

Trustees of the California State University

The California State University
The Glenn S. Dumke Conference Center
401 Golden Shore • Long Beach, California 90802-4210

Resolutions

**The attached resolutions were adopted by the Board of Trustees at its meeting of
September 17-18, 2002 held in the Glenn S. Dumke Conference Center of
The California State University, 401 Golden Shore, Long Beach, California**

COMMITTEE ON FINANCE

Approval to Issue Trustees of the California State University, Systemwide Revenue Bonds and Related Debt Instruments for Various Projects (RFIN 09-02-10)

The Board of Trustees approved the resolutions prepared by Orrick, Herrington & Sutcliffe LLP as bond counsel for the Trustees by unanimous vote. The resolutions are on file and:

- (1) Authorize the sale and issuance of the Systemwide Revenue Bond Anticipation Notes and authorize the related sale and issuance of the Trustees of the California State University, Systemwide Revenue Bonds and certain actions relating thereto in an amount not-to-exceed the amounts shown for the projects above, and certain actions relating thereto.
- (2) Provide for a delegation to authorize the Chancellor, the Executive Vice Chancellor And Chief Financial Officer, and their designees to take any and all necessary actions to execute documents for the sale and issuance of the bond anticipation notes and the revenue bonds.

Approval, individually or in total, of two separate sets of financing resolutions for the following projects as described in this agenda item is recommended:

San Diego State University, Continuing Education Facility

CSU Monterey Bay, Auxiliary Student Housing Renovation

The resolutions will be implemented subject to the receipt of good bids consistent with the project's financing budget.

COMMITTEE ON CAMPUS PLANNING, BUILDINGS AND GROUNDS

Amend the 2002/2003 Capital Outlay Program, Nonstate Funded (RCPBG 09-02-13)

RESOLVED, By the Board of Trustees of The California State University, that the 2002/03 Nonstate Funded Capital Outlay Program is amended to include: 1) \$13,922,000 for preliminary plans, working drawings, construction and equipment for the California State University, Los Angeles, Parking Structure III project; 2) \$37,700,000 for preliminary plans, working drawings, construction and equipment for the California State University, Monterey Bay, North Quad Student Housing, Phase I project; 3) \$27,768,000 for preliminary plans, working drawings, construction and equipment for the California State Polytechnic University, Pomona, University Village Phase III Expansion project; 4) \$7,000,000 for preliminary plans, working drawings, construction and equipment for the California State University, Sacramento, Center for Space Science; and 5) \$2,400,000 for preliminary plans, working drawings and construction for the San Diego State University, Site Circulation Improvements project.

State and Nonstate Funded Five-Year Capital Improvement Program 2003/2004 through 2007/2008 (RCPBG 09-02-14)

RESOLVED, By the Board of Trustees of the California State University, that:

1. The final State and Nonstate Funded Five-Year Capital Improvement Program 2003/04 through 2007/08 totaling \$3,405,357,000 and \$1,858,979,000 respectively are approved.
2. The 2003/04 State Funded Capital Outlay Program included in the five-year program distributed with the agenda is approved at \$690,229,000.
3. The 2002/03 Nonstate Funded Capital Outlay Program included in the five-year program distributed with the agenda is approved at \$51,912,000, and the chancellor is authorized to proceed in 2002/03 with design documents for fast-track projects in the 2003/04 nonstate program.
4. The chancellor is requested to explore all reasonable funding methods available and communicate to the governor and the legislature the need to provide funds for the CSU state funded plan in order to develop the facilities necessary to serve all eligible students.
5. The chancellor is authorized to make adjustments, as necessary, including priority sequence, scope, phase, project cost and total budget request for the 2003/04 State Funded Capital Outlay Program within the \$690,229,000.

