollment in community college and secondary or elementary school* ..... 7

**AB 284** (Garrick) *Charter schools: petitions* ..... 7

**AB 555** (Portantino) *Community colleges: attendance by secondary school pupils: partnerships* ..... 7

**AB 573** (Portantino) *California Council on Science and Technology* ..... 7

**AB 1569** (Committee on Veterans Affairs) *Veterans: National Guard: California Interagency Council on Veteran Services and Programs* ..... 8

**AB 1909** (Nestande) *Charter schools: authorization: community college governing boards* ..... 8

**ACCESS & AFFORDABILITY** ..... 9

**AB 38** (Salas) *Postsecondary education: resident classification: veterans* ..... 9

**AB 336** (Yamada) *Community colleges: nonresident tuition: firefighters exemption* ..... 9

**AB 454** (Knight) *Public postsecondary education: exemption from nonresident tuition* ..... 9

**AB 462** (Price) *Public postsecondary education: systemwide fees: limitations: tax levy* ..... 9

**AB 464** (Coto) *Postsecondary education: assumption of student loans* ..... 10

**AB 669** (Fong) *Postsecondary education: residency requirements* ..... 10

**AB 947** (Brownley) *Community colleges: nonresident tuition: foreign citizens* ..... 11

**AB 1008** (Block) *Taxpayer contributions: California National Guard Education Assistance Fund* ..... 11

**AB 1089** (Villines) *Public postsecondary education: student financial aid* ..... 11

**AB 1207** (Logue) *Exemption from nonresident student tuition* ..... 11

**AB 1413** (Fuentes) *Student financial aid* ..... 12

**AB 1703** (Knight) *State Nursing Assumption Program of Loans for Education: veterans' homes* ..... 12

**AB 1761** (Fong) *Cal Grant B awards: award amount* ..... 13

**AB 1997** (Portantino) *Community colleges: student financial aid: pilot program* ..... 13

**AB 2086** (Coto) *Cal Grant Program: qualifying institutions: publication of license examination passage rates* ..... 14

**AB 2297** (Brownley) *Community colleges: nonresident fees* ..... 14

**AB 2318** (Yamada) *Public postsecondary education: student fees* ..... 14

**AB 2447** (Furutani) *Student financial aid: Cal Grant Program* ..... 14

**SB 248** (Oropeza) *Educational equity: Title IX* ..... 15

**SB 815** (Cogdill) *Student financial aid program: California National Guard Education Assistance Award Program* ..... 15

**SB 957** (Price) *Student financial aid: Cal Grant C awards* ..... 15

**SB 969** (Liu, Romero) *Public postsecondary education: student fee policy* ..... 16

**SB 1011** (Calderon) *Student fees: special sessions* ..... 16

<b>SB 1075</b> (Correa) <i>Military service: benefits</i> .....	16
<b>SB 1382</b> (Committee on Veterans Affairs) <i>Student financial aid: Cal Grant Program: methodology</i> .....	16
<b>SB 1460</b> (Cedillo) <i>Student financial aid: eligibility: California Dream Act of 2010</i> .....	16
<b>ADMINISTRATION</b> .....	<b>18</b>
<b>AB 57</b> (Price) <i>University of California hospitals: staffing</i> .....	18
<b>AB 224</b> (Portantino) <i>Postsecondary educational institutions: meetings: live audio transmission</i> .....	18
<b>AB 690</b> (Ammiano) <i>Trustees of the California State University and Regents of the University of California: meetings</i> .....	18
<b>AB 1182</b> (Brownley) <i>Public postsecondary education: report requirements</i> .....	19
<b>AB 1222</b> (Bonnie Lowenthal) <i>California State University and University of California: alumni: disclosure</i> .....	19
<b>AB 1436</b> (Portantino) <i>Postsecondary educational institutions: meetings: live audio transmission</i> .....	19
<b>AB 1691</b> (Ammiano) <i>Trustees of the California State University and Regents of the University of California: meetings</i> .....	20
<b>AB 1713</b> (Furutani) <i>Public education: reporting requirements</i> .....	20
<b>AB 1890</b> (Committee on Higher Education) <i>Property: lost and unclaimed</i> .....	20
<b>AB 1895</b> (Ruskin) <i>Public postsecondary education: residence</i> .....	20
<b>AB 1971</b> (Bonnie Lowenthal) <i>California State University and University of California: alumni: disclosure</i> .....	21
<b>AB 2021</b> (Fletcher) <i>Fire protection: Designated Campus Fire Marshal</i> .....	21
<b>AB 2344</b> (Nielsen) <i>Nursing: approved schools</i> .....	21
<b>AB 2482</b> (Furutani) <i>Board of Governors of the California Community Colleges: consultation process</i> .....	21
<b>AB 2682</b> (Block) <i>Community colleges: student assessments: pilot project: California Community Colleges Common Assessment</i> .....	22
<b>ACR 2</b> (Hall) <i>Management of Martin Luther King, Jr. Hospital</i> .....	22
<b>SB 218</b> (Yee) <i>Public records: state agency: auxiliary organizations</i> .....	22
<b>SB 330</b> (Yee) <i>Public records: auxiliary organizations</i> .....	23
<b>SB 1046</b> (Cogdill) <i>Government tort claims: California State University</i> .....	24
<b>ADMISSIONS &amp; ELIGIBILITY</b> .....	<b>25</b>
<b>AB 69</b> (Duvall) <i>Postsecondary education: enrollment growth</i> .....	25
<b>AB 2026</b> (Arambula) <i>Standardized testing: Matrícula Consular: valid identification</i> .....	25
<b>AB 2047</b> (Hernandez) <i>Public postsecondary education: admissions policies</i> .....	25
<b>AB 2159</b> (Anderson) <i>Public postsecondary education: student residency requirements</i> .....	26
<b>AB 2401</b> (Block) <i>Public postsecondary education: admissions policy</i> .....	26
<b>AB 2402</b> (Block) <i>California State University: admissions: procedural requirements</i> .....	26
<b>ACA 23</b> (Hernandez) <i>Public postsecondary education: student recruitment and retention</i> .....	27
<b>SB 361</b> (Runner) <i>Public postsecondary education: priority registration: Armed Forces and State Military Reserve service</i> .....	28

<b>BUDGET &amp; FINANCE .....</b>	<b>29</b>
<b>AB 551</b> (Furutani) <i>Community colleges: funding study .....</i>	29
<b>AB 552</b> (Solorio) <i>Community colleges: career technical and vocational education: financing .....</i>	29
<b>AB 656</b> (Torrico) <i>California Higher Education Endowment Corporation: oil and gas severance tax .....</i>	29
<b>AB 774</b> (Cook) <i>Community college districts: transportation fees .....</i>	30
<b>AB 1702</b> (Swanson) <i>Community colleges: inmate education programs: computation of apportionments .....</i>	30
<b>AB 2449</b> (Furutani) <i>Community colleges: course completion rates: financial incentives .....</i>	30
<b>AB 2542</b> (Conway) <i>Community colleges: Accelerating Student Success College Initiative of 2010 .....</i>	30
<b>HR 4</b> (Portantino) <i>Federal aid to higher education .....</i>	31
<b>SB 82</b> (Hancock) <i>Community colleges: transportation fees .....</i>	31
<b>SB 1143</b> (Liu) <i>Community colleges: student success and completion: taskforce and plan .....</i>	31
<b>BUILDING STANDARDS &amp; CONTRACTS .....</b>	<b>32</b>
<b>AB 20</b> (Solorio) <i>University of California: California State University: contracts .....</i>	32
<b>AB 649</b> (Nestande, Portantino) <i>Contracts: University of California .....</i>	32
<b>AB 1240</b> (Davis) <i>Community colleges: leasing of buildings: sale of district property .....</i>	32
<b>AB 2075</b> (Committee on Higher Education) <i>Public contracts: California State University: bidding procedures .....</i>	32
<b>AB 2448</b> (Furutani) <i>Public contracts: community college districts: purchases .....</i>	33
<b>AB 2753</b> (Furutani) <i>Los Angeles Community College District: design-assist contract pilot program .....</i>	33
<b>SB 1122</b> (Wright) <i>Public contracts: University of California: competitive bidding and employment .....</i>	33
<b>DEGREES .....</b>	<b>34</b>
<b>AB 37</b> (Furutani) <i>Public postsecondary education: honorary degrees .....</i>	34
<b>AB 867</b> (Nava) <i>California State University: Doctor of Nursing Practice degree pilot program .....</i>	34
<b>AB 1455</b> (Hill) <i>Community colleges: baccalaureate degrees: pilot program .....</i>	34
<b>AB 2382</b> (Blumenfield) <i>California State University: Doctor of Physical Therapy degrees.....</i>	34
<b>AB 2385</b> (John A. Perez) <i>Pilot Program for Innovative Nursing and Allied Health Care Profession Education at the California Community Colleges.....</i>	36
<b>AB 2400</b> (Block, Anderson, Hill) <i>Public postsecondary education: community colleges: baccalaureate degree pilot program .....</i>	36

<b>ECONOMIC &amp; WORKFORCE DEVELOPMENT .....</b>	<b>37</b>
AB 35 (Furutani) <i>Education: career technical education and workforce development .....</i>	37
AB 218 (Portantino) <i>Postsecondary education: Educational and Economic Goals for California Higher Education .....</i>	37
AB 2450 (Furutani) <i>Community colleges: economic and workforce development .....</i>	38
SB 599 (Negrete-McLeod) <i>Workforce development .....</i>	38
SB 747 (Romero) <i>Career technical education: pilot preapprentice aerospace machining program .....</i>	38
<b>GENERAL HIGHER EDUCATION .....</b>	<b>39</b>
AB 24 (Block) <i>California State University: feasibility study: Chula Vista .....</i>	39
AB 36 (Furutani) <i>Public education: basic skills training .....</i>	39
AB 95 (Torlakson) <i>Student athletes: recruiting: disclosure .....</i>	39
AB 500 (Conway) <i>California State University: feasibility study: high desert campus .....</i>	40
AB 747 (Emmerson) <i>School facilities: recycling programs .....</i>	40
AB 1901 (Ruskin) <i>Postsecondary education: Master Plan for Higher Education .....</i>	40
AB 2079 (Torlakson, Davis) <i>Student athletes: scholarships.....</i>	40
ACR 184 (Ruskin) <i>Joint Committee on the Master Plan for Higher Education .....</i>	41
SB 511 (Committee on Education) <i>Education .....</i>	41
<b>LABOR RELATIONS &amp; EMPLOYMENT .....</b>	<b>42</b>
AB 492 (Conway) <i>Community colleges: nursing faculty .....</i>	42
AB 581 (Torlakson) <i>Community colleges: salaries of classroom instructors.....</i>	42
AB 1095 (Hill) <i>Community colleges: full-time instruction .....</i>	42
AB 1157 (Block) <i>Community colleges: salaries of classroom instructors .....</i>	42
AB 1180 (Nestande) <i>University of California: employee compensation: report .....</i>	43
AB 1807 (Fong, Nava) <i>Community colleges: temporary employees .....</i>	43
AB 1892 (Mendoza) <i>Community colleges: part-time faculty: health insurance .....</i>	43
AB 2109 (Ruskin) <i>Community colleges: employees: appointments .....</i>	43
ACA 17 (Nestande) <i>University of California: severance and early retirement incentives .....</i>	44
ACR 31 (Ruskin, Block) <i>Community colleges: faculty.....</i>	44
ACR 55 (Torlakson) <i>University of California: workplace bullying: supervisor training .....</i>	44
ACR 138 (Nava) <i>Community colleges: faculty .....</i>	44
SB 182 (Ashburn) <i>Community college nursing faculty .....</i>	45
SB 217 (Yee, Romero) <i>Public postsecondary education: executive officer compensation .....</i>	45
<b>PRIVATE POSTSECONDARY EDUCATION .....</b>	<b>46</b>
AB 48 (Portantino, Niello) <i>Private postsecondary education: California Private Postsecondary Education Act of 2009 .....</i>	46
AB 1140 (Niello) <i>California Private Postsecondary Education Act of 2009 .....</i>	46

