

AGENDA

COMMITTEE ON GOVERNMENTAL RELATIONS

Meeting: **1:00 p.m., Tuesday, September 8, 2015**
 Glenn S. Dumke Auditorium

Douglas Faigin, Chair
Kelsey M. Brewer, Vice Chair
Silas H. Abrego
Adam Day
Debra S. Farar
Lupe C. Garcia
Lillian Kimbell
J. Lawrence Norton
Steven G. Stepanek

Consent Items

Approval of Minutes of Meeting of May 19, 2015

Discussion Items

1. Legislative Update, *Information*

**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**

May 19, 2015

Members Present

Douglas Faigin, Chair
Silas Abrego
Talar Alexanian
Debra S. Farar
Margaret Fortune
Lupe C. Garcia
Lillian Kimbell
Lou Monville, Chair of the Board
J. Lawrence Norton
Steven G. Stepanek
Timothy P. White, Chancellor

Trustee Faigin called the meeting to order.

Approval of Minutes

The minutes of March 25, 2015, were approved as submitted.

Legislative Update

Mr. Garrett Ashley, vice chancellor for university relations and advancement, and Ms. Karen Y. Zamarripa, assistant vice chancellor for advocacy and state relations, presented this item.

Mr. Ashley reported that the legislature has concluded the first policy deadline for measures introduced in 2015. They will now consider the fiscal impact of each measure, releasing only those deemed a priority by the legislative leadership within the context of the state's fiscal resources.

Ms. Zamarripa provided an overview of advocacy activities and the status of Board of Trustees' sponsored bills:

- **SB 462 (Wolk) Alcoholic beverages: tied house restrictions: Sonoma County:** This bill would expand non-state funding opportunities to support the Green Music Center at Sonoma

State University and its programming for the campus and community at large. This bill is on the Senate floor and will move shortly to the second house.

- **AB 819 (Irwin) Public postsecondary education: alumni associations:** This bill would allow the CSU and the University of California to continue offering alumni affinity programs. This measure was unanimously supported by both the policy and fiscal committees.
- **SB 634 (Block) Postsecondary education: interstate reciprocity agreement:** This bill would authorize California to join the national State Authorization Reciprocity Agreement (SARA), providing consumer protections for students taking advantage of distance education. A coalition would like to use this measure to regulate non-state, for-profit institutions. As a result of this opposition, the bill has been delayed until January.

Other bills of interest to the CSU include those dealing with education and infrastructure bonds; sexual assault and campus climate; campus-based fees; admissions and non-residency; and executive compensation.

Between now and mid-June, the CSU community will continue to work together to advocate for the \$97 million budget request. On May 26, CSU presidents and community members will meet with local legislators in Sacramento.

Trustee Faigin adjourned the meeting.

COMMITTEE ON GOVERNMENTAL RELATIONS

Legislative Update

Presentation By

Garrett Ashley
Vice Chancellor
University Relations and Advancement

Karen Y. Zamarripa
Assistant Vice Chancellor
Advocacy and State Relations

Summary

This item contains an updated review of bills introduced this year that may impact or be of interest to the California State University (CSU).

Background

The legislature returned from its summer recess in mid-August to complete their work for the year. The end of August was the deadline for fiscal committees to report bills to the floor. The legislative deadline for each house to pass bills before the interim recess is September 11. Any bills that are not passed by that deadline will become two-year bills, and may or may not be taken up when the legislature returns to Sacramento in December.

The one remaining significant bill of concern to the CSU is Assembly Bill 1000, which would codify CSU policies regarding implementation of student success fees.

Board of Trustees' Sponsored Legislation

AB 819 (Irwin) - CSU and University of California Alumni Affinity Programs

This measure seeks permanent authority for the CSU and the University of California (UC) to participate in affinity programs, which benefit the campuses and their alumni associations. The current statutory authority for affinity programs sunsets in January 2016.

Status: The measure was signed into law by the governor, Chapter 121, Statutes of 2015.

SB 462 (Wolk) - Sonoma State Green Music Center Ad/Sponsorship Allowances

This measure would allow local wineries and beer manufacturers to purchase ad space, donate products for sale or provide sponsorship for events at the Sonoma State University Donald and Maureen Green Music Center.

Status: The measure passed out of the Senate and the Assembly Governmental Organization Committee with unanimous support. The bill now goes to the Assembly Appropriations Committee.

SB 634 (Block) - State Authorization Reciprocity Agreement (SARA)

The U.S. Department of Education is expected to issue regulations to require every campus that offers online programs be authorized to do so in every state. In response, accrediting agencies throughout the country have developed a collaborative, known as the State Authorization Reciprocity Agreement (SARA), to facilitate common standards and access for students and universities. This measure provides the statutory authorization necessary for California to enter into SARA through the Western Interstate Commission for Higher Education (WICHE).

