

AGENDA

COMMITTEE ON GOVERNMENTAL RELATIONS

Meeting: 11:00 a.m. Tuesday, May 13, 2008
Glenn S. Dumke Auditorium

Melinda Guzman, Chair
Debra S. Farar, Vice Chair
Jeffrey L. Bleich
Carol R. Chandler
A. Robert Linscheid
Peter G. Mehas
Lou Monville
Jennifer Reimer
Craig R. Smith

Consent Items

Approval of Minutes of Meeting of March 12, 2008

Discussion Items

1. 2007-2008 Legislative Report No. 9, *Action*

**MINUTES OF THE MEETING OF
COMMITTEE ON GOVERNMENTAL RELATIONS**

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

March 12, 2008

Members Present

Debra S. Farar, Vice Chair
Roberta Achtenberg, Chair of the Board
Carol R. Chandler
A. Robert Linscheid
Peter G. Mehas
Lou Monville
Charles B. Reed, Chancellor
Jennifer Reimer
Craig R. Smith

Approval of Minutes

The minutes of January 22, 2008 were approved.

2007-2008 Legislative Report No. 8

Trustee Debra Farar called the meeting to order noting that the item would be a review of the status of trustee sponsored legislation for 2008 and other priority bills. She then introduced Ms. Karen Zamarripa, assistant vice chancellor, advocacy and institutional relations, and asked her to present the report.

Ms. Zamarripa first welcomed new trustee Curtis Grima, and said she looked forward to working with him. She then congratulated trustees Roberta Achtenberg and Peter Mehas on their confirmation to the board by the state senate.

Per Ms. Zamarripa, the State Capitol is still processing the results of the February 5th vote. There is relief that voters supported the tribal compacts, which hopefully will result in some revenue for the state general fund; but they also rejected a constitutional funding model for community colleges that would have locked up more of the revenues available for higher education as a whole.

The Legislature is also recovering from the failure of Proposition 93 (term limits initiative) leading to over 30% of the sitting legislature being termed out this fall. Ms. Zamarripa then

updated the committee on the significant changes taking place in Sacramento within the state legislature due to term limits, and provided some insight into how that may affect CSU and the work we are already doing in the Capitol.

Next Ms. Zamarripa addressed the current activity on budget advocacy efforts. She explained that CSU is active on several levels, and is involved with a number of different coalitions in pursuit of securing the \$386 million dollars we would like the state and legislature to provide above the January budget.

She added there is also an internal CSU coalition that meets every other week with our faculty, staff and students to work together in Sacramento and at the campus level, to educate and inform legislators and their constituents about the impact of the proposed budget cuts on the CSU.

Ms. Zamarripa acknowledged the assistance of Ms. Claudia Keith, assistant vice chancellor, public affairs, and others in the development of three key messages related to the budget dealing with: access, workforce, and economic impact. She explained that each campus has been asked to conduct a 'budget forum' or 'budget session' between now and the end of the month, and indicated most of these have been scheduled or have taken place, and have already started to generate the support of our faculty, students, alumni, and others at the local level in working with legislators. Background material has been provided to the campuses and alumni councils including a fact-sheet, talking points, and sample letters to the editor asking them to take an active role in generating support. Development at each campus of an advanced communications plan focusing specifically on the budget is another tool that will guide activities at the campus level in the next several months.

Ms. Zamarripa emphasized that what is being encouraged is a focus at the local level with elected officials in partnership with business, community and industry leaders as a third-party voice for higher education and CSU which we believe can get the attention of both Democrats and Republicans.

Ms. Zamarripa then informed the committee of the activities of the Higher Education Coalition noting that Chancellor Reed has taken a leadership role in bringing together the three public segments of higher education in order to work together on behalf of public education as a whole.

One of the first efforts achieved was organizing a budget hearing in which five industry spokespersons will address the budget committee hearing next week speaking to the value of higher education and the impact that reduction in access will have on them in the future. CSU has worked closely with the community colleges and the University of California as well as cultivating representatives from the agricultural community, biotech, and the health care industry who are taking time to speak to the full budget committee about the impact and their concerns about the budget cuts.