**AB 1889** (Portantino) *Private postsecondary education: California Private Postsecondary Education Act of 2009* ..... 46

**AB 2393** (Ammiano) *California Private Postsecondary Education Act of 2009* ..... 47

**RESEARCH** ..... **48**

**AB 1420** (V. Manuel Perez) *State government: research* ..... 48

**AB 1891** (Committee on Higher Education) *Sustainable agriculture research and education* .. 48

**AB 2656** (De Leon) *Postsecondary education: contracts for academic research* ..... 48

**STUDENT ISSUES** ..... **49**

**AB 317** (Solorio) *Postsecondary education: college textbooks* ..... 49

**AB 386** (Ruskin) *Public postsecondary education: instructional materials: disabled students*... 49

**AB 1230** (Torrico) *Public postsecondary education: policies prohibiting online harassment* ... 49

**AB 1393** (Skinner) *Foster youth* ..... 49

**AB 1400** (Fong) *Community colleges: expulsion: hearing* ..... 50

**AB 2203** (Solorio) *Public postsecondary education: college textbooks* ..... 50

**SB 48** (Alquist) *College textbooks: electronic versions* ..... 50

**SB 388** (Calderon) *College textbooks*..... 51

**SB 645** (Denham) *Public higher education: training programs at military facilities* ..... 51

**SB 1045** (Alquist) *Donahoe Higher Education Act: textbooks: reporting requirements* ..... 51

**SJR 2** (Liu) *Postsecondary education: college textbook affordability* ..... 51

**TRANSFER** ..... **52**

**AB 440** (Beall) *Community colleges: student transfer* ..... 52

**AB 1295** (Fuller) *Postsecondary education: nursing degree programs* ..... 52

**AB 1917** (Davis) *Community colleges: transfer rate improvement* ..... 52

**AB 2302** (Fong) *Postsecondary education: student transfer* ..... 53

**AB 2451** (Furutani) *Community colleges: transfer course requirements: report* ..... 53

**AB 2752** (Blakeslee) *Public postsecondary education: transfer requirements* ..... 54

**SB 147** (DeSaulnier) *California State University: career technical education courses* ..... 54

**SB 1440** (Padilla) *Community colleges: student transfer* ..... 54

**INDEX** ..... **55**

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**ACADEMIC PARTNERSHIPS**

**AB 78 – Portantino**

**Pupils: concurrent enrollment in community college and secondary or elementary school**

*Held under submission, Assembly Appropriations Committee*

This bill would have removed certain restrictions on concurrent enrollment and authorized school districts to enter into partnerships with community college districts to provide high school pupils opportunities for advanced scholastic work, career technical or other coursework at a community college campus.

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**AB 284 – Garrick**

**Charter schools: petitions**

*Without further action, Assembly Higher Education Committee*

This bill would have allowed the governing board of a California Community College District to authorize a petition to establish a charter school within the county in which the district maintains a campus.

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**AB 555 – Portantino and Furutani**

**Community colleges: attendance by secondary school pupils: partnerships**

*Held under submission, Assembly Appropriations Committee*

This bill would have authorized three community college districts to enter into partnerships with school districts to provide high school students the opportunity to benefit from concurrent enrollment at community college campuses.

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**AB 573 – Portantino**

**California Council on Science and Technology**

*Chapter 117, Statutes of 2009*

This bill clarifies that the services of legislative fellows provided by the California Council on Science and Technology and duly authorized by the Senate Committee on Rules, the Assembly Committee on Rules, or the Joint Committee on Rules are not compensation, a reward, or a gift to a member of the Legislature under the Code of Ethics in existing law, nor are these fellows considered employees for purposes of this bill.

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**AB 1569 – Committee on Veterans Affairs  
Veterans: National Guard: California Interagency Council on  
Veteran Services and Programs**

*Without further action, Senate Veterans Affairs Committee*

This bill would have classified military members stationed in California and their immediate families as California residents for the purposes of tuition and fees at California colleges and universities.

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**AB 1909 – Nestande  
Charter schools: authorization: community college governing boards**

*Held without recommendation, Assembly Education Committee*

This bill would have allowed the governing board of a community college district to authorize a petition to establish a charter school within the county in which the CCC district maintains a campus.

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**ACCESS & AFFORDABILITY****AB 38 – Salas****Postsecondary education: resident classification: veterans***Held under submission, Assembly Appropriations Committee*

This bill would have required that veterans of the armed forces who become students at one of the state's public higher education institutions within one year after moving to California are immediately eligible for in-state tuition and fees, provided that these veterans are also eligible for receiving federal education assistance benefits.

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**AB 336 – (Yamada)****Community colleges: nonresident tuition: firefighters exemption***Without further action, Assembly Higher Education Committee*

Existing law allows a community college to exempt from nonresident tuition fees a student hired by a public agency who enrolls in police academy training courses at a community college if specified requirements are met. This bill would have expanded this exemption to a student hired by a public agency who enrolls in firefighter training courses.

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**AB 454 – (Knight)****Public postsecondary education: exemption from non resident tuition***Without further action, Assembly Higher Education Committee*

This bill would have prohibited the California State University and the California Community Colleges from receiving state full-time equivalent student funding for students who qualify for in-state tuition under AB 540 (Firebaugh), Chapter 814, Statutes of 2001, and would have made CSU and CCC compliance with AB 540 optional rather than mandatory.

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**AB 462 – Price****Public postsecondary education: systemwide fees: limitations: tax levy***Without further action, Assembly Higher Education Committee*

This bill would have established the College Affordability Act (Act) of 2009. Specifically, this bill would have:

- 1) Prohibited an increase in systemwide tuition and fees for resident undergraduates at the University of California and the California State University for five years, beginning with the 2010-11 fiscal year.
  - 2) Limited 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 2015-16 fiscal year.
  - 3) Imposed 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, 2010.
  - 4) Required 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.
- 

**AB 464 – Coto**

**Postsecondary education: assumption of student loans**

*Without further action, Assembly Higher Education Committee*

Existing law establishes the Assumption Program of Loans for Education, administered by the Student Aid Commission, under which program participants who meet designated criteria may enter into an agreement for loan assumption, to be redeemed pursuant to a prescribed procedure upon becoming employed as a teacher if he or she satisfies certain conditions.

Existing law provides for an additional assumption of liability for a person who teaches certain subjects in the lowest 60 percentile of, or at a school in the lowest two deciles on, the Academic Performance Index rankings. The maximum that may be expended on these additional assumption provisions in any one academic year is \$5,000,000. This bill would increase that limit to a maximum of \$5,100,000 in any academic year.

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**AB 669 – Fong**

**Postsecondary education: residency requirements**

*Chapter 251, Statutes of 2009*

This bill authorizes the University of California, the California State University, and the California Community Colleges to classify a student as a resident for tuition purposes until he or she has resided in the state for the minimum time needed to become a resident, if the student meets the following criteria:

- 1) Currently resides in California.
  - 2) Is 19 years of age and younger.
  - 3) Was a ward of the state or was served by California's child welfare system.
-

**AB 947 – Brownley**  
**Community colleges: nonresident tuition: foreign citizens**

*Chapter 377, Statutes of 2009*

This bill authorizes a community college district to charge a facilities fee to any nonresident student, in addition to the nonresident tuition fee. Currently, a facilities fee may only be charged to students who are both citizens and residents of a foreign country. The fee amount shall not exceed the amount that was expended by the district for capital purposes in the preceding fiscal year divided by the total full-time equivalent students of the district in the preceding fiscal year. The facilities fees may only be used to fund capital outlay, maintenance and equipment.

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**AB 1008 – Block**  
**Taxpayer contributions: California National Guard Education Assistance Fund**

*Without further action, Senate Revenue and Taxation Committee*

This bill would have required the Board of Governors of the California Community Colleges to convene a working group that includes the Legislative Analyst's Office, the CCC Consultation Council, and the CCC Academic Senate, to make findings and recommendations to the Legislature and the Governor, by July 1, 2010, regarding statewide assessments that can be utilized to test the basic skills of students as they enter CCC.

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**AB 1089 – Villines**  
**Public postsecondary education: student financial aid**

*Held under submission, Assembly Appropriations Committee*

This bill would have required the California State University and the California Community Colleges, and requested the University of California, to provide tuition and fee waivers to qualified members of the California National Guard.

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**AB 1207 – Logue**  
**Exemption from nonresident student tuition**

*Without further action, Assembly Higher Education Committee*

This bill would have prohibited a person without lawful immigration status from qualifying for resident tuition at the California State University and the California Community Colleges, under the provisions of AB 540 (Firebaugh), Chapter 814, Statutes of 2001.

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**AB 1413 – Fuentes  
Student financial aid**

*Vetoed*

Effective July 1, 2011, this bill would have expanded eligibility for state postsecondary financial aid to include students who are exempted from paying nonresident tuition due to specified provisions in law [created by AB 540 (Firebaugh), Chapter 814, Statutes of 2001]. Specifically, this bill would have:

- 1) Allowed eligible California high school graduates, as defined, to participate in the Cal Grant Entitlement award programs.
- 2) Prohibited AB 540 students from receiving Competitive Cal Grant awards unless funding remains available after all non-AB 540 California students have received the Competitive Cal Grant awards for which they are eligible.
- 3) Become operative July 1, 2011, and only if SB 1460 (Cedillo) of the 2009-10 Regular Session was enacted and became operative on or before January 1, 2011.
- 4) Declared that this bill was a state law within the meaning of subsection (d) of Section 1621 of Title 8 of the United States Code.

**Veto Message:** I have always wholeheartedly supported the policy of making higher education opportunities as affordable as possible for all California's students. Our state's university and community college systems are amongst the finest in the country and should be made accessible to those seeking a better life through higher education. Unfortunately, given the precarious fiscal situation that the state faces, it would not be practical to adopt a new policy that could limit the financial aid available to students that are in California legally, in order to provide that benefit to those students who are not.

Since the beginning of the year, I have committed to provide the highest amount of funding for higher education, including for financial aid to needy students, that I believe is prudent given all of the competing interest for limited resources. Given the difficult decisions that are yet to be made to enact a state budget, I am still hopeful that the funding level that I have proposed for higher education will still be enacted. However, with that uncertainty coupled with the ongoing fiscal liabilities California will continue to face in the coming years, the State needs to be especially cautious in even considering enacting a measure like this.