Approval of Schematic Plans (RCPBG 09-02-15)

1. San Diego State University—Campus Children’s Center

RESOLVED, By the Board of Trustees of the California State University, that:

1. The board finds that the Final EIR certified by this board in March 2001 was prepared to include the Campus Children's Center project pursuant to the requirements of the California Environmental Quality Act.
2. The project before this board is consistent with the project description as analyzed in the previously certified Final EIR and does not propose substantial changes to the original project description, which would require major revision to the Final EIR or Findings adopted by this board and certifying said Final EIR.
3. The project will not involve substantial changes in the circumstances under which the project will be undertaken that would require major revision to the Final EIR or the Findings adopted by this board and certifying said Final EIR.
4. No new information of substantial importance has been identified which shows the project will have one or more significant effects not discussed in the previously certified Final EIR.
5. Although the proposed project potentially could have a significant effect on the environment, no further environmental documentation is required because all potentially significant effects (a) have been analyzed adequately in the Final EIR, and (b) have been avoided or mitigated pursuant to Findings adopted in the certification of the Final EIR, including revisions or mitigation measures imposed upon the proposed project.
6. Therefore, the project is within the scope of the previously certified Final EIR, no new effects will occur and no new mitigation measures are required, and no new environmental document is required.
7. The chancellor is requested under Delegation of Authority by the Board of Trustees to file the Notice of Determination for the project.
8. The schematic plans for the San Diego State University, Campus Children's Center are approved at a project cost of \$3,509,000 at CCCI 4019.

2. San Diego State University—Gateway Addition

RESOLVED, By the Board of Trustees of the California State University, that

1. The board finds that the Categorical Exemption for the San Diego State University, Gateway Addition has been prepared in accordance with the requirements of the California Environmental Quality Act.
2. The proposed project will not have a significant effect on the environment, and the project will benefit the California State University.
3. The schematic plans for the San Diego State University, Gateway Addition are approved at a project of \$13,000,000 at CCCI 4019.

3. California State University, Stanislaus—Residence Life Village Phase III

RESOLVED, By the Board of Trustees for the California State University, that:

1. The board finds that the Negative Declaration for the California State University, Stanislaus, Residence Life Village Phase III project has been prepared in accordance with the requirements of the California Environmental Quality Act.
2. The proposed project will not have a significant effect on the environment; and the project will benefit the California State University.
3. The chancellor is requested under Delegation of Authority granted by the Board of Trustees to file the Notice of Determination for the project.
4. The schematic plans for the California State University, Stanislaus, Residence Life Village Phase III project are approved at a project cost of \$16,890,000 at CCCI 4019.

COMMITTEE ON UNIVERSITY AND FACULTY PERSONNEL

Revision of Title 5, California Code of Regulations, Section 42933, Catastrophic Leave (RUF 09-02-04)

RESOLVED, By the Board of Trustees of the California State University, acting under the authority prescribed herein and pursuant to Section 89030.1 of the Education Code, that the board hereby amends its regulations in Section 42933, Article 4.2, Subchapter 7, Chapter 1, Division 5 of Title 5 of the California Code of Regulations as follows:

§42933. Donation.

(a) Only vacation and sick leave credits may be donated. Employees may donate a maximum of ~~thirty two (32)~~ forty (40) hours of leave credits per fiscal year in increments of one hour or more. Donations are irrevocable. Donated leave credits may be used ~~only~~ to supplement Industrial Disability leave, Nonindustrial Disability Insurance or Temporary Disability payments ~~from the State Compensation Insurance Fund~~ upon the application for these benefit(s) by an eligible employee. The total amount of leave credits donated and used may not exceed an amount sufficient to ensure the continuance of the employee's regular monthly rate of compensation.

(b) The total donated leave credits shall normally not exceed an amount necessary to continue the employee for three calendar months calculated from the first day of catastrophic leave. The appointing authority may approve an additional three-month period in exceptional cases. The leave shall not be deemed donated until actually transferred by the appointing authority's recordkeeper to the record of the employee receiving leave credits. Such transfer shall be accomplished at the end of a pay period, and credits shall be transferred in the order of the dates actually pledged.

(c) For employees whose appointments have not been renewed, donated time may not be used beyond the employee's appointment expiration date in effect at the beginning of the disability.

(d) Unused donated leave credits may not be used to receive service credit following a service or disability retirement.

NOTE: Authority cited: Sections 89030 and 89500, Education Code. Reference: Section 89500, Education Code.

And, be it further

RESOLVED, That the Board of Trustees has determined that the adoption of the proposed revisions will not impose a cost or savings on any state agency; will not impose a cost or savings on any local agency or school district that is required to be reimbursed under Section 17561 of the Government Code; will not result in any cost or savings in federal funding to the state; and will not impose a mandate on local agencies or school districts;

And, be it further

RESOLVED, That the Board of Trustees delegates to the Chancellor of The California State University authority to further adopt, amend, or repeal this revision pursuant to the Administrative Procedure Act if further adoption, amendment or repeal is required and is nonsubstantial or solely grammatical in nature, or sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action.