Status: The measure was scheduled to be heard in the Senate Education Committee on April 22. However, opposition has emerged from consumer advocates who want the state to regulate out-of-state, for-profit institutions in the same way they regulate those institutions physically located in California. This is a major issue that has been highly controversial for decades. The measure is now a two-year bill.

CSU Investment Authority

This proposal would increase the system's investment earnings on its funds through a broader range of investments to support campus infrastructure and capital outlay.

Status: The CSU is preparing legislation to implement changes developed in consultation with the Department of Finance and budget staff. The goal is to have a bill on the governor's desk by adjournment.

Key Measures

AB 38 (Eggman) - California State University: New Campuses

This measure would request the Legislative Analyst's Office (LAO) to conduct a study to assess the need for new CSU campuses.

CSU Position: NO OFFICIAL POSITION

Status: The measure passed out of the Assembly and was held by the Senate Rules Committee. Language was included in the final budget act to have

LAO do a study regarding the need for CSU and UC campuses within the year. This is partially in response to continued interest in campuses in Chula Vista, Antelope Valley and the Stockton Center at CSU Stanislaus.

AB 42 (Kim) - Postsecondary Education Mandatory Fee Freeze

This measure would prohibit the CSU, California Community Colleges (CCC) and the UC from increasing mandatory tuition and fees until fiscal year 2018-19, when the temporary taxes established by Proposition 30 expire.

CSU Position: OPPOSE UNLESS AMENDED
Status: The measure is now a two-year bill.

AB 147 (Dababneh) - Animal Research

This measure would require California's higher education institutions that conduct scientific research on domestic dogs or cats to offer the animals to animal rescue operations after they are no longer needed.

CSU Position: NO OFFICIAL POSITION
Status: The measure is on the Senate floor. UC and private institutions are impacted much more significantly than the CSU.

AB 340 (Weber) - Campus Climate Report

This measure would require the CSU, CCC and the UC, beginning in 2017-18, to provide a report once every two years on new developments and efforts being undertaken around campus climate. The report would be submitted to the legislature, governor and attorney general.

CSU Position: SUPPORT
Status: The measure passed the Senate Education Committee. The bill was scheduled to be heard by the Senate Appropriations Committee on August 17.

AB 716 (Low) - California State University Special Sessions

This measure would place into the Education Code the definition of "supplanting," included in the CSU executive order on this subject; specifically, that supplanting results when the number of state-supported course offerings decrease, while the number of self-supporting versions of that course increase. The measure would also require, to the extent possible, that any course offered as a condition of completing an undergraduate degree should be offered as a state-supported course.

CSU Position: NO OFFICIAL POSITION

Status: The measure passed out of the Senate Education Committee and is now on the Senate floor.

AB 967 (Williams) - Postsecondary Education: Sexual Assault

This measure would mandate institutions that receive state financial aid establish a uniform process for sexual assault disciplinary proceedings that treats all students in the same manner, regardless of their major or their participation with an athletic program. It also would specify forms of discipline for violations, including expulsion, suspension, and loss of aid and housing privileges; effectively creating determinate sentencing for student code of conduct violations. Finally, the measure requires annual reporting on sexual assault cases, including the number of cases each year and resulting outcomes.

CSU Position: SUPPORT

Status: The bill was scheduled to be heard by the Senate Appropriations Committee on August 17.

AB 968 (Williams) - Postsecondary Education: Transcripts

This measure would mandate that a student's suspension or expulsion be included on their transcript for as long as the prohibition is in place. This is consistent with current CSU policy.

CSU Position: SUPPORT

Status: The measure passed out of the Senate Education Committee and was expected to go to the fiscal committee mid-August.

AB 970 (Nazarian) – Labor Commissioner: Enforcement of Employee Claims

This measure expands the role of the state's Labor Commissioner to cite an employer for violations of state and local minimum wage laws.

CSU Position: OPPOSE UNLESS AMENDED

Status: The measure is pending final action on the Senate floor. The CSU requested amendments to make clear that state agencies, departments and universities are not subject to local ordinances but remain subject to state minimum wage laws. The author did amend the measure, but not in a manner which makes it clear that the CSU is excluded. Subjecting the CSU to local ordinances would be a significant shift in policy and increase unfunded mandates for campuses, with costs estimated to be in the millions of dollars.

AB 1000 (Weber) - California State University: Student Success Fees

This measure would codify the recently adopted Board of Trustees' resolution on Category II Student Success Fees. It would also require a report from the chancellor on all fees adopted and rescinded in each academic year to the Department of Finance and the Legislature.

CSU Position: OPPOSE
Status: The measure passed out of the Senate Education Committee and was scheduled to be heard by the Senate Appropriations Committee on August 17. The CSU requested amendments that balance governance and accountability in a manner that recognizes the role of the board in setting policy. Proposed amendments were rejected by the author.

AB 1317 (Salas) - Executive Officer Compensation

This measure would request the UC to adopt policies prohibiting a salary increase for executive officers if systemwide mandatory fees were increased within the last two years.