Other efforts in the works include a joint lobby day involving the campuses to bring agricultural leaders, faculty, staff and others to Sacramento to lobby members involved with agriculture and higher education to keep the pressure on; and there are plans for sending a number of campus representatives to the California Health Care Institute Conference in Sacramento on April 9th. These are just a few of the efforts and activities underway to develop strategies in a broader way in talking about all segments of education in California.

Ms. Zamarripa reminded the committee about the upcoming Legislative Day in Sacramento on April 28, 2008. She explained the event will offer campus delegations the opportunity to talk directly to legislators and staff about issues that are important to individual campuses. Of particular note, this year, Chancellor Reed has invited both the California Community Colleges chancellor and the leadership of the University of California to join us as a team on that day to work together to seek the support of legislators during their visits to the State Capitol that afternoon.

Ms. Zamarripa then turned to the written agenda report and briefly reviewed its contents focusing attention primarily on the status of the two CSU sponsored bills.

Ms. Zamarripa noted Senator Jack Scott has introduced the nursing doctorate bill and Senator Harmon from the Orange County area is the author of our Uniform Prudent Management of Institutional Funds Act proposal. In addition, we are recommending adding AB 2365 (De La Torre) which is a reintroduction of our jointly sponsored bill with the CSSA. The bill contains the proposal that would allow Cal Grant B recipients to get aid for fees and tuition in the first year of school.

Ms. Zamarripa suggested if the board did not object, the report would now reflect this bill as one of three sponsored priority bills for 2008.

Ms. Zamarripa also offered some general observations on the overall scope of proposed legislation for the year. Of the over 4,000 bills submitted, she noted there is less higher education related legislation this year than anticipated. On the other hand, there is a significant amount of interest in student fee policy and financial aid related issues as well as increased activity in veterans, National Guard, and military fee waivers. Other areas of apparent interest are related to CEQA and energy efficiency efforts.

Ms. Zamarripa reported that the bond bill (AB 100) has now been amended as an intent statement. As a result, she surmised it was unlikely there would be any bond conversations in the near future. However, there is a great deal of interest in dealing with budget issues and a growing concern about the level of debt service the state is carrying.

Other points of interest noted include activity surrounding SB 325 by Senator Jack Scott dealing with higher education statewide accountability. This is Senator Scott's priority as he prepares to leave the legislature. The bill would set a series of statewide policy goals for all of higher

education in the hope of guiding the legislature and future governors in stabilizing objectives related to accountability. Ms. Zamarripa indicated the CSU will continue to work with the senator toward achieving the goals of his legislation.

Two bills, AB 2083 and SB 1301 are reintroductions of previous bills, concerning the use of state university grant funds for students that are not yet full documented residents but who have attended California high schools for at least three years and graduated from one of our high schools. Often referred to as the AB 540 students, they pay the State University Fee like all other resident students but as a result of legislation passed some years ago, are not required to pay out of state tuition. These two bills have been introduced to rectify one unresolved issue – allowing such financially needy and eligible students to get financial aid from their institutions.

Dr. Barry Pasternak, chair, academic senate, CSU, informed the committee that the academic senate passed a resolution in support of the doctorate in nursing practice at the CSU, and also passed a resolution to support a delay in the implementation of new state mandated teacher performance assessments until funding is obtained.

Lt. Governor, John Garamendi addressed the committee and began by thanking Ms. Zamarripa and staff for all of their hard work to-date. He then spoke about the *Grand education coalition*; and CSU's involvement in this process. He reviewed the history, membership, and intent of the coalition and stressed the importance of also reaching out to the California business community to seek their assistance as well. The fundamental notion of the coalition is to share whatever new funding emerges with the three segments of education within the state. The Lt. Governor said he looked forward to working with CSU on this and other endeavors in the coming year.

Ms. Zamarripa concluded by acknowledging that the coming year will certainly pose many challenges. Nevertheless, she said she was confident and excited about the partnerships developed both within the CSU family and those we have built with other segments, and with the Lt. Governor and K-12, in attempting to change the destiny of the CSU and the state with regard to improving the status of education in California.

The committee recommended approval of the proposed resolution (RGR 03-08-03).

COMMITTEE ON GOVERNMENTAL RELATIONS

2007-2008 Legislative Report No. 9

Presentation By

Karen Y. Zamarripa
Assistant Vice Chancellor
Advocacy and Institutional Relations

Summary

This item contains a status report on the Trustees' 2008 Legislative Program and pertinent legislative measures currently moving through the process.