COMMITTEE ON INSTITUTIONAL ADVANCEMENT

Approval of Naming of Facility – California State University, Dominguez Hills (RIA 09-02-07)

RESOLVED, By the Board of Trustees of the California State University, that the Track and Field Complex and the Velodrome at California State University, Dominguez Hills be named as part of The Home Depot National Training Center, subject to clarifying the circumstances under which California State University, Dominguez Hills would be entitled to additional payments, such clarification to be approved by the Chancellor.

Approval of Naming of Facility – California State University, San Marcos (RIA 09-02-08)

RESOLVED, By the Board of Trustees of the California State University, that the library at California State University, San Marcos, be named The Kellogg Library.

COMMITTEE OF THE WHOLE

Revision of Title 5, California Code of Regulations, Adding Section 42356 “Smoking on Campus” (RCOW 09-02-01)

RESOLVED, By the Board of Trustees of the California State University, acting under the authority prescribed herein and pursuant to Section 89030.1 of the Education Code, that the board hereby adopts Section 42356 of Article 9, Subchapter 5, Chapter 1, Division 5 of Title 5 of the California Code of Regulations as follows:

§42356. Smoking on Campus.

The president of each campus and the Chancellor for the headquarters office may adopt rules regulating smoking on the campuses and property of the California State University. The regulation shall seek to mitigate exposure to secondhand smoke. Notice shall be posted at or near the principal entrances of each campus or property calling attention to the existence of the rules.

NOTE: Authority cited: Section 89030 and 89031, Education Code. Reference: Section 89031, Education Code; Sections 19994.30 et seq., Government Code.

And, be it further

RESOLVED, That the Board of Trustees has determined that the adoption of the proposed section will not impose a cost or savings on any state agency; will not impose a cost or savings on any local agency or school district that is required to be reimbursed under Section 17561 of the Government Code; will not result in any nondiscretionary cost or savings to local agencies; will not result in any cost or savings in federal funding to the state; and will not impose a mandate on local agencies or school districts.

And, be it further

RESOLVED, That the Board of Trustees delegates to the Chancellor of the California State University authority to further adopt, amend, or repeal this revision if further adoption, amendment or repeal is required and is nonsubstantial or solely grammatical in nature, or sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action.

Student and Employee Participation in Adopting Rules Concerning Smoking on Campus (RCOW 09-02-02)

RESOLVED, by the Board of Trustees of the California State University that the presidents and the chancellor shall consider the views of students and employees as appropriate in adopting rules concerning smoking on campus.

COMMITTEE ON GOVERNMENTAL RELATIONS

2001/2002 Legislative Report No. 10 (RGR 09-02-06)

RESOLVED, By the Board of Trustees of the California State University, that the 2001-02 Legislative Report No. 10 is adopted.

COMMITTEE ON EDUCATIONAL POLICY

California State University Enrollment Management Policies (REP 09-02-07)

WHEREAS, California law acknowledges the responsibility of the State of California to provide the resources necessary for higher education to fulfill the requirements of the Master Plan for Higher Education; and

WHEREAS, Education Code Section 66202.5 states, “The State of California reaffirms its historic commitment to ensure adequate resources to support enrollment growth ... to accommodate eligible California freshmen applicants and eligible California Community College transfer students...;” and

WHEREAS, Education Code Section 66202 outlines categories for enrollment planning and admission priority in the following order: continuing undergraduate students in good standing, California Community College transfer students, transfer students from other four year campuses and institutions, and finally freshmen or sophomore level students; and

WHEREAS, California State University and its campuses remain committed to serving the diversity of the state through its enrollment management policy and local regions; and

now, therefore, be it

RESOLVED, By the Board of Trustees of the California State University that the following principles are adopted by the Board of Trustees effective with students seeking admission to the CSU for fall ~~2004~~2003 to aid the Chancellor and campuses in carrying out the mission of the CSU and to ensure that CSU campuses continue to comply with the provisions of the Master Plan for Education:

- CSU commits itself to the provision of equal educational opportunities for all admitted and enrolled CSU students.
- CSU reaffirms its commitment to the Master Plan to accommodate within the CSU all fully eligible students in the upper one-third of recent California high school graduates and all fully eligible, upper-division California community college transfer students.