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**AB 1703 – Knight  
State Nursing Assumption Program of Loans for Education: veterans' homes**

*Held under submission, Senate Appropriations Committee*

This bill would have increased the maximum loan assumption payment for registered nurses participating in the State Nursing Assumption Program of Loans for Education – Nurses in State

Facilities who become employed full-time in a state-operated veteran's home from \$20,000 for four-years of service to \$40,000. The bill would also have expanded the conditions under which a participant may receive a one-year extension for completing the required four years of services to include military service.

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**AB 1761 – Fong**  
**Cal Grant B awards: award amount**

*Held Under Submission, Assembly Appropriations Committee*

This bill would have phased 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. Specifically, this bill would have:

- 1) Increased from 2% to 25% the number of first-year Cal-Grant B recipients eligible for tuition and fee payments in the 2011-12 academic year.
  - 2) Increased the above percentage to:
    - a) 50% in 2012-13.
    - b) 75% in 2013-14.
    - c) 100% in 2014-15.
- 

**AB 1997 – Portantino**  
**Community colleges: student financial aid: pilot program**

*Vetoed*

This bill would have required the California Community College Chancellor's Office to establish a voluntary pilot program to increase student participation in state and federal financial aid programs.

**Veto Message:** This bill is unnecessary. Nothing under current law prohibits the California Community College Chancellor's Office from working with local community colleges to meet the objectives of this bill. Furthermore, the annual budget act was augmented several years ago to provide the community colleges an additional \$34.2 million for financial aid outreach efforts that were expected to assist students with maximizing federal and state financial aid.

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**AB 2086 – Coto**  
**Cal Grant Program: qualifying institutions:**  
**Publication of license examination passage rates**

*Chapter 248, Statutes of 2010*

This bill expands the requirements that must be met by all postsecondary educational institutions and specified teacher preparation programs for purposes of participation in the Cal Grant Program to include a requirement that provides information on where to access license examination passage rates for the most recently available year for graduates of its program if that data is electronically available through the Internet Web site of a state licensing or regulatory agency, as specified.

---

**AB 2297 – Brownley**  
**Community colleges: nonresident fees**

*Chapter 259, Statutes of 2010*

This bill makes various changes to nonresident student fees at California Community Colleges, including allowing a community college governing board to use a method for calculating nonresident fees that would allow these fees to be set at an amount comparable to those of other states.

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**AB 2318 – Yamada**  
**Public postsecondary education: student fees**

*Without further action, Assembly Higher Education Committee*

This bill would have required the Trustees of the California State University and the Board of Governors of the California Community Colleges, and requested the Regents of the University of California, to develop processes for the internal allocation of budget reductions that identify and prioritize alternatives to increasing mandatory systemwide student fees.

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**AB 2447 – Furutani**  
**Student financial aid: Cal Grant Program**

*Held under submission, Assembly Appropriations Committee*

This bill would have required the Cal Grant C award to be adjusted annually upward by to the change in the Consumer Price Index (CPI) for the prior year, and would have require the maximum Cal Grant A and B awards for students attending non-public institutions and the Cal Grant B access award to be adjusted for inflation.

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**SB 248 – Oropeza**  
**Educational equity: Title IX**

*Vetoed*

This bill would have required school districts to post the list of rights extended to pupils under Title IX on the district website; required community colleges and campuses of the California State University to post the list of rights extended to pupils under Title IX in the athletic sport section of the campus Web site; and, requested the chancellor of each campus of the University of California to post the list of rights extended to pupils under Title IX in the athletic sport section of the campus Web site.

**Veto Message:** I have previously signed the author's bill into law that required the posting of existing Title IX requirements on school campuses and on the California Department of Education website to help promote greater student and parental awareness of athletic equity issues in California schools. This bill is largely duplicative and unnecessary, and would result in costs that are imprudent to incur at this time.

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**SB 815 – Cogdill**  
**Student financial aid program: California National Guard**  
**Education Assistance Award Program**

*Without further action, Assembly Higher Education Committee*

This bill would have created the National Guard Education Assistance Award Program to provide financial support for qualifying active members of the California National Guard, the State Military Reserve, or the Naval Militia attending a qualifying postsecondary institution.

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**SB 957 – Price**  
**Student financial aid: Cal Grant C awards**

*Vetoed*

This bill would have required the California Student Aid Commission to give priority for Cal Grant C awards to students pursuing training in fields with high employment need, high salary or wage projections, or high employment growth.

**Veto Message:** I am concerned that this bill could limit choices students or eliminate the possibility of an award for lower income students, simply because the occupational areas that they have chosen to pursue was not deemed a priority by the state.

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**SB 969 – Liu and Romero**  
**Public postsecondary education: student fee policy**

*Without further action, Assembly Floor*

This bill would have established various findings, declarations and policies regarding mandatory systemwide undergraduate resident student fees (fees), including requiring that fee increases adopted by UC or CSU after July 1, 2011, not become effective before three months after the date of adoption.

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**SB 1011 – Calderon**  
**Student fees: special sessions**

*Without further action, Assembly Floor*

This bill would have prohibited summer session fees at the University of California and the California State University from exceeding the fees charged per credit unit for any other academic term, except for courses taken solely for the purpose of career enhancement or job retraining and not taken for credit towards a bachelor's, master's, or doctoral degree.

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**SB 1075 – Correa**  
**Military service: benefits**

*Chapter 284, Statutes of 2010*

This bill requires academic institutions to reasonably accommodate and assist students who are called to active military duty so they can meet any and all coursework requirements missed due to military service.

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**SB 1382 – Committee on Veterans Affairs**  
**Student financial aid: Cal Grant Program: methodology**

*Chapter 113, Statutes of 2010*

This bill deletes the provision of law requiring, for all new Cal Grant awards, the California Student Aid Commission reduce “calculated financial need” by a veterans’ education benefit.

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**SB 1460 – Cedillo**  
**Student financial aid: eligibility: California Dream Act of 2010**

*Vetoed*

This bill would have established the California Dream Act of 2010. Specifically, this bill would have:

1. Requested the University of California and required the California State University and the California Community Colleges, beginning July 1, 2011, to enable students who are exempt from paying nonresident tuition (also known as "AB 540 students") to participate in all student aid programs administered by these segments.
2. Specified that the number of financial aid awards received by California resident students from financial programs administered by the segments shall not be diminished as a result of the application of #1 above.
3. Expanded, beginning July 1, 2011, the AB 540 exemption to include alternative high schools.
4. Provided specified legal protections to UC, CSU and CCC if a state court found this bill or any similar regulation unlawful.

**Veto Message:** I have always wholeheartedly supported the policy of making higher education opportunities as affordable as possible for all California's students. Our state's university and community college systems are amongst the finest in the country and should be made accessible to those seeking a better life through higher education. Unfortunately, given the precarious fiscal situation that the state faces, it would not be practical to adopt a new policy that could limit the financial aid available to students that are in California legally, in order to provide that benefit to those students who are not.

Since the beginning of the year, I have committed to provide the highest amount of funding for higher education, including for financial aid to needy students, that I believe is prudent given all of the competing interest for limited resources. Given the difficult decisions that are yet to be made to enact a state budget, I am still hopeful that the funding level that I have proposed for higher education will still be enacted. However, with that uncertainty, coupled with the ongoing fiscal liabilities California will continue to face in the coming years, the State needs to be especially cautious in even considering enacting a measure like this.

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## **ADMINISTRATION**

### **AB 57 – Price University of California hospitals: staffing**

#### *Vetoed*

Would have required the Department of Public Health (DPH) to establish a procedure for collecting and reviewing written staffing plans developed by the University of California hospitals, and requires DPH to review documentation from each hospital concerning several aspects of its patient classification plan, as specified.

**Veto Message:** I have vetoed similar bills in previous years. The reasons for my veto have not changed.

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### **AB 224 – Portantino Postsecondary educational institutions: meetings: live audio transmission**

#### *Chapter 315, Statutes of 2009*

This bill would have required public higher education entities, as specified, to make available on the Internet a live audio broadcast of each of its meetings that is open to the public and required that notice of these meetings and links to the live audio broadcasts be easily accessible via each entity's Internet Web site.

On June 2, 2009, AB 224 was amended out of the jurisdiction of the Assembly Higher Education Committee. The chaptered version of this bill deals with state employment. The original contents of AB 224 were amended into AB 1436 (Portantino).

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### **AB 690 – Ammiano Trustees of the California State University and Regents of the University of California: meetings**

#### *Vetoed*

This bill would have authorized ex officio members of the California State University Board of Trustees, except for the Chancellor, to designate a non-voting representative, as specified, to attend Trustee meetings in the ex officio member's absence.

**Veto Message:** I vetoed similar legislation previously. As I stated before, it is unnecessary to statutorily authorize a person to attend a board meeting in the absence of an ex-officio member since the meetings are open to anyone from the public to attend and provide comment.

Moreover, ex officio members serve by virtue of their experience and qualifications in sharing their perspective on issues impacting higher education. Allowing these members to appoint a substitute to attend in their absence creates a disincentive for the member to actually attend the meetings, and diminishes the value of an ex-officio member's contribution to the public discourse.

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**AB 1182 – Brownley**  
**Public postsecondary education: report requirements**

*Chapter 386, Statutes of 2009*

This bill 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.

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**AB 1222 – Bonnie Lowenthal**  
**California State University and University of California: alumni: disclosure**

*Vetoed*

This bill would have removed the January 1, 2011, sunset date on the University of California's (UC) and the California State University's (CSU) ability to participate in affinity programs, thereby allowing UC and CSU to continue to release the names and addresses of their alumni to businesses with whom they have affinity-partner agreements, provided certain privacy requirements are met.

**Veto Message:** This bill extends the sunset date on a statute that is not expiring until January 1, 2011. Therefore, this bill is premature and unnecessary.

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**AB 1436 – Portantino**  
**Postsecondary educational institutions: meetings: live audio transmission**

*Chapter 233, Statutes of 2010*

This bill requires public higher education entities, as specified, to make available on the Internet a live audio broadcast of each of its meetings that is open to the public and requires that notice of these meetings and links to the live audio broadcasts be easily accessible via each entity's Internet Web site.

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**AB 1691 – Ammiano**  
**Trustees of the California State University and**  
**Regents of the University of California: meetings**

*Without further action, Senate Rules Committee*

This bill would have authorized ex officio members of the California State University Board of Trustees, except for the CSU Chancellor, to designate a non-voting representative, as specified, to attend Trustee meetings in the ex officio member's absence.

On August 16, 2010, AB 1691 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with law enforcement.

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**AB 1713 – Furutani**  
**Public education: reporting requirements**

*Chapter 236, Statutes of 2010*

This bill deletes, consolidates, and modifies specified reports that are statutorily required of the California Community Colleges.

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**AB 1890 – Committee on Higher Education**  
**Property: lost and unclaimed**

*Chapter 199, Statutes of 2010*

This bill requires a period of three months that unclaimed, lost, or abandoned property must be held, as well as establishing a value threshold of at least \$300, before that property can be placed for sale at public auction – these requirements would be applicable to the California State University and the University of California.

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**AB 1895 – Ruskin**  
**Public postsecondary education: residence**

*Without further action, Senate Education Committee*

This bill would have revised existing law pertaining to residency for tuition purposes at a California public postsecondary education institution, to be gender neutral.