Trustees' 2008 Legislative Program

SB 1288 (Scott) Doctorate in Nursing: This measure authorizes the CSU to offer a doctor of nursing practice (DNP) degree. This program will allow the California State University to create the tenure-track nursing faculty needed by both the California State University and California Community Colleges to produce the nurses the State needs.

Status: This measure was released from the Senate Education Committee's Suspense Calendar on a 9-0 vote and will now be heard in Senate Appropriations Committee.

SB 1329 (Harman) Uniform Prudent Management of Institutional Funds Act: This measure would allow California to adopt the Uniform Prudent Management of Institutional Funds Act (UPMIFA), updating rules governing the management, investment, and expenditure of charitable funds.

Status: This measure was passed out of Senate Judiciary and will be heard next in Senate Appropriations.

AB 2365 (De La Torre) Cal Grant B Awards: Award Amount: This measure would increase the number of recipients who will receive funds for fees and tuition through Cal Grant B awards in their first year from the existing 2% to 25%, by academic year 2009-2010, then increase the number by another 25% each year until all recipients receive monies in the first year by academic year 2012-2013.

Status: This is a re-introduction of our jointly sponsored bill with the CSSA, AB 302 of the 2007 session, which was held in the fiscal committee in the

Senate due to costs. The measure was placed on the Assembly Appropriation Committee's Suspense File, which will be taken up at the end of May.

Priority Bills

AB 100 (Mullin) Education Facilities: Kindergarten-University Public Education Facilities Bond Act of 2008: This measure states the intent of the legislature to place a K-12 and higher education facility General Obligation Bond on November 2008 ballot. Of the total amount of the bond (\$9 billion), \$690,000,000 would be allotted to the CSU, consistent with proposition 1-D (2006). CSU is interested in increasing this amount to at least \$800,000,000, given our systems' estimated annual need.

CSU Position: WATCH

Status: This measure was passed out of the Assembly and is now in the Senate. The Governor's proposed budget includes \$395 million for the CSU capital outlay program thus if this bill moves forward toward the November ballot amendments CSU will seek amendments to provide the system at least \$395 million for each fiscal year addressed in the bond.

AB 178 (Coto) High Schools: Curriculum and Enrollment: College Readiness and Equity Pilot Program: This measure would have established as a pilot the College Readiness and Equity Program to provide grants to high schools that enroll and support pupils in a college preparation curriculum. The measure proposed a total grant of \$150,000 to fund this pilot.

CSU Position: SUPPORT

Status: This measure was held by the Senate Education Committee due to its costs.

AB 767 (Walters) Student Financial Aid: Veterans and Dependents: This measure would create the Golden State GI Bill of Rights for Higher Education and would provide a waiver of resident tuition at the CSU, the University of California (UC), and the California Community Colleges (CCC) for California residents who have been honorably discharged from the military and exhausted their federal benefits under the federal GI Bill.

CSU Position: OPPOSE UNLESS AMENDED

Status: This bill was made a two-year measure at the request of the author. The CSU requested that the measure provide a reimbursement from the State for these students. The CSU estimated a conservative cost of \$10 million to pay for these waivers.

AB 876 (Davis) Career Technical Education: This measure would require the California State University and request the University of California to provide assistance in the development of K-12 Career Technical Education courses for the purposes of admission by both systems and to disseminate information about those courses.

CSU Position: SUPPORT IF AMENDED

Status: This measure passed out of the Assembly and is now waiting a hearing in the Senate Education Committee. The CSU is seeking a clarifying amendment regarding the term “multiple pathways” as referred to by the bill.

AB 1415 (Brownley) Teacher Credentialing: Services Credential: Programs Of Professional Preparation: This bill requires the Commission on Teacher Credentialing to create an accountability system to assess the effectiveness of professional preparation programs in education administration.

CSU Position: OPPOSE UNLESS AMENDED

Status: This measure was held by the Senate Appropriations Committee due to costs.

AB 1578 (Leno) Foster Youth Higher Education Preparation and Support Act of 2007: California College Pathways Program: This bill states legislative intent to establish and provide services and financial support to help foster youth achieve their educational goals and establishes the California Competitive Grant Program to provide comprehensive support in postsecondary institutions to students who are former foster youth.