- Appropriate to the mission of the CSU system and that of its member campuses, each CSU campus is expected to maintain a balanced student body and to provide broad-based access to the people of California.
- CSU outreach, admission, and retention policies shall continue to provide encouragement, support, academic and counseling services, and access to students traditionally underrepresented in California higher education toward the goal of enrolling a student population reflective of campus' local regions and California's growing diversity. To ensure that each campus works toward this goal within its local region, the Office of the Chancellor will coordinate all statewide efforts related to these services.
- It is the intent of the CSU Board of Trustees that campuswide impaction be avoided. The trustees will seek the instructional and physical capacity resources necessary to serve all fully eligible students who desire a CSU education. The enrollment target of each campus and its off-campus centers will be established and publicized ten months prior to the beginning of each academic year. The CSU system shall work with CSU campuses for which program impaction is inadequate to manage their enrollment pressures. A campus may be designated as impacted campuswide only if the campus can demonstrate that it has exhausted existing enrollment capacity by implementing such approaches as flexible scheduling and year-round operations, expanding distance learning and use of technology, increasing the capacity of existing off-campus centers, establishing new centers, and using facilities imaginatively, but not at the expense of regular campus maintenance and capital outlay needs.
- CSU-eligible students are guaranteed admission to at least one local CSU campus. Applicants to impacted majors or programs must meet the supplemental admission criteria for that major or program. Admission to the campus, ~~however,~~ therefore, does not include assurance of admission to a specific program.
 - If a major or program is not offered as part of the curriculum at an applicant's local CSU campus, CSU-eligible first-time freshman students are guaranteed admission to a CSU campus immediately adjacent to the applicant's local region if it offers that major or program. Depending upon enrollment demand at the immediately adjacent CSU campus, the applicant may be required to enroll in their local CSU campus to complete lower-division requirements.

The student will then be guaranteed admission as an upper-division transfer student at the immediately adjacent CSU campus. Should the student apply to any other CSU campus, (s)he will be treated as an out-of-region applicant. Students wishing to change their major or program after enrolling at the immediately adjacent CSU campus may be required by the campus to petition for approval of a change in major.

- If a major or program is not offered as part of the curriculum at an applicant's local CSU campus, CSU-eligible upper-division transfer students are guaranteed admission to a CSU campus immediately adjacent to the applicant's local region if it offers that major or program. Should the student apply to any other CSU campus, (s)he will be treated as an out-of-region applicant. Students wishing to change their major or program after enrolling at the immediately adjacent CSU campus may be required by the campus to petition for approval of a change in major.
- First-time freshmen and upper division transfer students shall be admitted to a local CSU campus on the basis of established CSU system admission policies, i.e., those standards defined in the first principle listed above. The local admission guarantee will be announced and figure prominently in all campus recruitment, outreach, and admission materials.
- For purposes of admission, "local" first-time freshmen are defined as those students who graduate from a high school historically served by a CSU campus in that region, and local upper division transfer students are defined as those who transfer from a community college historically served by a CSU campus in that region. The boundaries of a campus' local region shall contain the entire territory of the school district or community college district in which the local high school or community college campus is located.
- CSU campuses shall utilize program impaction where appropriate prior to requesting campuswide impaction.
- CSU campuses may pursue program impaction for those programs receiving more fully eligible applicants than can be accommodated. Campuswide impaction shall be authorized only when program impaction is inadequate to cope with an excess number of fully eligible applicants.