CSU Position: WATCH
Status: The measure originally applied to the CSU and the UC, but was passed out of the Assembly Appropriations Committee with amendments removing all references to the CSU. The measure is now a two-year bill.

AB 1349 (Weber) - California First Act

This measure would require the university to guarantee undergraduate admissions to a CSU campus, though not necessarily at a campus or in a major of the applicant's choice, to all California residents who apply on time and satisfy the undergraduate admissions eligibility requirements of the university, regardless of state funding levels.

CSU Position: WATCH
Status: The measure was held in the Assembly Appropriations Committee and is dead for the session.

AB 1366 (Lopez) - Dream Resource Centers

This measure would require the CCC and CSU to either establish Dream Resource Centers or ensure a designated staff person who is knowledgeable in financial aid, services and academic opportunities for all students meeting specific requirements is available.

CSU Position: NO OFFICIAL POSITION
Status: The measure passed out of Senate Education Committee and now heads to the Senate Appropriations Committee. Amendments are pending to eliminate the mandate for campus centers.

SB 3 (Leno) – Minimum Wage

This measure would increase the state minimum wage to \$13 an hour by July 1, 2017 and put in place an annual increase yearly thereafter tied to the California Consumer Price Index (CCPI).

CSU Position: NO OFFICIAL POSITION
Status: The bill has been approved by the Senate on a partisan vote and was then passed out of the Assembly Labor Committee on a 5-2 vote. The measure was scheduled to be heard next in the Senate Appropriations Committee after the summer recess. The measure is supported by employee organizations with opposition from private sector employers and the California Chamber of Commerce. The Department of Finance also opposes the measure given its estimated negative impact on the state of over \$360 million. Estimated cost for the CSU in 2017 is over \$35 million. Labor groups have begun work on a future state ballot initiative on this matter.

SB 8 (Hertzberg) - The Upward Mobility Act

Presently, this measure is only legislative intent language that would extend sales tax on service-based industries. It would also examine the impact of lowering and simplifying the personal income tax California currently uses. The bill intends to generate an estimated \$10 billion in new revenues that would be directed as follows: \$3 billion for K-14 education; \$3 billion for local government services; \$2 billion for low-income tax credits; and \$1 billion each for the UC and the CSU.

CSU Position: WATCH
Status: The measure is a two-year bill.

SB 15 (Block) - Postsecondary Education Financial Aid

This measure is Senate Pro Tem de León's higher education proposal to allocate more funds to higher education and state financial aid programs.

CSU Position: SUPPORT
Status: The measure passed out of the Senate, and will not advance until next year given the budget agreement between the Senate and Assembly. One component, a new incentive program to encourage CSU students to complete at least 30 units a year towards their degree, remains a keen interest of Senate Pro Tem de León.

SB 42 (Liu) – Postsecondary Education: Office of Higher Education Performance and Accountability

As introduced, this measure would have created the Commission on Higher Education Performance and Accountability, a replacement for the unfunded California Postsecondary

Education Commission (CPEC). This new commission would serve many of the same purposes as CPEC, but would not include representation from the higher education segments on the governing board.

CSU Position: PENDING
Status: The measure passed out of the Assembly Higher Education Committee on July 7. Like other segments, the CSU supported the original measure with the addition of segmental representatives on the governing board. In an effort to negotiate this matter with the administration, the author amended the measure to establish a higher education entity *within* the Governor's Office with an advisory committee appointed by the Senate and Assembly.

SB 247 (Lara) - Dream Centers

This measure would allow high schools, CCC, CSU and UC campuses to establish on-campus "Dream Centers" to assist undocumented students with student support services, including financial aid.

CSU Position: NO OFFICIAL POSITION
Status: The measure was held on the suspense file in the Appropriations Committee and is dead for the year.

SB 668 (Leyva) - Sexual Assault: Counselor-Victim Privilege

This measure would require all campuses to contract out with a sexual assault center, like the California Coalition Against Sexual Assault (CALCASA), to provide sexual assault counseling to our students on campus.

CSU Position: WATCH
Status: The author has deferred action on this bill until 2016 given concerns expressed by the CSU and others.

SB 669 (Pan) - California State University Personal Service Contracts

This measure would restrict the CSU's authority to manage its employees and subject the campuses to the same contracting-out restrictions and constraints imposed on state civil service.

CSU Position: OPPOSE
Status: This measure is very similar to last year's SB 943, which died in its first policy committee. It was referred to the Senate Education Committee and was scheduled to be heard on April 22, but was pulled by the author and is now a two-year bill.

SB 707 (Wolk) - Gun-Free School Zone

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This measure would prohibit a person with a concealed weapon permit from bringing a firearm onto K-12 school grounds or higher education campuses, including the CSU.

CSU Position: SUPPORT

Status: The measure passed out of the Assembly Public Safety Committee and now heads to the Assembly Appropriations Committee. The measure is sponsored by the California College and University Police Chiefs Association.