

## **AGENDA**

### **COMMITTEE OF THE WHOLE**

**Meeting: 11:00 a.m. Wednesday, January 27, 2010**  
**Glenn S. Dumke Auditorium**

Herbert L. Carter, Chair  
Roberta Achtenberg  
Carol R. Chandler  
Debra S. Farar  
Kenneth Fong  
Margaret Fortune  
George G. Gowgani  
Melinda Guzman  
William Hauck  
Raymond W. Holdsworth  
Linda A. Lang  
A. Robert Linscheid  
Peter G. Mehas  
Henry Mendoza  
Lou Monville  
Charles B. Reed, Chancellor  
Russel Statham  
Glen O. Toney

#### **Consent Items**

Approval of Minutes of Meeting of September 22, 2009

#### **Discussion Items**

1. Appointment of Member of the California State University Building Authority,  
*Action*

**MINUTES OF MEETING OF  
COMMITTEE ON THE WHOLE**

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

**Tuesday, September 22, 2009**

**Members Present**

Jeffrey L. Bleich, Chair  
Herbert L. Carter, Vice Chair  
Roberta Achtenberg  
Carol R. Chandler  
Debra S. Farar  
Margaret Fortune  
George G. Gowgani  
Melinda Guzman  
William Hauck  
Raymond W. Holdsworth  
Linda A. Lang  
Robert Linscheid  
Peter G. Mehas  
Henry Mendoza  
Lou Monville  
Charles B. Reed, Chancellor  
Russel Statham  
Glen O. Toney

Chair Bleich called the meeting to order.

**Approval of Minutes**

The minutes of July 7, 2009, were approved as submitted.

**Approve the California State University Identity Theft Prevention Implementation Plan**

Chair Bleich introduced the first item for action, the approval of an implementation plan on identity theft which is required to comply with the Federal Trade Commission's Red Flags Rule. Executive Vice Chancellor and Chief Financial Officer Benjamin Quillian presented the item and explained that the adoption of the plan not only addresses the Federal Trade Commission's Red Flags Rule, but gives delegation of authority to the Executive Vice Chancellor and CFO, or his/her designee, to oversee and administer the CSU Identity Theft Prevention Implementation Plan, including authority to modify or amend the implementation plan. Further, Dr. Quillian

explained that the Red Flags Rule is part of the Fair and Accurate Credit Transactions Act of 2003 (FACTA), which required “creditors” to adopt policies and procedures to prevent identity theft as described in section 114 of FACTA. Although the University does not often define itself as a “creditor,” institutions are considered creditors if they provide goods or services that are not fully paid for in advance or allow individuals to defer payment for goods or services. Dr. Quillian noted that there are many instances where CSU campuses meet the definition of a “creditor” under the Red Flags Rule. Executive Order 632 provides express permission for campuses to institute installment payment plans for the State University Fee and nonresident tuition. Many, if not all campus housing programs also accept installment payments. In addition, there are a number of activities in the financial aid area, such as Perkins Loan transactions, that bring campuses within the Act’s definition of a creditor.

Dr. Quillian noted that Assistant Vice Chancellor/CIO of ITS Amir Dabirian will work with appropriate stakeholders to ensure campus compliance with the CSU Identity Theft Prevention Implementation Plan (Attachment A). Assistant Vice Chancellor Dabirian, presented slides and explained that the CSU Identity Theft Prevention Implementation Plan requires campuses to develop and implement a written campus-specific Identity Theft Prevention program that may incorporate, as appropriate, its existing policies, procedures, and other arrangements that control reasonably foreseeable risks to customers from identity theft.

The committee approved the California State University Identity Theft Prevention Implementation Plan (RCOW 09-09-01).

### **General Counsel’s Report**

Chair Bleich introduced the second item, the semi-annual litigation report and was presented by Vice Chancellor Christine Helwick.

General Counsel Helwick addressed the Chair and the Committee Members presenting slides and written materials. She then gave an overview of the trends that emerge from that information.

There are currently 72 cases pending against CSU, and one case in which CSU is the plaintiff. the Monterey Bay campus within the last few weeks successfully negotiated a final resolution with the Fort Ord Reuse Authority, the City of Marina and the City of Seaside, of the issues involving their campus Master Plan, bringing to a final conclusion a long-standing dispute which gave rise to the City of Marina Supreme Court decision many years ago.

Chancellor Reed complimented President Harris on the management of this stating that she

Chair Bleich commented that General Counsel Helwick had done a fantastic job of limiting the number of cases and avoiding litigation where possible, and expressed gratitude for her leadership.

The meeting adjourned.

**COMMITTEE OF THE WHOLE**

**Appointment of Member of the California State University Headquarters Building Authority**

**Presentation By**

Benjamin F. Quillian  
Executive Vice Chancellor and  
Chief Financial Officer

**Summary**

The California State University Office of the Chancellor facility has been financed and operated through a joint powers agreement with the city of Long Beach in place since 1976. The arrangement established the California State University Headquarters Building Authority to ensure provisions of the agreement are carried forward. The Trustees appoint two members to the Authority, the city appoints two members, and those four members jointly appoint a fifth member. Members are appointed for a term of four years and may be reappointed for successive terms. The position is uncompensated.

George Pardon, recently retired Vice President of Administration and CFO at California State University, Los Angeles, has served as a Trustee representative to the Authority since 1999, and has functioned as a valuable member of the Authority. It is proposed that he be reappointed to another four year term.

**RESOLVED,** By the Board of Trustees of the California State University, that George Pardon be reappointed as a commissioner of the CSU Headquarters Building Authority for a four year term.