- To assist the campus in the identification of effective enrollment management policies, new or existing, that address the education needs of the local, regional, and state student population in terms of outreach, admission, and enrollment, each campus president shall consult with a presidential advisory group. The members of the presidential advisory group will include faculty, students, administrators, representatives of educational institutions from the campus' local region, and local community leaders representing broad community interests. In selecting members of the presidential advisory group, sensitivity to the cultural diversity of the campus and participants' cultural competence will be essential.
- Supplemental admission criteria will be used to screen applicants for impacted programs. Campuses approved by the chancellor to implement supplemental admission criteria shall provide public notice to all students who may be affected by these criteria, parents/families, and appropriate education agencies no later than twelve months prior to the term in which the supplemental admission criteria take effect, and shall be publicized widely. Supplemental admission criteria may be used in campuswide impact situations provided that CSU-eligible students guaranteed local regional access shall be admitted. In unusual circumstances in which a campus must respond to unanticipated enrollment pressures, a campus may implement enrollment management strategies or supplemental admission criteria without a twelve-month notice with the approval of the chancellor in accordance with Board of Trustee policy and following consultation with the presidential advisory group. In such instances, the campus shall notify immediately (1) local K-12 schools and community colleges that serve local students and (2) all applicants affected by the change and their families. Students whose street or e-mail addresses are on file at the campus will be notified directly. Local media announcements shall be used to inform the broader community and students who may not have yet been in direct contact with the campus.
- Each campus shall maintain a process by which students can confirm their admission eligibility status and processes.
- The effects of these principles and other CSU admission policies and practices shall be monitored carefully and reported by the chancellor on at least an annual basis to ensure that CSU continues to honor its Master Plan obligations in a clear and consistent way. This report will include but is not limited to the examination of campus-based services and programs to assist students at affected campuses, analysis of the impact of approved pilot programs and supplemental criteria on

student enrollment, and data on the racial and ethnic composition of the student population at campuses implementing enrollment management policies.

Academic Plan Update for Fast-Track Program Development (REP 09-02-08)

The proposed resolution refers to the campus academic plans approved by the Board of Trustees in March 2002 and includes the customary authorization for newly projected degree programs. The following resolution is recommended for adoption:

RESOLVED, by the Board of Trustees of the California State University, that the Academic Plan for California State University, Fresno (as contained in Attachment A to Agenda Item 2 of the March 12-13, 2002, meeting of the Committee on Educational Policy) be amended to include projection of a Bachelor of Science with a major in Enology and a Bachelor of Science with a major in Viticulture, with projected implementation dates of 2003; and be it further

RESOLVED, by the Board of Trustees of the California State University, that the Academic Plan for California State University, Sacramento (as contained in Attachment A to Agenda Item 2 of the March 12-13, 2002, meeting of the Committee on Educational Policy) be amended to include projection of a Master of Science in Urban Land Development, with a projected implementation date of 2003; and be it further

RESOLVED, by the Board of Trustees of the California State University, that the Academic Plan for California State University, San Bernardino (as contained in Attachment A to Agenda Item 2 of the March 12-13, 2002, meeting of the Committee on Educational Policy) be amended to include projection of a Master of Arts in Teaching Mathematics, with a projected implementation date of 2003; and be it further

RESOLVED, that each degree program newly included in the campus Academic Plan is authorized for implementation, at approximately the date indicated, subject to the chancellor's determination of need and feasibility, and provided that financial support, qualified faculty, facilities, and information resources sufficient to establish and maintain the program will be available.

- CSU commits itself to the provision of equal educational opportunities for all admitted and enrolled CSU students.

- CSU reaffirms its commitment to the Master Plan to accommodate within the CSU all fully eligible students in the upper one-third of recent California high school graduates and all fully eligible, upper-division California community college transfer students.
- Appropriate to the mission of the CSU system and that of its member campuses, each CSU campus is expected to maintain a balanced student body and to provide broad-based access to the people of California.
- CSU outreach, admission, and retention policies shall continue to provide encouragement, support, academic and counseling services, and access to students traditionally underrepresented in California higher education toward the goal of enrolling a student population reflective of campus' local regions and California's growing diversity. To ensure that each campus works toward this goal within its local region, the Office of the Chancellor will coordinate all statewide efforts related to these services.
- It is the intent of the CSU Board of Trustees that campuswide impaction be avoided. The trustees will seek the instructional and physical capacity resources necessary to serve all fully eligible students who desire a CSU education. The enrollment target of each campus and its off-campus centers will be established and publicized ten months prior to the beginning of each academic year. The CSU system shall work with CSU campuses for which program impaction is inadequate to manage their enrollment pressures. A campus may be designated as impacted campuswide only if the campus can demonstrate that it has exhausted existing enrollment capacity by implementing such approaches as flexible scheduling and year-round operations, expanding distance learning and use of technology, increasing the capacity of existing off-campus centers, establishing new centers, and using facilities imaginatively, but not at the expense of regular campus maintenance and capital outlay needs.
- CSU-eligible students are guaranteed admission to at least one local CSU campus. Applicants to impacted majors or programs must meet the supplemental admission criteria for that major or program. Admission to the campus, however, therefore, does not include assurance of admission to a specific program.
 - If a major or program is not offered as part of the curriculum at an applicant's local CSU campus, CSU-eligible first-time freshman