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**AB 1971 – Bonnie Lowenthal**  
**California State University and University of California: alumni: disclosure**

*Chapter 204, Statutes of 2010*

This bill extends the sunset date until January 1, 2016, on current law that permits the California State University and the University of California to disclose the names, addresses, and e-mail addresses of alumni to their “affinity partners” (nonaffiliated businesses with whom the university has a contractual agreement to, among other things, offer commercial products and services to alumni), subject to specified privacy requirements.

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**AB 2021 – Fletcher**  
**Fire protection: Designated Campus Fire Marshal**

*Chapter 370, Statutes of 2010*

This bill grants the State Fire Marshal the authority to allow campus fire marshals to inspect and enforce fire and life safety standards on all University of California campuses and properties.

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**AB 2344 – Nielsen**  
**Nursing: approved schools**

*Chapter 208, Statutes of 2010*

This bill redefines "institution of higher education" for the purposes of Board of Registered Nursing approval of schools of nursing to include community colleges and private postsecondary institutions offering an associate of arts or an associate of science degree; and clarifies that a nursing school that is not an "institution of higher education" may affiliate with an institution of higher education offering either an associate of arts or an associate of science degree to individuals who graduate from the nursing school.

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**AB 2482 – Furutani**  
**Board of Governors of the California Community Colleges: consultation process**

*Without further action, Senate Education Committee*

This bill would have required the California Community Colleges Board of Governors to include two classified employees of CCC, one from each of the two statewide collective bargaining organizations that represent classified employees of CCC, in the membership of the Consultation Council established by BOG.

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**AB 2682 – Block**  
**Community colleges: student assessments: pilot project:**  
**California Community Colleges Common Assessment**

*Vetoed*

This bill would have required the California Community College Board of Governors to establish a pilot project to create a centrally delivered system of student assessment.

**Veto Message:** I respect the author's intent to reduce costs and create efficiencies for students and community colleges. However, I have concerns that this bill creates a duplication of the efforts that resulted from the expansion of the existing Early Assessment Program (EAP), which evaluates the college-readiness of high school students. I signed into law in 2008 the bill that expanded the use of the EAP operated by the California State Universities, to include community colleges. Therefore, it is unclear why this bill is necessary.

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**ACR 2 – Hall**  
**Management of Martin Luther King, Jr. Hospital**

*Chapter 75, Statutes of 2009*

This resolution urges UC to expedite negotiations with the Los Angeles County Board of Supervisors and the Charles Drew University of Medicine and Science to discuss the future management of Martin Luther King, Jr. Hospital in the Watts/Willowbrook area of south Los Angeles County.

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**SB 218 – Yee**  
**Public records: state agency: auxiliary organizations**

*Vetoed*

This bill would have included auxiliary organizations of the University of California, the California State University, and the California Community Colleges, in the California Public Records Act except as specified.

**Veto Message:** While I am a firm believer in providing openness and transparency when it involves public entities and public funding, this bill inappropriately defines private auxiliary organizations as a state or local public agency for purposes of the California Public Records Act (CPRA). Subjecting the altruistic activities of private donors and volunteers to the CPRA will have a chilling effect on their support and service, if they believe their personal privacy could be compromised. Hindering private giving of time and resources becomes a detriment to our higher education institutions.



Enacting this bill would result in a loss of private donations and volunteer activities supporting California public institutions of higher education, at a time when the University of California, California State University and Community College campuses are facing significant reductions in state funding during this difficult fiscal situation.

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**SB 330 – Yee**  
**Public records: auxiliary organizations**

*Vetoed*

This bill would have required auxiliary organizations of the University of California, the California State University, and the California Community Colleges to comply with the California Public Records Act except in specified instances. Specifically, this bill would have:

- 1) Required UC, CSU, and CCC auxiliary organizations, as well as entities that operate campus facilities such as bookstores, sports complexes, arenas, theaters, student centers, parking programs, or similar activities to comply with the public records disclosure requirements of CPRA.
- 2) Defined UC auxiliaries, comparable to existing statutory definitions for CSU and CCC auxiliaries.
- 3) Stipulated that nothing in this bill shall be construed to require disclosure of the names of individuals who volunteer their services or donate to an entity, as specified, or to a nonprofit entity, as specified, if those individuals request anonymity, except as follows:
  - a) A donor, in a quid pro quo arrangement, who receives anything valued more than \$500 in exchange for the service or donation;
  - b) A volunteer or donor is a member of the governing board of an auxiliary; or,
  - c) A donor or volunteer who engages in direct communication for the purpose of influencing an administrative or academic action within UC, CSU, or CCC.
- 4) Clarified that the following are not subject to disclosure:
  - a) Proprietary information, trade secrets, or privileged information;
  - b) Information that is protected from disclosure by several other provisions of law, including but not limited to preliminary notes, information concerning pending litigation, personnel files, and medical records; or,
  - c) Information obtained in the process of soliciting potential donors that has actual or potential independent economic value because it is not generally known to the public or because individuals can obtain economic value from its disclosure or use.

**Veto Message:** While I am a firm believer in providing openness and transparency when it involves public entities and public funding, this bill inappropriately places private auxiliary organizations that receive private funds, under the provisions of the California Public Records Act. The focus of our attention should be given to greater transparency of how the University of California and California State University systems spend the public funds from taxpayers or students. Instead, this bill would require disclosure of private donors, those generous alumni whose giving, especially in times of decreasing state funding, is helping keep our public universities the best in the world.

While the bill attempts to provide a veil of protection for donors requesting anonymity, as crafted, it will not provide sufficient protection for many who rightfully deserve a level of privacy as part of their giving. Often times, these generous private citizen donors do not want to be in the glare of publicity, and I cannot support a bill that makes it more difficult for our public universities to raise private funds to maintain the quality educational experience our students deserve, and parents expect, when they send their children to the University of California and California State University systems.

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**SB 1046 – Cogdill**  
**Government tort claims: California State University**

*Chapter 636, Statutes of 2010*

This bill removes the California State University from the jurisdiction of the Victims Compensation and Government Claims Board.

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## **ADMISSIONS & ELIGIBILITY**

### **AB 69 – Duvall** **Postsecondary education: enrollment growth**

*Without further action, Assembly Higher Education Committee*

This bill would have required the California State University and requested the University of California to include specified information pertaining to graduation and retention in their annual enrollment reports and requires the California Department of Finance to base higher education enrollment projects on the projected number of high school students who are expected to graduate in the ensuing fiscal year.

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### **AB 2026 – Arambula** **Standardized testing: Matricula Consular: valid identification**

*Vetoed*

This bill would have required a test sponsor to accept the Matricula Consular de Alta Seguridad issued by the government of Mexico through one of its consular offices within the last five years as a valid form of identification for purposes of admitting a test subject to take a standardized test and would have provided that no other identification shall be required for persons who present a valid Matricula Consular.

**Veto Message:** Current law already allows individual entities, such as a test sponsor specified in this bill, to accept the Matricula Consular de Alta Seguridad as a valid form of identification. The State should not have to require any entity to accept it. Testing sponsors should have the freedom to decide whether the Matricula Consular de Alta Seguridad is a valid form of identification for its purposes.

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### **AB 2047 – Hernandez** **Public postsecondary education: admissions policies**

*Vetoed*

This bill would have authorized the California State University and the University of California to consider geographic origin, household income, race, gender, ethnicity and national origin along with other relevant factors, in undergraduate and graduate admissions, and to report on the implementation of these provisions to the Legislature and Governor by November 1, 2012, as specified.

**Veto Message:** The goal of advancing a more diverse student population at the University of California (UC) and California State University (CSU) systems, while maintaining high academic standards is an admirable one. However, this bill attempts to change the constitutional ban on considering race, gender, ethnicity, or national origin as a factor in admissions that the people of California supported when they passed Proposition 209 in 1996.

The UC and CSU systems are aware of and supportive of the important goal of student diversity and make every attempt through its comprehensive review admissions process. That process considers many of the factors contained in this legislation, but do so within current constitutional restrictions. The intent of this bill would be more appropriately addressed through a constitutional change of those current restrictions.

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**AB 2159 – Anderson**

**Public postsecondary education: student residency requirements**

*Without further action, Assembly Appropriations Committee*

This bill would have entitled former members of the armed forces to resident classification for the purposes of determining the amount of public higher education tuition and fees, if the student met specified requirements.

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**AB 2401 – Block**

**Public postsecondary education: admissions policy**

*Without further action, Senate Education Committee*

This bill would have required the California State University, within the existing categories of admission priority delineated in law, to grant applicants who reside in the campus' local service area, as defined, and who meet relevant admissions criteria, priority admission over other California residents or out of state-applicants applying as first-time freshmen or sophomores.

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**AB 2402 – Block**

**California State University: admissions: procedural requirements**

*Chapter 262, Statutes of 2010*

This bill requires the California State University to follow specified public notice criteria prior to adopting a change in the admissions criteria that affects students in the CSU campus local service area (LSA), as defined, and requires a change in admissions criteria that affects the eligibility of applicants residing within the LSA of the affected campus to become effective only after a period of at least one year has elapsed after approval of that change by the CSU Board of Trustees. Specifically, this bill:

- 1) Requires a CSU campus to do all of the following prior to adopting a change in the criteria for admission that affects applicants in the LSA of a CSU campus, including changes to transfer requirements and determinations regarding impact of majors:
    - a) Consult, in a public meeting, with the governing boards of school districts and community college districts and with community organizations located within the LSA of the affected campus;
    - b) Hold three public hearings in the LSA of the affected campus to solicit public comments relative to the proposed changes in admissions criteria;
    - c) Provide public notice of the proposed change in admissions criteria, as specified, and at least 10 days before the first public meeting or public hearing; and,
    - d) Submit the proposed change to the CSU Chancellor for approval, who shall report the decision regarding approval, and the reasoning behind the decision, to the CSU Board of Trustees in writing at the next regularly scheduled meeting of the Trustees.
  - 2) Require a change in the criteria to take effect only after a period at least one year has elapsed following approval by the CSU Chancellor, unless the change is based on resources, in which case it may take effect after six months.
  - 3) Defines the LSA for a campus as the area set forth in the CSU Coded Memorandum AA-2005-05, dated February 23, 2005, including any subsequent amendments.
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**ACA 23 – Hernandez**

**Public postsecondary education: student recruitment and retention**

*Without further action, Assembly Judiciary Committee*

This bill would have established an exemption from the California Constitutional prohibition granting preferential treatment to any individual or group on the basis of race, sex, color, ethnicity, or national origin in public education for the purposes of implementing student recruitment and selection programs at public postsecondary education institutions that are permissible under the Equal Protection Clause of the 14<sup>th</sup> Amendment of the United States Constitution.

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**SB 361 – Runner**  
**Public postsecondary education: priority registration:**  
**Armed Forces and State Military Reserve service**

*Chapter 351, Statutes of 2009*

This bill provides that only former members of the Armed Forces or State Military Reserve who have received an honorable discharge, a general discharge, or an other than honorable discharge are eligible for priority registration for enrollment at CSU and CCC within two years of leaving state or federal active duty.

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**BUDGET & FINANCE**

**AB 551 – Furutani**  
**Community colleges: funding study**

*Without further action, Senate Rules Committee*

This bill would have required the Legislative Analyst's Office to calculate the amount of General Fund dollars and the amount of property tax revenues allocated to the California Community Colleges for the 1989-90 through 2009-10 fiscal years and analyze whether General Fund dollars or property tax revenues provide the most stable funding source for CCC.