CSU Position: NO OFFICIAL POSITION

Status: This measure was held by the Senate Appropriations Committee due to costs.

AB 1586 (DeSaulnier) University of California and California State University: Career Technical Education Courses: This measure would require the CSU and request the UC to recognize the completion of all high school career technical education (CTE) courses that meet the model CTE curriculum standards adopted by the State Board of Education (SBE) as satisfying the completion of a general elective course requirement for the purposes of admission to that university by 2014, effectively taking away the responsibility of the CSU to set its own standards for acceptance into college and handing it to the SBE.

CSU Position: OPPOSE

Status: This measure was passed by the Assembly and is now in the Senate Education Committee.

AB 1758 (DeVore) Postsecondary Education: This measure would establish the California National Guard Education Assistance Act, which would provide a waiver on up to 60 units of course work for members who re-commit to the Guard.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure was passed out of the Assembly Higher Education Committee and the Assembly Veteran's Affairs Committee and will be heard next in the Assembly Appropriations Committee. This measure originally also would have ended out-of-state fee waivers provided to students who are not residents of California, but have attended three years of high school in California and graduated from that school (AB 540 students). That provision was removed at the request of Anthony Portantino. The CSU will seek an amendment asking for a back-fill for this lost revenue for these students which is estimated to be almost \$3 million per year

AB 1779 (Jones) Personal Information: Security Breaches: This measure would require that when notifying the media of a breach in data, the entity must also notify the Office of Privacy Protection.

CSU Position: NO OFFICIAL POSITION
Status: This measure is currently on the Assembly Floor.

AB 1821 (Portantino) California State University Trustees: Executive Office Compensation: This measure would limit the authority of the Board of Trustees on the matter of executive compensation and recruitment for *new* executive officers.

CSU Position: NO OFFICIAL POSITION
Status: The CSU and CFA have both asked the author to not move this measure as it is currently drafted. The author's office has confirmed that the bill will be amended to address a non-CSU matter. Amendments have been drafted by the author to delete the current contents of the bill, and add language relating to a Cal Grant technical matter.

AB 1927 (Galgiani) Nursing Education: Career Technical Education: This measure would have required a CSU campus that offers a nursing program to accept career technical education (CTE) coursework regardless of whether or not the coursework has met the A-G requirements. This bill was redrafted to establish the Board of Vocational Nursing and Psychiatric Technicians, under the authority of the Department of Consumer Affairs.

CSU Position: WATCH
Status: This measure was passed out of the Assembly Business Professions Committee and will be heard next in the Assembly Appropriations Committee.

AB 2083 (Nunez) Student Financial Aid: Institutional Financial Aid Eligibility: This measure would allow AB 540 students to receive institutional financial aid from a public university, like the CSU's State University Grant.

CSU Position: SUPPORT
Status: This measure was placed on the Assembly Appropriations Suspense Calendar, which will be taken up at the end of May. This measure is identical to Senator Cedillo's SB 1301.

AB 2296 (Mullin) Animals: Animal Enterprise Protection Act. This measure, which is sponsored by the University of California, would put into place the California Animal Enterprise Protection Act, in an effort to increase protections afforded to researchers who use animal subjects as a part of their academic work.

CSU Position: SUPPORT
Status: This measure was heard in Assembly Judiciary and will be heard next in Assembly Appropriations Committee.

AB 2372 (Coto) Public Postsecondary Education: Systemwide Fees: Limitations: Tax Levy: This measure proposes creating the College Affordability Act of 2008, which would limit freeze undergraduate fees for 5 years and ties any future increases to the annual percentage change in the California Consumer Price Index starting in fiscal year 2014-15. It would also place a tax of 1% on the taxable income of a resident of California who earns more than \$1 million and direct 60% of these funds to the newly created College Affordability Fund for the CSU and UC.

CSU Position: OPPOSE
Status: This measure was passed out of the Assembly Higher Education Committee on a 4-1 vote with two abstentions. It will next be heard in Assembly Revenue and Taxation Committee on April 28th.

AB 2458 (Walters) Public Postsecondary Education: Graduation Rates: This measure currently states that it is the intent of the Legislature to enact a statute to provide a student, and the institution he/she attends a financial reward for graduating early from a public postsecondary institution.