students are guaranteed admission to a CSU campus immediately adjacent to the applicant's local region if it offers that major or program. Depending upon enrollment demand at the immediately adjacent CSU campus, the applicant may be required to enroll in their local CSU campus to complete lower-division requirements. The student will then be guaranteed admission as an upper-division transfer student at the immediately adjacent CSU campus. Should the student apply to any other CSU campus, (s)he will be treated as an out-of-region applicant. Students wishing to change their major or program after enrolling at the immediately adjacent CSU campus may be required by the campus to petition for approval of a change in major.

- If a major or program is not offered as part of the curriculum at an applicant's local CSU campus, CSU-eligible upper-division transfer students are guaranteed admission to a CSU campus immediately adjacent to the applicant's local region if it offers that major or program. Should the student apply to any other CSU campus, (s)he will be treated as an out-of-region applicant. Students wishing to change their major or program after enrolling at the immediately adjacent CSU campus may be required by the campus to petition for approval of a change in major.
- First-time freshmen and upper division transfer students shall be admitted to a local CSU campus on the basis of established CSU system admission policies, i.e., those standards defined in the first principle listed above. The local admission guarantee will be announced and figure prominently in all campus recruitment, outreach, and admission materials.
- For purposes of admission, "local" first-time freshmen are defined as those students who graduate from a high school historically served by a CSU campus in that region, and local upper division transfer students are defined as those who transfer from a community college historically served by a CSU campus in that region. The boundaries of a campus' local region shall contain the entire territory of the school district or community college district in which the local high school or community college campus is located.
- CSU campuses shall utilize program impactation where appropriate prior to requesting campuswide impactation.

- CSU campuses may pursue program impaction for those programs receiving more fully eligible applicants than can be accommodated. Campuswide impaction shall be authorized only when program impaction is inadequate to cope with an excess number of fully eligible applicants.
- To assist the campus in the identification of effective enrollment management policies, new or existing, that address the education needs of the local, regional, and state student population in terms of outreach, admission, and enrollment, each campus president shall consult with a presidential advisory group. The members of the presidential advisory group will include faculty, students, administrators, representatives of educational institutions from the campus' local region, and local community leaders representing broad community interests. In selecting members of the presidential advisory group, sensitivity to the cultural diversity of the campus and participants' cultural competence will be essential.
- Supplemental admission criteria will be used to screen applicants for impacted programs. Campuses approved by the chancellor to implement supplemental admission criteria shall provide public notice to all students who may be affected by these criteria, parents/families, and appropriate education agencies no later than twelve months prior to the term in which the supplemental admission criteria take effect, and shall be publicized widely. Supplemental admission criteria may be used in campuswide impaction situations provided that CSU-eligible students guaranteed local regional access shall be admitted. In unusual circumstances in which a campus must respond to unanticipated enrollment pressures, a campus may implement enrollment management strategies or supplemental admission criteria without a twelve-month notice with the approval of the chancellor in accordance with Board of Trustee policy and following consultation with the presidential advisory group. In such instances, the campus shall notify immediately (1) local K-12 schools and community colleges that serve local students and (2) all applicants affected by the change and their families. Students whose street or e-mail addresses are on file at the campus will be notified directly. Local media announcements shall be used to inform the broader community and students who may not have yet been in direct contact with the campus.
- Each campus shall maintain a process by which students can confirm their admission eligibility status and processes.

- The effects of these principles and other CSU admission policies and practices shall be monitored carefully and reported by the chancellor on at least an annual basis to ensure that CSU continues to honor its Master Plan obligations in a clear and consistent way. This report will include but is not limited to the examination of campus-based services and programs to assist students at affected campuses, analysis of the impact of approved pilot programs and supplemental criteria on student enrollment, and data on the racial and ethnic composition of the student population at campuses implementing enrollment management policies.