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**AB 552 – Solorio**  
**Community colleges: career technical and vocational education: financing**

*Chapter 22, Statutes of 2010*

As introduced, this bill would have established the Commission on Adequate Funding for Career Technical and Vocational Education at the California Community Colleges (Commission), funded through private funds, comprised of specified members with specified powers and duties.

*On June 23, 2009, AB 552 was amended out of the jurisdiction of the Assembly Higher Education Committee. The chaptered version of this bill deals with sex offenders.*

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**AB 656 – Torrico**  
**California Higher Education Endowment Corporation: oil and gas severance tax**

*Without further action, Senate Education Committee*

This bill would have required the Board of Equalization to prepare an annual report on the estimated revenue that would be raised by the imposition of a 12.5% oil and natural gas severance tax, including a summary of the estimated amount of revenues that would be distributed to institutions of higher education, as follows: 50% to the California State University, 25% to the University of California, and 25% to the California Community Colleges.

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**AB 774 – Cook**  
**Community college districts: transportation fees**

*Chapter 253, Statutes of 2009*

This bill authorizes all local community college districts to charge a fee to students and employees in order to fund transportation services if specified requirements are met. It applies to only those using the services. This authority is currently provided only to the Los Rios, Peralta and Rio Hondo Community College District.

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**AB 1702 – Swanson**  
**Community colleges: inmate education programs: computation of apportionments.**

*Held under submission, Senate Appropriations Committee*

This bill would have waived the open course requirement for community college courses offered in state correctional facilities and allow attendance hours generated by credit courses to be funded at the credit rate, instead of the noncredit funding rate.

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**AB 2449 – Furutani**  
**Community colleges: course completion rates: financial incentives**

*Without further action, Assembly Higher Education Committee*

This bill would have declared Legislative intent to enact legislation to establish a framework of financial incentives to reward California Community Colleges districts for improved course completion rates, and required the Chancellor to report to the Legislature by July 1, 2011, on course completion rates for the period of January 1, 1990 to December 31, 2010.

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**AB 2542 – Conway**  
**Community colleges: Accelerating Student Success College Initiative of 2010**

*Without further action, Assembly Higher Education Committee*

This bill would have created a pilot program, the Accelerating Student Success College (ASSC) Initiative of 2010, authorizing the Chancellor of the California Community Colleges to select up to five CCCs for this designation, which would provide relief from specified statutes, regulations and funding methods in return for meeting specified student success goals.

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**HR 4 – Portantino**  
**Federal aid to higher education**

*Adopted*

This resolution calls upon Congress and the President of the United States to enact a "New Deal for a New Millennium for Higher Education" that will enable California and other states to rebuild their higher education systems by providing \$70 billion in federal funds to increase access to postsecondary education and student loan forgiveness for public service.

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**SB 82 – Hancock**  
**Community colleges: transportation fees**

*Chapter 619, Statutes of 2010*

This bill increases the maximum amounts that California Community College district governing boards are authorized to charge for transportation services from \$60 to \$70 per semester and from \$30 to \$35 per intersession.

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**SB 1143 – Liu**  
**Community colleges: student success and completion: taskforce and plan**

*Chapter 409; Statutes of 2010*

This bill establishes legislative findings that the California Community Colleges Board of Governors shall adopt a plan for promoting and improving CCC student success after convening a taskforce to examine best practices within the colleges and effective models throughout the nation that accomplish this objective.

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**BUILDING STANDARDS & CONTRACTS****AB 20 – Solorio*****University of California: California State University: contracts******Chapter 402, Statutes of 2009***

This bill requests the University of California and requires the California State University) and the Department of General Services to establish standard contract provisions for research contracts and requires those provisions to be used in contracts between the entities unless they mutually agree otherwise.

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**AB 649 – Nestande, Portantino**  
**Contracts: University of California*****Held under submission, Assembly Appropriations Committee***

This bill would have established statutory procedures for administration of change orders and claims on University of California construction projects, for contracts entered into after January 1, 2010.

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**AB 1240 – Davis**  
**Community colleges: leasing of buildings: sale of district property*****Chapter 390, Statutes of 2009***

This bill authorizes the Los Angeles Community College District to enter into property leases on facilities that are 50,000 square feet or less for five years before complying with the Field Act, until January 1, 2015, and modifies the California Community Colleges bidding processes.

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**AB 2075 – Committee on Higher Education**  
**Public contracts: California State University: bidding procedures*****Vetoed***

This bill would have required the prequalification form for contractors bidding on California State University public works projects to be available 10 business days prior to a bid opening.

**Veto Message:** This bill is not necessary. The California State University already has a policy in place to accomplish its intent. No change to current law is required.

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**AB 2448 – Furutani**  
**Public contracts: community college districts: purchases**

*Vetoed*

This bill would have authorized a California Community College district to, until January 1, 2016, award contracts for supplies and materials over \$50,000 to the bidder offering the best value at the lowest cost (best value contracting).

**Veto Message:** This bill is substantially the same as legislation I have vetoed in the past because it may allow subjective methods to govern the bidding process for procurement of supplies and materials, which could be more open to manipulation and abuse in the ultimate bid selection. Such abuse could lead to non-competitive bidding and higher costs to the State's taxpayers and community college students.

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**AB 2753 – Furutani**  
**Los Angeles Community College District: design-assist contract pilot program**

*Without further action, Assembly Higher Education Committee*

This bill would have established a design-assist contract pilot program that would authorize the Los Angeles Community College District governing board to enter into no more than eight design-assist contracts, as defined, with each project not to exceed an estimated cost of \$2.5 million.

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**SB 1122 – Wright**  
**Public contracts: University of California: competitive bidding and employment**

*Chapter 638; Statutes of 2010*

This bill increases the threshold above which the University of California is required to competitively bid contracts for materials, goods, and services from \$50,000 to \$100,000, and expands an exemption from conflict-of-interest provisions to include student employees engaged in multiple campus employment positions.

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**D E G R E E S**

**AB 37 – Furutani**  
**Public postsecondary education: honorary degrees**

*Chapter 213, Statutes of 2009*

This bill requires the California State University and the California Community Colleges, requests the University of California, and urges independent colleges and universities, to work with their respective colleges and universities to confer honorary degrees upon persons forced to leave a public postsecondary institution as the result of the internment of the Japanese during World War II.

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**AB 867 – Nava**  
**California State University: Doctor of Nursing Practice degree pilot program**

*Chapter 416, Statutes of 2010*

This bill authorizes the California State University to establish a three-campus pilot program to independently award a Doctor of Nursing Practice degree, as specified, and limited to no more than 90 full-time equivalent students at all three pilot campuses combined.

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**AB 1455 – Hill**  
**Community colleges: baccalaureate degrees: pilot program**

*Held without recommendation, Senate Judiciary Committee*

This bill would have required the Board of Governors of the California Community Colleges (CCC) to establish a pilot program to allow selected CCC districts to offer baccalaureate degrees.

On July 23, 2009, AB 1455 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with controlled substances.

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**AB 2382 – Blumenfield**  
**California State University: Doctor of Physical Therapy degrees**

*Chapter 425; Statutes of 2010*

This bill authorizes the California State University to award the Doctor of Physical Therapy degree, as distinguished from the doctoral degree programs at the University of California.

- 1) Authorizes CSU to award a DPT, notwithstanding the Master Plan for Higher Education and its differentiation of mission and function, in order to meet specified physical therapy needs in California, subject to compliance with the following conditions:
    - a) Limits the authority to award a doctorate to the discipline of physical therapy;
    - b) Requires that the amount of state full-time equivalent student (FTES) funding per student be at the agreed upon marginal cost calculation that CSU receives and further:
      - i) Requires that FTES funding for the new students in these programs come from within CSU's agreed upon enrollment levels in the annual Budget Act; and,
      - ii) Prohibits enrollment in these programs from altering the ratio of graduate instruction to total enrollment and diminishing the growth of enrollment of undergraduate programs.
    - c) Requires that the degree be focused on preparing physical therapists to provide health care services and that it be consistent with meeting the requirements of the Commission on the Accreditation in Physical Therapy Education (CAPTE);
    - d) Affirms the authority of the California Postsecondary Education Commission to review, evaluate and make recommendations relating to any and all programs established under the bill's provisions;
    - e) Caps the fees that may be charged students in these programs at the rate charged for students in state-supported DPT programs at UC (including joint UC-CSU programs);
    - f) Requires that start-up funding for these programs be met within existing academic program support budgets, without diminishing the program support offered to undergraduates; and,
    - g) Prohibits funding of these programs from resulting in reduced undergraduate enrollment at CSU.
  - 2) Requires CSU, the Department of Finance, and the Legislative Analyst's Office to jointly conduct a statewide evaluation of the implementation of the DPT programs authorized by this bill as follows:
    - a) Requires the evaluation consider the number of new programs implemented, as specified, the extent to which the programs are fulfilling identified needs for physical therapists, information on subsequent job placement and employment of graduates, program costs, fund sources, and cost per degree awarded, the cost of programs to students, as specified, and the degree of compliance with this bill's provisions; and,
    - b) Requires the evaluation be submitted to the Legislature and Governor by January 1, 2015, until January 1, 2019.
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**AB 2385 – John A. Perez**  
**Pilot Program for Innovative Nursing and Allied Health Care Profession**  
**Education at the California Community Colleges**

*Chapter 679, Statutes of 2010*

This bill establishes the Pilot Program for Innovative Nursing and Allied Health Care Profession Education at the California Community Colleges within the California Community Colleges Chancellor's Office to facilitate innovation in allied health and nursing educational program delivery.

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**AB 2400 – Block, Anderson and Hill**  
**Public postsecondary education: community colleges: baccalaureate degree pilot program**

*Without further action, Assembly Higher Education Committee*

This bill would have authorized the Grossmont-Cuyamaca Community College District, the San Diego Community College District, and the San Mateo County Community College district to establish an eight-year pilot program to offer a baccalaureate degree.

\* \* \*

**ECONOMIC & WORKFORCE DEVELOPMENT****AB 35 – Furutani****Education: career technical education and workforce development**

*Held under submission, Senate Appropriations Committee*

This bill would have required the California Workforce Investment Board to assist the Office of the Chancellor of the California Community Colleges and the Board of Governors to develop a strategic plan for connecting education and workforce development in the state and adds career technical education as an option for fulfilling one course requirement necessary for high school graduation, and require the Department of Education to report on the number of pupils who took CTE to fulfill this graduation requirement, as specified.

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**AB 218 – Portantino****Postsecondary education: Educational and Economic Goals for California Higher Education**

*Held under submission, Senate Appropriations Committee*

This bill would have established a state accountability framework for the purpose of biennially assessing the collective progress of the state's system of postsecondary education in meeting specified educational and economic goals. Specifically, this bill would have:

- 1) Required the framework be used to measure progress towards specified goals by collecting and reporting information that answers the following six statewide policy questions.
- 2) Required that the questions delineated in (2) be answered by collecting a select number of indicators of progress, not to exceed 30, and authorized the collection of information to respond to the 25 indicators delineated in this bill, which could be modified in any year through provisional budget language in the annual Budget Act.
- 3) Authorized the governing boards of the public segments of higher education and the association representing private and independent universities to provide biennial reports as part of the accountability record and requires the reports.
- 4) Declared the following educational and economic goals for California by 2020:
  - a) Improve the educational pipeline numbers so that California is among the top 10 states in the nation in this regard;
  - b) Increase California's per capita income to the average of the top 10 new economy states, as defined; and,

- c) Rank in the top 10 states nationally for the percentages of its age groups with degrees and certificates conferred.