CSU Position: PENDING
Status: This measure was never referred to a policy committee and is dead for the session.

AB 2469 (Brownley) Postsecondary Education: Reporting Requirements: This measure states the intent of the Legislature to direct the Legislative Analyst's Office to convene a working group of the three public higher education segments, CPEC, Department of Finance, and the staff of both House's budget committees to review all reporting requirements placed on the segments with the goal of removing obsolete and duplicative reporting requirements and to consider eliminating those that are no longer relevant and/or duplicative.

CSU Position: SUPPORT
Status: This measure was never referred to a policy committee and is dead for the session.

AB 2496 (Huffman) Public Postsecondary Education: Tuition and Fees: This measure would provide a fee waiver to a dependent of a federal firefighter who died while performing assigned fire-fighting duties in the State. The measure also would expand the existing fee-waiver for all public safety employees' dependents to receive this waiver if the employee died as a result of an occupational disease. Under current law, such waivers are granted to the dependents of those who died of an injury caused by external violence or physical force.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure passed out of the Assembly Appropriations Committee despite the CSU's estimate of a cost of more than \$1.5 million. The measure is now on the Assembly floor, awaiting action. The CSU would request an amendment providing a backfill of revenues from the State's General Fund on the lost revenue for these students.

AB 2602 (Smyth) Public Postsecondary Education: Hunting and Trapping: Funding: This measure would state the intent of the legislature that a public institute of higher education cannot fund or participate in the lethal hunting of animals.

CSU Position: NO OFFICIAL POSITION
Status: This measure was referred to the Assembly Higher Education and Water Parks and Wildlife Committees. The author has agreed to drop this measure given the system and campus policies that have been developed and refined to address similar circumstances in the future.

AB 2722 (Duvall) Public Postsecondary Education: Statewide Student Fee Policy: This measure would require that, by the fiscal year 2009-10, the CSU and the UC maintain a level of

mandatory systemwide fees and tuition for undergraduate students for a period of at least 4 years, in an effort to allow students to budget for their costs from start to finish of their degree.

CSU Position: OPPOSE
Status: This measure failed to advance out of the Assembly Higher Education Committee, receiving only one vote.

AB 2876 (Lieber) Postsecondary Education: Student Loan Integrity Act: This measure would require a public or private university to include a notice warning applicants of the potential hazards associated with accepting a private student loans when they are notified of acceptance to the institution. The measure would also prohibit the university, or its representatives, from accepting anything of value in consideration of originating a student loan or advising or encouraging any person to accept a student loan. Finally, this measure would permit a person to seek damages from an educational institution or a lender that conspired or acted in concert with the postsecondary educational institution in violating those provisions.

CSU Position: NO OFFICIAL POSITION
Status: This measure was held by the Chair of the Assembly Higher Education Committee, Anthony Portantino because of policy concerns.

SB 191 (Padilla) Public Works: Labor Compliance Programs: This measure would put in place a labor compliance program for any project that was paid for by Proposition 1-D monies.

CSU Position: NO OFFICIAL POSITION
Status: As recently amended, this measure is similar to requirements for projects funded by the prior education bonds. The measure is currently on the Assembly floor, on its inactive file, awaiting further action.

SB 325 (Scott) Postsecondary Education: Educational and Economic Goals for California Higher Education: This measure calls for the creation of an accountability framework to measure California's progress on higher education and would use six key questions to gauge the State's success.

CSU Position: SUPPORT
Status: This measure is currently located in the Assembly Higher Education Committee.

SB 361 (Scott) Postsecondary Education: California Postsecondary Education Commission: This measure proposes to remove certain reporting requirements of the California Postsecondary Education Commission (CPEC), most of which are obsolete or have not been recently produced by the commission.

CSU Position: SUPPORT

Status: This measure was passed out of the Senate and is now with the Assembly.

SB 441 (Torlakson) State Property: Vending Machines: This measure would require each vendor that operates or maintains vending machines on designated state property to eventually phase-in a requirement that at least 25% of the food and beverages offered in the vending machine meet accepted nutritional guidelines.

