August 29, 2001

MEMORANDUM

TO: Dr. James M. Rosser, President
   California State University, Los Angeles

FROM: Charles B. Reed
      Chancellor

SUBJECT: Executive Order No. 788, Miscellaneous Course Fees for Nursing 211, 373, 393 and 573A

Attached is a copy of Executive Order No. 788, which authorizes California State University, Los Angeles to establish Category III, Miscellaneous Course Fees for Nursing 211, 373, 393 and 573A.

In accordance with policy of the California State University, the campus president has responsibility for implementing executive orders where applicable and for maintaining the campus repository and index for all executive orders.

Also, with regard to your recommendation included in your fee establishment request to waive specified campus mandatory fees for eligible Alan Pattee fee waiver recipients continuously enrolled since 1999/2000, please refer to my May 4, 2001 memorandum to campus presidents (attached) which mirrors your recommendation and requires no additional approval.

CBR/bo

Attachment

cc: Executive Staff, Office of the Chancellor
    CSU Campus Presidents
THE CALIFORNIA STATE UNIVERSITY
Office of the Chancellor
401 Golden Shore
Long Beach, California 90802-4210
(562) 951-4700

Executive Order: 788
Title: Miscellaneous Course Fees for Nursing 211, 373, 393 and 573A; California State University, Los Angeles
Effective Date: August 29, 2001
Supersedes: No Prior Executive Order

This Executive Order is issued pursuant to authority granted by Education Code Section 89700, Standing Orders of the Board of Trustees, Chapter III, Section 6-f-1, and Board of Trustees' Resolution RFIN 03-04-00, and consonant with Executive Order Number 740.

Effective August 29, 2001, California State University, Los Angeles is authorized to establish Category III, Miscellaneous Course Fees for Nursing 211, 373, 393 and 573A. These fees will cover the cost of lab supplies and equipment. The Nursing 211, 373 and 393 miscellaneous course fees are established at a fee rate of $100. The Nursing 573A miscellaneous course fee is established at a fee rate of $150.

Revenue collected from miscellaneous course fees are to be deposited either in the General Fund or in a local trust account, depending on the nature of the fee. Pursuant to Education Code Section 89721(g), revenue collected may be deposited in a local trust account where the fee is required of those persons who, at their option, are provided the materials, for which the fee is collected. In other words, if the student has the option to procure materials for which the fee is charged on the open market or some other way separate from the university and still fulfill the requirements of the university course, the revenue may be deposited in trust. Fees so deposited shall be used solely to meet the costs of providing these materials. Otherwise, pursuant to Section 89724(a) of the Education Code, revenue collected from the miscellaneous course fee shall be deposited in the State Treasury and credited to the General Fund for the support of the university in addition to such other amounts as may be appropriated therefor by the Legislature.

Charles B. Reed
Chancellor

Date: August 29, 2001
May 4, 2001

MEMORANDUM

TO: CSU Presidents

FROM: Charles B. Reed
Chancellor

SUBJECT: Alan Pattee Fee Waivers

Education Code Section 68120 authorizes California State University fee waivers for any surviving spouse or surviving child, natural or adopted, of any deceased government employee whose primary duty was either active law enforcement or active fire suppression who meets the criteria provided. This fee waiver program is commonly referred to as Alan Pattee fee waiver program.

Education Code Section 68120 was amended on October 10, 1999 by SB391 (Stats. 1999, c. 953). The amendment limits the fees that must be waived from “no fees or tuition of any kind” to “no systemwide mandatory fees or tuition.” Applicable systemwide mandatory fees are the State University Fee and Application Fee. A copy of Education Code Section 68120 that reflects this change is enclosed.

As with a similar modification to the Cal Veterans Fee Waiver Program, Education Code Section 32320, it is requested that campus presidents reduce the following campus mandatory fees for students eligible under Education Code Section 68120 that have been continuously enrolled since the 1999/2000 academic year:

Health Facilities Fee
Health Services Fee
Instructionally Related Activities Fee
Materials, Services and Facilities Fee
Student Body Center Fee
Please refer to CSU fee policy (Executive Order 740) that outlines the process to adjust (reduce) fees and delegates to campus presidents, the authority to adjust (reduce) fees.

In addition, Assembly Bill 1850 (Stats. 2000, c. 953) amended Education Code Section 68120 to require fee waiver benefits for surviving spouses and children of a contractor or employee of a contractor performing services for a public agency, killed in the performance of active law enforcement or active fire suppression. Fee waiver benefits for this group would only remain in effect until January 1, 2002.

In addition, there is pending legislation, Senate Bill 311 that would amend Education Code Section 68120 to extend benefits for survivors of contractors performing services for a public agency indefinitely rather than sunset on January 1, 2002.

Should you have any questions, please contact John Richards, Director of the Budget, at (562) 951-4560.

CBR/bo

Attachment

cc:     Mr. Richard P. West, Executive Vice Chancellor and Chief Financial Officer
        Campus Chief Financial Officers
        Dr. Allison Jones, CSU Access & Retention
        Mr. John Richards, CSU Budget Office
        Mr. Bruce Richardson, CSU General Counsel’s Office
        Ms. Karen Yelverton Zamarripa, CSU Governmental Affairs
68120. (a) Notwithstanding any other provision of law, no mandatory systemwide fees or tuition of any kind shall be required of or collected by the Regents of the University of California, the Board of Directors of the Hastings College of the Law, or the Trustees of the California State University from any surviving spouse or surviving child, natural or adopted, of a deceased person who met all of the following requirements:

(1) He or she was a resident of this state.
(2) He or she was employed by a public agency, or was a contractor, or an employee of a contractor, performing services for a public agency.
(3) His or her principal duties consisted of active law enforcement service or active fire suppression and prevention. This section shall not apply to a person whose principal duties were clerical, even if he or she was subject to occasional call or was occasionally called upon to perform duties within the scope of active law enforcement or active fire suppression and prevention.
(4) He or she was killed in the performance of active law enforcement or active fire suppression and prevention duties or died as a result of an accident or an injury caused by external violence or physical force, incurred in the performance of his or her active law enforcement or active fire suppression and prevention duties.

(b) As used in this section, "public agency" means the state or any city, city and county, county, district, or other local authority or public body of or within the state.

(c) This section shall remain in effect only until January 1, 2002, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2002, deletes or extends that date.