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**AB 2450 – Furutani**  
**Community colleges: economic and workforce development**

*Without further action, Assembly Higher Education Committee*

This bill would have required the California Community Colleges chancellor, in coordination with the Legislative Analyst's Office and industry stakeholders, to provide a study to improve and implement accountability measures.

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**SB 599 – Negrete-McLeod**  
**Workforce development**

*Chapter 642, Statutes of 2009*

This bill requires the successor agency to the Bureau for Private Postsecondary and Vocational Education to transmit data on school performance to the California Postsecondary Education Commission, extends the California Dental Corps Loan Repayment Program of 2002, and authorizes local workforce investment boards to work directly with institutions of higher education and other training providers to design education and training programs for the purpose of distributing funds provided by the federal American Recovery and Reinvestment Act of 2009.

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**SB 747 – Romero**  
**Career technical education: pilot pre-apprentice aerospace machining program**

*Held under submission, Assembly Appropriations Committee*

This bill would have established a pilot pre-apprentice aerospace machining program, administered by the California Labor and Workforce Development Agency, to provide career technical education to high school pupils until January 1, 2015.

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**GENERAL HIGHER EDUCATION ISSUES****AB 24 – Block**  
**California State University: feasibility study: Chula Vista***Vetoed*

This bill would have required the Chancellor of the California State University to conduct a feasibility study regarding establishing a CSU satellite program and independent campus at Chula Vista within 18 months after the date that the CSU Trustees certified that sufficient non-state funds were available to conduct the study.

**Veto Message:** Nothing under current law prohibits the California State University (CSU) or any other entity to conduct a study regarding the feasibility of establishing another CSU campus in Chula Vista. I appreciate the author's intention to plan for options for the future, and to ensure that any study would be funded with non-State General Fund dollars. I encourage the author to work with the CSU system, local and regional entities, and all other stakeholder groups to see if this objective is viable. However, a state law mandating such a study is unnecessary.

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**AB 36 – Furutani**  
**Public education: basic skills training***Without further action, Assembly Higher Education Committee*

Declares the intent of the Legislature to enact legislation to develop a readiness year program in the public education system that provides basic skills training for individuals entering or reentering an academic institution or the workforce and prepares those individuals to meet California's career technical education and workforce development needs.

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**AB 95 – Torlakson**  
**Student athletes: recruiting: disclosure***Without further action, Assembly Higher Education Committee*

This bill would have required a collegiate athletic recruiter representing a postsecondary educational institution in California or outside California to provide California student athletes in elementary, junior high, high school, or college with specified information relating to the college athletic program within one week of initiating personal contact with the student athlete for purposes of athletic recruiting. Required any scholarship offer to be made in writing within one week of a verbal offer and prior to a student athlete signing an athletic scholarship agreement with a postsecondary educational institution and to include specified information relating to the institution's athletic program.

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**AB 500 – Conway**  
**California State University: feasibility study: high desert campus**

*Without further action, Assembly Higher Education Committee*

This bill would have required the Trustees of the California State University, by January 1, 2011, to conduct a study regarding the feasibility of a California State University satellite program, and ultimately, an independent California State University campus, in the high desert, as defined.

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**AB 747 – Emmerson**  
**School facilities: recycling programs**

*Without further action, Senate Rules Committee*

Authorizes and encourages school districts and each campus of the University of California, California State University, and the California Community Colleges to establish and maintain a beverage container recycling program in all classrooms, administrative offices, and other areas owned or leased by the school district or college campus where a significant quantity of beverage containers is generated or may be collected.

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**AB 1901 – Ruskin**  
**Postsecondary education: Master Plan for Higher Education**

*Chapter 201, Statutes of 2010*

This bill codifies several findings and declarations contained in the report "Appreciating Our Past, Ensuring Our Future: A Public Agenda for Public Higher Education in California" by the Joint Committee on the Master Plan for Higher Education, and establishes Legislative intent that the work of the Master Plan for Higher Education review committees be used as a guide to higher education policy.

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**AB 2079 – Torlakson and Davis**  
**Student athletes: scholarships**

*Chapter 592; Statues of 2010*

This bill requires California postsecondary education institutions that offer athletic scholarships to provide specified information regarding athletic scholarships and renewals, medical expenses, and athletic releases on their Internet Web sites, beginning January 1, 2012.

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**ACR 184 – Ruskin**  
**Joint Committee on the Master Plan for Higher Education**

*Chapter 163, Statutes of 2010*

This resolution makes various findings and declarations regarding the importance of an educated society and workforce, the design of the Master Plan for Higher Education (Master Plan) as a living document open for revision, the recent 50<sup>th</sup> anniversary review of the Master Plan by the Joint Committee on the Master Plan for Higher Education (Joint Committee), the need for California to recommit to higher education and for the Legislature to address the various areas of policy improvements identified by the Joint Committee, and recommends that the Joint Committee be extended into the 2011-12 Regular Session in order to continue its work.

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**SB 511 – Committee on Education**  
**Education**

*Chapter 187, Statutes of 2009*

This bill extends until January 1, 2015, the California State Law Library's authority to charge fees and makes conforming and technical changes to several provisions of the Education Code.

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**LABOR RELATIONS & EMPLOYMENT****AB 492 – Conway**  
**Community colleges: nursing faculty**

*Without further action, Senate Education Committee*

This bill would have removed temporarily (for three and a half years) several existing statutory employment restrictions related to community college temporary clinical nursing faculty, thereby allowing such faculty who work more than 60% of a full-time assignment to be employed, essentially, for more than four consecutive semesters through June 30, 2014.

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**AB 581 – Torlakson**  
**Community colleges: salaries of classroom instructors**

*Without further action, Assembly Higher Education Committee*

This bill would have made various changes to existing law requiring California Community College districts expend 50% of their expense of education on the salaries of classroom instructors, including, increasing from 50% to 52% the percentage of the expense of education that a CCC district must spend on instructor salaries.

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**AB 1095 – Hill**  
**Community colleges: full-time instruction**

*Held under submission, Assembly Appropriations Committee*

This bill would have established Legislative intent that by the end of the 2013-14 fiscal year, 75% of the hours of credit instruction be taught by full-time faculty (75/25 Standard) and provided that none of the requirements relative to the 75/25 Standard could be waived by the California Community Colleges (CCC) Board of Governors or the CCC Chancellor.

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**AB 1157 – Block**  
**Community colleges: salaries of classroom instructors**

*Without further action, Assembly Higher Education*

This bill would have defined classroom instructors to include counselors and would require that, commencing with the 2010–11 fiscal year, 52% of each district's current expense of education be expended for payment of salaries of classroom instructors.

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**AB 1180 – Nestande**  
**University of California: employee compensation: report**

*Without further action, Assembly Higher Education*

This bill would have required the University of California, on or before July 1 of each year, to submit a report to the Legislature describing expenditures on compensation packages and retirement benefits for employees and officers of the university and identifying the sources of funds for those expenditures.

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**AB 1807 – Fong, Nava**  
**Community colleges: temporary employees**

*Held under submission, Assembly Appropriations Committee*

This bill would have required community college districts, through collective bargaining, to establish and implement reemployment preference lists for part-time faculty, based on specified criteria.

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**AB 1892 – Mendoza**  
**Community colleges: part-time faculty: health insurance**

*Without further action, Assembly Higher Education Committee*

This bill would have expressed Legislative intent that commencing with the 2011-12 fiscal year, sufficient funds be appropriated to reimburse California Community College districts for the costs incurred from participation in the Part-Time Community College Faculty Health Insurance Program, and deleted language providing that provisions of the Program shall only be operative in years where funds are appropriated, and makes other related changes.

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**AB 2109 – Ruskin**  
**Community colleges: employees: appointments**

*Without further action, Assembly Higher Education Committee*

This bill would have removed the California Community College from the definition of "state agency" for all legislation enacted after January 1, 2011, and would have provided the CCC Chancellor's Office expanded personnel hiring authority.

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**ACA 17 – Nestande**  
**University of California: severance and early retirement incentives**

*Held under submission, Assembly Appropriations Committee*

This bill would have amended the state Constitution to prohibit an employee of the University of California who receives any financial benefit exceeding \$50,000 as part of a temporary voluntary separation program from UC from ever being employed by, or under contract with, the University, unless the person returns the entire financial benefit to the University.

---

**ACR 31 – Ruskin**  
**Community colleges: faculty**

*Res. Chapter 140, Statutes of 2010*

This resolution 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 faculty.

*On January 21, 2010, ACR 31 was amended out of the jurisdiction of the Assembly Higher Education Committee. The chaptered version of this resolution deals with California Holocaust Memorial Week.*

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**ACR 55 – Torlakson**  
**University of California: workplace bullying: supervisor training**

*Held under submission, Senate Appropriations Committee*

This resolution urges the University of California to provide two hours of workplace bullying, abuse, and harassment training and education to all of its supervisory employees by January 1, 2011, and every two years thereafter.

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**ACR 138 – Nava**  
**Community colleges: faculty**

*Chapter 142, Statutes of 2010*

This resolution 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 faculty.

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**SB 182 – Ashburn  
Community college nursing faculty**

*Without further action, Assembly Higher Education Committee*

This bill would have allowed temporary clinical nursing faculty at California Community Colleges to teach an unlimited number of semesters or quarters within any consecutive three year period until June 30, 2014.

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**SB 217 – Yee and Romero  
Public postsecondary education: executive officer compensation**

*Held under submission, Assembly Appropriations Committee*

This bill would have prohibited the California State University Board of Trustees from increasing the monetary compensation or approving payment of a bonus for any executive officer in any year in which the amount of General Fund monies appropriated to that segment is less than or equal to the amount appropriated in the immediately preceding fiscal year and requests the University of California Board of Regents comply with these provisions.

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**PRIVATE POSTSECONDARY EDUCATION**

**AB 48 – Portantino and Niello**

**Private postsecondary education: California Private Postsecondary Education Act of 2009**

*Chapter 310, Statutes of 2009*

Renames the Bureau for Private Postsecondary and Vocational Education as the Bureau for Private Postsecondary Education within the Department of Consumer Affairs and provides for Bureau oversight and regulation of private postsecondary institutions operating in California.

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**AB 1140 – Niello**

**California Private Postsecondary Education Act of 2009**

*Without further action, Senate Floor*

This bill would have provided for an 18-month delay in implementation of the Act, beginning July 1, 2010, for institutions that offer flight instruction or an institution that offers Federal Aviation Administration certified educational programs in aircraft maintenance.

---

**AB 1889 – Portantino**

**Private postsecondary education: California Private Postsecondary Education Act of 2009**

*Vetoed*

This bill would have enacted several technical and substantive changes to the Private Postsecondary Education Act of 2009.

**Veto Message:** Among many other provisions, this bill would require an Executive Branch agency to follow specific staffing requirements prescribed by the Legislature. This is both an inappropriate and unacceptable action to micro-manage and burden the implementation of regulatory policy.