CSU Position: NO OFFICIAL POSITION

Status: This bill was passed out of Senate and is now in the Assembly awaiting further action. The CSU continues to seek amendments deleting the CSU from the bill given an agreement reached with Senator Torlakson three years ago, that set standards for our vending machines and instituted compliance reporting.

SB 946 (Scott) Community College Early Assessment Pilot Program: This measure states the intent of the legislature to establish a Community College Early Assessment Pilot Program for the purpose of providing high school pupils with an indicator of their readiness for transfer-level English and mathematics at the end of grade 11, and allowing high schools to work with pupils in grade 12 to elevate the skills of these pupils to a level commensurate with transfer-level English and mathematics.

CSU Position: SUPPORT

Status: This measure is currently on the Assembly Floor's inactive file.

SB 1248 (Wyland) Career Technical Education: Career Technical Education Act of 2008: This measure proposes to make numerous changes to career technical education (CTE) in California for K-12 and the CSU. Specifically for the CSU, the measure would require the Trustees to establish industrial arts and other CTE degree programs at all campuses by January 2009. The bill also requires that units earned by students at the CSU in CTE courses could be used to satisfy general education requirements and that the Trustees allow high school CTE coursework to count towards admission to the CSU.

CSU Position: OPPOSE

Status: This measure will be heard in the Senate Education Committee on April 30. The author is expected to amend to eliminate any new costs.

SB 1290 (Wyland) National Guard: Educational Benefits: This measure would require the CSU to waive the cost of tuition and all associated fees for a member of the National Guard for up to five years and would not provide the system with additional revenues to cover this cost.

CSU Position: OPPOSE UNLESS AMENDED
Status: This measure was referred to the Senate Veteran's Affairs Committee and will not be heard this session.

SB 1301 (Cedillo) Student Financial Aid: Institutional Financial Aid Eligibility: This measure would allow AB 540 students to receive institutional financial aid from a public university, like the CSU's State University Grant (SUG).

CSU Position: SUPPORT
Status: This measure, which will be heard in Senate Appropriations on April 21, is identical to Assembly Speaker Nunez's AB 2083.

SB 1355 (Corbett) Postsecondary Education: Private Student Loans: This measure would require public and private universities to distinguish clearly between private loans and federal loans in their financial aid materials and that private loans may cost more than a federal loan.

CSU Position: NO OFFICIAL POSITION
Status: This measure was released from the Senate Education Committee's Suspense File with amendments to narrow the scope of the bill to those institutions that package private loans for their students. It would still require public institutions to add a warning to its financial aid materials on the potential hazards associated with private loans.

SB 1578 (Florez) Public Postsecondary Education: Gender Equity in Athletics: This measure would require the CSU and the UC to establish an Office of Gender Equity (OGE), and to appoint a Title IX compliance officer. It also mandates Title IX and gender equity training for all athletic department personnel and executive level university management, and that campuses with NCAA intercollegiate athletic programs achieve gender equity in participation, expenditure, and grants-in-aid for women athletics programs at a higher standard than federal, NCAA, and Cal-Now standards. Finally, each campus would be required to file with the newly created Office of Gender Equity in Academics (OGEIA), which would be established with the California Attorney's Generals Office, a Certificate of Compliance. The OGEIA would be authorized to place up to 20% of the athletic department budget of any campus into receivership if the campus were deemed to be in noncompliance for more than two consecutive years.

CSU Position: OPPOSE
Status: This measure was put over by the author and will not move this session.

SB 1585 (Padilla) California Community Colleges: Transfer Students: This measure seeks to increase the number of community college students who transfer to a four-year institution by

creating a five-year “Improve Transfer Success Pilot” program for up to ten community colleges. The measure would require the CSU, and request the UC, to establish a formal university outreach program at each participating community college.

CSU Position: PENDING

Status: This measure was passed out of the Senate Education Committee and will be heard next in the Senate Appropriations Committee.

SB 1752 (Wyland) California National Guard Education Assistance Award Program: This measure would establish the California National Guard Education Assistance Award Program.

CSU Position: WATCH

Status: This measure was released from the Senate Education Committee’s Suspense File and will now go to Senate Appropriations.

Adoption of the following resolution is recommended:

RESOLVED, By the Board of Trustees of the California State University, that the 2007-08 Legislative Report No. 9 is adopted.