

**ACADEMIC SENATE
OF
THE CALIFORNIA STATE UNIVERSITY**

AS-3172-14/EX (Rev)
March 20-21, 2014

IN SUPPORT OF AB 2324 (WILLIAMS) PERTAINING TO CSU FACULTY TRUSTEE

- RESOLVED: That the Academic Senate of the California State University (ASCSU) thank the Board of Trustees for including the Faculty Trustee Holdover Appointment proposal in their Legislative Program for 2014; and be it further
- RESOLVED: That the ASCSU express its appreciation to Assembly Member Das Williams for introducing Assembly Bill 2324, *Trustees of the California State University: faculty member of the board*, on February 21, 2014; and be it further
- RESOLVED: That the ASCSU request that members of the CSU community register support for AB 2324 as it moves through the legislative process; and be it further
- RESOLVED: That the ASCSU distribute this resolution to the CSU Chancellor, CSU Board of Trustees, Assembly Member Das Williams, CSU Office of Advocacy and State Relations, Assembly Committee on Higher Education of the California State Legislature, CSU campus Presidents, CSU campus Senate Chairs, California Faculty Association (CFA), California State Student Association (CSSA), and CSU Emeritus and Retired Faculty Association (ERFA).

RATIONALE: *The Faculty Trustee provides the Board of Trustees (BOT) with both expertise and a faculty perspective in areas of academic policy as well as matters of curricular and fiscal concern affecting the CSU. In addition, the presence of a Faculty Trustee strengthens faculty confidence in BOT actions.*

In recent years, however, there have been lengthy intervals during which no Faculty Trustee has been appointed to the Board, the longest being the period from 2009 to 2011, which resulted in the Faculty Trustee position staying vacant for an entire 2-year term. This again occurred more recently in the summer and fall of 2013 – a period of several months during which the Board met twice without a Faculty Trustee.

AB 2324 addresses the ongoing concern raised by the ASCSU pertaining to the lack of a faculty trustee on the CSU Board of Trustees, most recently described in the ASCSU resolutions listed below.

AS-3153-13/FGA/FA, Ensuring the Continuous Presence of a Faculty Trustee on the California State University Board of Trustees
<http://www.calstate.edu/AcadSen/Records/Resolutions/2013-2014/documents/3153.pdf>

AS-3141-13/EX, Concern over Delay in Governor's Appointment of CSU Faculty Trustee <http://www.calstate.edu/AcadSen/Records/Resolutions/2013-2014/documents/3141.pdf>

Approved Unanimously – May 16, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2324

Introduced by Assembly Member Williams

February 21, 2014

An act to amend Section 66602 of the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2324, as introduced, Williams. Trustees of the California State University: faculty member of the board.

Existing law establishes the various campuses of the California State University under the administration of the Trustees of the California State University. Existing law provides for the membership of the Trustees of the California State University to include 5 specified ex officio members, 16 appointive members appointed by the Governor and subject to confirmation by the Senate, one representative of the alumni associations, 2 student members appointed by the Governor, and a faculty member appointed by the Governor. Existing law establishes that the 2-year term of office of a faculty member commences July 1, and expires on June 30, 2 years thereafter.

This bill would allow a faculty member to remain on the board after his or her 2-year term expires for one additional 2-year term if the Governor has not appointed a successor, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66602 of the Education Code is amended
2 to read:

3 66602. (a) The board shall be composed of the following five
4 ex officio members: the Governor, the Lieutenant Governor, the
5 Superintendent of Public Instruction, the Speaker of the Assembly,
6 and the person named by the trustees to serve as the Chancellor
7 of the California State University; a representative of the alumni
8 associations of the state university, selected for a two-year term
9 by the alumni council, California State University, which
10 representative shall not be an employee of the California State
11 University during the two-year term; and 16 appointive members
12 appointed by the Governor and subject to confirmation by
13 two-thirds of the membership of the Senate.

14 (b) (1) Two students from the California State University, who
15 shall have at least sophomore year standing at the institutions they
16 attend, and who remain in good standing as students during their
17 respective terms, shall also be appointed by the Governor to serve
18 on the board for two-year terms.

19 (2) In the selection of students as members of the board, the
20 Governor shall appoint the students from lists of names of at least
21 two, but not more than five, persons furnished by the governing
22 board of any statewide student organization that represents the
23 students of the California State University and the student body
24 organizations of the campuses of the California State University.
25 Any appointment to fill a vacancy of a student member shall be
26 effective only for the remainder of the term of the student member's
27 office that became vacated.

28 (3) The term of office of one student member of the board shall
29 commence on July 1 of an even-numbered year and expire on June
30 30 two years thereafter. The term of office of the other student
31 member of the board shall commence on July 1 of an
32 odd-numbered year and expire on June 30 two years thereafter.
33 Notwithstanding paragraph (1), a student member who graduates
34 from his or her college or university on or after January 1 of the
35 second year of his or her term of office may serve the remainder
36 of the term.

37 (4) (A) During the first year of a student member's term, a
38 student member shall be a member of the board and may attend

1 all meetings of the board and its committees. At these meetings,
2 a student member may fully participate in discussion and debate,
3 but may not vote. During the second year of a student member's
4 term, a student member may exercise the same right to attend
5 meetings of the board, and its committees, and shall have the same
6 right to vote as the members appointed pursuant to subdivision
7 (a).

8 (B) Notwithstanding subparagraph (A), during the first year of
9 a student member's term, the student member may vote at a board
10 meeting if the other student member is absent from that meeting
11 due to illness, a family emergency, or a medical emergency.

12 (5) Notwithstanding paragraph (4), if a student member resigns
13 from office or a vacancy is otherwise created in that office during
14 the second year of a student member's term, the remaining student
15 member shall immediately assume the office created by the vacancy
16 and all of the participation privileges of the second-year student
17 member, including the right to vote, for the remainder of that term
18 of office.

19 (6) A student member shall have his or her tuition fee waived
20 for the duration of his or her term of office.

21 (c) (1) A faculty member from the California State University,
22 who shall be tenured at the California State University campus at
23 which he or she teaches, shall also be appointed by the Governor
24 to serve on the board for a two-year term. In the selection of a
25 faculty member as a member of the board, the Governor shall
26 appoint the faculty member from a list of names of at least two
27 persons furnished by the Academic Senate of the California State
28 University.

29 (2) The faculty member of the board appointed by the Governor
30 pursuant to this subdivision shall not participate on any
31 subcommittee of the board responsible for collective bargaining
32 negotiations.

33 (3) The *two-year* term of office of the faculty member of the
34 board shall commence on July 1, ~~and shall expire on June 30 two~~
35 ~~years thereafter~~ *and the faculty member may remain in office after*
36 *the term expires for one additional two-year term if the Governor*
37 *has not appointed a successor under paragraph (1).*