If the author or interest groups wish to make staffing decisions for the Bureau for Private Postsecondary Education, I suggest they look into applying for the position of Bureau Chief. Applications can be obtained at: [www.gov.ca.gov/appointments](http://www.gov.ca.gov/appointments).

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**AB 2393 – Ammiano**  
**California Private Postsecondary Education Act of 2009**

*Vetoed*

This bill would have required institutions subject to the Private Postsecondary Education Act and the related oversight provided by the Bureau for Private Postsecondary Education comply with placement rate calculations for specified programs, and would have required remedies that could have been ordered to redress a violation of the Former Private Postsecondary and Vocational Education Act to remain available for certain actions.

**Veto Message:** This bill would create varying standards for determining post-graduate placement rates from different vocational fields. California needs uniform standards in this area of law that can be consistently and fairly applied by the Bureau of Private Postsecondary Education, and that are predictable for consumers and schools. This bill proposes to put California on the same path to overly confusing statutes and guidelines that existed prior to the new Private Postsecondary Education Act.

\* \* \*

**RESEARCH**

**AB 1420 – V. Manuel Perez  
State government: research**

*Without further action, Senate Rules Committee*

This bill would have requested that the California Council on Science and Technology and the California Spaceport Authority assess the state's innovation infrastructure capacity.

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**AB 1891 – Committee on Higher Education  
Sustainable agriculture research and education**

*Chapter 200, Statutes of 2010*

This bill restores, in statute, the Sustainable Agriculture Research and Education Program operated by the University of California, which was inadvertently deleted from statute in 2009, as part of an overall higher education technical cleanup measure.

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**AB 2656 – De Leon  
Postsecondary education: contracts for academic research**

*Without further action, Senate Education Committee*

This bill would have required research conducted under contract with the state, by any administrator, faculty member, or staff member of a public or private postsecondary educational institution, to be subject to internal institutional policies regarding minimum academic standards and protocols, as defined by the institution.

\* \* \*

## **STUDENT ISSUES**

### **AB 317 – Solorio Postsecondary education: college textbooks**

*Held under submission, Senate Appropriations Committee*

This bill would have expressed the intent of the Legislature to enact legislation that will make textbooks more affordable for California college students.

On October 26, 2009, AB 317 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with school attendance.

---

### **AB 386 – Ruskin Public postsecondary education: instructional materials: disabled students**

*Chapter 239, Statutes of 2009*

This bill establishes a process whereby a public postsecondary education institution requests, and receives or creates a captioned format of electronic instructional materials for students with hearing impairments.

---

### **AB 1230 – Torrico Public postsecondary education: policies prohibiting online harassment**

*Held under submission, Assembly Appropriations Committee*

This bill would have required the adoption of policies regarding online harassment within the state's public higher education institutions and required each institution to report to the Legislature by January 1, 2011 and annually thereafter on implementation of the above and any actions taken to enforce the new policy.

---

### **AB 1393 – Skinner Foster youth**

*Chapter 391, Statutes of 2009*

This bill would have requested the California Community Colleges and the University of California, and requires the California State University, in order to ensure stable housing for current and former foster youth, to give priority for campus housing to current and former foster

youth with first priority for housing open for uninterrupted year-round occupation and next priority for housing open for occupation most days during the calendar year.

---

**AB 1400 – Fong**  
**Community colleges: expulsion: hearing**

*Vetoed*

This bill would have authorized a California Community College District (CCCD) governing board to, under specified circumstances, deny admission to an applicant who has been expelled from a CCCD.

**Veto Message:** I am very supportive of the intent of this bill to maintain the safety and well being of all students attending California Community Colleges (CCC). However, as drafted, the bill creates an uneven standard between students who could be denied admission because of criminal acts they may have committed in the past.

Since I am committed to having community colleges be both safe places for quality education, as well as open institutions of hope for all students, I am asking the CCC Board of Governors to work in collaboration with CCC Chancellor Scott to work on a policy that will most effectively address this issue for the campuses.

---

**AB 2203 – Solorio**  
**Public postsecondary education: college textbooks**

*Chapter 549, Statutes of 2010.*

This bill requires the Trustees of the California State University, and requests the Regents of the University of California to review and revise their student transfer policies to ensure that faculty may choose textbooks regardless of the publication date for as long as the textbook is available and the information provided is current and reflects contemporary thinking.

---

**SB 48 – Alquist**  
**College textbooks: electronic versions**

*Chapter 161, Statutes of 2009*

This bill requires publishers that offer textbooks for sale at California postsecondary education institutions, to the extent practicable, to make those textbooks, in whole or in part, available for sale in an electronic format by January 1, 2020.

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**SB 388 – Calderon  
College textbooks**

*Held under submission, Assembly Appropriations Committee*

This bill would have established the Accountability in College Textbook Publishing Practices Act.

*On September 12, 2009, SB 388 was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with the South Coast Air Quality Management District.*

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**SB 645 – Denham  
Public higher education: training programs at military facilities**

*Vetoed*

This bill would have allowed the University of California, California State University, or the California Community Colleges to coordinate with the United States Armed Forces to establish training programs at military bases.

**Veto Message:** While this bill is intended to increase awareness of the opportunities for the military and public colleges and universities to establish partnerships, nothing in current law precludes such agreements. Therefore this bill is unnecessary.

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**SB 1045 – Alquist  
Donahoe Higher Education Act: textbooks: reporting requirements**

*Without further action, Assembly Higher Education Committee*

This bill would have clarified that the electronic version of any textbook produced by any individual, firm, partnership, or corporation that offers textbooks for sale at the University of California, California State University and the California Community Colleges, or private educational institution in the state contain, at a minimum, the same content as the printed version.

---

**SJR 2 – Liu  
Postsecondary education: college textbook affordability**

*Held under submission, Assembly Appropriations Committee*

This resolution calls on the State of California to adopt a higher education tax credit similar to the federal American Opportunity Tax Credit to make college more affordable.

\* \* \*

**T R A N S F E R**

**AB 440 – Beall**  
**Community colleges: student transfer**

*Without further action, Senate Governmental Organization Committee*

This bill would have authorized the California Community Colleges to offer an associate degree with the special designation of “for transfer” subject to specified requirements.

*On June 9, 2010, this bill was amended out of the jurisdiction of the Assembly Higher Education Committee to deal with alcoholic beverages.*

---

**AB 1295 – Fuller**  
**Postsecondary education: nursing degree programs**

*Chapter 283, Statutes of 2009*

This bill requires the Chancellor of the California State University to implement articulated nursing degree transfer pathways between the California Community Colleges and the California State University prior to the commencement of the 2012-13 academic year and requires the Legislative Analyst’s Office to report on the status of the plans to implement articulated pathways by March of 2011.

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**AB 1917 – Davis**  
**Community colleges: transfer rate improvement**

*Without further action, Assembly Higher Education Committee*

This bill would have required the Board of Governors of the California Community Colleges to develop and adopt a statewide system for improving transfer rates among community college students by January 1, 2012 and would have required that the system developed and adopted under the bill be implemented throughout the California Community Colleges commencing with the 2012–13 academic year.

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**AB 2302 – Fong**  
**Postsecondary education: student transfer**

*Chapter 427; Statutes of 2010*

This bill changes current law regarding transfer admissions to support the transfer pathway proposed by SB 1440 (Padilla), as follows:

- 1) Requires the California State University to do the following for any California Community College student who meets all the requirements for transfer established by SB 1440, notwithstanding existing laws relating to admission and categories of admission priority:
  - a) Guarantee admission with junior status, and,
  - b) Grant priority consideration for admission to the CSU campus that serves the local service area in which the student resides.
- 2) Operative August 1, 2011 and commencing with the fall term of the 2011-12 academic year, for any CCC student who meets all the requirements for transfer established by SB 1440 (Padilla), requests that the University of California:
  - a) Continue its examination of articulation of lower division major prerequisites in high demand transfer majors with a goal of working in collaboration with CCC to design CCC transfer degrees that provide students adequate preparation for entry into a major;
  - b) Consider offering guaranteed eligibility for admission into a UC campus that accepts a designated CCC transfer degree for admission into a designated UC major;
  - c) Implement pathways to qualify CCC transfer courses for a designated UC major by designating a series of CCC courses that provide sufficient lower division preparation for a designated UC major and that will be accepted by UC; and,
  - d) Provide an interim progress report to the Legislature by June 30, 2011 and a final report by December 31, 2011, with specific findings regarding UC's implementation of the specified transfer pathways.

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**AB 2451 – Furutani**  
**Community colleges: transfer course requirements: report**

*Without further action, Assembly Higher Education Committee*

This bill would have required the Legislative Analyst's Office to produce a report evaluating course alignment in the California Community Colleges and the differing course requirements for transfer to the California State University and University of California and requires the report to be submitted, pursuant to existing law requirements, to the Legislature on or before July 1, 2011.

**AB 2752 – Blakeslee**  
**Public postsecondary education: transfer requirements**

*Without further action, Senate Education Committee*

This bill would have required the California State University to develop a lower division common core curriculum comprised of 60 units instead of 45 units, as specified.

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**SB 147 – DeSaulnier**  
**California State University: career technical education courses**

*Chapter 168, Statutes of 2009*

This bill requires the California State University to implement a process whereby high school career technical education courses would satisfy a general elective course requirement for purposes of admission to CSU and should CSU fail to comply with these provisions by January 1, 2014, requires CSU to recognize courses that meet the CTE model criteria established by the State Board of Education.

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**SB 1440 – Padilla**  
**Community colleges: student transfer**

*Chapter 428, Statutes of 2010*

This bill establishes the Student Transfer Achievement Reform Act to, among other provisions, require a California Community College district to develop and grant an associate degree for transfer that deems the student eligible for transfer into a California State University baccalaureate program when the student meets outlined requirements.

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**INDEX**

<b>AB 20</b> (Solorio) University of California: California State University: contracts.....	32	<b>AB 224</b> (Portantino) Postsecondary educational institutions: meetings: live audio .....	18
<b>AB 24</b> (Block) California State University: feasibility study: Chula Vista .....	39	<b>AB 284</b> (Garrick) Charter schools: petitions .....	7
<b>AB 35</b> (Furutani) Education: career technical education and workforce development .....	37	<b>AB 317</b> (Solorio) Postsecondary education: college textbooks .....	49
<b>AB 36</b> (Furutani) Public education: basic skills training .....	39	<b>AB 336</b> (Yamada) Community colleges: nonresident tuition: firefighters exemption ..	9
<b>AB 37</b> (Furutani) Public postsecondary education: honorary degrees .....	34	<b>AB 386</b> (Ruskin) Public postsecondary education: instructional materials: disabled students .....	49
<b>AB 38</b> (Salas) Postsecondary education: resident classification: veterans .....	9	<b>AB 440</b> (Beall) Community colleges: student transfer .....	52
<b>AB 48</b> (Portantino, Niello) Private postsecondary education: California Private Postsecondary Education Act of 2009 .....	46	<b>AB 454</b> (Knight) Public postsecondary education: exemption from nonresident tuition .....	9
<b>AB 57</b> (Price) University of California hospitals: staffing .....	18	<b>AB 462</b> (Price) Public postsecondary education: systemwide fees: limitations: tax levy .....	9
<b>AB 69</b> (Duvall) Postsecondary education: enrollment growth .....	25	<b>AB 464</b> (Coto) Postsecondary education: assumption of student loans .....	10
<b>AB 78</b> (Portantino) Pupils: concurrent enrollment in community college and secondary or elementary school .....	7	<b>AB 492</b> (Conway) Community colleges: nursing faculty .....	42
<b>AB 95</b> (Torlakson) Student athletes: recruiting: disclosure .....	39	<b>AB 500</b> (Conway) California State University: feasibility study: high desert campus .....	40
<b>AB 218</b> (Portantino) Postsecondary education: Educational and Economic Goals for California Higher Education .....	37	<b>AB 551</b> (Furutani) Community colleges: funding study .....	29

<b>AB 552</b> (Solorio) Community colleges: career technical and vocational education: financing .....	29	<b>AB 1089</b> (Villines) Public postsecondary education: student financial aid .....	11
<b>AB 555</b> (Portantino, Furutani) Community colleges: attendance by secondary school pupils: partnerships .....	7	<b>AB 1095</b> (Hill) Community colleges: full-time instruction .....	42
<b>AB 573</b> (Portantino) California Council on Science and Technology .....	7	<b>AB 1140</b> (Niello) California Private Postsecondary Education Act of 2009 .....	46
<b>AB 581</b> (Torlakson) Community colleges: salaries of classroom instructors .....	42	<b>AB 1157</b> (Block) Community colleges: salaries of classroom instructors .....	42
<b>AB 649</b> (Nestande, Portantino) Contracts: University of California .....	32	<b>AB 1180</b> (Nestande) University of California: employee compensation: report .	43
<b>AB 656</b> (Torrico) California Higher Education Endowment Corporation: oil and gas severance tax .....	29	<b>AB 1182</b> (Brownley) Public postsecondary education: report requirements .....	19
<b>AB 669</b> (Fong) Postsecondary education: residency requirements .....	10	<b>AB 1207</b> (Logue) Exemption from nonresident student tuition .....	11
<b>AB 690</b> (Ammiano) Trustees of the California State University and Regents of the University of California: meetings.....	18	<b>AB 1222</b> (Bonnie Lowenthal) California State University and University of California: alumni: disclosure .....	19
<b>AB 747</b> (Emmerson) School facilities: recycling programs .....	40	<b>AB 1230</b> (Torrico) Public postsecondary education: policies prohibiting online harassment .....	49
<b>AB 774</b> (Cook) Community college districts: transportation fees .....	30	<b>AB 1240</b> (Davis) Community colleges: leasing of buildings: sale of district property .....	32
<b>AB 867</b> (Nava) California State University: Doctor of Nursing Practice degree pilot program .....	34	<b>AB 1295</b> (Fuller) Postsecondary education: nursing degree programs .....	52
<b>AB 947</b> (Brownley) Community colleges: nonresident tuition: foreign citizens .....	11	<b>AB 1393</b> (Skinner) Foster youth .....	49
<b>AB 1008</b> (Block) Taxpayer contributions: California National Guard Education Assistance Fund .....	11	<b>AB 1400</b> (Fong) Community colleges: expulsion: hearing .....	50
		<b>AB 1413</b> (Fuentes) Student financial aid .....	12
		<b>AB 1420</b> (V. Manuel Perez) State government: research .....	48

<b>AB 1436</b> (Portantino) Postsecondary educational institutions: meetings: live audio transmission .....	19	<b>AB 1895</b> (Ruskin) Public postsecondary education: residence .....	20
<b>AB 1455</b> (Hill) Community colleges: baccalaureate degrees: pilot program.....	34	<b>AB 1901</b> (Ruskin) Postsecondary education: Master Plan for Higher Education .....	40
<b>AB 1569</b> (Committee on Veterans Affairs) Veterans: National Guard: California Interagency Council on Veteran Services and Programs .....	8	<b>AB 1909</b> (Nestande) Charter schools: authorization: community college governing boards .....	8
<b>AB 1691</b> (Ammiano) Trustees of the California State University and Regents of the University of California: meetings .....	20	<b>AB 1917</b> (Davis) Community colleges: transfer rate improvement .....	52
<b>AB 1702</b> (Swanson) Community colleges: inmate education programs: computation of apportionments .....	30	<b>AB 1971</b> (Bonnie Lowenthal) California State University and University of California: alumni: disclosure .....	21
<b>AB 1703</b> (Knight) State Nursing Assumption Program of Loans for Education: veterans' homes .....	12	<b>AB 1997</b> (Portantino) Community colleges: student financial aid: pilot program .....	13
<b>AB 1713</b> (Furutani) Public education: reporting requirements .....	20	<b>AB 2021</b> (Fletcher) Fire protection: Designated Campus Fire Marshal .....	21
<b>AB 1761</b> (Fong) Cal Grant B awards: award amount .....	13	<b>AB 2026</b> (Arambula) Standardized testing: Matricula Consular: valid identification .....	25
<b>AB 1807</b> (Fong, Nava) Community colleges: temporary employees .....	43	<b>AB 2047</b> (Hernandez) Public postsecondary education: admissions policies .....	25
<b>AB 1889</b> (Portantino) Private postsecondary education: California Private Postsecondary Education Act of 2009 .....	46	<b>AB 2075</b> (Committee on Higher Education) Public contracts: California State University: bidding procedures .....	32
<b>AB 1890</b> (Committee on Higher Education) Property: lost and unclaimed .....	20	<b>AB 2079</b> (Torlakson, Davis) Student athletes: scholarships .....	40
<b>AB 1891</b> (Committee on Higher Education) Sustainable agriculture research and education .....	48	<b>AB 2086</b> (Coto) Cal Grant Program: qualifying institutions: publication of license examination passage rates .....	14
<b>AB 1892</b> (Mendoza) Community colleges: part-time faculty: health insurance .....	43	<b>AB 2109</b> (Ruskin) Community colleges: employees: appointments .....	43

<b>AB 2159</b> (Anderson) Public postsecondary education: student residency requirements ...26	<b>AB 2448</b> (Furutani) Public contracts: community college districts: purchases ..... 33
<b>AB 2203</b> (Solorio) Public postsecondary education: college textbooks .....50	<b>AB 2449</b> (Furutani) Community colleges: course completion rates: financial incentives ..... 30
<b>AB 2297</b> (Brownley) Community colleges: nonresident fees .....14	<b>AB 2450</b> (Furutani) Community colleges: economic and workforce development ..... 38
<b>AB 2302</b> (Fong) Postsecondary education: student transfer .....53	<b>AB 2451</b> (Furutani) Community colleges: transfer course requirements: report ..... 53
<b>AB 2318</b> (Yamada) Public postsecondary education: student fees .....14	<b>AB 2482</b> (Furutani) Board of Governors of the California Community Colleges: consultation process ..... 21
<b>AB 2344</b> (Nielsen) Nursing: approved schools .....21	<b>AB 2542</b> (Conway) Community colleges: Accelerating Student Success College Initiative of 2010 ..... 30
<b>AB 2382</b> (Blumenfield) California State University: Doctor of Physical Therapy degrees .....34	<b>AB 2656</b> (De Leon) Postsecondary education: contracts for academic research .. 48
<b>AB 2385</b> (John A. Perez) Pilot Program for Innovative Nursing and Allied Health Care Profession Education at the California Community Colleges .....36	<b>AB 2682</b> (Block) Community colleges: student assessments: pilot project: California Community Colleges Common Assessment..... 22
<b>AB 2393</b> (Ammiano) California Private Postsecondary Education Act of 2009 .....47	<b>AB 2752</b> (Blakeslee) Public postsecondary education: transfer requirements ..... 54
<b>AB 2400</b> (Block, Anderson, Hill) Public postsecondary education: community colleges: baccalaureate degree pilot program .....36	<b>AB 2753</b> (Furutani) Los Angeles Community College District: design-assist contract pilot program ..... 33
<b>AB 2401</b> (Block) Public postsecondary education: admissions policy .....26	<b>ACA 17</b> (Nestande) University of California: severance and early retirement incentives ..... 44
<b>AB 2402</b> (Block) California State University: admissions: procedural requirements .....26	<b>ACA 23</b> (Hernandez) Public postsecondary education: student recruitment and retention ..... 27
<b>AB 2447</b> (Furutani) Student financial aid: Cal Grant Program .....14	

<b>ACR 2</b> (Hall) Management of Martin Luther King, Jr. Hospital .....	22	<b>SB 361</b> (Runner) Public postsecondary education: priority registration: Armed Forces and State Military Reserve service ...	28
<b>ACR 31</b> (Ruskin, Block) Community colleges: faculty .....	44	<b>SB 388</b> (Calderon) South Coast Air Quality Management District: emission reduction credits: California Environmental Quality Act .....	51
<b>ACR 55</b> (Torlakson) University of California: workplace bullying: supervisor training .....	44	<b>SB 511</b> (Committee on Education) Education .....	41
<b>ACR 138</b> (Nava) Community colleges: faculty .....	44	<b>SB 599</b> (Negrete-McLeod) Workforce development .....	38
<b>ACR 184</b> (Ruskin) Joint Committee on the Master Plan for Higher Education .....	41	<b>SB 645</b> (Denham) Public higher education: training programs at military facilities .....	51
<b>HR 4</b> (Portantino) Federal aid to higher education .....	31	<b>SB 747</b> (Romero) Career technical education: pilot preapprentice aerospace machining program .....	38
<b>SB 48</b> (Alquist) College textbooks: electronic versions .....	50	<b>SB 815</b> (Cogdill) Student financial aid program: California National Guard Education Assistance Award Program .....	15
<b>SB 82</b> (Hancock) Community colleges: transportation fees .....	31	<b>SB 957</b> (Price) Student financial aid: Cal Grant C awards .....	15
<b>SB 147</b> (DeSaulnier) California State University: career technical education courses .....	54	<b>SB 969</b> (Liu, Romero) Public postsecondary education: student fee policy .....	16
<b>SB 182</b> (Ashburn) Community college nursing faculty .....	45	<b>SB 1011</b> (Calderon) Student fees: special sessions .....	16
<b>SB 217</b> (Yee, Romero) Public postsecondary education: executive officer compensation .....	45	<b>SB 1045</b> (Alquist) Donahoe Higher Education Act: textbooks: reporting requirements .....	51
<b>SB 218</b> (Yee) Public records: state agency: auxiliary organizations.....	22	<b>SB 1046</b> (Cogdill) Government tort claims: California State University.....	24
<b>SB 248</b> (Oropeza) Educational equity: Title IX .....	15	<b>SB 1075</b> (Correa) Military service: benefits .....	16
<b>SB 330</b> (Yee) Public records: auxiliary organizations .....	23		

**SB 1122** (Wright) Public contracts:  
University of California: competitive  
bidding and employment .....33

**SB 1143** (Liu) Community colleges:  
student success and completion: taskforce  
and plan .....31

**SB 1382** (Committee on Veterans Affairs)  
Student financial aid: Cal Grant Program:  
methodology .....16

**SB 1440** (Padilla) Colleges: student  
transfer .....54

**SB 1460** (Cedillo) Student financial aid:  
eligibility: California Dream Act of 2010.....16

**SJR 2** (Liu) Postsecondary education:  
college textbook affordability .....51

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